



DEVELOPMENT SERVICES CENTER



DSC Information Notice #212 **July 21, 2014** **(UPDATE/Clarification to DSC Notice #207)**

Topic: Virginia Stormwater Management Program (VSMP)

GRANDFATHERING and CONTINUED USE OF OLD STORMWATER TECHNICAL DESIGN CRITERIA (Part II C Technical Criteria)

DSC Notice # 207, published June 26, 2014, stated that the City of Virginia Beach would follow the guidance set out by DEQ, which includes an expectation that an Erosion and Sediment Control plan be submitted for review and approval within 60 days of the 2014 State Construction General Permit (CGP) issuance.

The DSC Notice also stated that the plan to be submitted must be an Erosion and Sediment Control and Stormwater Management Plan. This is in compliance with our E&S and Stormwater Ordinances.

We realize that there is significant surveying and engineering time involved in the preparation of plans for submittal, and 60 days may be insufficient to properly prepare and meet the requirements of E&S/Stormwater Plans. Therefore we have made the following modifications/clarifications to DSC Notice #207:

1. Should a developer or design professional need additional time to have these plans prepared and submitted in order to maintain coverage and use of the Part II C Technical Criteria, he or she may request in writing (to the DSC Coordinator), a variance to the 60 day requirement, as allowed under Section 1-21 B of the Stormwater Management Ordinance. The request must state why 60 days is not sufficient and also state the date that the plans will be submitted for review and approval. The Administrator may grant, deny or place conditions on the request as deemed appropriate for the circumstances. Additional information, maps, etc. that may be useful may be submitted with the request. There is no required format for this variance request; however it should be on company letterhead and signed by a company official or design professional.

2. The Stormwater Management plan may be limited to the E&S/clearing/demolition phase of the project. The stormwater design for ultimate development may be submitted at a later date.
3. The new [E&S/Stormwater submittal form](#) must be used with these submittals.
4. No review fee will be charged if proof of registering for the 2009 and 2014 CGPs and proof of payment to the State for both 2009 and 2014 CGPs are submitted with the plans as explained below.
5. If E&S and Stormwater plans were previously submitted and reviewed prior to July 1, 2014, the expectation of E&S plan submittal within 60 days has already been met.

Further clarification:

Beginning July 1, 2014, developers and consultants who wish to utilize the Part II C Technical Criteria must provide the following information with their plan submittals (all new submittals and resubmittals):

- Copy of city approval prior to July 1, 2012 (may be a Rezoning, Conditional Use, CBPA Board Approval, etc.)

OR

- Proof of having obtained 2009 CGP coverage (copy of 2009 registration statement submitted to DEQ or DEQ Coverage Letter), and
- Proof of having registered for 2014 CGP coverage (copy of 2014 registration statement submitted to DEQ or DEQ Coverage Letter), and
- Proof of payment to the State for the 2009 and 2014 permit fees (DEQ receipts or copies of checks)

EFFECTIVE DATE: Immediately

For More Information, Please Contact:

DSC Coordinator

Nancy McIntyre, P.E., L.S. – nmcintyr@vbgov.com(757) 385-4900

DSC Senior Project Manager

Tony Tolentino, P.E. – ttolenti@vbgov.com(757) 385-8506

DSC Project Managers

Ronald Frink - rfrink@vbgov.com (757) 385-5661

Emiliee Auyang-Jessen, P.E. – eauyang@vbgov.com(757) 385-8623

Theresa Holleran, P.E. – thollera@vbgov.com(757) 385-5655

DSC Plan Intake

Kim Dotson – kdotson@vbgov.com(757) 385-4276