

NOTICES

Dominion Resources Services, Inc.
Law Department
P.O. Box 26532, Richmond, VA 23261



Dominion[®]

RECEIVED APR - 1 2010

March 31, 2010

**APPLICATION OF VIRGINIA ELECTRIC AND POWER COMPANY
FOR APPROVAL OF RATE ADJUSTMENT CLAUSE
PURSUANT TO § 56-585.1 A 4 OF THE CODE OF VIRGINIA
CASE NO. PUE-2010-___**

To: Local Government Officials

Pursuant to 20 VAC 5-201-10 J, Virginia Electric and Power Company is providing you a copy of its Notice and Application in the above-referenced matter. Please take notice of its contents.

A copy of the complete Application in this matter may be obtained from Dominion Virginia Power at no cost by written or oral request to William H. Baxter II, Law Department, Dominion Resources Services, Inc., Post Office Box 26532, Richmond, Virginia 23261, (804) 819-2458.



William H. Baxter II
Senior Counsel

Attachments

Dominion Resources Services, Inc.
Law Department
P.O. Box 26532, Richmond, VA 23261



Karen L. Bell
Assistant General Counsel
Direct (804) 819-2269
Facsimile: (804) 819-2183

VIA HAND DELIVERY

January 29, 2010

Mr. Joel H. Peck, Clerk
c/o Document Control Center
State Corporation Commission
1300 East Main Street
Tyler Building – First Floor
Richmond, Virginia 23219

**Notice of Virginia Electric and Power Company of Intent to File Applications or
Petitions Pursuant to §§ 56-585.1 A 4 and 56-585.1 A 6
of the Code of Virginia**

Dear Mr. Peck:

Please find enclosed for filing the *Notice of Intent to File Applications or Petitions Pursuant to §§ 56-585.1 A 4 and 56-585.1 A 6 of the Code of Virginia of Virginia Electric and Power Company d/b/a Dominion Virginia Power.*

Should you have any questions, please do not hesitate to contact me.

Sincerely,

Karen L. Bell / *utb*

Karen L. Bell
Assistant General Counsel

Enclosures

cc: William H. Chambliss, Esq.
John F. Dudley, Esq.

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

NOTICE OF)
)
VIRGINIA ELECTRIC AND POWER COMPANY)
)
Of intent to file applications or petitions)
pursuant to §§ 56-585.1 A 4 and 56-585.1 A 6)
of the Code of Virginia)

NOTICE OF INTENT TO FILE APPLICATIONS OR PETITIONS PURSUANT TO
§§ 56-585.1 A 4 AND 56-585.1 A 6 OF THE CODE OF VIRGINIA
OF VIRGINIA ELECTRIC AND POWER COMPANY
d/b/a DOMINION VIRGINIA POWER

Pursuant to 20 VAC 5-201-10(A), Virginia Electric and Power Company d/b/a
Dominion Virginia Power, by counsel, hereby submits its Notice of Intent to File
Applications or Petitions, pursuant to §§ 56-585.1 A 4 and 56-585.1 A 6 of the Code of
Virginia, with the State Corporation Commission on or after March 31, 2010.

VIRGINIA ELECTRIC AND POWER COMPANY

By: Karen L. Bell / attor
Of Counsel

Pamela J. Walker
Karen L. Bell
Lisa S. Booth
M. Renae Carter
William H. Baxter II
Dominion Resources Services, Inc.
120 Tredegar Street
Richmond, Virginia 23219
(804) 819-2269 (telephone)
(804) 819-2183 (facsimile)
pamela.walker@dom.com
karen.bell@dom.com
lisa.s.booth@dom.com
m.renae.carter@dom.com
william.h.baxter@dom.com

Edward L. Flippen
Stephen H. Watts, II
Joseph K. Reid, III
Vishwa B. Link
Kristian M. Dahl
McGuireWoods LLP
One James Center
901 East Cary Street
Richmond, Virginia 23219-4030
(804) 775-1000 (telephone)
(804) 698-2019 (facsimile)
eflippen@mcguirewoods.com
swatts@mcguirewoods.com
jreid@mcguirewoods.com
vlink@mcguirewoods.com
kdahl@mcguirewoods.com

Counsel for Virginia Electric and Power Company

January 29, 2010

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY

Case No. PUE-2010-_____

For approval of rate adjustment clause pursuant
to § 56-585.1 A 4 of the Code of Virginia

VIRGINIA ELECTRIC AND POWER COMPANY'S
APPLICATION AND REQUEST FOR WAIVER

Virginia Electric and Power Company, d/b/a Dominion Virginia Power (“Dominion Virginia Power” or the “Company”), by counsel, pursuant to Va. Code § 56-585.1 A 4 (“Subsection A 4”) and 20 VAC 5-201-10, 20 VAC 5-201-60, and 20 VAC 5-201-90 of the Commission’s Rules Governing Utility Rate Applications and Annual Informational Filings, 20 VAC 5-201-10, *et seq.* (the “Rate Case Rules”), respectfully files its application¹ with the State Corporation Commission (the “Commission”) for approval of a rate adjustment clause (“RAC”), designated Rider T, under Subsection A 4 for recovery of (i) costs charged to the Company by PJM Interconnection L.L.C. (“PJM”) for transmission services provided to the Company by PJM, as determined under applicable rates, terms and conditions approved by the Federal Energy Regulatory Commission (“FERC”); and (ii) costs charged to the Company by PJM associated with demand response programs approved by FERC and administered by PJM. In support of its Application, the Company respectfully shows the following:

¹ In its initial Rider T filing in Case No. PUE-2009-00018, the Company styled its initial pleading as a petition, consistent with the language of Subsection A 4 stating that “[u]pon a petition of a utility. . . the Commission shall approve a rate adjustment clause” under that subsection. In its April 21, 2009 Order for Notice and Hearing, and throughout that proceeding, the Commission described that filing as an application, consistent with Rule 80 of its Rules of Practice and Procedure, 5 VAC 5-20-80, and Rules 10 and 60 of its Rate Case Rules, 20 VAC 5-201-10 and 60, respectively. To avoid confusion, this filing is styled as an application consistent with the Commission’s approach in Case No. PUE-2009-00018.

