



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

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Secretary of Natural Resources

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**STATE WATER CONTROL BOARD
ENFORCEMENT ACTION - ORDER BY CONSENT
ISSUED TO
PAR 5 DEVELOPMENT GROUP, L.L.C.
FOR
2 CONSTRUCTION SITES
Virginia Pollutant Discharge Elimination System Permit VAR10**

SECTION A: Purpose

This is a Consent Order issued under the authority of Va. Code §§ 62.1-44.15, 62.1-44.15:25, and 62.1-44.15:48, between the State Water Control Board and Par 5 Development Group, L.L.C. regarding nine construction sites for the purpose of resolving certain violations of the State Water Control Law and the applicable permits and regulations.

SECTION B: Definitions

Unless the context clearly indicates otherwise, the following words and terms have the meaning assigned to them below:

1. "2014 Permit" means the General VPDES Permit for Discharges of Stormwater from Construction Activities, No. VAR10, promulgated at 9 VAC 25-880-70, which was issued under the State Water Control Law, the VSMP Regulations, and the General Permit Regulation on July 1, 2014 and which expires on June 30, 2019.
2. "2019 Permit" means the General VPDES Permit for Discharges of Stormwater from Construction Activities, No. VAR10, which is effective July 1, 2019 and which expires on June 30, 2024.

3. "Board" means the State Water Control Board, a permanent citizens' board of the Commonwealth of Virginia, as described in Va. Code §§ 10.1-1184 and 62.1-44.7.
4. "BRRO" means the Blue Ridge Regional Office of DEQ, located in Roanoke, Virginia.
5. "Construction activity" means any clearing, grading or excavation resulting in land disturbance of equal to or greater than one acre, or disturbance of less than one acre of total land area that is part of a larger common plan of development or sale if the larger common plan will ultimately disturb equal to or greater than one acre.
6. "Department" or "DEQ" means the Department of Environmental Quality, an agency of the Commonwealth of Virginia, as described in Va. Code § 10.1-1183.
7. "Director" means the Director of the Department of Environmental Quality, as described in Va. Code § 10.1-1185.
8. "Discharge" means the discharge of a pollutant.
9. "Discharge of a pollutant" means:
 - a. Any addition of any pollutant or combination of pollutants to surface waters from any point source; or
 - b. Any addition of any pollutant or combination of pollutants to the waters of the contiguous zone or the ocean from any point source other than a vessel or other floating craft which is being used as a means of transportation.
10. "Land disturbance" or "land-disturbing activity" means a man-made change to the land surface that potentially changes its runoff characteristics including clearing, grading, or excavation, except that the term shall not include those exemptions specified in Va. Code § 62.1-44.15:34.
11. "Notice of Violation" or "NOV" means a type of Notice of Alleged Violation under Va. Code § 62.1-44.15.
12. "Order" means this document, also known as a "Consent Order" or "Order by Consent," a type of Special Order under the State Water Control Law.
13. "Par 5" means Par 5 Development Group, L.L.C., a limited liability company authorized to do business in Virginia and its affiliates, partners, and subsidiaries. Par 5 is a "person" within the meaning of Va. Code § 62.1-44.3.
14. "Registration Statement" means a registration statement for coverage under the State Permit.

15. "Site 1" means the construction activity located at 87 Hebron Church Rd in Charlotte County, Virginia, from which discharges of stormwater associated with construction activity occur. Par 5 received permit coverage for the site under the General Permit for Discharges of Stormwater from Construction Activities and was assigned registration number VAR10K130.
16. "Site 2" means the construction activity located at latitude 37.6512 and longitude - 78.3554 in New Canton, Virginia, from which discharges of stormwater associated with construction activity occur. Par 5 received permit coverage for the site under the General Permit for Discharges of Stormwater from Construction Activities and was assigned registration number VAR10J263.
17. "State Water Control Law" means Chapter 3.1 (§ 62.1-44.2 et seq.) of Title 62.1 of the Va. Code.
18. "State Waters" means all water, on the surface and under the ground, wholly or partially within or bordering the Commonwealth or within its jurisdiction, including wetlands. Va. Code § 62.1-44.3.
19. "Stormwater" means precipitation that is discharged across the land surface or through conveyances to one or more waterways and that may include stormwater runoff, snow melt runoff, and surface runoff and drainage. Va. Code § 62.1-44.15:24.
20. "Stormwater management plan" means a document or series of documents containing material describing methods for complying with the requirements of a VSMP or the VSMP Regulations. 9 VAC 25-870-10.
21. "SWPPP" means Stormwater Pollution Prevention Plan, which is a document that is prepared in accordance with good engineering practices and that identifies potential sources of pollutants that may reasonably be expected to affect the quality of stormwater discharges. A SWPPP required under a VSMP for construction activities shall identify and require the implementation of control measures, and shall include, but not be limited to the inclusion of, or the incorporation by reference of an approved erosion and sediment control plan, an approved stormwater management plan, and a pollution prevention plan. 9 VAC 25-870-10.
22. "Virginia Stormwater Management Act" means Article 2.3 (§ 62.1-44.15:24 et seq.) of Chapter 3.1 of Title 62.1 of the Va. Code.
23. "Va. Code" means the Code of Virginia (1950), as amended.
24. "VAC" means the Virginia Administrative Code.
25. "VPDES" means Virginia Pollutant Discharge Elimination System.

