

Middlesex County Wetlands Board Minutes

July 14, 1998

**Call to Order**

The July 14, 1998 meeting of the Middlesex County Wetlands Board was called to order by Chair Sherman T. Holmes at 9:00 A.M. in the Board Room of the Woodward Building, Saluda, Virginia.

Present: Chairman Sherman T. Holmes  
Mr. Woodson Armstead  
Mr. Elliot Reed  
Mr. M. Dale Taylor

Absent: Mr. B. Ulman Miller

Staff present: Thomas Jordan, County Planner  
Mac McMurtrie, Building Inspector

Also present was Mr. Chip Neikirk from the Virginia Marine Resources Commission.

**Minutes**

The Board considered the minutes of the June 9, 1998 meeting. On a motion by Mr. Reed and a second by Mr. Armstead, the minutes were approved unanimously.

**Public Hearing**

Chairman Holmes opened the public hearing, and the Middlesex County Wetlands Board took action on the following applications:

1. George Cunningham – Application #98-0770

Chairman Holmes read the proposal of Mr. Cunningham to construct 76' of riprap revetment at toe of existing bank. This project is located on Sturgeon Creek, Tax Map #40 (118) 5.

Mr. Cunningham and his agent, Alor Traywick were present and addressed the Board on his continuing erosion problem.

Chairman Holmes opened the public hearing.

With there being no comment from the public, the hearing was closed.

On a motion by Mr. Armstead, seconded by Mr. Reed, and carried by unanimous vote, Application #98-0770 was approved as submitted for a term of 18 months.

2. Christy Pitts – Application #98-0829

Chairman Holmes read the proposal of Mrs. Pitts to construct a 48' timber groin channelward of the existing riprap. This proposed project is located on the Rappahannock River, Tax Map #41-18.

Alor Traywick was present as agent of Mrs. Pitts.

Chairman Holmes opened the public hearing.

With there being no comment from the public, the hearing was closed.

On a motion by Mr. Reed, seconded by Mr. Taylor, and carried by unanimous vote, Application #98-0829 was approved as submitted for a term of 18 months.

3. G. Woody Stafford – Application #98-0915

Chairman Holmes read the proposal of Mr. Stafford to reconstruct a timber groin 80' from mean high water and 60' from mean low water, and install rip rap channelward of the existing bulkhead. This project is located on the Chesapeake Bay, Tax Map #41-447.

Alor Traywick was present as agent of Mr. Stafford, and explained his erosion problems. She also explained fill would be trucked in to protect the existing vegetation.

Chairman Holmes opened the public hearing.

With there being no comment from the public, the hearing was closed.

On a motion by Mr. Armstead, seconded by Mr. Reed, and carried by unanimous vote, Application #98-0915 was approved as submitted for a term of 18 months.

4. F. L. Hall Family Limited Partnership - #98-0922

Chairman Holmes read the proposal of the Hall Family Ltd. To replace/repair two groins in front of the property. The proposed project is located on the Rappahannock River, Tax Map #45 (5A) 3.

Mr. Hall was present and explained his need to repair/replace the groins that had received damage.

Chairman Holmes opened the public hearing.

With there being no comment from the public, the hearing was closed.

On a motion by Mr. Taylor, seconded by Mr. Armstead, and carried by unanimous vote, Application #98-0922 was approved as submitted for a term of 18 months.

5. U. S. Army Corp. of Engineers – Application #98-0750

Chairman Holmes read the proposal of the Army Corp. to perform maintenance dredging on Whittings Creek. The channel will be to a depth of -6' MLLW and a width of 70'. The dredged material is 90% sand and will be placed along 3,000' of shoreline just east of the project. This proposed project is located on Whittings Creek.

No one from the Army Corp. of Engineers was present to represent them.

Mr. Taylor questioned the sand placement, about whether it returns to the dredged area.

Chairman Holmes opened the public hearing.

Several audience members spoke in support of the dredging project and the placement of the sand. The audience members also supported extending the breakwater. Mr. Holmes recommended to the audience that they get together as a group and take their concerns to the Army Corp. of Engineers. Mr. Neikirk explained that only the disposal of the dredged material requires a permit to be issued.

On a motion by Mr. Armstead, seconded by Mr. Taylor, and carried by unanimous vote, Application #98-0750 was approved as submitted for an extended term of 60 months to concur with the time span of the VMRC permit.

6. Gary and Robin Tyer – Application #97-1376

Chairman Holmes read the proposal from the Tyers to construct 1 240' riprap revetment with a 12' self for construction access, and 35' of rip rap at the toe of the bank. This proposed project is located on the Rappahannock River, Tax Map #9 (2) 9 & 10.

Alor Traywick was present as agent for the Tyers. She explained how it was previously approved in a different form.

Chairman Holmes opened the public hearing.  
With there being no comment from the public, the hearing was closed.

On a motion by Mr. Armstead, seconded by Mr. Reed, and carried by unanimous vote, Application #97-1376 was approved as submitted for a term of 18 months.

7. Stephen Esbach – Application #97-1063

Chairman Holmes read the proposal from Mr. Esbach to construct 130' of riprap revetment and access cut on adjacent property owners' (Tyer) shelf. This proposed project is located on the Rappahannock River, Tax Map #9 (2) 8.

Alor Traywick was present as agent for Mr. Esbach. She explained how it was a continuation of the pervious project and how the project would have minimal adverse impacts. She also addressed the Board's question adjacent property owner's concern about septic tank placement.

Chairman Holmes opened the public hearing.  
With there being no comment from the public, the hearing was closed.

On a motion by Mr. Reed, seconded by Mr. Taylor, and carried by unanimous vote, Application #97-1063 was approved as submitted for a term of 18 months.

8. B. K. Loehr – Application #98-0952

Chairman Holmes read the proposal from the Loehrs to construct 104' of riprap channelward of existing bulkhead. The proposed project is located on Robinson Creek, Tax Map #19C (2) C5.

Staff recommended to carry-over the public hearing until the August Board meeting, due to the fact that one of the adjacent property owners was not given proper notification not less than 20 days prior to the public hearing Water Board Bylaws: Article 10 – 3 (D).

Alor Traywick was present as agent for the Loehrs, and discussed the situation with the adjacent property owner; stating 20 days notification did not matter as long as the adjacent property owner had consented on the adjacent property owners acknowledgment form.

Chairman Holmes opened the public hearing.  
With there being no comment from the public, the hearing was closed.

On a motion by Mr. Reed, seconded by Mr. Armstead, Application #98-0952 was approved as submitted for a term of 18 months with Mr. Dale Taylor abstaining.

9. Robin Ratchford – Application #98-0952

Chairman Holmes read the proposal from Mrs. Ratchford to construct a 101' riprap revetment with a 35' return wall on a storm-damaged corner. The proposed project is located on the Rappahannock River, Tax Map #30G (1) 13.

Mr. Ratchford and his agent Alor Traywick were both present in support of their project.

Chairman Holmes opened the public hearing.  
With there being no comment from the public, the hearing was closed.

On a motion by Mr. Armstead, seconded by Mr. Reed, Application #98-0952 was approved as submitted for a term of 18 months.

**Old Business**

None

**New Business**

None

**Adjournment**

With no further business to discuss. Mr. Armstead moved to adjourn the meeting. With a second by Mr. Reed, the meeting was adjourned unanimously.

Respectfully submitted.

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Wetlands Board Chair

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Date