

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 MARCH, NINETEEN HUNDRED AND EIGHTY-SIX.

1. ROLL CALL

Members Present

Mr. William Apperson, Chairman
Mr. Henry Lindsey
Ms. Carolyn Lowe
Mr. Ralph Cobb

Others Present

Mr. Bernard M. Farmer, Jr., Code Compliance Director

2. MINUTES

The February 20, 1986 minutes were approved as presented.

3. OLD BUSINESS

W-1-86. Robert Brady

Mr. Farmer stated that Mr. Callis, the contractor, had applied on behalf of the owner, Mr. Robert Brady, for a wetlands permit for the construction of approximately 140 linear feet of timber bulkheading, a 10-foot by 20-foot private pier with two mooring piles at 123 Branscome Boulevard in the Powhatan Shores Subdivision. The contractor proposes to construct the bulkhead at mean high water along the toe of the bank. The Virginia Institute of Marine Science representative estimates that 300 square feet of vegetated wetlands and 150 square feet of non-vegetated wetlands would be destroyed by the application. Mr. Farmer stated that he and Mr. Lindsey had visited the site, and estimated that the amount of vegetated wetlands involved would be larger than the amount estimated by VIMS. He also stated that there seemed to be vegetation growing along the slope of the bank.

Mr. Farmer recommended approval of the permit subject to the following conditions:

1. The permit term shall expire on February 20, 1987.
2. The construction of the 140 linear feet of timber bulkheading being built at mean high water as proposed by the contractor.
3. The contractor contact the Code Compliance Office for an inspection of the filter cloth prior to backfilling.
4. The contractor obtain a building permit prior to construction.

After visiting the site Mr. Farmer wanted to add an additional condition, "That the height of the bulkhead be held close to the height of the existing ground", so as to lessen the amount of backfill. He stated that the bulkhead would probably create the precedent and set the alignment for future bulkheads along the area.

Mr. Apperson asked if there were any questions and opened the public hearing.

Mr. Callis stated that the work location was in Powhatan Shores Section II and he agreed to the conditions that Mr. Farmer recommended. He asked the Board to explain the height restriction.

Mr. Apperson asked Mr. Callis if he planned to build at mean high water.

Mr. Callis stated that he recommended to his clients to build as low as possible.

Mr. Cobb asked if the wetlands would be protected.

Mr. Apperson stated that on Mr. Callis' application he had construction of the bulkhead to begin at mean high water.

Mr. Callis explained that he planned to bulkhead in front of the pine trees.

Mr. Callis and the Board members discussed where the placement of the bulkhead should be. Mr. Callis stated that there was already some erosion taking place on the shore.

Mr. Farmer and the Board Members had a discussion over the definition of mean high water.

Mr. Cobb recommended approval of the permit subject to the staff recommendations and that mean high water being established by a survey.

Mr. Apperson asked if the County had funds to hire a surveyor. Mr. Farmer stated that the Service Authority had equipment that could assist Mr. Callis in finding the mean high water mark.

Mr. Apperson asked Mr. Callis if he would mind working with the County.

Mr. Farmer stated that if no one was available, there were funds in the budget.

Mr. Apperson suggested that the Soil Conservation Service be used.

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

4. MATTERS OF SPECIAL PRIVILEGE

5. ADJOURNMENT

The meeting was adjourned at 8:30 p.m.

5. MATTERS OF SPECIAL PRIVILEGE

Mr. Lindsay stated concern over the wetlands application. He stated that they were confusing.

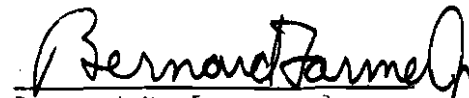
6. ADJOURNMENT

The meeting was adjourned at 8:00 p.m.

0551b



William Apperson, Chairman



Bernard M. Farmer, Jr.
Secretary to the Board