

AT A REGULAR MEETING OF THE WETLANDS BOARD OF JAMES CITY COUNTY, VIRGINIA, IN THE BOARDROOM, 101-C MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA, ON THE TWENTIETH DAY OF NOVEMBER, NINETEEN HUNDRED AND EIGHTY-FIVE.

1. ROLL CALL

Members Present

Ms. Virginia Carey
Ms. Kathleen Small
Mr. Ralph Cobb
Mr. Henry Lindsey

Others Present

Ms. Carolyn Owens, Code Compliance Officer
Mr. Tony Watkinson, Virginia Marine Resources Commission

2. MINUTES

The October 17, 1985 minutes were approved as presented.

3. OLD BUSINESS

There being no old business to discuss, the board moved on to New Business.

4. NEW BUSINESS

Case No. W-23-85. Edward Way

Ms. Owens made the staff presentation stating that Mr. Callis, the contractor, had applied on behalf of Edward Way, the owner, for a wetlands permit for the construction of 100 linear feet of timber bulkheading and a 8 x 16 pier with two mooring piles to be built at mean high water along the toe of the bank at 116 Godspeed Lane. She stated the staff recommend approval be granted with the following conditions:

1. The construction of 100 linear feet of timber bulkheading be built at mean high water.
2. The contractor contact the Code Compliance Office for an inspection of the filter cloth prior to backfilling.
3. The contractor obtain a building permit prior to construction.
4. The permit term shall expire on November 21, 1986.

Ms. Carey opened the public hearing and asked if anyone would like to speak in favor of the request.

There being no requests, the public hearing was closed.

Ms. Carey moved to grant the permit subject to the staff's conditions.

Mr. Lindsey stated that he hated to see the wetlands flower's destroyed. Ms. Carey asked Mr. Callis if the applicant had considered saving the flower's by either transplanting or building the bulkhead behind the flowers.

Mr. Callis stated that the applicant wanted the bulkhead built as proposed in the application and had no desire to save the wetland's flowers. The discussion ended.

Ms. Small seconded the motion. All members were in favor.

Case No. W-25-85. Pearce Grove

Ms. Owens made the staff presentation stating that Mr. Grove had applied for an after-the-fact wetlands permit for 240 linear feet of riprap revetment at 143 Riverview Plantation Subdivision. She stated that the riprap revetment had been placed in front of the fringe marsh and since this summer, a severe erosion problem had developed causing damage to wetlands on the property. She stated that the staff recommended approval for an after-the-fact permit of 240 linear feet of riprap revetment subject to the following conditions:

1. The applicant shall implement the recommendations of SEAS on erosion prevention of the embankment within six months.
2. The applicant shall install immediate sediment controls within one week as a temporary measure to protect wetlands from further erosion until permanent action for stabilization of the embankment is taken.

Ms. Carey asked if the height of the riprap was sufficient.

Mr. Grove stated that he had sought the advice of three representatives concerning the placement of riprap and bulkheading on the property. He stated that everyone recommended the placement of riprap over bulkheading and that he had placed the riprap in accordance with their recommendation. He also stated that most of the erosion had been caused by the recent storm which had damaged the wetlands.

Ms. Carey asked Ms. Owens what the staff meant by condition number three on restoring wetlands.

Ms. Owens stated that the area had to be raked and wetlands plants replanted which had been destroyed.

Ms. Carey then stated what time limit would be placed on the restoration of wetlands.

3. The applicant must restore all wetlands effected by erosion from the embankment.
4. The permit term shall expire on June 21, 1986.

Ms. Carey opened the public hearing and asked if anyone would like to speak in favor of the request.

Mr. Grove, the owner, stated that due to the erosion problem he had taken emergency measures to contain the bank and had installed the riprap revetment to protect his property and neighboring properties from his run-off. He also stated that he planned to start construction within the next couple of months and that further stabilization of the embankment would be taken.

Mr. Cobb asked Mr. Grove if the embankment had been cut from its original height.

