

## Local VSMP Adoption Options in Accordance with House Bill 1173 and Senate Bill 423

Categories of Localities	Must Adopt VSMP?	Required VSMP Implementation Date	Local Options	Role of DEQ as VSMP Authority
<b>1. Existing MS4 Counties &amp; Cities, &amp; the New MS4 Cities as of Jan. 1, 2014 (Radford, Staunton &amp; Waynesboro)</b>	Yes	July 1, 2014	Adopt a VSMP	None
<b>2. New MS4 Counties as of Jan. 1, 2014 (Augusta, Montgomery &amp; Fauquier)</b>	Yes	January 1, 2015	Adopt a VSMP, with an optional six- month delay until 1/1/15	During the six-month deferral period, DEQ will operate the VSMP and address post-construction stormwater runoff and the required design criteria for stormwater runoff controls.
<b>3. MS4 Towns</b>	Yes	July 1, 2014	<ol style="list-style-type: none"> <li>1. Adopt a VSMP; or</li> <li>2. Become subject to the VSMP of the County in which town lies, if the County operates one. <b>Note: Towns that become subject to the VSMP of a new MS4 county choosing to defer until January 1, 2015 will also be subject to the County's deferral schedule, with DEQ administering the program in the meantime.</b></li> </ol>	Towns are still required to comply with the stormwater flow rate capacity and velocity requirements of the Erosion and Sediment Control Law if they have an E & SC program.

<b>4. Non-MS4 Localities</b>	No	July 1, 2014	<ol style="list-style-type: none"> <li>1. Don't adopt a VSMP/Department will operate the VSMP; or</li> <li>2. Adopt a VSMP; or</li> <li>3. If a town, become subject to the County VSMP, if County operates one. <b>Note: Towns that become subject to the VSMP of a new MS4 county choosing to defer until January 1, 2015 will also be subject to the County's deferral schedule, with DEQ administering the program in the meantime.</b></li> </ol>	If option 1 is chosen, DEQ will operate the VSMP and address post-construction stormwater runoff and the required design criteria
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**Note 1. Counties electing to defer still are required to comply with the stormwater flow rate capacity and velocity requirements of the Erosion and Sediment Control Law for their E&SC program.**

**Note 2. All Bay Act localities, whether or not they adopt a VSMP, required to adopt requirements to regulate Chesapeake Bay Preservation Act Land Disturbing Activities.**