

## Middlesex County Wetlands Board Minutes

August 8, 2006

### Call to Order

The August 8, 2006 meeting of the Middlesex County Wetlands Board was called to order by Chairman Miller Smither at 9:00 A.M. in the Boardroom of the Woodward Building, Saluda, Virginia.

Present: Mr. J. Miller Smither – Chairman  
Mr. B. Ulman Miller – Vice Chairman  
Mr. M. Dale Taylor  
Mr. Woodson Armstead  
Mr. Archie Brooks

Staff present: Amy Easterbrook, Planner  
Matthew Higgins, Planning Director  
Cathy Shiflett, Planning Department Secretary

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

### Minutes

The Board considered the minutes of the July 11, 2006 meeting. On a motion by Mr. Taylor, and a second by Mr. Miller, the minutes were approved unanimously.

### Public Hearing

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

A. Sturgeon Creek HOA c/o Amy Tyler - Application #2006-0689.

Chairman Smither read the applicant's proposal requesting to install a 700' riprap revetment. This project is located on Sturgeon Creek, at Tax Map # 40-110-4, 4A, 4B. Staff then read the VIMS report for the project.

Mr. Joey Scott, agent, was in attendance to represent the project. Mr. Scott stated the revetment would be placed behind wetland vegetation, as close to the bank as possible.

Chairman Smither 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. Brooks, and carried by unanimous vote, Application #2006-1425 was approved in accordance with staff recommendation that the revetment be placed behind the wetland vegetation. This approval is valid for a term of 18 months.

B. Glenn Miller – Application #2006-1485.

Chairman Smither read the applicant's proposal requesting to repair an existing 32' bulkhead and replace a 36' timber groin with a vinyl groin. The property for which the application is being made is located on the Rappahannock River, Tax Map # 41-1-1A. Staff then read the VIMS report for the project.

Mr. Glenn Miller, applicant, was in attendance to represent the project. Mr. Miller expressed agreement with staff recommendations, and noted that the groin was proposed in an attempt to prevent the riprap from falling onto the beach side.

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

Mr. Taylor commented that the proposed groin may or may not have impacts for sand accumulation, and could be shortened.

Mrs. Easterbrook noted that if the groin were shortened, revised drawings would have to be submitted.

On a motion by Mr. Taylor, seconded by Mr. Armstead, and carried by unanimous vote, Application #2006-1485 was approved with staff recommendation that the groin be constructed low-profile with the height near the MLW elevation at the channelward end, with the option to shorten the length of the groin.

C. T. H. Crittenden & Son, Inc. c/o Fred Crittenden – Application #2006-1523.

Chairman Smither read the applicant's proposal to construct a 35' x 16' concrete boat ramp. The property for which the application is being made is located on the Rappahannock River, Tax Map # 40-2E-12. Staff then read the VIMS report for the project.

Mrs. Karla Havens, agent, was in attendance to represent the project. Mrs. Havens noted that she was in agreement with staff recommendation that any alterations or additions would require a new JPA and cannot be added as revisions to the existing permit. However, Mrs. Havens had concerns related to the VIMS report. Mrs. Havens stated that there was a boat ramp on the site previously, and there were concrete remnants on site. She stated the ravine was not a natural drainage, but was cut out for the original ramp. Mrs. Havens stated her intent to work with staff to obtain permits to create access to the site through the ravine, with the boat ramp being the first segment of the project. Mrs. Havens further stated that the 2 ft. average water depth at the ramp was sufficient for launching small boats.

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

Mr. Taylor stated he was familiar with the site and the previous ramp, and did not see a problem with the project. Mr. Miller and Mr. Armstead expressed agreement.

On a motion by Mr. Brooks, seconded by Mr. Taylor, and carried by unanimous vote, Application #2006-1523 was approved as submitted with staff recommendation that any alterations or additions will require a new JPA and cannot be added as revisions to the existing permit. This approval is valid for a term of 18 months.

D. Betty Bahen – Application #2006- 1524.

Chairman Smither read the applicant's proposal requesting to install 165' of riprap revetment. The property for which the application is being made is located on the Rappahannock River, Tax Map # 28B-4-9, 10. Staff then read the VIMS report for the project.

Mr. Joey Scott, agent, was in attendance to represent the project. Mr. Scott expressed agreement with staff recommendations

Mrs. Easterbrook noted that if the revetment were moved forward, VMRC approval might be required.

Mr. Neikirk stated there should not be a problem if the Wetlands Board recommended placing the revetment at the low water mark.

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

Mr. Taylor expressed the opinion that moving the stakes to the low water mark would offer more protection to the shoreline.

Mr. Scott stated he would work with Mrs. Easterbrook and Mr. Neikirk on the revetment placement.

On a motion by Mr. Taylor, seconded by Mr. Miller, and carried by unanimous vote, Application #2006-1524 was approved as submitted. This approval is valid for a term of 18 months.

E. McKim and Katherine Beale – Application #2006-1611.

Chairman Smither read the applicant's proposal requesting to install 134' of riprap revetment and a 6' timber return wall at the end of an existing bulkhead. The property for which the application is being made is located on Urbanna Creek, Tax Map #20B-10-1. Staff then read the VIMS report for the project.

Mrs. Lucille Morelli-Redmon, agent, was in attendance to represent the project. Mrs. Morelli-Redmon stated that she had not received the VIMS report prior to the meeting. She stated that the applicant would likely be willing to comply with VIMS recommendations, and she would submit revised drawings for the September 12, 2006 meeting.

Chairman Smither explained that recent changes required a "no net loss" policy; otherwise, projects would have to be denied. He noted that continuing the project would allow the applicant an opportunity to revise the proposal.

On a motion by Mr. Armstead, seconded by Mr. Brooks, carried by unanimous vote, Application #2006-1611 was continued until the September 12, 2006 meeting.

F. Jeffrey Coughter - Wetlands Application #2003-0893.

Chairman Smither read the applicant's proposal requesting to install 145' of riprap revetment. The property for which the application is being made is located on the Rappahannock River, Tax Map #41-14A-4. Staff then read the VIMS report for the project.

Mr. Jeffrey Coughter, applicant, was in attendance to represent the project.

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

Chairman Smither noted that the project was straightforward.

On a motion by Mr. Miller, seconded by Mr. Taylor, and carried by unanimous vote, Application #2006-0893 was approved in accordance with staff recommendation conditioned that the failed bulkhead remnants be removed and the existing riprap stone be properly contoured. If the existing riprap was not placed on filter cloth, the stone should be moved and filter cloth installed before the additional stone is placed. This approval is valid for a term of 18 months.

### **Old Business**

### **New Business**

### **Adjournment**

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

Respectfully submitted,

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Wetlands Board Chair

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Date