



Contact DEQ at 804-698-4470 or Kevin.Vaughan@DEQ.Virginia.gov if you have technical difficulties.



State Water Control Board Update

Mountain Valley Pipeline Project

Melanie D. Davenport

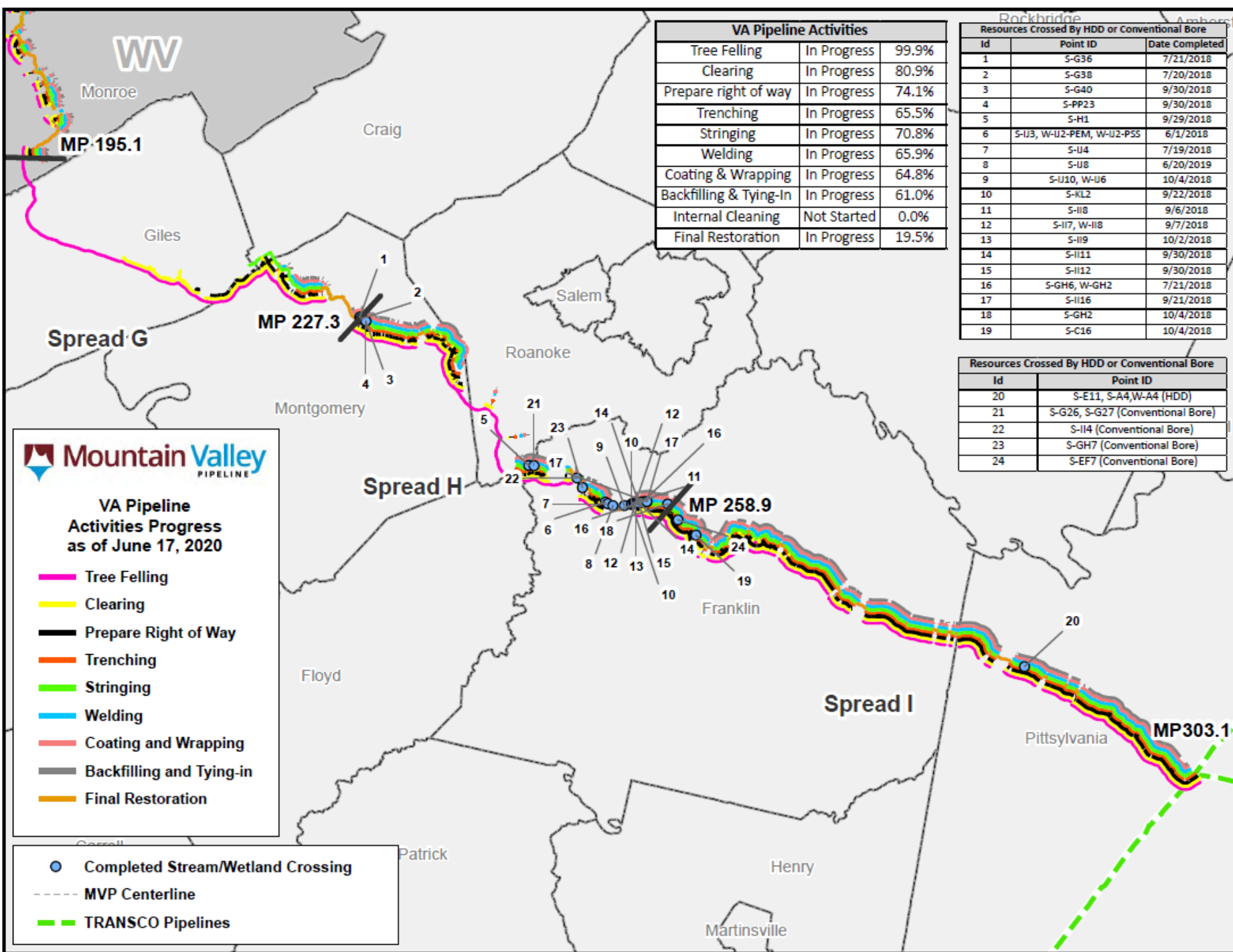
Director, Division of Water Permitting

Virginia Department of Environmental Quality

June 29, 2020

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Status of Construction



Significant Events This Reporting Period

- DEQ suspended routine field activities, including inspections and monitoring, from March 18, 2020 through May 4, 2020 due to COVID-19
- The temporary suspension applied to DEQ staff, but not DEQ contractors who remained, uninterrupted, in the field monitoring erosion and sediment control measures and best management practices
- During the suspension of field activities, DEQ staff coordinated monitoring of the pipeline route on a daily basis
- During the suspension, one DEQ inspector remained active in the field only to help investigate complaints when needed
- Demand has been made for stipulated penalties from the period of September 19, 2019 through March 10, 2020