26. "VSMP" means the Virginia Stormwater Management Program, which is a program approved by the Soil and Water Conservation Board after September 13, 2011, and until June 30, 2013, or the State Water Control Board on and after June 30, 2013, that has been established by a VSMP authority to manage the quality and quantity of runoff resulting from land-disturbing activities and shall include such items as local ordinances, rules, permit requirements, annual standards and specifications, policies and guidelines, technical materials, and requirements for plan review, inspection, enforcement, where authorized in this article, and evaluation consistent with the requirements of this article and associated regulations. Va. Code § 62.1-44.15:24.
27. "VSMP authority" means an authority approved by the Board after September 13, 2011, to operate a VSMP or, until such approval is given, the Department. An authority may include a locality; state entity, including the Department; federal entity; or for linear projects subject annual standards and specifications in accordance with subsection B of § 62.1-44.15-31, electric, natural gas, and telephone utility companies, interstate and intrastate natural gas pipeline companies, railroad companies, or authorities created pursuant to § 15.2-5102. Va. Code § 62.1-44.15:24.
28. "VSMP Regulations" means the Virginia Stormwater Management Program (VSMP) Regulations, 9 VAC 25-870-10 et seq.

SECTION C: Findings of Fact and Conclusions of Law

Legal Requirements

1. 2014 Permit Part I.B.4.b.1 states: "Inspections shall be conducted at a frequency of (i) at least once every four business days or (ii) at least once every five business days, and no later than 48 hours following a measurable storm event..."
2. 2014 Permit Part II.A.1 states in part: "Stormwater pollution prevention plan contents. The SWPPP shall include the following items: 1. General information. e. A legible site plan..."
3. 2014 Permit Part II.A.2.c.8 states: "A properly implemented erosion and sediment control plan... ensures that stabilization of disturbed areas will be initiated immediately whenever any clearing, grading, excavating, or other land-disturbing activities have been permanently ceased on any portion of the site, or temporarily ceased on any portion of the site and will not resume for a period exceeding 14 days..."
4. 2014 Permit Part II.A.4 states: "The SWPPP shall contain the following items: "A pollution prevention plan that addresses potential pollutant-generating activities that may reasonably be expected to affect the quality of stormwater discharges from the construction activity, including any support activity..."

