

Regulations

A. Inactive CCR surface impoundments are subject to all the requirements of an existing CCR surface impoundment in accordance with 40 CFR 257.100(a).

B. Inactive CCR surface impoundments are eligible for the alternative timeframes specified in 40 CFR 257.100(e)(2) through (e)(6) if the owner or operator:

1. Prepared and placed in the facility's operating record by December 17, 2015, a notification of intent to initiate closure of the inactive CCR surface impoundment;

2. Provided notification to the director by January 19, 2016, of the intent to initiate closure of the inactive CCR surface impoundment; and

3. Placed on its CCR website by January 19, 2016, the notification of intent to initiate closure of the inactive CCR surface impoundment.

C. Inactive CCR surface impoundments that did not complete the requirements of subdivisions B 1, B 2, and B 3 of this section are not eligible for the alternative timeframes specified in 40 CFR 257.100(e)(2) through (e)(6) and must be in compliance with the deadlines for an existing CCR surface impoundment.

VA.R. Doc. No. R17-4944; Filed March 1, 2017, 3:54 p.m.

Final Regulation

REGISTRAR'S NOTICE: The following regulatory action is exempt from Article 2 of the Administrative Process Act in accordance with § 2.2-4006 A 4 c of the Code of Virginia, which excludes regulations that are necessary to meet the requirements of federal law or regulations provided such regulations do not differ materially from those required by federal law or regulation. The Virginia Waste Management Board will receive, consider, and respond to petitions by any interested person at any time with respect to reconsideration or revision.

Title of Regulation: 9VAC20-110. Regulations Governing the Transportation of Hazardous Materials (amending 9VAC20-110-110).

Statutory Authority: §§ 10.1-1450 and 44-146.30 of the Code of Virginia; 49 USC §§ 1809 through 1810; 49 CFR Parts 107, 170 through 180, 383, and 390 through 397.

Effective Date: May 3, 2017.

Agency Contact: Debra A. Harris, Planning and Policy Specialist, Department of Environmental Quality, P.O. Box 1105, Richmond, VA 23218, telephone (804) 698-4209, or email debra.harris@deq.virginia.gov.

Summary:

The Regulations Governing the Transportation of Hazardous Materials incorporate by reference certain federal regulations from Title 49 of the Code of Federal Regulations. This amendment updates the regulation to reflect the version of Title 49 of the Code of Federal Regulations as published on October 1, 2016.

Part III

Compliance with Federal Regulations

9VAC20-110-110. Compliance.

Every person who transports or offers for transportation hazardous materials within or through the Commonwealth of Virginia shall comply with the federal regulations governing the transportation of hazardous materials promulgated by the U.S. Secretary of Transportation with amendments promulgated as of October 1, 2015 2016, pursuant to the Hazardous Materials Transportation Act, and located at Title 49 of the Code of Federal Regulations as set forth below and which are incorporated in these regulations by reference:

1. Special Permits. 49 CFR Part 107, Subpart B.

2. Registration of Cargo Tank and Cargo Tank Motor Vehicle Manufacturers, Assemblers, Repairers, Inspectors, Testers, and Design Certifying Engineers in 49 CFR Part 107, Subpart F.

3. Registration of Persons Who Offer or Transport Hazardous Materials in 49 CFR Part 107, Subpart G.

4. Hazardous Materials Regulations in 49 CFR Parts 171 through 177.

5. Specifications for Packagings in 49 CFR Part 178.

6. Specifications for Tank Cars in 49 CFR Part 179.

7. Continuing Qualification and Maintenance of Packagings in 49 CFR Part 180.

8. Motor Carrier Safety Regulations in 49 CFR Parts 390 through 397.

VA.R. Doc. No. R17-4978; Filed March 1, 2017, 1:36 p.m.

TITLE 13. HOUSING

BOARD OF HOUSING AND COMMUNITY DEVELOPMENT

Extension of Public Comment Period

Title of Regulation: 13VAC5-31. Virginia Amusement Device Regulations (amending 13VAC5-31-40, 13VAC5-31-50).

Statutory Authority: § 36-98.3 of the Code of Virginia.

The Board of Housing and Community Development noticed a public comment period on amendments to the Virginia Amusement Device Regulations (13VAC5-31) in the February 20, 2017, issue of the Virginia Register of Regulations (33:13 V.A.R. 1469-1471 February 20, 2017).

The public comment period has been extended through May 26, 2017, using the Virginia Regulatory Town Hall website, <http://www.townhall.virginia.gov>. Please include the full name of the person commenting and any organization represented. To be considered, written comments must be submitted using the Town Hall online comment forum at

<http://www.townhall.virginia.gov/L/viewstage.cfm?stageid=7819> by 11:59 p.m. on May 26, 2017.

A public hearing will be held on May 15, 2017, at 10 a.m., VHDA Virginia Housing Center 4224 Cox Road, Glen Allen, Virginia 23060. Oral and written comments are accepted at the public hearing.

Agency Contact: Elizabeth O. Rafferty, Policy and Legislative Director, Department of Housing and Community Development, Main Street Centre, 600 East Main Street, Suite 300, Richmond, VA 23219, telephone (804) 371-7011, FAX (804) 371-7090, TTY (804) 371-7089, or email elizabeth.rafferty@dhcd.virginia.gov.