DEQ Compliance Monitoring

- Field Inspections conducted by DEQ staff from December 6, 2019 – June 19, 2020
 - Two to three DEQ inspectors performing site evaluations Monday through Friday each week
 - Conducted eighty-six (86) formal ESC field inspections
 - Conducted eleven (11) formal Stormwater SWPPP inspections
 - Total of five hundred thirty-two (532) inspections conducted since April of 2018
- DEQ inspections posted on the DEQ website:
<https://www.deq.virginia.gov/Programs/Water/ProtectionRequirementsforPipelines/Multi-facetedInspectionforOversightofPipelineProjects.aspx>
- Third-Party Compliance Monitoring Support
 - Daily, during operating hours, and upon request
 - Two certified erosion and sediment control inspectors per spread

Common Areas of Concern Observed by DEQ Inspectors

1. Items characterized as routine or ineffective maintenance requiring repair of erosion and sediment controls
 2. Temporary re-stabilization of areas
- All three spreads continue to conduct corrective actions related to routine or ineffective maintenance.
 - This includes, but isn't limited to: compost filter sock, silt fence, sump clean outs, waterbar maintenance and repair, and maintenance of clean water diversions.
 - Temporary and permanent stabilization practices are ongoing.
 - Portions of the project at final grade are receiving permanent stabilization.
 - Items characterized as ineffective are to be corrected within 24 hours of notification
 - Items characterized as routine are to be corrected within 72 hours of notification

Complaint Statistics

- Complaint totals from April 2018 – June 19, 2020
 - Two hundred ninety-three (293) complaints logged by DEQ
 - Two hundred ninety-three (293) complaints investigated
- Complaints filed with DEQ between December 6, 2019 and June 19, 2020
 - Thirty-five (35) complaints logged
 - Thirty-five (35) complaints investigated
 - None of the complaints resulted in significant findings of non-compliance
 - Where required, compliance inspectors issued notices for corrective action to MVP and corrective measures were taken

Complaint Investigations

1. Sinking Creek Mountain Area Inspections
2. Yellow Finch Lane Inspections

Sinking Creek Mountain Inspections

- DEQ inspected the MVP ROW in response to concerns on three occasions:
 - February 7, 2020- Stevers Gap Trail
 - March 25, 2020- Steele Acres Road to Old Furnace Road
 - April 15, 2020- MVP ROW at Giles/Craig County line
- Ms. Gray contacted DEQ to express concern regarding efficacy of temporary stabilization measures and sinkholes/Karst features in this area
- DEQ investigated and determined that temporary stabilization techniques used were in accordance with Project Approved Standards and Specifications
- Concerns regarding sinkholes and Karst features were referred to DCR
- Corrective action items identified during inspections were relayed to MVP and corrected within required timeframes
- DEQ's investigations did not result in a finding of non-compliance
- DEQ inspectors continue to inspect this area once a week on average

Yellow Finch Lane Inspections

- DEQ inspected the MVP ROW in response to complaints on eight occasions
 - April 19, 24, and 30, 2020
 - May 4, 15, 23, and 27, 2020
 - June 18, 2020
- Inspectors met on site with complainant, Ms. Cathcart, on May 15, 2020
- Ms. Cathcart expressed concern about plastic sheeting covering earthen berm on ROW, sediment-laden runoff, and state of ECDs in this area
- Corrective action items identified during inspections were relayed to MVP and corrected within required timeframes
- DEQ's investigations did not result in a finding of non-compliance

Complaint Investigation Findings

- Complaint information can be found in the Weekly DEQ Pollution Response Program (PReP) Report
 - Provided on DEQ's Pipeline Inspection webpage
 - Updated on Friday's
 - Downloads as an Excel spreadsheet
- Available at:
<https://www.deq.virginia.gov/Programs/Water/ProtectionRequirementsforPipelines/Multi-facetedInspectionforOversightofPipelineProjects.aspx>