**VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY**

**AIR POLLUTION ACTIVITY SUITABILITY AND VALUE FORM**

**Please read the instructions for this page for additional information on this form.**

**Section1 – Facility Information**

**Filled out by Applicant and sent to Local Governing Body.**

|  |  |  |
| --- | --- | --- |
| Business Entity Name (same name on file with the [Virginia SCC](https://cis.scc.virginia.gov/)) | Registration Number: | |
| Applicant's Name: | Name of Contact Person at the site: | |
| Applicant’s Mailing address: | Contact Person Telephone Number and Email Address: | |
| Facility location: | | |
| Facility type, and list of activities to be conducted: | | |
| Please provide an explanation of the social and economic value of the proposed facility or activity: | | |
| Applicant's  signature: | | Date: |

**Section 2 – Suitability Certification**

**Completed by Local Governing Body representative and sent to the DEQ regional office.**

|  |  |  |  |
| --- | --- | --- | --- |
| **The undersigned local government representative states** the local governing body has resolved that:  (**Check one block**) | | | |
|  |  | The location and operation of the proposed facility or activity **is suitable to the area in which it is located**. | |
|  | | | |
|  |  | The location and operation of the proposed facility or activity **is not suitable to the area in which it is located**. If the locality believes the proposed facility or activity may be altered to become suitable, attach an explanation of the steps that may be taken to resolve any issues. | |
|  | | | |
| Please attach any comments the locality may have on the applicant’s social and economic value and any other information the locality would like DEQ to consider. | | | |
| Signature of authorized government representative: | | | Date: |
| Type or print name: | | | Title: |
| County, city or town: | | | |

**THE LOCALITY SHOULD FORWARD THE SIGNED CERTIFICATION AND ANY ATTACHMENTS TO THE APPROPRIATE DEQ REGIONAL OFFICE AND SEND A COPY TO THE APPLICANT.**

Instructions for Activity Suitability and Value Form

Section 10.1-1307E of the Code of Virginia specifies that the Department, in issuing a permit, shall consider facts and circumstances relevant to the reasonableness of the activity involved and the regulations proposed to control it, including:

* §10.1-1307E.2 - The social and economic value of the activity involved, and
* §10.1-1307E.3 - The suitability of the activity to the area in which it is located, except that consideration of this factor shall be satisfied if the local governing body of a locality in which a facility or activity is proposed has resolved that the location and operation of the proposed facility or activity is suitable to the area in which it is located.

Explanation

The Department’s duty to consider the relevant facts and circumstances for §10.1- 1307E.3 (as described above) for this application is satisfied by the local governing body completing Section 2 of this form; however, a local governing body may utilize another written communication method. If the relevant local government chooses not to respond, the application review process will be delayed until a response from the locality is received.

Process

1. Applicant: Fill out Section 1 of the form and sign in the block certifying accuracy. Send the partially completed form to the local governing body. DEQ suggests the form be transmitted to the chief administrative officer of the locality. If the locality does not complete Section 2 of the form the applicant should submit with their application any information that they would like DEQ to consider in regards to the siting and suitability of the activity to the area.

2. Local officials: Please fill out Section 2 of the form. The form asks an authorized representative of the locality to certify that the proposed activity is or is not suitable for the area. Please check the appropriate box and sign the form. If the activity is not currently suitable but the locality believes the applicant may be able to address the concerns making the activity unsuitable, please attach an explanation that indicates the corrective measures being taken, if any. As noted above, the locality may utilize another preferred method to communicate the suitability determination.

The completed form as well as any additional information the locality would like the Department to consider regarding suitability or social/economic value should be directly submitted to the Air Permit Manager of the Regional Office covering the locality. Any submittal must clearly identify the applicant and facility. Please send a copy of the completed form back to the applicant for inclusion in their permit application.