

VIRGINIA ACTS OF ASSEMBLY -- 2009 SESSION

CHAPTER 348

An Act to amend the Code of Virginia by adding a section numbered 10.1-1402.02, relating to the use of coal combustion byproduct in a flood plain.

[H 1918]

Approved March 27, 2009

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 10.1-1402.02 as follows:

§ 10.1-1402.02. Use, reuse, or reclamation of coal combustion byproduct in a flood plain.

Notwithstanding any other provision of this article, for any project proposed after July 1, 2009, the Board shall not exclude or exempt from the definition of solid waste or any solid waste permitting requirements the use, reuse, or reclamation of unamended coal combustion byproduct in an area designated as a 100-year flood plain as defined in § 10.1-600.