GENERAL INFORMATION

1. Dominion Virginia Power is a public service corporation organized under the laws of the Commonwealth of Virginia furnishing electric service to the public within its certificated service territory. The Company also supplies electric service to nonjurisdictional customers in Virginia and to the public in portions of North Carolina. Dominion Virginia Power's electric system, consisting of facilities for generation, transmission and distribution of electric energy, as well as associated facilities, is interconnected with the electric systems of neighboring utilities and is part of the interconnected network of electric systems serving the continental United States. By reason of its operations in Virginia and North Carolina and its interconnections with other electric utilities, the Company is engaged in interstate commerce. The Company's name and post office address are:

Virginia Electric and Power Company
120 Tredegar Street
Richmond, Virginia 23219

2. The addresses and telephone numbers of the attorneys for the Company are:

Pamela J. Walker
Karen L. Bell
William H. Baxter II
Dominion Resources Services, Inc.
120 Tredegar Street, RS-2
Richmond, Virginia 23219
(804) 819-2270
(804) 819-2269
(804) 819-2458
pamela.walker@dom.com
karen.bell@dom.com
william.h.baxter@dom.com

Stephen H. Watts, II
Joseph K. Reid, III
Patrick L. Gregory
McGuire Woods LLP
One James Center
901 East Cary Street
Richmond, Virginia 23219-4030
(804) 775-4357
(804) 775-1198
(804) 775-1167
swatts@mcguirewoods.com
jreid@mcguirewoods.com
pgregory@mcguirewoods.com

BACKGROUND, SUMMARY AND BASIS FOR RAC

3. Subsection A 4, adopted during the 2007 Session of the Virginia General Assembly as part of what is now known as the Virginia Electric Utility Regulation Act (the “Act”), provides that the following costs incurred by an investor-owned incumbent electric utility,² such as the Company, “shall be deemed reasonable and prudent”: “(i) costs for transmission services provided to the utility by the regional transmission entity of which the utility is a member, as determined under applicable rates, terms and conditions approved by the Federal Energy Regulatory Commission” (“A 4(i) Costs”); and “(ii) costs charged to the utility that are associated with demand response programs approved by the Federal Energy Regulatory Commission and administered by the regional transmission entity of which the utility is a member” (“A 4(ii) Costs”). Subsection A 4 provides further that “[u]pon petition of a utility at any time after the expiration or termination of capped rates, but not more than once in any 12-month period, the Commission shall approve a rate adjustment clause under which such costs, including, without limitation, costs for transmission service, charges for new and existing transmission facilities, administrative charges, and ancillary service charges designed to recover

² The term “incumbent electric utility” is defined for purposes of § 56-585.1 to mean “each electric utility in the Commonwealth that, prior to July 1, 1999, supplied electric energy to retail customers located in an exclusive service territory established by the Commission.” Va. Code § 56-576.

transmission costs, shall be recovered on a timely and current basis from customers.” Finally, Subsection A 4 states that “[r]etail rates to recover these costs shall be designed using the appropriate billing determinants in the retail rate schedules.”

4. Effective May 1, 2005, the Company became a member of PJM, a regional transmission entity that has been approved as a regional transmission organization (“RTO”) by FERC, at which time PJM assumed operational control of the Company’s electric transmission facilities, and the Company gained direct access to the PJM capacity and energy markets. Accordingly, PJM is “the regional transmission entity of which the [Company] is a member” for the purposes of Subsection A 4. As an integrated electric utility member of PJM, the Company obtains transmission service from PJM and pays PJM charges for such service at the rates contained in PJM’s Open Access Transmission Tariff (“PJM OATT”) approved by FERC. These charges constitute A 4(i) Costs and include:

A. Network Integrated Transmission Service (“NITS”) charges in accordance with the PJM OATT, Attachment H-16, Annual Transmission Charges – Virginia Electric and Power Company, based on PJM rates for calendar year 2010;

B. Annual PJM charges under the PJM OATT, Schedule 12, Transmission Enhancement Charges, (which are based upon the latest data available through PJM) for net transmission service enhancement costs;

C. PJM administrative charges calculated under the PJM OATT, Schedule 9, Administrative Services;

D. PJM charges under the PJM OATT, Schedule 1A for Scheduling, System Control, and Dispatch Service ancillary services;³ and

³ The Company currently recovers these costs through its NITS rate and, therefore, does not have a separately stated rate in the PJM tariff for these ancillary services.

E. As discussed in more detail below, deferred RTO costs approved by FERC in Docket No. ER08-1540 for recovery through PJM's Deferral Recovery Charge ("DRC") tariff rate.

5. The Company also pays PJM charges for the costs of PJM demand response programs – *i.e.*, the Economic Load Response Program and the Emergency Load Response Program – determined in accordance with Section 3.3A of Attachment K of the PJM OATT, the last section of Attachment K (labeled Emergency Load Response Program) and Attachments D and DD-1 of the PJM OATT. Both are demand response programs approved by FERC and administered by PJM and, as such, constitute A 4(ii) Costs. Accordingly, the Company has incurred, and will continue to incur, these A 4(i) and A 4(ii) Costs (collectively, the "Rider T Costs"), which are deemed by Subsection A 4 to be reasonable and prudent.

6. The Company made its initial Rider T filing on March 31, 2009 in Case No. PUE-2009-00018, seeking recovery of a total revenue requirement of \$227.3 million for the rate year of September 1, 2009 through August 31, 2010, partially offset by a \$149.4 million reduction in base rates due to the removal of transmission rates then included in base rates, for an annual net increase in Rider T of \$77.9 million. On June 29, 2009, the Commission issued its Final Order in that proceeding ("2009 Rider T Order") approving the proposed initial Rider T, with certain modifications. The Commission approved recovery of deferred RTO costs approved by FERC in Docket No. ER08-1540 and billed to the Company under rate Schedule DRC ("DRC Costs"), and of Interruptible Load for Reliability ("ILR") costs, as well as use of the Company's proposed formula methodology for determining the revenue requirement for the next Rider T application, proposed deferral and true-up methodologies, and proposed rate design. The Commission excluded from Rider T recovery of five PJM administrative charges and the Company's proposed carrying costs on the deferred balance of Rider T. The Commission also directed

certain modifications to the Company's proposed rates applicable to Va. Code § 56-235.2 customers ("Special Contract Rates").⁴ On July 24, 2009, the Company timely made its compliance filing with the Commission's Division of Energy Regulation (the "Division"), including the final initial Rider T designed to recover a revenue requirement of \$217.4 million over the September 1, 2009-August 31, 2010 rate year, which the Division accepted by letter dated August 14, 2009.

