

**JAMES CITY COUNTY WETLANDS BOARD
MINUTES
JUNE 9, 2004 - 7:00PM**

A. ROLL CALL

ABSENT

Henry Lindsey
David Gussman
William Apperson
Philip Duffy
Larry Waltrip

NONE

OTHERS PRESENT

Ben Stagg, VMRC
Environmental Division Staff

B. MINUTES – May 12, 2004

The May 12, 2004 minutes were approved as presented.

C. OLD BUSINESS - None

D. PUBLIC HEARINGS

1. W-26-04/VMRC 04-0926: National Park Service and Assoc. for the Preservation of Virginia Antiquities - 1368 Colonial Parkway - Jamestown Island

Ms. Molly Roggero presented the case stating that Mr. Alec Gould, Superintendent, National Park Service, on behalf of the National Park Service for the Colonial National Historic Park and the Association for the Preservation of Virginia Antiquities, had applied for a wetlands permit to allow for the construction of a visitor boardwalk at the Jamestown Island portion of the Park located in James City County. The property is further identified as parcel (1-1) found on the James City County Real Estate Tax Map (55-1). The project proposes work on the headwater of Pitch and Tar Swamp. Mr. Gould and Mr. Frye (from VHB) have been advised that their attendance at the Wetlands Board meeting on June 9, 2004 was highly recommended.

The project involves the construction of an elevated, open-pile pedestrian boardwalk between the new Visitor Center and the Jamestown Settlement. The purpose of the project is to improve visitor access and circulation within the Jamestown site in preparation for Jamestown's 400th anniversary. The boardwalk will be constructed using top-down methods to limit wetland impacts from heavy machinery. In addition, the boardwalk will be elevated to decrease shading on wetland plants below it. The applicant proposes to mitigate for any impacts by planting wetland vegetation in 3375 sq. ft of existing non-vegetated, intertidal area.

Environmental Division staff visited the site on May 13, 2004, along with representatives from VMRC and VIMS to discuss the project scope and potential impacts. Proposed impacts from

this project are determined to be 3600 sq. ft to the Type XI Freshwater Mixed Community. Total fill impacts are determined to be 0 sq. ft.

It is the staff's recommendation that the Board approve this application, with the following conditions:

1. Prior to any land disturbing activities, a pre-construction meeting will be held on-site.
2. If any landward areas of the Resource Protection Area (RPA) buffer are disturbed, a mitigation replanting plan consisting of native trees, shrubs and ground cover will be required.
3. The Environmental Division, prior to any disturbance, shall approve all vegetation requiring removal for this project.
4. The permit shall expire June 9, 2005.
5. If an extension of this permit is needed, a written request shall be submitted to the Environmental Division no later than two weeks prior to expiration date.

Mr. Lindsey opened the public hearing.

A. Mr. Chris Frye, Vanasse Hangen Brustlin, Inc., addressed the Board. He spoke of the mitigation plan and stated the mitigation would be done as staff recommended.

As no one else wished to speak, Mr. Lindsey closed the public hearing.

Mr. Gussman made a motion to approve case W-26-04 with staff's recommendations.

The motion was approved by a 5-0 vote.

2. W-27-04/VMRC 04-0971: Jamestown Yacht Basin LLC - 2054 Jamestown Road

Mr. Joe Buchite presented the case stating that Mr. Matt Roth, Rickmond Engineering, had applied for a wetlands permit on behalf of Jamestown Yacht Basin to install approximately 778 feet of riprap revetment to prevent future erosion at 2054 Jamestown Road, along the shoreline of the Jamestown Yacht Basin. The property is further identified as parcel (1-12) found on the James City County Real Estate Tax Map (46-4). The project site in question is located on the Powhatan Creek. Mr. Roth and the landowner, Mr. Hunter Vermillion, have been advised that their attendance at the Wetlands Board meeting on June 9, 2004 was highly recommended.

This project will involve the construction of 778 linear feet of riprap revetment and also the construction of two riprap jetties, one 15 feet long, the other 20 feet long, both being 12 feet wide. The revetment will be constructed using Class 1 riprap and filter fabric. The jetties will be constructed using class 1 armor stone and quarry run stone or class A-1 riprap core stone. The project will involve impacts to jurisdictional wetlands and it will include impacts to upland areas not within the Wetlands Board's jurisdiction. The project proposed will require the excavation of the upland slope to reduce wetland impacts.

Environmental Division staff visited the site on May 13, 2004, along with representatives from VMRC and VIMS to discuss the project scope and potential impacts. Proposed impacts for this project are determined to be 2057 sq. ft. Total fill impacts for this project are determined to be 1029 sq. ft. The fill impacts will be mitigated on-site through the creation of a vegetated wetland.

It is the staff's recommendation that the Board approve this application, with the following conditions:

1. Prior to any land disturbing activities, a preconstruction meeting will be held on-site.
2. The limits of construction shall be flagged in the field prior to the preconstruction meeting.
3. All vegetation to be removed shall be clearly flagged or marked with spray paint prior to the preconstruction meeting.
4. A wetlands mitigation plan shall be submitted and approved by the Environmental Division prior to the preconstruction meeting.
5. Any landward areas of the Resource Protection Area (RPA) buffer that are proposed to be cleared and disturbed during the construction process will require restoration with native vegetation consisting of trees, shrubs and ground cover. If vegetation is removed for construction access, an RPA restoration plan with surety shall be submitted and approved by the Environmental Division prior to the preconstruction meeting.
6. All vegetation to be removed for this project shall be approved by the Environmental Division prior to any land disturbance.
7. The Environmental Division reserves the right to require a turbidity curtain for this project if field conditions warrant its use.
8. All core stone used shall be A1 stone or quarry run and all armor stone shall be Class 1 riprap.
9. Filter fabric shall be inspected by the Environmental Division prior to the placement of riprap.
10. The permit shall expire June 9, 2005.
11. If an extension of this permit is needed, a written request shall be submitted to the Environmental Division no later than two weeks prior to expiration date.

Mr. Lindsey referred to the project where stone had already been installed and inquired if filter fabric had been installed under that stone.

Mr. Buchite stated he was not sure.

Mr. Lindsey opened the public hearing.

A. Mr. Matt Roth, Rickmond Engineering, explained the scope of the project and mitigation plan. He informed the Board that filter fabric had been installed under the stone. He further

stated that a contractor had not been selected, but would be seeking bids soon. In response to a question from Mr. Duffy, he stated the estimated cost of the project was \$86,000.

As no one else wished to speak, Mr. Lindsey closed the public hearing.

Mr. Duffy made a motion to approve case W-27-04 with staff's recommendations.

The motion was approved by a 5-0 vote.

E. BOARD CONSIDERATIONS - None

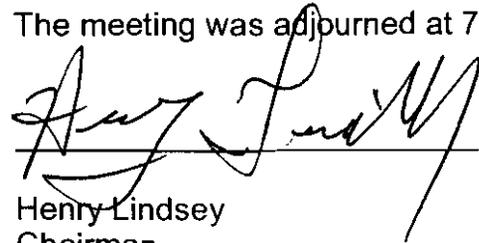
F. MATTERS OF SPECIAL PRIVILEGE

Mr. Duffy inquired if future wetlands board packages could be sent electronically, vs. making copies.

Mr. Stagg responded that a future goal of VMRC is to have all applications filed electronically. The forms are available online at this time, however only 1-2% of applicants use this method. Copies still need to be made of the applications and then sent to the various agencies for their review.

G. ADJOURNMENT

The meeting was adjourned at 7:25 PM.



Henry Lindsey
Chairman



Patrick Menichino
Environmental Inspections Supervisor