

Middlesex County Wetlands Board Minutes

January 11, 2000

Call to Order

The January 11, 2000 meeting of the Middlesex County Wetlands Board was called to order by Chair Sherman T. Holmes at 9:00 A.M. in the Boardroom of the Woodward Building, Saluda, Virginia.

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

Staff present: Thomas Jordan, Planner

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

Election of Officers

On a motion by Mr. Taylor, seconded by Mr. Miller, and carried by unanimous vote, Mr. Holmes was reelected Chairman and Mr. Reed as Vice-Chairman.

Minutes

The Board considered the minutes of the December 14, 1999 meeting. On a motion by Mr. Miller and a second by Mr. Taylor, 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:

A. Mill Creek Harbor Association – Application #99-2008

Chairman Holmes read the proposal of Mill Creek Harbor Association, to maintenance dredge an existing channel and a forebay cell. This project is located on Mill and Jackson Creeks, at Tax Map #41-64-A. Staff then read the VIMS report for the project.

William Will was present to represent his project. He offered to answer any questions the Board may have.

Mr. Taylor stated he had no objections to the project, but he would like to see the spoils site replanted. Mr. Will stated he had no objections to the Mr. Taylor's recommendation.

Mr. Holmes questioned Mr. Robert Neikirk, VMRC representative, on the type of vegetation and the appropriate spacing for the replanting. Mr. Neikirk stated the Patens or American Beach Grass should be suitable on two-foot centers. Mr. Neikirk also recommended that the Board require revised drawings showing the proposed replanting.

Mr. 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. Miller, and carried by unanimous vote, Application #99-2008 was approved with the following condition(s): 1) the spoil site be sprigged with appropriate vegetation on 2' centers and 2) revised drawings be submitted. This permit was approved for a term of 18 months.

B. J. T. Bayliss – Application #99-2089

Chairman Holmes read the proposal of Mr. Bayliss, to place 150' of rip rap revetment channelward of the existing failing bulkhead. This project is located on Fishing Bay, at Tax Map #46-2-27. Staff then read the VIMS report for the project.

Carol Collier was present as the agent for Mr. Bayliss. She stated the applicant simply wants to maintain the existing shoreline of one of the last undeveloped parcels on Stove Point. Ms. Collier offered to answer any questions that the Board may have.

Mr. Holmes opened the public hearing.

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

On a motion by Mr. Miller, seconded by Mr. Armstead, and carried by unanimous vote, Application #99-2089 was approved as submitted for a term of 18 months.

C. Hilton Carter – Application #99-2104

Chairman Holmes read the proposal of Mr. Carter, to install a 48' groin. This project is located on the Rappahannock River, at Tax Map #28-15-16. Staff read the VIMS report for the project.

Carol Collier was present as the agent for Mr. Carter. She stated that she mistakenly left-off the existing boat-ramp and depicted the northern-most groin as existing. Ms. Collier stated would submit revised drawings as recommended by staff. She also stated the Adjacent Property Owner (APO) Thrift was concerned about the groin affecting his property and wanted a spur placed on the groin. She stated Mr. Thrift was present if the Board had any questions. Ms. Collier offered to answer any questions that the Board may have.

Mr. Thrift approached the Board and stated his concerns about the groin affecting his property.

Mr. Taylor stated he saw no problem with adding the spur to the proposed groin.

Mr. Holmes opened the public hearing.

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

On a motion by Mr. Miller, seconded by Mr. Taylor, and carried by unanimous vote, Application #99-2104 was approved with the following condition(s): 1) 8' spur be added to groin and 2) revised drawings be submitted. This permit was approved for a term of 18 months.

D. Joyce O'Berry – Application #99-2197

Chairman Holmes read the proposal of Ms. O'Berry, to construct 77' of wooden bulkhead in front of an existing failing wall. This project is located on Meachim Creek, at Tax Map #29A-4-12A. Staff then read the VIMS report for the project.

Carol Collier was present as the agent for Ms. O'Berry. She stated the existing bulkhead is failing and the applicant simply wants to build one in front of it. Ms. Collier offered to answer any questions the Board may have.

Mr. Reed asked Ms. Collier if the proposed bulkhead would be at the same height as the existing bulkhead. Ms. Collier stated it would be the same height.

Mr. 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 #99-2197 was approved as submitted for a term of 18 months.

E. George Kumpf – Application #99-2086

Chairman Holmes read the proposal of Mr. Kumpf, to place 100' of rip rap revetment channelward of the existing timber bulkhead. This project is located on the Rappahannock River, at Tax Map #39A-3-C. Staff then read the VIMS report for the project.