7. The Commission also directed the Company in the 2009 Rider T Order to file with the Division, on or before sixty (60) days prior to the filing of this Application, a rate design study related to the rate design proposals of certain large industrial customers. As directed by the 2009 Rider T Order, that rate design study was timely filed with the Division on January 29, 2010, and copies were served on all participants in Case No. PUE-2009-00018.

8. In order to recover its Rider T Costs on a timely and current basis from customers, as required by Subsection A 4, the Company seeks Commission approval of a revised Rider T, effective for usage during the rate year of September 1, 2010 – August 31, 2011, in order to streamline ratemaking calculations and mitigate confusion to customers. For the purposes of developing the Rider T revenue requirement for consideration in this proceeding, the Company has assumed an effective date of September 1, 2010. Implementation of the proposed revised Rider T will produce an annual revenue increase of \$119.0 million for the rate year, based on a proposed annual revenue requirement of \$339.0 million.

9. Pursuant to the Commission's March 11, 2010 Order Approving Stipulation and Addendum in Case Nos. PUE-2009-00011, *et al.*, including Case No. PUE-2009-00018, the

⁴ The Commission found it reasonable to require the Company to (i) assess the energy-allocated cost of transmission as a per kWh rate, and (ii) design the unit rate by dividing the energy-allocated transmission cost by the kWh consumption figure used in allocating that cost to the Special Contract Rates.

Company made a compliance filing with the Division on March 19, 2010 that includes implementation of a credit rider, designated Rider T-C, to offset fully the component of Rider T implemented on September 1, 2009, in excess of transmission rates in effect as of August 31, 2009. As noted in that compliance filing, once the Commission's Final Order in this proceeding is received, the Company will revise Rider T-C in a subsequent compliance filing in those cases to reflect the result in this proceeding. Rider T-C will not affect the Rider T rates proposed in this proceeding but instead will provide separate credits designed to offset, during the period of September-December 2010, the component of Rider T in excess of transmission rates as of August 31, 2009. Accordingly, no action with respect to Rider T-C needs to be sought or obtained in this proceeding. Also pursuant to the terms of the Addendum and Stipulation, in which the Company agreed to waive collection of any DRC after December 31, 2010, the Company has designed two sets of rates for Rider T. The first set of rates includes the DRC approved by FERC in Docket No. ER08-1540, and is proposed to become effective for usage on and after September 1, 2010. The second set of rates excludes all DRC and would be effective for usage on and after January 1, 2011.

DIRECT TESTIMONY AND SUPPORTING EVIDENCE

10. In support of its Application, the Company hereby files the direct testimony of three witnesses. Maxwell R. Schools, Jr., the Company's Controller -- Regulatory Accounting, will present the Company's revenue requirement to be recovered through Rider T, including the formula mechanism and protocol for developing this revenue requirement for appropriate recovery of Rider T Costs and the annual deferral and true-up mechanism to assure timely and current recovery of Rider T costs reflected in this revenue requirement and to insure that customers will be charged only actual costs incurred, consistent with the 2009 Rider T Order.

James D. Jackson, Jr., Regulatory Consultant in the Company's Electric Market Policy Group, will provide an overview and description of the specific FERC-approved A 4 Costs reflected in the revenue requirement presented by Mr. Schools. Kurt W. Swanson, the Company's Manager -- Regulatory and Pricing, will present the Company's proposed methodology for design and calculation of retail rates for recovery of such costs under Rider T, including the revised rates to be approved in this proceeding, using the appropriate billing determinants as directed by Subsection A 4.

SUPPORTING SCHEDULE AND REQUEST FOR WAIVER

11. Rule 60 of the Rate Case Rules provides that an application filed pursuant to Subsection A 4 "shall include Schedules 45 and 46 as identified and described in 20 VAC 5-201-90, and which shall be submitted with the utility's direct testimony." The instructions for Filing Schedule 45 require the applicant to provide "documentation supporting the return on equity benchmark proposed pursuant to § 56-585.1 A 2 a and b of the Code of Virginia." As noted above, the 2009 Rider T Order denied the Company's request for carrying costs on the deferred balance of Rider T, so the Commission does not need to determine a return on equity for the proposed Rider T. Accordingly, the Company proposes not to provide the documentation contemplated by the Rate Case Rules for Filing Schedule 45 and requests a waiver of the requirement to file that schedule. A similar waiver was granted in Case No. PUE-2009-00018. The Company is submitting with this Application Filing Schedule 46 in accordance with Rules 60 and 90 of the Rate Case Rules. Filing Schedule 46 is divided into three sections:

A. Schedule 46A, sponsored by Company Witness Schools, provides: a schedule of all projected costs by type of cost and year associated with the Rider T for which the Company is seeking Commission approval; all documents, contracts, studies, investigations or

correspondence that support costs proposed to be recovered via Rider T; the annual revenue requirement over the duration of the proposed Rider T by year;⁵ and a detailed description of all significant accounting procedures and internal controls that the Company will institute to identify all costs associated with Rider T.

B. Schedule 46B, sponsored by Company Witness Jackson, provides copies of the FERC rulings approving the wholesale rates and costs for which the Company is seeking recovery approval, which include the docket/case number(s) of each such ruling.

C. Schedule 46C, sponsored by Company Witness Swanson, provides both the annual revenue requirement over the duration of the proposed RAC allocated by class and detailed information relative to the Company's methodology for allocating the Rider T revenue requirement among rate classes and the design of the class rates.

REQUEST FOR CONFIDENTIAL TREATMENT

12. In anticipation of the need to facilitate the protection of confidential information and materials in this proceeding, this Application is accompanied by a separate Motion for Protective Order, including a proposed Protective Order, filed contemporaneously with this Application.