5. 2014 Permit Part II.A.7 states: “The SWPPP shall contain the following items: 7. Delegation of authority. The individuals or positions with delegated authority, in accordance with Part III.K, to sign inspection reports or modify the SWPPP.”
6. 2014 Permit Part II.A.8 states: “The SWPPP shall be signed and dated in accordance with Part IIIK.”
7. 2014 Permit Part II.B.3 states: “The SWPPP must clearly identify the contractor(s) that will implement and maintain each control measure identified in the SWPPP. The SWPPP shall be amended to identify any new contractor that will implement and maintain a control measure.”
8. 2014 Permit Part II.B.4 states in part: “The operator shall update the SWPPP no later than seven days following any modification to its implementation. All modifications or updates to the SWPPP shall be noted and shall include the following items: a. A record of dates when: (1) Major grading activities occur; (2) Construction activities temporarily or permanently cease on a portion of the site; and (3) Stabilization measures are initiated.”
9. 2014 Permit Part II.C states: “Upon commencement of land disturbance, the operator shall post conspicuously a copy of the notice of coverage letter near the main entrance of the construction activity...”
10. 2014 Permit Part II.E.1 states in part: “All control measures must be properly maintained in effective operating condition in accordance with good engineering practices and, where applicable, manufacturer specifications.”
11. 2014 Permit Part II.F.4 states in part: “The inspection report and any actions taken in accordance with Part II must be retained by the operator as part of the SWPPP for at least three years... The report shall be signed in accordance with Part IIIK of this general permit.”
12. 9 VAC 25-840-40(1) states: “Permanent or temporary soil stabilization shall be applied to denuded areas within seven days after final grade is reached on any portion of the site. Temporary soil stabilization shall be applied within seven days to denuded areas that may not be at final grade but will remain dormant for longer than 14 days. Permanent stabilization shall be applied to areas that are to be left dormant for more than one year.”
13. 9 VAC 25-850-40(3) states: “A permanent vegetative cover shall be established on denuded areas not otherwise permanently stabilized. Permanent vegetation shall not be considered established until a ground cover is achieved that is uniform, mature enough to survive and will inhibit erosion.”
14. 9 VAC 25-840-40(11) states: “Before newly constructed stormwater conveyance channels or pipes are made operational, adequate outlet protection and any required

- temporary or permanent channel lining shall be installed in both the conveyance channel and the receiving channel.”
15. 9 VAC 25-840-60(A) states in part: “All erosion and sediment control structures and systems shall be maintained, inspected and repaired as needed to insure continued performance of their intended function...”
 16. 9 VAC 25-870-54(B) states in part: “An erosion and sediment control plan consistent with the requirements of the Virginia Erosion and Sediment Control Law and regulations must be designed and implanted during construction activities.”
 17. 9 VAC 25-870-54(C) states in part: “A stormwater management plan consistent with the requirements of the Virginia Stormwater Management Act and regulations must be designed and implemented during construction activities.”
 18. 9 VAC 25-870-54(G) states in part: “The SWPPP shall be amended whenever there is a change in design, construction, operation, or maintenance...”

Site 1

19. Par 5 is the permitted operator for Site 1, located in Charlotte County, which discharges stormwater associated with construction activity.
20. DEQ is the VSMP authority for Charlotte County.
21. Par 5 applied for and, on February 13, 2018, was granted coverage under the 2014 Permit. The site was assigned registration number VAR10K130. Par 5’s coverage under the 2014 Permit was administratively continued until permit coverage was granted under the 2019 Permit on September 4, 2019. Coverage under the 2019 Permit was terminated on January 30, 2020.
22. The 2014 Permit and 2019 Permit allowed Par 5 to discharge stormwater associated with construction activities from Site 1 to Reynolds Creek UT and Sandy Creek UT in strict compliance with the terms and conditions of the 2014 and 2019 Permits.
23. Reynolds Creek UT and Sandy Creek UT are surface waters located wholly within the Commonwealth and are “state waters” under the State Water Control Law.
24. During an inspection on July 17, 2018, a copy of the notice of coverage letter was not posted conspicuously near the main entrance of the construction activity as required by Permit Part II.C.
25. During inspections on July 17, 2018 and September 4, 2018, DEQ staff documented the following observations regarding the SWPPP:

- a. On July 17, 2018, the SWPPP did not include a legible site plan identifying all appropriate measures as required by Permit Part II.A.1.e.
 - b. On July 17, 2018, the SWPPP did not contain an adequate pollution prevention plan as required by Permit Part II.A.4. Potential stormwater pollutants were identified but controls were not indicated to prevent the potential pollutants from becoming actual pollutants.
 - c. On July 17, 2018, the delegation of authority was not signed in accordance with Part IIIK as required by Permit Part II.A.7.
 - d. On July 17, 2018, the SWPPP was not signed and dated in accordance with Part IIIK as required by Permit Part II.A.8.
 - e. On July 17, 2018, the SWPPP did not identify contractors that will implement and maintain each control measure as required by Permit Part II.B.3.
 - f. On July 17, 2018, the SWPPP had a record of activities but did not indicate when major grading activities had commenced and terminated as required by Permit Part II.B.4.
 - g. On July 17, 2018 and September 4, 2018, inspection reports were not signed in accordance with Permit Part II.F.
 - h. On September 4, 2018, amendments to the SWPPP were not signed in accordance with Part IIIK as required by Permit Part II.B.5.
26. On September 4, 2018, denuded areas requiring stabilization had not been stabilized as required by 9 VAC 25-840-40(1) and (3) and 9 VAC 25-870-54(B).
27. On September 4, 2018, the gravel flow spreader on the approved stormwater management plan had not been installed as required by 9 VAC 25-870-54(C). The rock aggregate installed downstream of the level spreader was not the same as the aggregate on the approved stormwater management plan. The filter cloth under the rip-rap outlet protection at the discharge point of the 15 inch diameter pipe connected to the curb inlet collection structure was not installed as indicated on the approved stormwater management plan.
28. Va. Code § 62.1-44.5 states in part, "Except in compliance with a certificate or permit issued by the Board or other entity authorized by the Board to issue a certificate or permit pursuant to this chapter, it shall be unlawful for any person to . . . Discharge stormwater into state waters from Municipal Separate Storm Sewer Systems or land disturbing activities."

