

# **Middlesex County Wetlands Board**

## **Minutes**

**March 8, 2011**

### **Call to Order**

The, March 8, 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  
Dale Taylor  
Archie Brooks  
Wesley Dolezal, Alternate

Staff present: Charles M. Culley Jr., County Administrator  
Dave Kretz, Planner

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

### **Minutes**

The Board considered the minutes of the February 8, 2011 meeting. Mr. Smither noted corrections to made to the February 8, 2011 minutes. Corrections were noted. The motion to approve the minutes was made by Mr. Hawksworth and seconded by Mr. Taylor and carried unanimously.

### **Public Hearings**

A. Delta Marine on behalf of Paul Garbett – Application #2011-0202

This request is to install 100 linear feet of riprap revetment channelward of an existing bulkhead within the wetlands board jurisdiction. The project is located on the Chesapeake Bay at Tax Parcel #41-43-5A.

Brian Fletcher of Delta Marine was present to represent the applicant and to explain the proposed construction.

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.

Mr. Hawksworth had questions concerning construction of the bulkhead.

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 with an 18 month time limit.

B. Delta Marine on behalf of Ruby Deboe - Application#2011-0203.

The Application is to install 25 linear feet of riprap revetment within the Wetlands Board's jurisdiction. The proposed project is located on the Chesapeake Bay, at Tax Map Parcel # 41-43-7A

Brian Fletcher of Delta Marine was present to represent the applicant and 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. Armstead, and carried unanimously with an 18 month time limit.

C. Middle Peninsula Marine Construction on behalf of John Guy – Application #2010-1943

The Application is to install 310 linear feet of wood bulkhead with two (2) 15 foot wingwalls within the wetlands board jurisdiction. The proposed project is located on the Piankatank River, at Tax Map Parcel #44-2-12

Terry Emerson of Middle Peninsula Marine Construction was present to represent the applicant and 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. Taylor and seconded by Mr. Armstead and carried unanimously with an 18 month time limit.

D. Michelle Meredith on behalf of Gaylon Layfield – Application #2011-0004

The Application is to install 3 marsh sills (55x16x8' & 2 65x16x5') with two 25' windows in between and to remove existing deteriorated timber bulkhead, grade bank with 4 to 1 slope and backfill marsh sills with 250 yards of clean fill sand and plant sandy area with 6000 plants within the wetlands board jurisdiction. The proposed project is located on the Fishing Bay, at Tax Map Parcel #46-3.

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

In her explanation she noted several minor changes to that which was applied for per VMRS comments.

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 with an 18 month time limit.

E. SBH Construction., Inc. on behalf of Kathleen West – Application #2011-0101

The Application is to install 100 linear feet of vinyl bulkhead directly in front of an existing deteriorated bulkhead with less than 2' of encroachment within the wetlands board jurisdiction. The proposed project is located on Mill Creek Harbor, at Tax Map Parcel #41-64-08.

Betty Pugh of SBH Construction was present to represent the applicant and 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 with an 18 month time limit.

F. Mid-Atlantic Resource on behalf of Louise E. Harrell – Application #2010-0152

The Application is to install minimize shoreline erosion with the construction of approximately 342 linear feet of stone revetment. This project is to be completed from the uplands. No clearing or grading is proposed within the wetlands board jurisdiction. The proposed project is located on the Piankatank River, at Tax Map Parcel #44-2-12

Karla Havens of Middle Mid-Atlantic Resource was present to represent the applicant and 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. Brooks and seconded by Mr. Taylor and carried unanimously with an 18 month time limit.

**Old Business**

Mr. Culley informed the Board that the Board of Supervisors have authorized a Public Hearing be held at the April 19<sup>th</sup> meeting of the Board to consider the adoption of “in lieu of Fees” in the amount of \$9.00 per square foot of wetlands loss. It was further discussed about the importance of explaining that this in lieu of fee would only be used as a last case resort and not as a replacement of the VMRC policy of no net loss of wetlands.

The board also agreed to revisit the James Berlinghoff (VMRC#2010-1959) property prior to the next board meeting (April 12, 2011).

**New Business**

None

**Adjournment**

Mr. Armstead made a motion to adjourn the meeting, it was seconded by Mr. Taylor and carried unanimously.

Respectfully submitted,

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Wetlands Board Chair

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Date