COMPLIANCE WITH COMMISSION RULE 10

13. The Company's Rider T Application complies with the requirements contained in Rule 10 of the Rate Case Rules, 20 VAC 5-201-10 ("Rule 10"). In accordance with Rule 10 A of the Rate Case Rules, the Company filed with the Commission on January 29, 2010, the Company's notice of intent to file this Application under Subsection A 4. Copies of this Application, to the extent required by Rule 10 J, along with the additional information required

⁵ The Company has provided only one annual revenue requirement because it expects to update the A 4 RAC on an annual basis.

by Rule 10 J, have been served upon the persons addressed in that Rule. A complete copy of this Application has been served upon the Division of Consumer Counsel of the Office of the Attorney General, in conformity with Rule 10 J. Also included with and following this Application, pursuant to Rule 10, is a table of contents of this filing, including exhibits and schedules.

WHEREFORE, the Company requests the Commission to issue an order pursuant to Va. Code § 56-585.1 A 4: (1) approving the revised rate adjustment clause, designated Rider T, proposed by the Company, under which the Company's "reasonable and prudent" Rider T Costs "shall be recovered on a timely and current basis from customers," all as required by Subsection A 4; (2) granting the Company's request for waiver; and (3) granting the Company such further relief as may be necessary or appropriate.

Respectfully submitted,

VIRGINIA ELECTRIC AND POWER COMPANY

By: William H. Baxter II
Counsel

March 31, 2010

Pamela J. Walker
Karen L. Bell
William H. Baxter II
Dominion Resources Services, Inc.
120 Tredegar Street
Richmond, Virginia 23219
(804) 819-2270
(804) 819-2269
(804) 819-2458
pamela.walker@dom.com
karen.bell@dom.com
william.h.baxter@dom.com

Stephen H. Watts, II
Joseph K. Reid, III
Patrick L. Gregory
McGuireWoods LLP
One James Center
901 East Cary Street
Richmond, Virginia 23219-4030
(804) 775-4380
(804) 775-4357
(804) 775-1167
swatts@mcguirewoods.com
jreid@mcguirewoods.com
pgregory@mcguirewoods.com

Counsel for Virginia Electric and Power Company

CA



RECEIVED APR 19 2010

COMMONWEALTH of VIRGINIA

KAREN REMLEY, MD., M.B.A., F.A.A.P.
STATE HEALTH COMMISSIONER

J.WESLEY KLEENE, Ph. D., P.E.
DIRECTOR, Office of Drinking Water

DEPARTMENT OF HEALTH
OFFICE OF DRINKING WATER
Southeast Virginia Field Office

830 Southampton Avenue
Suite 2058
Norfolk, VA 23510
Phone (757) 683-2000
Fax (757) 683-2007

APR 19 2010

SUBJECT: SOUTHAMPTON COUNTY
Water - Nottoway Gardens

Mr. Ted Christian, P.E., President
C&P Water Company
P.O. Box 404
Smithfield, VA 23430

Dear Mr. Christian:

This letter refers to inspection of a well site to serve the Nottoway Gardens waterworks located in Southampton County. In accordance with § 12VAC5-590-280 of the Commonwealth of Virginia *Waterworks Regulations*, the proposed well site is tentatively approved by this Department for the construction of a well to be utilized as a public drinking water supply, subject to the following conditions:

	Proposed Well No. 3
Location	City / County: Southampton County
	Latitude: N 36° 37' 0.8"
	Longitude: W 76° 58' 31.2"
	Marked: Blue and yellow pin flags
Well Construction Class:	Well No.3-Class II-B
Approval Expiration Date:	3/10/2011. If drilling of the well has not commenced by this date, re-inspection of the well site will be required.

SUBJECT: SOUTHAMPTON COUNTY
 Water - Nottoway Gardens

APR 19 2010

Well Lot Characteristics:	Minimum distance of 50 feet between the well and all potential sources of contamination, property lines, and rights-of-way or easements on the property. See attached sketch, topographic map and plan sheets.
	The well lot must be graded as necessary to divert surface run-off from the well and to prevent ponding on the well lot.
	The well lot must be served by an all-weather access road.
	The entirety of the well lot must be located higher than the 100-year flood elevation.
Grouting:	Well No. 3--Grouting observed on March 18, 2010. Grout inserted to depth of 60 feet bgs by means of a tremie pipe. Grout was pressurized and pumped to depth by compressed air. Grout consisted of one cubic yard of neat cement with maximum retarder.
Yield and Drawdown Test Duration:	A yield and drawdown test must be run for at least 48 hours. We recommended the pumping rate be controlled throughout the test to maximize the production from the well and to produce a stabilized pump water level for at least the last six hours of the yield test. Immediately following the yield and drawdown test the water level recovery in the well should be recorded for no less than 6 hours or until the well returns to its static water level, whichever occurs first. If water will discharge into streams during pumping tests, please contact the Department of Environmental Quality Tidewater Regional Office to determine if a discharge permit is required.
Simultaneous Testing Required:	Because the proposed well is located within 500 feet of an existing well, and both wells will be used, simultaneous pump testing of both should be conducted. At a minimum, the adjacent well(s) must be monitored during the test if they cannot be tested simultaneously. This will assure better information with which to determine the safe yield of both sources.
Well in Groundwater Management Area:	This waterworks is located in a Groundwater Management Area as declared by the State Water Control Board. Contact the Department of Environmental Quality (DEQ) Tidewater Regional Office for further information on the Groundwater Withdrawal Permit requirements and procedures. DEQ's requirements may be more restrictive. For more information, please visit DEQ's website http://www.deq.virginia.gov/gwpermitting/ .
Required Bacteriological and Chemical Sampling:	A series of twenty bacteriological samples must be collected from the well discharge and submitted to a state-certified laboratory (DCLS or private laboratory) in order to determine the bacteriological quality of the raw groundwater. One bacteriological sample must be collected once an hour during the last half of the pump test. These samples must be analyzed by the total coliform and <i>E. coli</i> Most Probable Number (MPN) test method.
	Water samples must be collected to analyze for cyanide, nitrite/ nitrates, inorganic chemicals, metals, radiological, and volatile organic chemicals. The chemical samples should be collected near the end of the pump test, prior to the recovery period.

RECEIVED APR 19 2010

Mr. Ted Christian, P.E.

