

# Public Service Commission of West Virginia

201 Brooks Street, P.O. Box 812  
Charleston, West Virginia 25323



FILED

Michael A. Albert  
Chairman

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OFFICE WEST VIRGINIA  
SECRETARY OF STATE

December 21, 2018

West Virginia Secretary of State  
Attn: Administrative Division  
Maureen Lewis, Assistant Director  
Office of the Secretary of State  
State Capitol Building  
Charleston, West Virginia 25305

Re: Repeal of Rules for the Government of Stormwater Utilities, 150 C.S.R. 36  
Effective Date of Rule: July 5, 2014  
Effective Date of Repeal of Rule: January 1, 2019

Dear Ms. Lewis:

By this letter, the Public Service Commission of West Virginia repeals the Rules for the Government of Stormwater Utilities, 150 C.S.R. 36 (Stormwater Rules), pursuant to Rule 5.17 of the Electronic Filing and Formatting of Rules, 153 C.S.R. 1 (Rule 5.17).<sup>1</sup>

The Stormwater Rules were effective July 5, 2014, and repeal of the Stormwater Rules will be effective January 1, 2019.

The Commission and its rules are Legislative exempt (W.Va. Code §§24-2-7, 29A-1-2(d), and 29A-1-3(b)), and, therefore, repeal of the Stormwater Rules by letter is authorized by Rule 5.17.

Pursuant to W.Va. Code §29A-1-2(d), a Legislative exempt rule "means every rule promulgated by an agency or relating to a subject matter that is exempt from the rule-making provisions of article three of this chapter, under section three, article one of this chapter or any other section of this code."

<sup>1</sup> "When repealing a legislative-exempt, procedural or interpretive rule, a letter signed by the agency head will be filed. The letter will indicate the name of the agency, the title and service number of the rule, the name of the rule, the effective date of the rule and the date the repeal will be effective."

On December 21, 2018, the Public Service Commission of West Virginia issued General Order No. 260.1, giving notice about the repeal of the Stormwater Rules to all public service districts in the State.

Please let us know if you have any questions or require additional information.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Michael A. Albert". The signature is fluid and cursive, with the first name being the most prominent.

Michael A. Albert  
Chairman

cc: Jared Wyrick ([jwyrick@wv.legislature.gov](mailto:jwyrick@wv.legislature.gov))  
Jordan Nuzum ([jnuzum@wv.legislature.gov](mailto:jnuzum@wv.legislature.gov))