



*Commonwealth of Virginia*

**VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY**

PIEDMONT REGIONAL OFFICE  
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Director  
(804) 698-4020

Jerome Brooks  
Regional Director

April 19, 2024

Mr. J.E. Lincoln Saunders  
Chief Administrative Officer  
City of Richmond  
900 East Broad Street  
Richmond, VA 23219

RE: Approval of Project Substitution in Final Plan Pursuant to SB 1064 (2020) and Section D, Para. 4 of Amendment to Special Order by Consent Issued December 2, 2020

Dear Mr. Saunders:

The DEQ Piedmont Regional Office received the City of Richmond's *draft Final Plan Report* dated March 7, 2024 which included your letter requesting concurrence and approval of the substitution of two Final Plan projects in lieu of three of the 2002 City of Richmond Long Term Control Plan (LTCP) Projects. DEQ staff have reviewed the City of Richmond's request and concur that the proposed substitutions are in accordance with the December 2, 2020 Amendment to the 2005 Special Order by Consent and SB1064 passed by the Virginia General Assembly on April 2, 2020. Therefore, DEQ has no objection to the inclusion of the two proposed projects (*Shockoe #1 and Southside #1*) as described in your letter and the *draft Final Plan Report* dated March 7, 2024 and agrees that the two projects may substitute for the three LTCP projects (*#13, #15, and #19*).

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have thirty days from the date of service (the date you actually received this decision or the date it was mailed to you, whichever occurred first) within which to appeal this decision by filing a notice of appeal in accordance with the Rules of the Supreme Court of Virginia with the Director, Department of Environmental Quality. In the event that this decision is served on you by mail, three days are added to that period. Alternatively, any owner under §§ 62.1 - 44.16, 62.1 - 44.17, and 62.1 - 44.19 of the State Water Control Law aggrieved by any action of the State Water Control Board taken without a formal hearing, or by inaction of the Board, may demand in writing a formal hearing of such owner's grievance, provided a petition requesting such hearing is filed with the Board. Said petition must

meet the requirements set forth in 9 VAC 25-230-130 B of Procedural Rule No. 1. In cases involving actions of the Board, such petition must be filed within thirty days after notice of such action is mailed to such owner by certified mail.

If you have any questions, please contact me at (804)527-5086 or [Jaime.Robb@deq.virginia.gov](mailto:Jaime.Robb@deq.virginia.gov).

Sincerely,

A handwritten signature in blue ink that reads "Jaime B. Robb". The signature is written in a cursive style.

Jaime B. Robb  
Deputy Regional Director

cc:

April Bingham, Richmond DPU  
Grace LeRose, Richmond DPU  
Emily Messer, Richmond Assistant Attorney  
Eric Whitehurst, Richmond DPU  
Jefferson Reynolds, DEQ