Mr. Grove stated that the embankment had been regraded from its original height of approximately 30 feet.

Ms. Carey closed the public hearing.

Ms. Owens stated that the next planting season would be in the spring and that the permit term the staff recommended was June 21, 1986.

Ms. Small stated that between April and June was the spring planting season.

Ms. Carey moved to approve the application with the staff conditions with a permit term of June 21, 1986.

Ms. Small seconded the motion.

All members were in favor.

Case No. W-26-85. Michael Sheehan

Ms. Owens made the staff presentation stating that Mr. Callis, the contractor, had applied on behalf of Michael Sheehan, the owner, for a wetlands permit for the construction of 110 linear feet of timber bulkheading and a 4' x 10' open pile pier with a 8' x 16' pier head at 115 Lands End Drive.

She stated that Mr. Priest had noted that if the bulkhead was built according to the drawing an encroachment of 5' to 10' below mean high water along sections of the bulkhead due to the recurved configuration of the shoreline not reflected in the application and recommended that the bulkhead being built in a dog-leg fashion. Therefore, it was the staff recommendation that approval be granted for the construction of 110 linear feet of timber bulkheading and a 4' x 10' open pile pier with a 8' x 16' pier head subject to the following conditions:

1. The construction of the bulkhead being built in a dog-leg fashion along the toe of the bank in a straight line approximately 40 feet to the first pine tree commencing at the Harrison's property. It should then bend to form a straight line between the point opposite the pine tree and the applicant's other property line.
2. An inspection of the filter cloth by the Code Compliance Office prior to backfilling.
3. The permit term shall expire on November 21, 1986.

Ms. Carey opened the public hearing and asked if anyone would like to speak in favor of the request.

Mr. Callis, the contractor, stated that he would like to build the bulkhead further into the canal than the staff recommendation because the rear of the house was only approximately 20-25 feet from the canal.

Mr. Sheehan, the owner, asked to build the bulkhead further because of the large amount of property lost since the canal was built and the recent storm came within 10 feet of his house. Mr. Lindsey stated that property lost in the last seven years had been minimum.

Ms. Carey closed the public hearing.

Ms. Small stated that this property was one of the worst in the canal due to the recurve shoreline and proposed to compromise the distance of the bulkheading.

Ms. Small recommended approval with conditions 2 & 3 of the staff recommendation and an amendment of condition 1 of the staff to read:

1. The construction of the bulkhead being built in a dog-leg fashion along the toe of the bank in a straight line approximately 25 feet toward the first pine tree commencing at the Harrison property. It should then bend to form a straight line from that point and the applicant's other property line.

Ms. Carey seconded the motion.

All members were in favor.

5. MATTERS OF SPECIAL PRIVILEGE

The board held election of officers.

Mr. Lindsey nominated Mr. Apperson for Chairman of the Wetlands Board. Ms. Small seconded the nomination.

A vote was taken and all members were in favor of the nomination for Chairman.

Ms. Small nominated Mr. Lindsey for Vice-Chairman of the Wetlands Board. Mr. Cobb seconded the motion.

A vote was taken and all members were in favor of the nomination for Vice Chairman.

6. ADJOURNMENT

The meeting was adjourned at 8:20 p.m.

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WL Apperson
William Apperson, Chairman

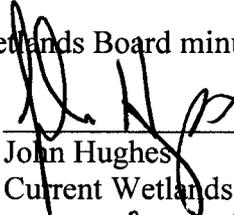


MEMORANDUM

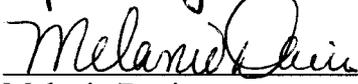
Date: May 13, 2015
To: Records Management
From: James City County Wetlands Board
Subject: Wetlands Board minutes from November 20, 1985

The following minutes for the Wetlands Board of James City County dated November 20, 1985, contain an error in Section 2. MINUTES where “The October 17, 1985 minutes were approved as presented” should read, “The September 25, 1985 minutes were approved as presented”.

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



John Hughes
Current Wetlands Board Chair



Melanie Davis
Current Wetlands Board Secretary