V.A.R. Doc. No. R16-4667; Filed March 17, 2017, 2:14 p.m.

Extension of Public Comment Period

Title of Regulation: 13VAC5-51. Virginia Statewide Fire Prevention Code (amending 13VAC5-51-11 through 13VAC5-51-155; adding 13VAC5-51-144.8; repealing 13VAC5-51-146).

Statutory Authority: § 27-97 of the Code of Virginia.

The Board of Housing and Community Development noticed a public comment period on amendments to the Virginia Statewide Fire Prevention Code (13VAC5-51) in the February 20, 2017, issue of the Virginia Register of Regulations (33:13 V.A.R. 1471-1518 February 20, 2017).

The public comment period has been extended through May 26, 2017, using the Virginia Regulatory Town Hall website, <http://www.townhall.virginia.gov>. Please include the full name of the person commenting and any organization represented. To be considered, written comments must be submitted using the Town Hall online comment forum at <http://www.townhall.virginia.gov/L/ViewStage.cfm?stageid=7820> by 11:59 p.m. on May 26, 2017.

A public hearing will be held on May 15, 2017, at 10 a.m., VHDA Virginia Housing Center 4224 Cox Road, Glen Allen, Virginia 23060. Oral and written comments are accepted at the public hearing.

Agency Contact: Elizabeth O. Rafferty, Policy and Legislative Director, Department of Housing and Community Development, Main Street Centre, 600 East Main Street, Suite 300, Richmond, VA 23219, telephone (804) 371-7011, FAX (804) 371-7090, TTY (804) 371-7089, or email elizabeth.rafferty@dhcd.virginia.gov.

V.A.R. Doc. No. R16-4665; Filed March 17, 2017, 2:14 p.m.

Extension of Public Comment Period

Title of Regulation: 13VAC5-63. Virginia Uniform Statewide Building Code (amending 13VAC5-63-10 through 13VAC5-63-50, 13VAC5-63-70, 13VAC5-63-80, 13VAC5-63-170, 13VAC5-63-200, 13VAC5-63-210, 13VAC5-63-220, 13VAC5-63-230 through 13VAC5-63-264, 13VAC5-63-270 through 13VAC5-63-330, 13VAC5-63-360, 13VAC5-63-370, 13VAC5-63-400, 13VAC5-63-410, 13VAC5-63-430, 13VAC5-63-434, 13VAC5-63-440,

13VAC5-63-450, 13VAC5-63-470, 13VAC5-63-480, 13VAC5-63-490, 13VAC5-63-510 through 13VAC5-63-540; adding 13VAC5-63-268, 13VAC5-63-431, 13VAC5-63-432.5, 13VAC5-63-433, 13VAC5-63-433.5, 13VAC5-63-434.5, 13VAC5-63-435, 13VAC5-63-439, 13VAC5-63-524, 13VAC5-63-545, 13VAC5-63-549; repealing 13VAC5-63-225, 13VAC5-63-350).

Statutory Authority: § 36-98 of the Code of Virginia.

The Board of Housing and Community Development noticed a public comment period on amendments to the Virginia Uniform Statewide Building Code (13VAC5-63) in the February 20, 2017, issue of the Virginia Register of Regulations (33:13 V.A.R. 1518-1663 February 20, 2017).

The public comment period has been extended through May 26, 2017, using the Virginia Regulatory Town Hall website, <http://www.townhall.virginia.gov>. Please include the full name of the person commenting and any organization represented. To be considered, written comments must be submitted using the Town Hall online comment forum at <http://www.townhall.virginia.gov/L/ViewStage.cfm?stageid=7821> by 11:59 p.m. on May 26, 2017.

A public hearing will be held on May 15, 2017, at 10 a.m., VHDA Virginia Housing Center 4224 Cox Road, Glen Allen, Virginia 23060. Oral and written comments are accepted at the public hearing.

Agency Contact: Elizabeth O. Rafferty, Policy and Legislative Director, Department of Housing and Community Development, Main Street Centre, 600 East Main Street, Suite 300, Richmond, VA 23219, telephone (804) 371-7011, FAX (804) 371-7090, TTY (804) 371-7089, or email elizabeth.rafferty@dhcd.virginia.gov.

V.A.R. Doc. No. R16-4664; Filed March 17, 2017, 2:14 p.m.

Extension of Public Comment Period

Title of Regulation: 13VAC5-91. Virginia Industrialized Building Safety Regulations (amending 13VAC5-91-160, 13VAC5-91-180, 13VAC5-91-200, 13VAC5-91-240, 13VAC5-91-260, 13VAC5-91-270).

Statutory Authority: § 36-73 of the Code of Virginia.

The Board of Housing and Community Development noticed a public comment period on amendments to the Virginia Industrialized Building Safety Regulations (13VAC5-91) in the February 20, 2017, issue of the Virginia Register of Regulations (33:13 V.A.R. 1663-1666 February 20, 2017).

The public comment period has been extended through May 26, 2017, using the Virginia Regulatory Town Hall website, <http://www.townhall.virginia.gov>. Please include the full name of the person commenting and any organization represented. To be considered, written comments must be submitted using the Town Hall online comment forum at <http://www.townhall.virginia.gov/L/ViewStage.cfm?stageid=7822> by 11:59 p.m. on May 26, 2017.