

AT A MEETING OF THE MIDDLESEX COUNTY WETLANDS BOARD HELD ON
TUESDAY, JULY 11, 2000, IN THE BOARD ROOM OF THE WOODWARD BUILDING,
SALUDA, VIRGINIA:

Call to Order

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

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

Staff present: Thomas Jordan, Planner
Carrie A. Nicholas, Recording Secretary

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

Minutes

The Board considered the minutes of the June 13, 2000 meeting. On a motion by Mr. Miller 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:

A. James H. Ward – Application #2000-0789.

Chairman Holmes read the proposal of Mr. Ward, to construct 172' of rip rap revetment. This project is located on Robinson Creek, at Tax Map #19C-5-39. Staff then read the VIMS report for the project.

Neither the applicant nor a representative was in attendance to represent the project.

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. Miller, and carried by unanimous vote, Application #2000-0789 was approved as presented for a term of 18 months.

B. John P. Tomillon - Application #2000-1111.

Chairman Holmes read the proposal of Mr. Tomillon, to replace existing 200' bulkhead, abandon one groin, and replace three groins (42', 36'- moving structure ten feet west,

and 42'- extending structure 3 feet). This project is located on the Rappahannock River, at Tax Map #39A-1-3. Staff then read the VIMS report for the project.

Neither the applicant nor a representative was in attendance to represent the project.

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. Miller, and carried by unanimous vote, Application #2000-1111 was approved as submitted for a term of 18 months.

C. Lewis Carter - Application #2000-0784.

Chairman Holmes read the proposal of Mr. Carter, to construct 265' of vinyl bulkhead. This project is located on Sturgeon Creek, at Tax Map #40-23-B-4. Staff then read the VIMS report for the project.

Alor Grantham-Traywick was present as the agent for Mr. Carter. She explained the project and offered to answer any questions that the Board may have.

Chairman 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 #2000-0784 was approved as submitted for a term of 18 months.

D. Martha Wherry - Application #2000-0915.

Chairman Holmes read the proposal of Mrs. Wherry, to place 120' of rip rap revetment. This project is located on the Piankatank River, at Tax Map #37A-4-48 & 49. Staff read the VIMS report for the project.

Alor Grantham-Traywick was present as the agent for Mrs. Wherry. She explained the project and offered to answer any questions that the Board may have.

Chairman 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. Reed, and carried by unanimous vote, Application #2000-0915 was approved for a term of 18 months conditioned upon obtaining an approved Land Disturbing Permit.

E. Belle Aire Common Area, c/o Thomas Gilbert - Application #2000-0946.

Chairman Holmes read the proposal of Belle Aire Common Area, to construct a 55' x 16' boat ramp, place 40' of rip rap revetment, construct a 56' x 5' pier, and dredge 66 cu. yds. This project is located on Bush Park Creek, at Tax Map #39-14-(Common Area). Staff then read the VIMS report for the project.

Alor Grantham-Traywick was present as the agent to represent the Mr. Gilbert. She explained the project and offered to answer any questions that the Board may have.

Mr. Reed questioned where the spoils site was located. Ms. Traywick responded that the dredged material would be consumed on site to fill low spots in the access road to the boat ramp.

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, and carried by unanimous vote, Application #2000-0946 was approved for a term of 18 months conditioned upon obtaining an approved Land Disturbing Permit.

F. Norview Marina, c/o Andy Harris - Application #2000-0863.

Chairman Holmes read the proposal of Norview Marina, to place 25' of rip rap as scour protection and dredge a total of 1920 cu. yds. from two sites. This project is located on Broad Creek, at Tax Map #41-167. Staff then read the VIMS report for the project.

Carol Collier was present as the agent to represent the Mr. Harris. She explained the project and offered to answer any questions that the Board may have.

Chairman Holmes opened the public hearing.

Pat Lewis questioned whether the dredging would include the area around the last dock. Ms. Collier responded that the dredging would consist of the area around the boat ramp and floating docks.

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

Mr. Reed questioned where the spoils site would be located. Ms. Collier responded that the existing spoils site on location would be utilized.