Jay Foster, of R&W Construction, was present as the agent for Mr. Kumpf. He stated this project was similar to other the Board has recently approved in the area and would use Class 2 Armor Stone. Mr. Foster offered to answer any questions the Board may have.

Mr. 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. Miller, and carried by unanimous vote, Application #99-2086 was approved as submitted for a term of 18 months.

F. Robert Phipps – Application #99-2167

Chairman Holmes read the proposal of Mr. Phipps, to place 100' of rip rap revetment and remove 70' of damaged bulkhead. This project is located on Mill Creek, at Tax Map #30-7-8C. Staff then read the VIMS report for the project.

Jay Foster, of R&W Construction, was present as the agent for Mr. Phipps. Mr. Foster offered to answer any questions the Board may have.

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

On a motion by Mr. Miller, seconded by Mr. Armstead, and carried by unanimous vote, Application #99-2167 was approved as submitted for a term of 18 months.

G. William McKee – Application #99-2036

Chairman Holmes read the proposal of Mr. McKee, to repair existing bulkhead and place 77' of rip rap revetment channelward of existing bulkhead, backfill and grade bank. This project is located on the Rappahannock River, at Tax Map #40-9-1. Staff then read the VIMS report for the project.

Jeff Watkins, of Riverworks, Inc., was present as the agent for Mr. McKee. He stated the proposed project is the same as the one next door, which was approved by the Board a few years ago. He stated only 96 square feet in the Board's jurisdiction would be impacted. He went on to state he had a limited amount of area to get equipment into work on the project. Mr. Watkins offered to answer any questions the Board may have.

Mr. Holmes asked Mr. Neikirk if had had any comments to make concerning the project. Mr. Neikirk stated VIMS is probably concerned with reducing the impacts by pulling it back. He went on to say that since the bank is steep with erosion problems and the house is very close to the top of the bank, VMRC would permit the subaqueous impacts as presented.

Mr. Taylor stated that the Board should not be concerned about how a contractor is going to get their equipment in to do a project when the Board is trying to reduce the amount of encroachment and impacts

the project is going to cause. He went on to state the project could be pulled back several feet reducing the impacts while still allowing for a stable slope.

Mr. 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. Miller, and carried by unanimous vote, Application #99-2036 was approved with the following condition(s): the project has to be pulled back to the minimum distance necessary to maintain a stable slope. This permit was approved for a term of 18 months.

H. Alex Pais – Application #99-2261

Chairman Holmes read the proposal of Mr. Pais, to place 100' of rip rap revetment. This project is located on Big Lake, at Tax Map #41-39-13. Staff then read the VIMS report for the project.

Jeff Watkins, of Riverworks, Inc., was present as the agent for Mr. Pais. He stated the existing structure is too steep and the stone is too small, and they plan to remove the whole structure, placing the filter cloth down correctly and use Class 2 stone. Mr. Watkins offered to answer any questions the Board may have.

Mr. 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 #99-2261 was approved as submitted for a term of 18 months.

I. Richard McDonagh – Application #99-2292

Chairman Holmes read the proposal of Mr. McDonough, to remove two existing groins, install two new 75' low-profile groins, and install 140' of timber bulkhead. This proposed project is located on the Rappahannock River, at Tax Map #39-1-C. Staff then read the VIMS report for the project.

Lucille Morelli was present as the agent for Mr. McDonough. She stated the applicant has been losing a lot of property during storm and simply wants to protect what is existing. Mrs. Morelli offered to answer any questions the Board may have.

Mr. 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 #99-2292 was approved as submitted for a term of 18 months.

New Business

A. Extension Request - Hunton Creek Association, Permit #98-0906

Chairman Holmes read the extension request. The permit originally authorized the maintenance dredging and the installation of 2,000 sq. ft. of intertidal/subtidal fill as beach nourishment.

On a motion by Mr. Reed, seconded by Mr. Armstead, and carried by unanimous vote, the extension request for Application #98-0906 was approved for an additional 18 months.

B. Extension Request - Robin Ratchford, Permit #98-0952

Chairman Holmes read the extension request. The permit originally authorized the placement of 101' of rip rap revetment with a 35' return wall on a storm damaged corner.

On a motion by Mr. Miller, seconded by Mr. Reed, and carried by unanimous vote, the extension request for Application #98-0952 was approved for an additional 18 months.

Adjournment

With no further business to discuss. Mr. Miller moved to adjourn the meeting, seconded by Mr. Armstead, the meeting was adjourned unanimously.

Respectfully submitted.

Wetlands Board Chair

Date