Page 3

APR 19 2010

SUBJECT: SOUTHAMPTON COUNTY
Water- Nottoway Gardens

Submittals Required Prior to Issuance of Construction Permit:	Well Completion Report (GW2)
	Plumbness and alignment test report.
	Well yield and drawdown test results
	Results of required bacteriological and chemical sampling (if not reported directly by laboratory)
	Preliminary engineering report
	Construction permit application (for completion of the well installation (Well No. 3)).
	Final construction plans and specifications, including recorded plat of the well lot, and a recorded dedication document for the well lot. The dedication document shall clearly state that the well lot will be used only for the waterworks appurtenances as long as the lot is being used as part of the waterworks.

Upon receipt of the required documentation and after plans and specifications have been approved, a construction permit will be issued by the State Health Commissioner in accordance with § 12VAC5-590-230 of the *Waterworks Regulations*. Construction of the waterworks facilities shall not be started until the construction permit has been issued.

All water well drillers are required to be licensed by the State Board for Contractors. You may contact the State Board for Contractors, Virginia Department of Professional and Occupational Regulation, 9960 Mayland Drive, Suite 400, Richmond, VA 23233 (804/367-8511) to determine if a well driller is licensed.

If you have any questions, please contact me at extension 113.

Sincerely,

Renée S. Hall
District Engineer

CAE/RSH/bjm

- Enclosures:
1. Well site inspection form
 2. Waterworks Permit Application

- pc/enc: VDH – Office of Drinking Water (Enc. 1)
Mr. Henry Ghittino, DEQ-Tidewater Regional Office (Enc. 1)
- pc ✓ Mr. Michael Johnson, County Administrator, Southampton County
Dr. Nancy Welch, MPH, Acting Director, Southampton County Health District
Southampton County Health Department

WELL SITE INSPECTION FORM

Preliminary Information

Well site selection visit requested by) Mr. Ted Christian Date: March 9, 2010
 Scheduled for (date/time) March 10, 2010 at 9:30 a.m.
 Meet at : The existing well site

ODW Well Development Handbook mailed prior to inspection distributed at inspection not needed

Owner/agent advised to contact local health department? Y N
 Will local health department representative be present at site inspection? Y N
 Proposed development is in Groundwater Management Area Y N
 Owner/agent advised to contact DEQ? Y N

Waterworks is existing proposed
 Waterworks type: Community NTNC TNC
 Waterworks will serve a population of 200 and 77 service connections

Waterworks name: Nottoway Gardens PWSID: 317520
 City/County: Southampton County

Attendance at Inspection

Inspected by: Curt Enos Date: March 10, 2010 10:15 a.m.

Name: Mr. Dave Pugh
 Affiliation: Christian and Pugh Water Company
 Address: P.O. 404
 20109 IWIP Road
 Smithfield, VA 23430
 Phone: (757) 357-4935
 Cellular: (757) 334-5651
 Email: N/A
 Receives correspondence? Y N

Name: _____
 Affiliation: _____
 Address: _____
 Phone: _____
 Email: _____
 Receives correspondence? Y N

Name: _____
 Affiliation: _____
 Address: _____
 Phone: _____
 Email: _____
 Receives correspondence? Y N

Name: _____
 Affiliation: _____
 Address: _____
 Phone: _____
 Email: _____
 Receives correspondence? Y N

Water-Nottoway Gardens

Summary (approved sites only)						
Well Name	Construction Class	Yield / Drawdown Test Duration (hrs.)	Yield/Drawdown Simultaneous With Adjacent Wells	Dedicated Well Lot Dimensions (specify minimum)	Site Improvements Needed	Dev Testing Required
Well #3	Class IIB	<input checked="" type="checkbox"/> ODW Protocol for _____ 48 _____ hours	Yes	100' x 100'	No	<input checked="" type="checkbox"/> MPN Qty _____ <input checked="" type="checkbox"/> IOC <input checked="" type="checkbox"/> Metals <input checked="" type="checkbox"/> Nitrate <input checked="" type="checkbox"/> Nitrite <input checked="" type="checkbox"/> VOCs <input checked="" type="checkbox"/> Radiological <input type="checkbox"/> SOC Carbamates <input type="checkbox"/> SOC Chlor Acid Herb <input type="checkbox"/> SOC Diquat <input type="checkbox"/> SOC Semi-Volatile <input type="checkbox"/> SOC Volatile Fumigants <input checked="" type="checkbox"/> Cyanide
		<input checked="" type="checkbox"/> DEQ Protocol (Groundwater Management Area permittees ONLY)				<input type="checkbox"/> MPN Qty _____ <input type="checkbox"/> IOC <input type="checkbox"/> Metals <input type="checkbox"/> Nitrate <input type="checkbox"/> Nitrite <input type="checkbox"/> VOCs <input type="checkbox"/> Radiological <input type="checkbox"/> SOC Carbamates <input type="checkbox"/> SOC Chlor Acid Herb <input type="checkbox"/> SOC Diquat <input type="checkbox"/> SOC Semi-Volatile <input type="checkbox"/> SOC Volatile Fumigants <input type="checkbox"/> Cyanide
		<input type="checkbox"/> ODW Protocol for _____ hours				<input type="checkbox"/> MPN Qty _____ <input type="checkbox"/> IOC <input type="checkbox"/> Metals <input type="checkbox"/> Nitrate <input type="checkbox"/> Nitrite <input type="checkbox"/> VOCs <input type="checkbox"/> Radiological <input type="checkbox"/> SOC Carbamates <input type="checkbox"/> SOC Chlor Acid Herb <input type="checkbox"/> SOC Diquat <input type="checkbox"/> SOC Semi-Volatile <input type="checkbox"/> SOC Volatile Fumigants <input type="checkbox"/> Cyanide
		<input type="checkbox"/> DEQ Protocol (Groundwater Management Area permittees ONLY)				<input type="checkbox"/> MPN Qty _____ <input type="checkbox"/> IOC <input type="checkbox"/> Metals <input type="checkbox"/> Nitrate <input type="checkbox"/> Nitrite <input type="checkbox"/> VOCs <input type="checkbox"/> Radiological <input type="checkbox"/> SOC Carbamates <input type="checkbox"/> SOC Chlor Acid Herb <input type="checkbox"/> SOC Diquat <input type="checkbox"/> SOC Semi-Volatile <input type="checkbox"/> SOC Volatile Fumigants <input type="checkbox"/> Cyanide
		<input type="checkbox"/> ODW Protocol for _____ hours				<input type="checkbox"/> MPN Qty _____ <input type="checkbox"/> IOC <input type="checkbox"/> Metals <input type="checkbox"/> Nitrate <input type="checkbox"/> Nitrite <input type="checkbox"/> VOCs <input type="checkbox"/> Radiological <input type="checkbox"/> SOC Carbamates <input type="checkbox"/> SOC Chlor Acid Herb <input type="checkbox"/> SOC Diquat <input type="checkbox"/> SOC Semi-Volatile <input type="checkbox"/> SOC Volatile Fumigants <input type="checkbox"/> Cyanide
		<input type="checkbox"/> DEQ Protocol (Groundwater Management Area permittees ONLY)				<input type="checkbox"/> MPN Qty _____ <input type="checkbox"/> IOC <input type="checkbox"/> Metals <input type="checkbox"/> Nitrate <input type="checkbox"/> Nitrite <input type="checkbox"/> VOCs <input type="checkbox"/> Radiological <input type="checkbox"/> SOC Carbamates <input type="checkbox"/> SOC Chlor Acid Herb <input type="checkbox"/> SOC Diquat <input type="checkbox"/> SOC Semi-Volatile <input type="checkbox"/> SOC Volatile Fumigants <input type="checkbox"/> Cyanide
		<input type="checkbox"/> ODW Protocol for _____ hours				<input type="checkbox"/> MPN Qty _____ <input type="checkbox"/> IOC <input type="checkbox"/> Metals <input type="checkbox"/> Nitrate <input type="checkbox"/> Nitrite <input type="checkbox"/> VOCs <input type="checkbox"/> Radiological <input type="checkbox"/> SOC Carbamates <input type="checkbox"/> SOC Chlor Acid Herb <input type="checkbox"/> SOC Diquat <input type="checkbox"/> SOC Semi-Volatile <input type="checkbox"/> SOC Volatile Fumigants <input type="checkbox"/> Cyanide
		<input type="checkbox"/> DEQ Protocol (Groundwater Management Area permittees ONLY)				<input type="checkbox"/> MPN Qty _____ <input type="checkbox"/> IOC <input type="checkbox"/> Metals <input type="checkbox"/> Nitrate <input type="checkbox"/> Nitrite <input type="checkbox"/> VOCs <input type="checkbox"/> Radiological <input type="checkbox"/> SOC Carbamates <input type="checkbox"/> SOC Chlor Acid Herb <input type="checkbox"/> SOC Diquat <input type="checkbox"/> SOC Semi-Volatile <input type="checkbox"/> SOC Volatile Fumigants <input type="checkbox"/> Cyanide

