

**WETLANDS BOARD
MINUTES**

NOVEMBER 12, 1997 - 7:00PM

A. ROLL CALL

ABSENT

Henry Lindsey
James Jones
Larry Waltrip

David Gussman
John Hughes

OTHERS PRESENT

Darryl E. Cook, Environmental Engineer
Environmental Staff

B. MINUTES

Approval of the October 8, 1997 minutes were approved with one correction.

C. OLD BUSINESS - None

D. NEW BUSINESS

1. W-36-97 James Mercer - 159 West Landing

Mr. Eversole presented the case stating that Mr. James Mercer has applied for a wetlands permit to install 123 linear feet of rip rap over existing concrete rubble revetment at 159 West Landing. The property is further identified as parcel (12-17) found on James City County Real Estate Tax Map (50-3).

The property in question is along the James River. An Environmental Division inspector visited the site on October 20, 1997. It is estimated that approximately 250 square feet of tidal area (Type XV, Sand/Mud Flat) will be impacted by this application request.

The drawings submitted with the application indicate that the proposed rip rap is to be 123 linear feet long, approximately 25 feet wide and will be installed on top of existing concrete rubble. The existing concrete rubble is not installed over filter cloth and is presently sloped at approximately a 2.5:1 slope.

It is the staff's recommendation that a wetlands permit be issued for this application with the following conditions:

- 1) Prior to any land disturbing or construction work, a preconstruction meeting with the Environmental Division personnel will be held on site.
- 2) The rip rap shall be class 2 (150-500 lb.) installed over the existing concrete rubble.
- 3) The toe of the new rip rap shall not extend channelward more than 2'.
- 4) The rip rap revetment shall have a slope of 2:1 maximum when completed.
- 5) Regrading of existing earthen slopes is not part of this permit application.
- 6) The upslope disturbed areas shall be restabilized with native grasses and replanted with trees and shrubs. Specific trees to be removed for access and along the fringe of the new rip rap, will be determined at the preconstruction meeting. The number and species of trees to be replanted will be determined based on construction access impacts.
- 7) The permit shall expire on November 12, 1998.

Mr. Lindsey opened and closed the public hearing as no one wished to speak.

Mr. Jones moved that case W-36-97 be approved with staff's recommendations.

The motion was approved unanimously.

E. MATTERS OF SPECIAL PRIVILEGE

Mr. Ed Way, 116 Godspeed Lane; Mr. Steve Chantry, 118 Godspeed Lane; Mr. Skip Campana, 98 Constance Ave; Mr. Frank Boyer, 110 Discovery Lane and Mr. Brian Jensen, 127 Branscome Blvd, all residing in Powhatan Shores, addressed the Board concerning the No Wake Zone.

The Group spoke in opposition of the No Wake Zone. Some of the issues presented to the Board included the increased time it would take to travel from the two marinas on the creek to get to the James River which could cost the marinas money and business, at low tide some boats would still have to be on plane to get over the shallow mud flats, and in the case of bad weather boaters need to get to safety quickly.

The Group recommended to the Board that they request the Board of Supervisors to approve conducting a study to see what the impacts of a No Wake Zone would be. They further recommended the Board consider conducting an awareness campaign to educate boaters. They also recommended that a boat operating licence be required like it is for cars.

The Board and the Group discussed other sources of erosion, such as storm runoff, development and lack of vegetation. They discussed the erosion to Jamestown Island and the

lack of resources the Park Service had to prevent it. It was agreed that a James City County boat ramp with direct access to the James River would be a benefit to the County.

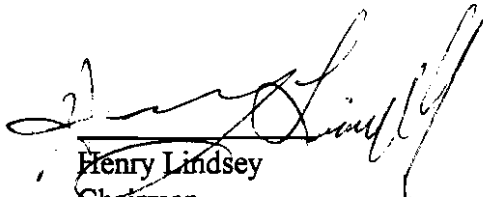
Mr. Lindsey thanked the Group for their comments. He then informed them that the Board had not made a decision on the No Wake Zone at this time.

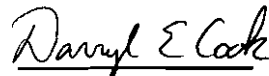
The Board approved the 1998 Wetlands Meeting Calendar with the correction to move the November 11 (Veteran's Day) meeting to November 4.

Mr. Cook informed the Board that Walker Ware's case had been closed.

F. ADJOURNMENT

The meeting was adjourned at 8:00 P.M.


Henry Lindsey
Chairman


Darryl E. Cook.
Secretary