



January 31, 2018

Mr. Tim Padalino  
Director, Planning & Zoning Department  
Nelson County, Virginia  
P.O. Box 558  
Lovingsston, Virginia 22949

**RE: Atlantic Coast Pipeline Project: Request for Deferral of Variance Requests**

Dear Mr. Padalino:

On January 16, 2018, Atlantic Coast Pipeline LLC ("Atlantic") filed a Floodplain Development Package (the "Floodplain Submittal") seeking authorization from Nelson County, Virginia (the "County"), to cross eleven (11) FEMA identified floodplains in the County, including three (3) designated floodways, as part of its construction of the Atlantic Coast Pipeline Project (the "Project" or the "Pipeline").

As required by Section 10.13 of the Nelson County Zoning Ordinance (the "Zoning Ordinance"), the Floodplain Submittal included the applicable site plan and permit information required by the County's floodplain regulations. In addition, where the Project crossed in a floodway [specifically the crossings designated as C-South Fork Rockfish River AR, D-South Fork Rockfish River 2 and K-James River], Atlantic requested a variance from the Board of Zoning Appeals.

After filing its Floodplain Submittal, Atlantic was advised that the County was classifying the Pipeline as a "critical facility" pursuant to Section 10.15.F. of the Zoning Ordinance such that variances would be required for all floodplain crossings. While Atlantic disagrees that the Pipeline is a "critical facility" under the Zoning Ordinance, in an effort to cooperate with the County, it does not presently object to the County's requiring variances for all of the remaining floodplain crossings. Currently public hearings for all the crossings are scheduled for February 12, 2018.

On January 19, 24 and 26, 2018, the County requested that Atlantic provide additional engineering and technical information supporting the Floodplain Submittal, including but not limited to hydraulic and hydrologic analyses with supporting technical data demonstrating that there will be no increase in base flood levels in the event of a 100 year storm event. In addition the County requested Atlantic provide additional landowner information and construction methodology. Atlantic is working to provide responsive data to all of the County's requests for additional information. Atlantic anticipates that the County's engineering consultant Draper Aden, may seek additional information as well. For that reason, Atlantic is requesting a deferral of all public hearings currently scheduled on Atlantic's requested floodplain crossings. At such time as Atlantic has responded to all of the County's requests for additional information, it will seek to reschedule the public hearings accordingly.

Thank you for your courtesy in this matter. Should you have any questions or concerns, please contact Staci Rogge at 804-273-2906 or email at [Staci.L.Rogge@dominionenergy.com](mailto:Staci.L.Rogge@dominionenergy.com).

Sincerely,



Leslie Hartz  
Vice President, Pipeline Construction  
Dominion Energy Transmission Inc., on behalf of Atlantic Coast Pipeline, LLC

cc: Staci Rogge, Dominion Energy Services, Inc.