RECEIVED APR 19 2010

Google maps

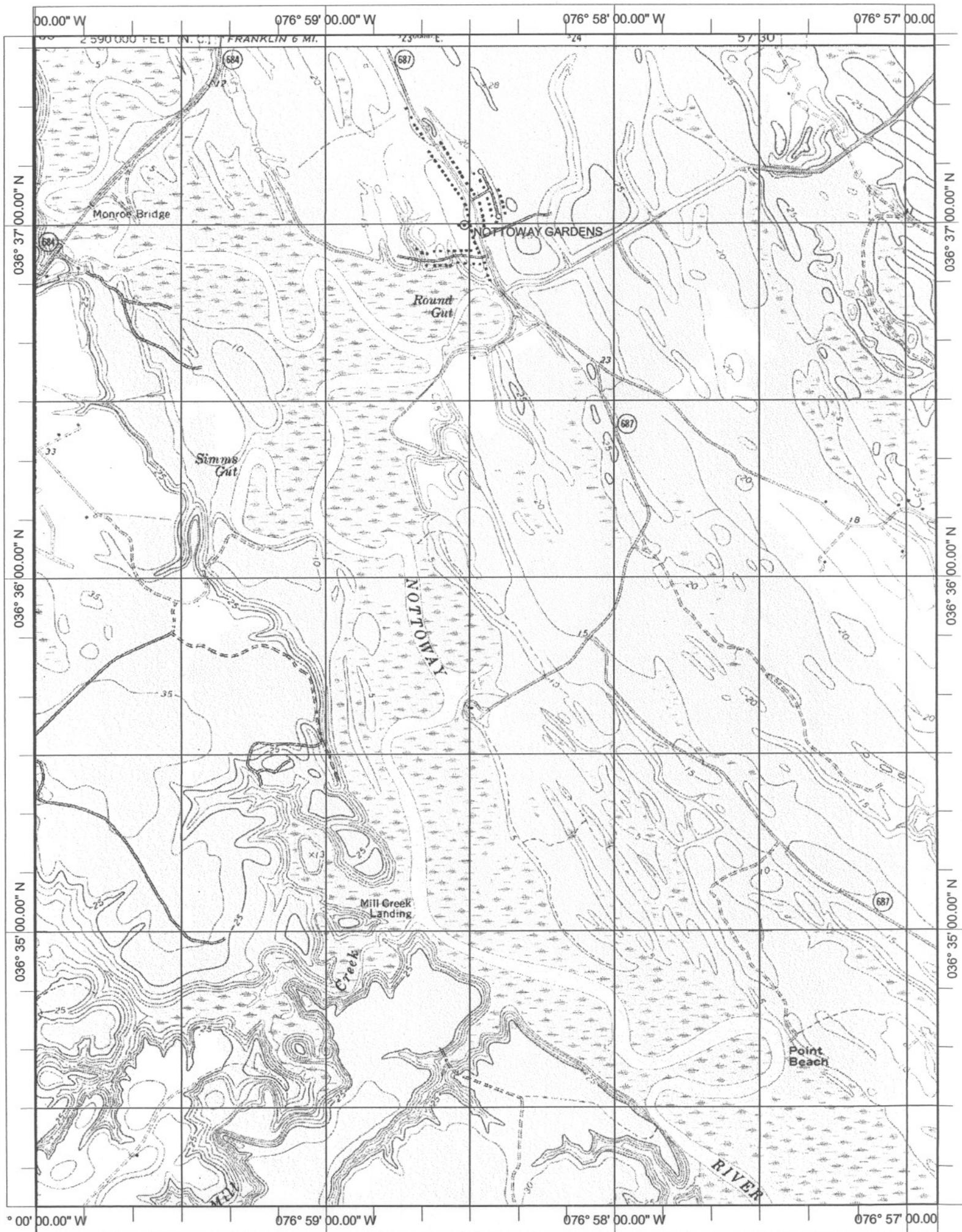
29345 Delaware Rd, Franklin, VA 23851

Search Maps

Show search options

Find businesses, addresses and places of interest.