29. The VSMP Regulations, at 9 VAC 25-870-310(A), also states, "Except in compliance with a state permit issued by the board pursuant to the Virginia Stormwater Management Act, it shall be unlawful for any person to discharge stormwater into state waters from Municipal Separate Storm Sewer Systems or land-disturbing activities."
30. Based on the results of the July 17 and September 4, 2018 inspections, the Board concludes that Par 5 violated Va. Code § 62.1-44.5, 9 VAC 25-870-310(A), 9 VAC 25-870-54(B), 9 VAC 25-870-54(C), 9 VAC 25-840-40(1), 9 VAC 25-840-40(3), and the conditions of Sections II.A.1.e, II.A.4, II.A.7, II.A.8, II.B.3, II.B.4, II.B.5, II.C, II.E.1, and II.F of the 2014 Permit, by discharging stormwater from construction activities at Site 1 while concurrently failing to comply with the conditions of the State Permit, as described in paragraphs C(24)-(27) of this Order.
31. On December 18, 2018, DEQ issued NOV No. 2018-CO-0002 to Par 5 for the violations listed above.
32. On January 8, 2019, Department staff met with representatives of Par 5 to discuss the violations.

Site 2

33. Par 5 is the permitted operator for Site 2, located in New Canton, Virginia, which discharges stormwater associated with construction activity.
34. DEQ is the VSMP authority for Buckingham, County.
35. Par 5 applied for and, on June 7, 2017, was granted coverage under the 2014 Permit. The site was assigned registration number VAR10J263. Par 5's coverage under the 2014 Permit was administratively continued until permit coverage was granted under the 2019 Permit on September 4, 2019.
36. The 2014 Permit allowed and the 2019 Permit allows Par 5 to discharge stormwater associated with construction activities from Site 2 to Hunts Creek, Bear Garden Creek, and Cottonpatch Branch UT in strict compliance with the terms and conditions of the 2014 and 2019 Permits.
37. Hunts Creek, Bear Garden Creek, and Cottonpatch Branch UT are surface waters located wholly within the Commonwealth and are "state waters" under the State Water Control Law.
38. DEQ conducted inspections at Site 2 on September 24, 2018 and January 16, 2019 and observed the following:

- a. During the September 24, 2018 and January 16, 2019 inspections, DEQ staff observed that a copy of the notice of coverage letter was not posted near the main entrance of the construction activity as required by Permit Part II.C.
 - b. During the September 24, 2018 and January 16, 2019 inspections, DEQ staff observed that the SWPPP was not updated or amended to contain a record of dates of major grading activities, date when construction activities temporarily or permanently ceased, dates of initiating stabilization measures, and areas that are no longer under the control of the operator or the operator no longer had legal control and record of any changes in design, construction operation or maintenance as required by Permit Part II.B.4 and 9 VAC 25-870-54(G).
 - c. During the September 24, 2018 and January 16, 2019 inspections, DEQ staff observed that the SWPPP inspections were not conducted and recorded at the minimum frequency as required by Permit Part I.B.4.d.1.
 - d. During the inspection on January 16, 2019, there were denuded areas at final grade on the South Side of the entrance that were not stabilized, as required by approved plans and 9VAC25-840-40(1) and (3).
 - e. During the January 16, 2019 inspection, DEQ staff observed at the bio-retention at the rear of the building, sediment was passing through, around, and over the damaged silt fence. Permit Part II.E.1; 9VAC25-840-60.A; 9VAC25-870-54.B.
 - f. During the September 24, 2018 and January 16, 2019 inspections, DEQ staff observed the detention basins and inlet protection were using slate instead of the approved stone. DEQ staff observed the level spreader was not installed in accordance with the approved plans. DEQ staff observed sediment and debris clogging pipes of inlets. 9 VAC 25-870-54.C.
 - g. During the September 24, 2018 and January 16, 2019 site inspection, DEQ staff observed an unstabilized grass channel leading to the bioretention on the south side of the building. 9 VAC 25-840-40(11) and 9 VAC 25-870-54.B.
39. Va. Code § 62.1-44.5 states in part, "Except in compliance with a certificate or permit issued by the Board or other entity authorized by the Board to issue a certificate or permit pursuant to this chapter, it shall be unlawful for any person to . . . Discharge stormwater into state waters from Municipal Separate Storm Sewer Systems or land disturbing activities."
40. The VSMP Regulations, at 9 VAC 25-870-310(A), also states, "Except in compliance with a state permit issued by the board pursuant to the Virginia Stormwater Management Act, it shall be unlawful for any person to discharge stormwater into state waters from Municipal Separate Storm Sewer Systems or land-disturbing activities."