Mr. Taylor questioned whether the on site spoils site was prepared and properly built-up to hold the spoil material. Ms. Collier stated it would be and suggested making a site inspection by staff a condition on the permit.

On a motion by Mr. Taylor, seconded by Mr. Reed, and carried by unanimous vote, Application #2000-0863 was approved as submitted for a term of 18 months conditioned upon an inspection and approval of the spoil site by staff prior to beginning work and obtaining an approved Land Disturbing Permit.

G. William Kelly-Application #2000-1070.

Chairman Holmes read the proposal of Mr. Kelly, to place 325' of rip rap revetment at toe of bank. This project is located on the Piankatank River, at Tax Map #45-2-1 & 2. Staff then read the VIMS report for the project.

Carol Collier was present as the agent to represent the Mr. Kelly. She explained the project and offered to answer any questions that the Board may have.

Chairman 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. Reed, and carried by unanimous vote, Application #2000-1070 was approved as submitted for a term of 18 months.

H. Edward Hudgins, et al-Application #2000-0908.

Chairman Holmes read the proposal of Mr. Hudgins, to place 505' of rip rap revetment and install a 20' jetty. This project is located on Moore's Creek, at Tax Map #40-82-45, 46,46A-48 & 40-87-12. Staff then read the VIMS report for the project.

Mr. McKinley was present as the agent to represent the applicants. He discussed the VIMS Report and explained that the proposed jetty would stop siltation into the boat slip to reduce the need to keep dredging.

Chairman Holmes opened the public hearing.

Pat Lewis, Adjoining Property Owner (APO), stated his objections that the project would disturb a shallow water habitat because the 20' jetty would divert the natural course of the stream.

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

Discussion ensued between the Board members concerning measures to reduce the negative impacts of the jetty to adjoining property owners including moving the jetty channelward to a wider part of the creek, installing rip rap in the stream, and installing finger like projections to portions of the jetty.

Chairman Holmes recommended the Board continue action on the application.

Mr. McKinley expressed his reservations towards delaying the project by another month. He stated he would like to finalize any modifications to the project at this time and then submit revised drawings.

Mr. Taylor reiterated the Board's concern that the natural flow of the stream would be interrupted by the project.

Mr. McKinley then suggested that he would remove the jetty portion of the application, which would be resubmitted separately at a later date.

On a motion by Mr. Reed, seconded by Mr. Miller, and carried by unanimous vote, Application #2000-0908 was approved for a term of 18 months conditioned upon deletion of the proposed groin structure (jetty) on applicant Walden's pier from the project.

I. Arthur Smith, et al – Application #2000-0991.

Chairman Holmes read the proposal of Mr. Smith, to place 260' of rip rap revetment. This project is located on Moore's Creek, at Tax Map #40-82-12 & 13. Staff then read the VIMS report for the project.

Mr. McKinley was present as the agent to represent the applicants. He explained the project and stated that he would submit revised drawings submitted showing a pyramid shaped revetment for the portion of the project adjacent to the Smith-Wilder pier as recommended by staff. He then offered to answer any questions the Board may have.

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

Mr. Taylor questioned whether it would be beneficial to create a spill area adjacent to the Smith-Wilder pier to allow tidal flushing or bring the proposed alignment further channelward above Mean High Water (MHW). Mr. McKinley responded that the rock revetment would be hand-stacked on filter cloth in order to dissipate the wave energy while still allowing the water to penetrate the structure.

On a motion by Mr. Miller, seconded by Mr. Armstead, and carried by unanimous vote, Application #2000-0991 was approved for a term of 18 months conditioned upon revised drawings must be submitted showing a pyramid shaped revetment for the portion of the project adjacent to the Smith-Wilder pier.

Old Business

There was no old business.

New Business

A. Tidewater Resource Conservation and Development Council

Chairman Holmes recommended the Board study the letter and open discussion at the next meeting.

B. VIMS – Tidal Wetlands Education Workshop

Mr. Jordan reported to the Board that the next offering of the VIMS – Tidal Wetlands Education Workshop would be held on Wednesday, July 19, 2000.

Mr. Taylor and Mr. Armstead stated they tentatively planned to attend.

Adjournment

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

Respectfully submitted.

Wetlands Board Chair

Date