RECEIVED APR 14 2010

COMMONWEALTH of VIRGINIA

Karen Remley, MD, MBA, FAAP
State Health Commissioner

Department of Health
P O BOX 2448
RICHMOND, VA 23218

TTY 7-1-1 OR
1-800-828-1120

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

SUBJECT: SOUTHAMPTON COUNTY
Water - Jan's Country Cooking and Catering

March 31, 2010

Ms. Catherine E. Butler
P.O. Box 244
Ivor, VA 23866

Dear Ms. Butler:

In accordance with *Code of Virginia* §32.1-174 and §12 VAC 5-590-320 of the *Waterworks Regulations*, you are hereby notified of the revocation of Virginia Department of Health Permit Number 3175810 issued on September 18, 2003 covering the operation of the waterworks at Jan's Country Cooking and Catering in Southampton County, Virginia. The permit is being revoked because this office has received information verifying that there are less than 15 connections and less than 25 people served by this waterworks.

Revocation is to become effective upon receipt (or return for non-receipt) of this letter.

By direction of the State Health Commissioner.

Sincerely,

ORIGINAL SIGNED BY

J. Wesley Kleene

J. Wesley Kleene, Ph.D., P.E.
Director, Office of Drinking Water

RSH/JWK/bjm

pc: Nancy Welch, MD, Acting Director, Southampton County Health Department
Mr. Michael Johnson, Southampton County Administrator
Mr. Robert L. Barnett, Southampton County Building Official
VDH – Southeast Virginia Field Office

R:\DIST20B\Southampton County\Non-Community wells\Jan's Country Cooking & Catering_3175810\Permit Revocation Letter.doc



RECEIVED APR - 5 2010

COMMONWEALTH of VIRGINIA

DEPARTMENT OF HEALTH

OFFICE OF DRINKING WATER

Southeast Virginia Field Office

MAR 31 2010

NOTICE OF VIOLATION

KAREN REMLEY, MD., M.B.A, F.A.A.P.
STATE HEALTH COMMISSIONER

J.WESLEY KLEENE, Ph. D., P.E.
DIRECTOR, Office of Drinking Water

830 Southampton Avenue
Suite 2058
Norfolk, VA 23510
Phone (757) 683-2000
Fax (757) 683-2007

SUBJECT: SOUTHAMPTON COUNTY
Water - Kingsdale-Moseley

Ms. Shanda Harper
Aura, Inc.
137 Kenmore Street
Suffolk, VA 23434

Re: Failure to Collect Required Bacteriological Samples

Dear Ms. Harper:

This notice is to advise that you may be in violation of §12 VAC 5-590-370 of the Commonwealth of Virginia *Waterworks Regulations* for failure to complete required monitoring of the bacteriological quality of water your waterworks serves to consumers. The *Regulations* require your system to collect one routine water sample for bacteriological examination each month and report the results of the test to this office no later than the 10th day of the following month. According to our records no bacteriological sample was collected, analyzed or reported for the month of February 2010.

Required Actions

Public Notice: The *Waterworks Regulations* characterizes this as a situation that requires Tier 3 public notification. According to § 12 VAC 5-590-540, you are required to notify consumers that the prescribed monitoring was not performed, as follows:

- You must provide notice to consumers no later than one year following receipt of this notice.
- Your notice to customers must be mailed or directly delivered to each customer receiving a bill, and to other service connections served by your waterworks.
- If your waterworks serves consumers who do not pay water bills, or do not have service connection addresses (apartment dwellers, university students, or nursing home patients, for example), you must also use other delivery methods to provide notice to these consumers as well. Examples of other methods include (but are not limited to) publication in local newspapers, delivery of multiple copies to apartment buildings, or posting the notice in public places served by the system.

MAR 31 2010

SUBJECT: SOUTHAMPTON COUNTY
Water - Kingsdale-Moseley

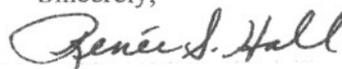
- You may choose to distribute an annual report of all Tier 3 violations incurred by your waterworks during 2010. If so, your annual notice must satisfy the timing, content, and distribution requirements for each Tier 3 violation.
- Until the violation is resolved, you must give a copy of the notice to all new billing units or new customers, before or at the time service begins.
- You must repeat distribution of the notice annually, for as long as the violation persists.
- If you are using a private laboratory, you should advise them that the monthly samples are for compliance purposes and ask that they submit results directly to this office.

Draft Notice: Attached is a draft notice for you to provide to consumers. You may use this notice as is, or modify it to better meet your situation, as long as the information is accurate and the notice contains all of the required elements and mandated language. If you decide to change the notice, we suggest that you contact this Office to verify that your proposed changes meet the requirements of the *Waterworks Regulations*.

Public Notice Confirmation: Within ten (10) days of completing public notification, you must provide this Office with a copy of the notice you distribute, along with signed certification of the distribution completion date and methods used. Failure to distribute public notice and report to the Virginia Department of Health may be a further violation of the *Waterworks Regulations*. A public notification completion form is enclosed for your use.

Follow-up Actions: You must collect a routine bacteriological sample during each monthly monitoring period. In the future collecting samples earlier in the month will give you more time to rectify the problems with shipping and handling that affected your February sample. If you have questions, please call.

