

# 2018 Legislative Update

Pamela Mason



Funded in  
part by

Virginia Coastal Zone  
MANAGEMENT PROGRAM

# Legislation Passed

- **SB 265 Coastal Adaptation and Protection, Special Assistant to the Governor for; position created.**  
**(HB345)** Initiate and assist with economic development opportunities associated with adaptation, to advance academic expertise at the Commonwealth Center for Recurrent Flooding and Resiliency, and to pursue federal, state, and local funding opportunities for adaptation initiatives.

# Legislation Passed con't

## HB 1307 Stormwater management; rural Tidewater, tiered approach to water quantity technical criteria

- Rural Tidewater localities to comply with water quantity criteria based on percentage impervious cover in the watershed.
- Localities adopt map of % impervious cover in each watershed updated annually.
- Apply one of three standards to new development based on % impervious cover: (i) < 5.0% the standard shall be MS-19; (ii) > 5.0% and < 7.5% the standard shall be the one-year, 24-hour release method; and (iii) if >7.5% the standard shall be the energy balance method.
- Department of Environmental Quality to assist in clarifying the interpretation and application of the MS-19 standard.
- Follow-on legislation from 2017. HB1774 directed CCRFR to study stormwater management in rural Tidewater localities. Report crafted by VCPC and CCRM

# Legislation Passed con't Dredging

- **SB 693 Virginia Waterway Maintenance Fund and Grant Program:**

Virginia Port Authority to provide grants for certain dredging projects and related activities. VPA to manage the grant program by developing guidelines and procedures and for the awarding of annual grants.

- **HB 1096 Dredged material siting:**

Directs the Marine Resources Commission to develop a fast-track regulatory permitting program for the selection and use of appropriate sites for the disposal of material dredged no later than July 1, 2019.

- **HB 1095 Chesapeake Bay public water access authorities:**

Authorizes the Middle Peninsula Chesapeake Bay Public Access Authority and the Northern Neck Chesapeake Bay Public Access Authority to undertake dredging projects and authorizes public access authorities to work together in any combination to undertake dredging projects

- **HB 1091 Virginia Resources Authority; dredging projects:**

Adds dredging program or project to the list of eligible activities under the Authority

# Failed to Pass

- **SB 397 Hampton Roads Coastal Resiliency Authority; created**
- **HB 1094 Chesapeake Bay Preservation Areas; regulations, local permit to raise land.** Directs the State Water Control Board to adopt regulations to establish criteria for use by local governments in granting, denying, or modifying a request by any landowner within a Chesapeake Bay Preservation Area to raise the base elevation of his land for the purpose of mitigating the effects of flooding.

**Bill resulted in a letter from Committee Chair to VIMS to direct a study of the issue. Study underway at CCRM**