

August 20, 2010

Jane D. Chaffin, Registrar of Regulations
Division of Legislative Services
910 Capitol St., 2nd Floor
Richmond, Virginia 23219

Alternative Onsite Sewage System Regulations

Dear Ms. Chaffin:

I have reviewed the proposed *Alternative Onsite Sewage System Regulations*, 12 VAC 5-513-10 through 12 VAC 5-513-200. The *Alternative Onsite Sewage System Regulations* are being promulgated pursuant to the enactment clause of the § 32.1-163.6. It is my view that the Board of Health has legal authority to promulgate these regulations pursuant to *Code of Virginia* § 32.1-12, § 32.1-163.6 and § 32.1-164.

If I may be of any further assistance to you relating to this matter, please do not hesitate to contact me.

Sincerely,

Karri B. Atwood
Assistant Attorney General

cc: Robert Hicks, Director, Office of Environmental Health Services
Allen Knapp, Director, Division of Onsite Sewage and Wastewater Services