Sincerely,



Renée S. Hall
District Engineer

CAE/RSH/bjm

Enclosures

pc: Dr. Nancy Welch, Acting Director, Southampton County Health Department
 Mr. Michael W. Johnson, County Administrator, Southampton County
V.D.H. – Office of Drinking Water



RECEIVED APR - 1 2010

COMMONWEALTH of VIRGINIA

KAREN REMLEY, MD., M.B.A., F.A.A.P.
STATE HEALTH COMMISSIONER

DEPARTMENT OF HEALTH

OFFICE OF DRINKING WATER

830 Southampton Avenue
Suite 2058
Norfolk, VA 23510
Phone (757) 683-2000
Fax (757) 683-2007

J.WESLEY KLEENE, Ph. D., P.E.
DIRECTOR, Office of Drinking Water

Southeast Virginia Field Office

MAR 31 2010

SUBJECT: SOUTHAMPTON COUNTY
Water - Boykins-Branchville
PWSID No. 3175100

Mr. Michael Johnson
County Administrator
Southampton County
P. O. Box 400
Courtland, VA 23837

Dear Mr. Johnson:

This is to remind you of an upcoming deadline concerning the Stage 2 Disinfectants and Disinfection Byproducts Rule (ST2).

As you know, your waterworks has been classified as a Schedule 4 system under ST2. Your waterworks has been required to conduct Initial Distribution System Evaluation (IDSE) monitoring, in accordance with an IDSE Plan and is now complete. VDH approved the IDSE Plan for your waterworks by a letter dated April 15, 2008.

By July 1, 2010, you will need to submit to this office an IDSE Report discussing the results of the IDSE monitoring, results of compliance monitoring under the Stage 1 Rule during the IDSE period, and proposed sampling points for compliance monitoring under ST2. If any samples were not collected in accordance with the approved IDSE Plan (i.e., not at the approved locations, not on the approved dates, or samples missed entirely), you will need to explain the circumstances and what was done to correct the situation. For instance, the samples collected on October 6, 2009 should have been collected in November 2009 in accordance with your approved plan. We will need four copies of the IDSE Report.

Information on what should be included in the IDSE Report may be found in Chapter 7 of the EPA publication "Initial Distribution System Evaluation Guidance Manual for the Final Stage 2 Disinfectants and Disinfection Byproducts Rule" (January 2006). This manual may be found on the EPA website at http://www.epa.gov/OGWDW/disinfection/stage2/compliance_idse.html (scroll down to located the manual, and download from there). If you have any questions on this, please do not hesitate to call me, ext. 113.

Sincerely,

Renée S. Hall
District Engineer

RSH/bjm

pc: Southampton County Health Department
V.D.H. – Office of Drinking Water
Mr. Robert E. Croak, Utilities Supervisor, Southampton County

R:\DIST20B\Southampton County\Boykins-Branchville\SAMPLINGPLANS\IDSE Report Reminder Letter.doc



RECEIVED MAR 26 2010

COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

PIEDMONT REGIONAL OFFICE

4949-A Cox Road, Glen Allen, Virginia 23060

(804) 527-5020 Fax (804) 527-5106

www.deq.virginia.gov

Douglas W. Domenech
Secretary of Natural
Resources

David K. Paylor
Director

March 25, 2010

Mr. Michael W. Johnson
County Administrator
Southampton County
P.O. Box 400
Courtland, Virginia 23837

Dear Mr. Johnson:

The Department of Environmental Quality has received an application to withdraw ground water in the Eastern Virginia Ground Water Management Area. Section VAC 25-610-250 B of the Ground Water Withdrawal Regulation requires that the Department of Environmental Quality send a notice of each draft permit to each local governing body located within the ground water management area where the proposed withdrawal will occur.

In accordance with this section, please find the enclosed notice that will be advertised in the Richmond Time Dispatch on Thursday, March 29, 2008. Additional information on the permit application can be obtained by contacting the DEQ staff person listed on the attached notice.

The Department will accept comments concerning the proposed issuance of this draft permit for thirty days. All comments must be received by **5:00 p.m. on April 29, 2008**.

Sincerely,

B. N. Sinha, Ph.D.
Ground Water Permitting Program

/bns

Enclosure

RECEIVED MAR 26 2010

Public Notice – Environmental Permit

PURPOSE OF NOTICE: To seek public comment on a draft permit from the Department of Environmental Quality (DEQ) for the withdrawal of ground water in King William County, Virginia.

PUBLIC COMMENT PERIOD: March 29, 2010 to 5 p.m. on April 29, 2010

PERMIT NAME: Ground Water Withdrawal Permit issued by DEQ, under the authority of the State Water Control Board.

APPLICANT NAME, ADDRESS AND PERMIT NUMBER: Sydnor Utilities, Inc., P. O. Box 27186, Richmond, VA 23261; GW0007200.

NAME AND LOCATION OF WATER WITHDRAWAL: Cedar Crest Subdivision Water System; two wells are located at Pleasant View Drive about one and half miles northwest of the intersection of State Route 605 (Manfield Road) and US Route 360 in the western portion of King William County.

PROJECT DESCRIPTION: Sydnor Hydro, Inc. has applied for a new permit for Cedar Crest Subdivision Water System in King William County, Virginia. The permit would allow the applicant to withdraw an annual average of 25,681 gallons per day. The ground water withdrawal will support a water supply for the Cedar Crest Subdivision. The proposed withdrawal will utilize the Middle Potomac Aquifer at a depth between 296 feet to 590 feet below the land surface at the withdrawal site. An aquifer is a body of rock or layer of sediment in the ground in which ground water is stored and transported. DEQ has made a tentative decision to issue the permit.

HOW TO COMMENT AND/OR REQUEST A PUBLIC HEARING: DEQ accepts comments by e-mail, fax or postal mail. All comments must be in writing and be received by DEQ during the comment period. Submittals must include the names, mailing addresses and telephone numbers of the commenter/requester and of all persons represented by the commenter/requester. A request for public hearing must also include: 1) The reason why a public hearing is requested. 2) A brief informal statement regarding the nature and extent of the interest of the requester or of those represented by the requestor, including how and to what extent of the interest would be directly and adversely affected by the permit. 3) Specific references, where possible, to terms and conditions of the permit with suggested revisions. DEQ may hold a public hearing, including another comment period, if the public response is significant and there are substantial, disputed issues relevant to the proposed permit.

CONTACT FOR PUBLIC COMMENTS, DOCUMENT REQUESTS AND ADDITIONAL INFORMATION: Dr. B. N. Sinha; DEQ – Piedmont Regional Office, 4949 A Cox Road, Glen Allen, VA 23060; Phone: (804) 527-5054 E-mail: bnsinha@deq.virginia.gov; FAX: (804)527-5106 .

The public may review the draft permit and related documents at the DEQ - Piedmont Regional Office every work day by appointment.