

## **Middlesex County Wetlands Board**

### **Minutes**

**August 9, 2011**

#### **Call to Order**

The August 9, 2011 meeting of the Middlesex County Wetlands Board was called to order by J. Miller Smither (Chairman) at 9:00 A.M. in the Boardroom of the Historic Courthouse, Saluda, Virginia.

Present: J. Miller Smither – Chairman  
Tom Hawksworth-Vice Chairman  
Woodson Armstead  
Archie Brooks  
Dale Taylor

Staff present: Dave Kretz, Planner

Also present was Mr. Jay Woodward and Justine Woodward from the Virginia Marine Resources Commission (VMRC).

#### **Minutes**

The Board considered the minutes of the July 12, 2011 meeting. The motion to approve the minutes was made by Mr. Armstead and seconded by Mr. Hawksworth and carried unanimously.

#### **Public Hearings**

- 1. Wetlands Application # 2011-0794** submitted by Michelle Meredith on behalf of Matt Harris. This request is to install a 50' long x 9' wide x 3' high Marsh Sill Toe with clean backfill sand and wetland vegetation. Materials to be used include A1A rip rap, filter cloth, clean sand and 2" Spartina Alterniflora plugs within the Wetlands Board's jurisdiction. The proposed project is located on Big Lake, at Tax Map Parcel # 41-41-53.

Michelle Meredith was present to represent the applicant and to explain the proposed construction.

Chairman Smither opened the hearing for comments from the public. Adjoining Property owner, Joanne Tocce and her attorney Mr. Mills spoke in opposition to the proposed project. Their concerns centered on their Riparian Rights. Jay Woodward and Chairman Smither explained that she also had Riparian Rights should she desire to build a pier in the future.

Chairman Smither began a brief period of questions and comments between the Board and the Agent. Along with an explanation of the proposed project, Mrs. Meredith and Board Members discussed removal of the unauthorized structures. Mrs. Meredith acknowledged that they were unauthorized and would be removed as part of her project.

There being no further questions or comments from the Board, Chairman Smither asked for disposition of the application.

The motion to approve the application was made by Mr. Hawksworth and seconded by Mr. Armstead and carried with a 4 to 1 vote, with Mr. Taylor dissenting, with an 18 month time limit and the following condition: All Previous unauthorized structures to be removed.

2. **Wetlands Application # 2011-0807** submitted by Bayshore Design, LLC on behalf of Bank of Lancaster c/o Herman J. Beckstoffer, Jr.. This request is to construct an 8'X244' Floating Aluminum Pier with (7) 4'x40' Finger Piers and (12) Mooring Piles to create (12) Mooring Slips. Construct a 6'x50' Floating Aluminum Pier to create (1) Mooring Slip. Proposed 13 Community-Use Mooring Slips total within the Wetlands Board's jurisdiction. The proposed project is located on Urbanna Creek, at Tax Map Parcel # 20A-1-114.

Michelle Meredith was present to represent the applicant and to explain the proposed construction.

Staff noted that a Field visit by Staff and Board Members had determined that this project will not take place within Wetlands Board jurisdiction. With assurance from Virginia Marine Resources Commission that this matter will receive full review before the Commission; Staff recommended that the Board vote to send the application to VMRC.

Chairman Smither asked for disposition of the application.

The motion to send the application to VMRC was made by Mr. Taylor and seconded by Mr. Brooks and carried unanimously.

3. **Wetlands Application # 2011-0875** submitted by Michelle Meredith on behalf of Sidney Harrison. This request is to replace an existing 51' failing timber bulkhead with vinyl in the same footprint. within the Wetlands Board's jurisdiction. The proposed project is located on Little Lake (Jackson Creek), at Tax Map Parcel # 41-43-11E.

Michelle Meredith was present to explain the proposed improvements.

Chairman Smither opened the hearing for comments from the public. There being no comments, the public portion of the hearing was closed.

Chairman Smither began a brief period of questions and comments between the Board and the Agent.

There being no further questions or comments from the Board, Chairman Smither asked for disposition of the application.

The motion to Approve the application as submitted was made by Mr. Hawksworth and seconded by Mr. Taylor and carried unanimously.

- 4 **Wetlands Application # 2011-0876** submitted by Coastal on behalf of Doris Norton. This request is to install 207' of riprap revetment landward of MHW. 148' will be additional class 1 added on top of existing revetment landward and the 59' of new class 1 revetment will be installed landward of MHW along with some minor grading of the yard area within the Wetlands Board's jurisdiction. The proposed project is located on Jackson Creek, at Tax Map Parcel # 41-29-2A.

Carissa Agnese was present to explain the proposed improvements.

Chairman Smither opened the hearing for comments from the public. There being no comments, the public portion of the hearing was closed.

Chairman Smither began a brief period of questions and comments between the Board and the Agent.

There being no further questions or comments from the Board, Chairman Smither asked for disposition of the application.

The motion to Approve the application as submitted was made by Mr. Armstead and seconded by Mr. Brooks and carried unanimously.

**Old Business:** Wetlands Board By-Laws: Board to act on revised By-Laws.

**New Business:** Mr. Jay Woodward with VMRC gave a presentation on Living Shorelines.

**Adjournment**

Mr. Hawksworth made a motion to adjourn the meeting; it was seconded by Mr. Brooks and carried unanimously.

Respectfully submitted,

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Wetlands Board Chair

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Date