



**COMMONWEALTH of VIRGINIA**  
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**MEMORANDUM**

**TO:** David Paylor, Director  
Virginia Department of Environmental Quality

**FROM:** Matthew L. Gooch  
Assistant Attorney General

**DATE:** June 22, 2015

**RE:** Final regulation: VOC Emission Standards for Miscellaneous  
Metal and Plastic Parts Coating Operations, Article 59 of 9VAC5-  
40; 9VAC5-20-21; Article 34 of 9VAC5-40

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Pursuant to Executive Order 17, I have reviewed the above-referenced final regulations of the State Air Pollution Control Board. It is my opinion that the Board has the authority to adopt these regulations based upon applicable law, including Article 1 of Chapter 13 of Title 10.1 of the Code of Virginia, and specifically, Code § 10.1-1308. The regulations do not exceed the Board's rulemaking authority.

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