

## **Middlesex County Wetlands Board**

### **Minutes**

**January 10, 2012**

#### **Call to Order**

The, January 10, 2012 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: Dave Kretz, Planner

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

#### **Organizational Meeting (Election of Officers)**

Mr. Hawksworth nominated Mr. Smither as Chairman, the motion was seconded by Mr. Brooks, and carried unanimously.

Mr. Armstead nominated Mr. Hawksworth as Vice Chairman, the motion was seconded by Mr. Brooks, and carried unanimously.

A motion was made by Mr. Hawksworth to set the meeting dates and times to remain the same. The motion was seconded by Mr. Armstead and carried unanimously.

#### **Minutes**

The Board considered the minutes of the December 13, 2011 meeting. The motion to approve the minutes was made by Mr. Armstead and seconded by Mr. Brooks and carried unanimously.

#### **Public Hearings**

1. **Wetlands Application # 2011-1695** submitted by Linda McKittrick. This request is to to install 254' bulkhead with support poles against an existing deteriorating timber bulkhead. Install a 24 linear foot timber groin with nourishment located adjacent to the existing pier within the Wetlands Board's jurisdiction. The proposed project is located on Piankatank River, at Tax Map Parcel # 44-2-15.

Kenneth Gulley 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. The Board questioned the location of the stakes for the project as they appeared to be positioned to far channel ward.

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. Brooks and carried unanimously with an 18 month time limit with the following condition. New bulkhead to be constructed against existing bulkhead.

- 2. Wetlands Application # 2011-1722** submitted by Michelle Meredith on behalf of Allen Austin c/o Norton's Yacht Sales. This request is to remove existing 180'x4' pier, 10 mooring piles, 39'x32' boathouse and railway. Install a new 186'x6' open pile pier in the same footprint as existing pier with (4) 12'x4' finger piers & 14 mooring pilings within the Wetlands Board's jurisdiction. The proposed project is located on Broad Creek, at Tax Map Parcel # 41-21-15.

Michelle Meredith 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 a 3 year time limit.

- 3. Wetlands Application # 2011-1723** submitted by Dock Masters on behalf of Charles Miller. This request is to remove existing deteriorated wooden bulkhead and install 80' of rip rap revetment as a marsh sill. All access will be from the landward side within the Wetlands Board's jurisdiction. The proposed project is located on Piankatank River, at Tax Map Parcel # 37A-6-178.

Hank Thorndike 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 with an 18 month time limit with the following condition. Avoid wetlands disturbance per staff recommendation.

- . **4. Wetlands Application # 2011-1730** submitted by Kenneth B. Shepard. This request is to install 172' of bulkhead including 8' turn-in on the ends. Bulkhead to be 4' high using C-Lock 9000 Vinyl material. Backside of bulkhead to be filled to match existing grade. Access via existing driveway within the Wetlands Board's jurisdiction. The proposed project is located on Bush Park Creek, at Tax Map Parcel # 39-14-26.

Kenneth B. Shepard was present to represent himself 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 applicant.

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. Brooks and carried unanimously with an 18 month time limit with the following condition. Staff recommendation and revised drawings submitted prior to construction.

- 5. Wetlands Application # 2011-1760** submitted by Middle Peninsula Marine Construction on behalf of Thomas M. Harris. This request is to replace a failing bulkhead in the same footprint. New bulkhead to be 65' measured from point 1 to 5 on plan view. Construction to employ 6-7" top pilings, 4x6x16 ft. stringers, 2x8x10 ft. T&G sheeting & 5/8" galv. bolts within the Wetlands Board's jurisdiction. The proposed project is located on Piankatank River, at Tax Map Parcel # 44-2-16.

Terry Emerson 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 was made by Mr. Armstead and seconded by Mr. Hawksworth and carried unanimously with an 18 month time limit with the following condition. All construction to be in the same footprint.

- 6. Wetlands Application # 2011-1766** submitted by Southern Landscaping on behalf of Nancy Tallman. This request is to remove an existing failing wooden bulkhead & construct 170 linear feet of 3.5' high vinyl bulkhead with (2) 16' wingwalls within the Wetlands Board's jurisdiction. The proposed project is located on Meachim Creek, at Tax Map Parcel # 29A-4-7A.

Mo Bloxum was present to represent the applicant and to explain the proposed improvements.

Chairman Smither opened the hearing for comments from the public.

Monica Blair, an adjoining property owner, spoke to the Board and expressed her concerns about the integrity of the proposed structure.

After a brief exchange of words between the Board, staff, Mr. Bloxum and Ms. Blair, Mr. Bloxum offered to add rip rap to the Southern end of the bulkhead. He explained that this addition would help disperse the wave energy that would travel across the bulkhead.

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 with the following conditions. Addition of rip rap at the southern end of the bulkhead with avoidance of all wetlands vegetation and submittal of revised drawings.

- 7. Coastal Primary Sand Dune Application # 2011-1776** submitted by Coastal Marine Consulting, LLC on behalf of Sterling Hawkins. This request is to install 50' of Class III rip rap for erosion control within the Wetlands Board's jurisdiction. The proposed project is located on Chesapeake Bay, at Tax Map Parcel # 41-44-10.

Carissa Agnese 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. Armstead and carried unanimously with an 18 month time limit.

### **Old Business**

### **New Business**

Mr. Taylor announced that he was resigning from the Board effective January 10, 2012 and this current meeting would be his last meeting. He also thanked the Board members and the Board of Supervisors for the opportunity to serve. Chairman Smither thanked Mr. Taylor for his service and noted that he would be called upon for a more appropriate recognition by the Board of Supervisors or the Wetlands Board at a later date. Chairman Smither also asked staff representative David Kretz if the Board of Supervisors had been provided a copy of the revised By-Laws. Mr. Kretz noted that to date that had not been done but would be taken care of.

### **Adjournment**

Mr. Armstead 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