

To: Permit Applicants Seeking:

1. Coverage Under the Virginia Pollution Abatement (VPA) Regulation and General Permit for Animal Feeding Operations (AFOs) and Animal Waste Management, or
2. To obtain an individual Virginia Pollutant Discharge Elimination System (VPDES) Permit for Concentrated Animal Feeding Operations (CAFOs)

Subject: Local and Area Wide Planning Requirements

All applicants seeking new coverage or proposing an expansion under the VPA Regulation and General Permit for AFOs and Animal Waste Management or a new individual VPDES CAFO permit must submit a notification from the governing body, of the county, city or town where the operation (AFO/CAFO) is located, that the operation (AFO/CAFO) is consistent with all ordinances adopted pursuant to Chapter 22 (§ 15.2-2200 et seq.) of Title 15.2 of the Code of Virginia). A completed and signed Local Government Ordinance Form (LGOF) containing the certification statement satisfies the requirement of notification from the local government. The second page of this document is the LGOF. Your completed Registration Statement or VPDES individual permit application must be made available to the local official so a determination can be made as to whether or not the operation (AFO/CAFO) is consistent with the local ordinances. See the specific circumstances for the completion of the LGOF related to each permit type below.

1. For applicants seeking coverage under the VPA Regulation and General Permit for Animal Feeding Operations (AFOs) and Animal Waste Management (VPG1XXXX), Section [62.1-44.17:1](#) C 3 of the Code of Virginia states:

"The owner shall attach to the registration statement":... "A notification from the governing body of the locality where the operation is located that the operation is consistent with all ordinances adopted pursuant to Chapter 22 (§ [15.2-2200](#) et seq.) of Title 15.2."

In accordance with § [62.1-44.17:1](#) C 3 of the Code of Virginia, a permit application for a new operation (AFO/CAFO) or for the proposed expansion of an operation (AFO/CAFO) will not be considered complete until the LGOF is submitted to the DEQ. Check with department staff in the Animal Waste Program to see if your proposed expansion will require the LGOF.

2. For applicants seeking to obtain an individual VPDES Permit covering a CAFO (VA0CXXXX), Section [62.1-44.15:3](#) A of the Code of Virginia states:

"No application submitted to the Board for a new individual Virginia Pollutant Discharge Elimination permit authorizing a new discharge of sewage, industrial wastes, or other wastes shall be considered complete unless it contains notification from the county, city, or town in which the discharge is to take place that the location and operation of the discharging facility are consistent with applicable ordinances adopted pursuant to Chapter 22 (§ [15.2-2200](#) et seq.) of Title 15.2. The county, city, or town shall inform in writing the applicant and the Board of the discharging facility's compliance or noncompliance not more than thirty days from receipt by the chief administrative officer, or his agent, of a request from the applicant. Should the county, city, or town fail to provide such written notification within thirty days, the requirement for such notification is waived. The provisions of this subsection shall not apply to any discharge for which a valid certificate had been issued prior to March 10, 2000."

In accordance with § [62.1-44.15:3](#) A of the Code of Virginia, a permit application for a **new** individual VPDES permit will not be considered complete until the LGOF is submitted to the DEQ. If the locality does not respond to your request within 30 days, submit a copy of the LGOF, showing the date you made the request, with your permit application to DEQ.



Local Government Ordinance Form (LGOF)

For requests for an Animal Feeding Operation (AFO) or a Concentrated Animal Feeding Operation (CAFO) to be permitted under one of the following DEQ administered permits:

1. Virginia Pollution Abatement (VPA) Regulation and General Permit for AFOs and Animal Waste Management, or
2. Virginia Pollutant Discharge Elimination System (VPDES) Permit (Individual permit for CAFOs).

Date: _____

To: _____
(County, City, or Town Administrator/ Manager)

I am in the process of completing an application for a Department of Environmental Quality permit. In accordance with Chapter 22 (§ 15.2-2200 et seq.) of Title 15.2 of the Code, I request that you certify whether the operation (AFO/CAFO) described on the attached Registration Statement or permit application is or is not consistent with your local ordinances. Complete this form by selecting one of the three statements below and signing this form. Please return this form to the applicant at:

Applicant's Name:	_____
Mailing Address:	_____

In reference to the request from: _____
Applicant's Name

For certification of: _____
Name of Operation (AFO/CAFO)

Location of Operation (AFO/CAFO)

I hereby certify,

(1) that the proposed location and activities of the operation (AFO/CAFO) is **consistent** with all ordinances adopted pursuant to Chapter 22 (§ 15.2-2200 et seq.) of Title 15.2 of the Code of Virginia.

OR

(2) that **no local ordinances are in effect** pursuant to Chapter 22 (§ 15.2-2200 et seq.) of Title 15.2 of the Code of Virginia.

OR

(3) that the proposed location and activities of the operation (AFO/CAFO) is **not consistent** with all ordinances adopted pursuant to Chapter 22 (§ 15.2-2200 et seq.) of Title 15.2 of the Code of Virginia.

Signature of County, City, or Town Administrator/ Manager

Title

Printed Name

Date