

**November 15, 2006**

**TO PERSONS INTERESTED IN THE EXTENSION/MODIFICATION OF THE VIRGINIA WATER PROTECTION PERMIT ISSUED TO THE CITY OF NEWPORT NEWS FOR THE KING WILLIAM RESERVOIR:**

The City of Newport News has submitted a request asking that the State Water Control Board reconsider the September 6, 2006, decision to deny the City's application to extend the term of the Virginia Water Protection Permit for the King William Reservoir for five years. This is to advise you that the City's request will be presented to the State Water Control Board at the December 14, 2006, meeting for their consideration. An agenda for that meeting will be available on the Department's web site by November 22, 2006.

In the event the Board decides to grant the request for reconsideration from the City, the process will be the same as for the Board's initial consideration of this action (i.e., the process for final consideration of a case decision). First, the staff will provide background information. The Board will then allow the applicant/owner to make a brief presentation, not to exceed 5 minutes. The Board will then allow others who attended the public hearing or commented during the public comment period up to 3 minutes to address the Board. Those persons who participated in the prior proceeding and attend the Board meeting may pool their minutes, in increments of 3, to allow for a single presentation to the Board that does not exceed the time limitation of 3 minutes times the number of persons pooling minutes or 15 minutes, whichever is less. The Board may, however, change the time limitations as provided for in the Board's Policy for Public Comment at Board Meetings.

As usual, new information will not be accepted at the meeting. The Board will base any decision upon the existing record and any comments received that comport with the Board's policy for providing public comment.

The Board is being provided with the letter from the applicant requesting reconsideration, a staff memorandum summarizing the project, the board book material from the September 6, 2006, meeting and a copy of the transcript from the September 6, 2006, meeting. With this in mind, if the Board decides to reconsider its action of September 6, 2006, it is not necessary to duplicate the comments presented at the September 6, 2006 meeting. Also, comments presented are to be directly related to the extension of the expiration date of the permit and the associated modification of certain due dates in the permit; and not to matters such as whether or not the reservoir should be built.

If you have any questions, you may contact me at 804-698-4375.

Sincerely,

Ellen Gilinsky, Ph.D.  
Director, Division of Water Quality  
VA Department of Environmental Quality

Street Address: 629 East Main Street  
Richmond, Virginia 23219

Mailing Address: P.O. Box 1105  
Richmond, VA 23218  
Phone: 804.698.4375