

## **Middlesex County Wetlands Board**

### **Minutes**

**October 9, 2012**

#### **Call to Order**

The October 9, 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

John Boyd

Monica Sanders

Wesley Dolezal (Alternate)

Staff present: Dave Kretz, Planner

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

#### **Minutes**

The Board considered the minutes of the September 11, 2012 meeting. The motion to approve the minutes was made by Mrs. Sanders and seconded by Mr. Boyd and carried unanimously.

#### **Public Hearings**

- A. Wetlands Application # 2012-1283** submitted by Joseph A. Scott on behalf of Howard Stears. This request is to install 50' of vinyl bulkhead and two 12' return walls immediately channel-ward of an existing failing timber bulkhead. Site to be accessed by water and through existing yard within the Wetlands Board's jurisdiction. The proposed project is located on Piankatank River, at Tax Map Parcel # 37A-4-51.

Mr. Stears (Property Owner) was present to represent the application and to explain the proposed project.

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 property owner. Discussion centered on the fact that the project had not been staked in the field prior to the Board site visit. Mr. Hawksworth also questioned the Benchmark location.

There being no further questions or comments from the Board, Chairman Smither asked for disposition of the application. The motion to table the application as submitted, until the November 13, 2012 Public Hearing, was made by Mr. Hawksworth and seconded by Mr. Boyd and carried unanimously.

**B. Wetlands Application # 2012-1352** submitted by Coastal Marine Consulting on behalf of Mary Johnson. This request is to Grade existing bank and install 90' of Class I and Class II Rip Rap within the Wetlands Board's jurisdiction. The proposed project is located on Piankatank River, at Tax Map Parcel # 41-37-4.

Vaughn Haywood (Contractor) was present to represent the application and to explain the proposed project.

Chairman Smither opened the hearing for comments from the public.

There being no further 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.

Discussion centered on the fact that the project had not been staked in the field prior to the Board site visit. Mr. Haywood noted that the site had been staked previously but suggested that the stakes were lost due to recent weather events.

There being no further questions or comments from the Board, Chairman Smither asked for disposition of the application. The motion to table the application as submitted, until the November 13, 2012 Public Hearing, was made by Mr. Hawksworth and seconded by Mrs. Sanders.

#### **Old Business:**

**Wetlands Application # 2012-1140** submitted by Mid-Atlantic on behalf of Joseph Ingold. This request is to construct 142' of timber bulkhead with a 15' return wall. Site will be accessed from water & upland with minimal clearing or grading required within the Wetlands Board's jurisdiction. The proposed project is located on Robinson Creek, at Tax Map Parcel # 19-16-21.

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 Mrs. Sanders and carried unanimously with an 18 month time limit with the following condition: Notify Staff for inspection when project is half complete.

#### **New Business :**

**A) Permit extension request for Randy Revercomb (JPA #2011-0776):** install 276 LF. of Marsh Toe Stabilization and 378 LF. of Marsh Sill along a portion of the eroding shoreline adjacent to the subject property within the Wetlands Board's jurisdiction. The proposed project is located on Rappahannock River, at Tax Map Parcel # 9-65.

Chairman Smither began a brief period of questions and comments between the Board and the Agent (Jay Foster).

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. Hawksworth and carried unanimously with an 18 month time limit.

B) Show Cause: Jeffrey E. & Alicia B. Odell (Land Disturbance within the Wetlands Board Jurisdiction) Tm. 40-240 & 40-240B

Jeff Odell and Ken Odell were present to explain their actions.

Chairman Smither began a brief period of questions and comments between the Board and Ken Odell and Jeff Odell.

Jeff Odell provided pictures that showed damage that had occurred as a result of the April 2011 tornado.

Ken Odell explained to the Board that he was of the understanding that permits were not required for cleanup of tornado damage.

Mr. Odell was informed that The Board of Supervisors has approved permit fee exemptions but not the need of required permits.

Mr. Jay Woodward with VMRC explained to the Board that permits would not be required to remove debris as long as it was conducted in a lawful manner.

There being no further questions or comments from the Board, Chairman Smither asked for disposition of the Show Cause. The motion to dismiss the Show Cause was made by Mr. Hawksworth and seconded by Mrs. Sanders and carried unanimously.

After the last agenda item, The Board, Staff and Jay Woodward had a brief discussion regarding emergency repairs and clean up.

### **Adjournment**

Mr. Armstead made a motion to adjourn the meeting; it was seconded by Mrs. Sanders and carried unanimously.

Respectfully submitted,

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Wetlands Board Chair

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Date