

AT A REGULAR MEETING OF THE WETLANDS BOARD OF JAMES CITY COUNTY, VIRGINIA, IN THE COUNTY GOVERNMENT CENTER BOARDROOM 101-C MOUNTS BAY ROAD, AT 7:30 P.M. ON THE TWENTIETH DAY OF JUNE, NINETEEN HUNDRED AND EIGHTY-FIVE.

1. ROLL CALL

Ms. Virginia Carey
Mr. William Apperson
Mr. Henry Lindsey
Ms. Kathleen Small

OTHERS PRESENT

Mr. Bernard M. Farmer, Director of Code Compliance
Mr. Walter Priest, Virginia Institute of Marine Science

2. MINUTES

The May 19, 1985 minutes were approved as presented.

3. OLD BUSINESS

4. NEW BUSINESS

Case No. W-9-85. C. Herman Heyn

Mr. Farmer stated that Mr. Callis had applied, on behalf of the property owner, to construct 208 feet of timber bulkheading and to dredge approximately 88 cubic yards of backfill at 105 and 107 Lands End Drive, and that a site visit was made by the staff of VIMS and the Office of Code Compliance. Mr. Farmer also stated that Mr. Walter Priest of VIMS had reviewed the application and was concerned that the dredging would result in the chronic habitat degradation in the canal which would destroy the existing benthic community in the canal bottom. Mr. Farmer recommended:

1. That the construction of 208 feet of timber bulkheading be built at mean high water and follow the curvature of the shoreline and tie into the existing bulkhead at 103 Lands End Drive.
2. The contractor obtain a building permit prior to construction.
3. The contractor must contact the Code Compliance Office for an inspection of the filter cloth prior to backfilling.
4. That dredging be limited to that necessary for navigation and that any additional backfill be obtained from an upland source.
5. The permit shall expire on June 20, 1986.

Ms. Carey asked if there were any questions for Mr. Farmer from the Board members.

Mr. Lindsey stated concern over the discrepancy between the number of feet for bulkheading on the staff report and on the application.

Mr. Farmer explained that Mr. Callis intended to bulkhead along 105 and 107, two adjacent properties, and that would be a total of 208 feet of timber bulkheading.

Ms. Carey asked if the requirement for obtaining a permit was new. Mr. Farmer stated that obtaining a building permit was a requirement for bulkheads and piers, but was not something that had not been strictly adhered to.

Mr. Priest stated that many people in that area were mowing the marsh grass and considered the wetlands as part of their yards. He stated that this was why the area of wetlands to be disturbed on the application differed from the area of disturbance on the staff report. Mr. Callis stated that the canal were filling up and becoming narrower and navigation was being hindered and this was the reason why he wanted to dredge.

Ms. Carey asked Mr. Callis about the number of linear feet he planned to dredge. Mr. Callis stated that there were two lots involved and he was applying for 208 linear feet.

Ms. Small asked about the suitability of the dredge material for fill. Mr. Callis stated that he was trying to create a deeper depth of water closer to the bank and instead of having to charge the customer to haul this material away and then haul new material in that they wanted to use the dredged material for fill. He stated that he did not think it was the best material available for fill.

Ms. Carey asked if the area for dredging could be decreased. Mr. Callis stated that the the wider that canal the better the situation would be. Ms. Carey closed the public hearing and asked if there was any discussion from the Board.

Mr. Apperson stated that he was concerned with setting a precedent and he did not understand why the canal was filling in.

Mr. Priest stated that the canal would eventually fill in and there should be just one dredging and one disturbance.

Mr. Apperson asked Mr. Callis how he would feel about dredging one area to bring the boat up to and leaving the rest of the area for bulkheading.

Mr. Callis stated that would be agreeable.

Mr. Priest stated concern over have too many little projects coming in and constantly disturbing the bottom of the canal.

Mr. Apperson stated that Mr. Callis could dredge a 50 foot area.

Mr. Lindsey asked what was the objection to keeping the pier. Mr. Callis stated that hopefully the Board would approve the pier even if they did not approve the dredging.

Ms. Carey asked if anyone else would like to speak and then moved to approve the permit with item four under staff recommendations to be amended to read "That dredging be limited to that necessary for navigation, not to exceed 50 linear feet, and that any additional backfill be obtained from an upland source."

All members were in favor.

Case No. W-10-85. Kirk Flynn.

Mr. Farmer stated the Mr. Callis had applied on behalf of the property owner to obtain a permit to construct of total of 102 feet of timber bulkheading with two five foot wingwalls at each end and a 16' x 8' pier at 108 Godspeed Lane. He then recommended that the permit be granted subject to the following conditions:

1. Contact the Code Compliance Office for an inspection of the filter cloth prior to backfilling.
2. The permit term shall expire on June 20, 1985.
3. A building permit must be obtained prior to construction.

Ms. Carey opened the public hearing and asked if anyone would like to speak in favor of the case, and there being none moved to approve the permit subject to the staff's recommendation. All members were in favor.

Case No. W-11-85. Drummond's Field, Ltd.

Mr. Farmer stated the Mr. James Gunn had applied on behalf of the property owner to install six stone breakwaters to protect coarse sand beach nourishment and an after-the-fact permit for approximately 20 tons of rip rap revetment. He then recommended that the permit be granted subject to the following conditions:

1. That all upland slopes be seeded with fescue or other grass and be thached to prevent erosion.
2. That the upper portion of the nourished beach be seeded with american beachgrass or saltmeadow hay.
3. That the permit expire one year from date of issuance.

Ms. Carey stated concern over the Board's rights over breakwaters.

Mr. Priest stated that the breakwaters were questionable in the Board's jurisdiction.

Ms. Carey asked when planting could be done. Mr. Priest stated that wintergrass must be planted in the winter time.

Mr. Cogdill, developer of Drummond's Field, stated that he had most of the problems worked out and he saw no problem meeting the permit date of one year from this date.

Ms. Carey moved to approve the permit.

Ms. Small stated that the seeding should take place as soon as possible.

Ms. Carey amended item one under the staff conditions to read, "That all upland slopes be seeded with fescue or other grass and be thatched to prevent erosion as soon as possible."

5. MATTERS OF SPECIAL PRIVILEGE

The Board decided to go over the bylaws at their next meeting.

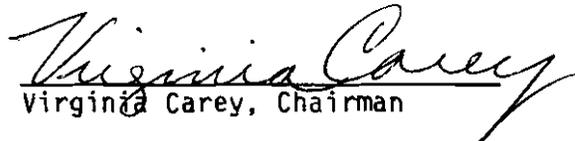
Ms. Carey asked if there had been any new developments in the Chickahominy Haven Subdivision since their last meeting.

Mr. Farmer stated that citations have been sent out and he expected to hear from all of the property owners.

6. ADJOURNMENT

The meeting was adjourned at 8:40 p.m.

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Virginia Carey, Chairman

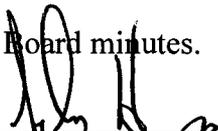


MEMORANDUM

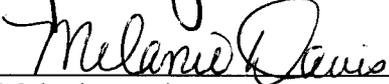
Date: May 13, 2015
To: Records Management
From: James City County Wetlands Board
Subject: Wetlands Board minutes from June 20, 1985

The following minutes for the Wetlands Board of James City County dated June 20, 1985, contain an error in Section 2. MINUTES where "The May 19, 1985 minutes were approved as presented" should read, "The May 16, 1985 minutes were approved as presented".

Please accept this correction for the June 20, 1985 Wetlands Board minutes.



John Hughes
Current Wetlands Board Chair



Melanie Davis
Current Wetlands Board Secretary