41. Based on the results of the September 24, 2018 and January 16, 2019 inspections, the Board concludes that Par 5 violated Va. Code § 62.1-44.5, 9 VAC 25-870-310(A), 9 VAC 25-840-40(1), 9 VAC 25-840-40(3), 9 VAC 25-840-40(11), 9 VAC 25-870-54(B), 9 VAC 25-870-54(C), 9 VAC 25-870-54(G), and the conditions of Sections I.B.4.d.1., II.C., and II.E, of the 2014 Permit, by discharging stormwater from construction activities at Site 2 while concurrently failing to comply with the conditions of the State Permit, as described in paragraphs C(38) of this Order.
42. On February 4, 2019, DEQ's PRO issued NOV No. 2019-01-PRO-202 for the violations listed above.
43. Par 5 responded to the NOV on February 4, 2019.

All Sites

44. On September 6, 2018, Department staff met with representatives of Par 5 to discuss the company's compliance with the 2014 Permit and steps Par 5 could take to achieve compliance.
45. On November 27-28, 2018, staff from Par 5 participated in a DEQ erosion and sediment control inspector class.
46. DEQ staff have conducted inspections verifying that Par 5 has corrected the violations listed above for Sites 1 and 2.

SECTION D: Agreement and Order

Accordingly, by virtue of the authority granted it in Va. Code §§ 62.1-44.15, 62.1-44.15:25, and 62.1-44.15:48, the Board orders Par 5 and Par 5 agrees to pay a civil charge of \$11,413.50 within 30 days of the effective date of the Order in settlement of the violations cited in this Order.

Payment shall be made by check, certified check, money order or cashier's check payable to the "Treasurer of Virginia," and delivered to:

Receipts Control
Department of Environmental Quality
Post Office Box 1104
Richmond, Virginia 23218

Par 5 shall include its Federal Employer Identification Number (FEIN) (_ - _____) with the civil charge payment **and** shall indicate that the payment is being made in accordance with the requirements of this Order for deposit into the Virginia Stormwater Management Fund. If the Department has to refer collection of moneys due under this Order to the Department of Law, Par 5 shall be liable for attorneys' fees of 30% of the amount outstanding.

SECTION E: Administrative Provisions

1. The Board may modify, rewrite, or amend this Order with the consent of Par 5 for good cause shown by Par 5, or on its own motion pursuant to the Administrative Process Act, Va. Code § 2.2-4000 et seq., after notice and opportunity to be heard.
2. This Order addresses and resolves only those violations specifically identified in Section C of this Order and in NOV No. 2018-CO-0002 dated December 18, 2018 and NOV No. 2019-01-PRO-202 dated February 4, 2019. This Order shall not preclude the Board or the Director from taking any action authorized by law, including but not limited to: (1) taking any action authorized by law regarding any additional, subsequent, or subsequently discovered violations; (2) seeking subsequent remediation of the facility; or (3) taking subsequent action to enforce the Order.
3. For purposes of this Order and subsequent actions with respect to this Order only, Par 5 admits the jurisdictional allegations, findings of fact, and conclusions of law contained herein.
4. Par 5 consents to venue in the Circuit Court of the City of Richmond for any civil action taken to enforce the terms of this Order.
5. Par 5 declares it has received fair and due process under the Administrative Process Act and the State Water Control Law and it waives the right to any hearing or other administrative proceeding authorized or required by law or regulation, and to any judicial review of any issue of fact or law contained herein. Nothing herein shall be construed as a waiver of the right to any administrative proceeding for, or to judicial review of, any action taken by the Board to modify, rewrite, amend, or enforce this Order.
6. Failure by Par 5 to comply with any of the terms of this Order shall constitute a violation of an order of the Board. Nothing herein shall waive the initiation of appropriate enforcement actions or the issuance of additional orders as appropriate by the Board or the Director as a result of such violations. Nothing herein shall affect appropriate enforcement actions by any other federal, state, or local regulatory authority.
7. If any provision of this Order is found to be unenforceable for any reason, the remainder of the Order shall remain in full force and effect.
8. Par 5 shall be responsible for failure to comply with any of the terms and conditions of this Order unless compliance is made impossible by earthquake, flood, other acts of God, war, strike, or such other unforeseeable circumstances beyond its control and not due to a lack of good faith or diligence on their part. Par 5 shall demonstrate that such circumstances were beyond its control and not due to a lack of good faith or diligence on its part. Par 5 shall notify the DEQ Regional Director verbally within 24 hours and in writing within three business days when circumstances are anticipated to occur, are occurring, or have occurred

that may delay compliance or cause noncompliance with any requirement of the Order. Such notice shall set forth:

- a. the reasons for the delay or noncompliance;
- b. the projected duration of any such delay or noncompliance;
- c. the measures taken and to be taken to prevent or minimize such delay or noncompliance;
and
- d. the timetable by which such measures will be implemented and the date full compliance will be achieved.

Failure to so notify the Regional Director verbally within 24 hours and in writing within three business days, of learning of any condition above, which Par 5 intends to assert will result in the impossibility of compliance, shall constitute a waiver of any claim to inability to comply with a requirement of this Order.

9. This Order is binding on the parties hereto and any successors in interest, designees and assigns, jointly and severally.
10. This Order shall become effective upon execution by both the Director or his designee and Par 5. Nevertheless, Par 5 agrees to be bound by any compliance date which precedes the effective date of this Order.
11. This Order shall continue in effect until:
 - a. The Director or his designee terminates the Order after Par 5 has completed all of the requirements of the Order;
 - b. Par 5 petitions the Director or his designee to terminate the Order after it has completed all of the requirements of the Order and the Director or his designee approves the termination of the Order; or
 - c. the Director or Board terminates the Order in his or its sole discretion upon 30 days' written notice to Par 5.

Termination of this Order, or any obligation imposed in this Order, shall not operate to relieve Par 5 from its obligation to comply with any statute, regulation, permit condition, other order, certificate, certification, standard, or requirement otherwise applicable.

12. Any plans, reports, schedules or specifications attached hereto or submitted by Par 5 and approved by the Department pursuant to this Order are incorporated into this Order. Any non-compliance with such approved documents shall be considered a violation of this Order.

13. The undersigned representative of Par 5 certify that he is a responsible official authorized to enter into the terms and conditions of this Order and to execute and legally bind Par 5 to this document. Any documents to be submitted pursuant to this Order shall also be submitted by a responsible official of Par 5.
14. This Order constitutes the entire agreement and understanding of the parties concerning settlement of the violations identified in Section C of this Order, and there are no representations, warranties, covenants, terms or conditions agreed upon between the parties other than those expressed in this Order.
15. By its signature below, Par 5 voluntarily agrees to the issuance of this Order.

And it is so ORDERED this 5th day of May, 2020.



~~Jeffery A. Steers~~, Enforcement Director
Department of Environmental Quality

Tiffany R. Severs

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Par 5 Development Group, L.L.C. voluntarily agrees to the issuance of this Order.

Date: 2/24/20 By: [Signature], MANAGER
(Person) (Title)
Par 5 Development Group, L.L.C.

~~State of North Carolina~~
~~Commonwealth of Virginia~~
City/County of Moore

The foregoing document was signed and acknowledged before me this 24th day of
February, 2020, by Brian Clodfelter who is
Manager of Par 5 Development Group, L.L.C. on behalf of the
company.

[Signature]
Notary Public
20142040033
Registration No.

My commission expires: 7-22-2024

Notary seal:

