

**JAMES CITY COUNTY WETLANDS BOARD
MINUTES
Wednesday March 13, 2013**

A. ROLL CALL

John Hughes
David Gussman
Larry Waltrip
Charles Roadley
Louis Bott - Alternate

ABSENT

William Apperson

OTHERS PRESENT

Jordan Creed, Virginia Marine Resource Commission (VMRC)
County Staff (Staff)

The responsibility of this Board is to carry out locally the Commonwealth policy to preserve the wetlands and to accommodate economic activity so as to prevent their despoliation.

B. MINUTES

The December 12, 2012 Board minutes were approved as written.

C. PUBLIC HEARINGS

1. W-12-13 / VMRC 13-0076 – Federal Hwy Administration – College Creek Bridge Repair

Michael Woolson, Senior Watershed Planner presented the case for the Joint Permit Application (JPA) submitted by the Federal Highway Administration, on behalf of the National Park Service for the placement of approximately 440 cubic yards of rip rap at the northeastern abutment of the College Creek Bridge on the Colonial Parkway, identified as JCC Parcel No. 5610100001. Mr. Woolson described the current conditions at the site and the proposed method of installation. He explained that the JPA also included repairs on six additional bridge abutments considered maintenance with no new wetlands impacts. Staff recommended approval of the wetlands permit for this project with the conditions specified in the Resolution to Grant.

Mr. Hughes asked why the entire application was not exempt as the work was on federal property.

Mr. Woolson deferred to the applicant.

Mr. Hughes opened the public hearing.

A. Kevin Rose, Federal Highway Administration stated they wished to be good stewards of the environment and adhere to all of the local requirements especially when working in sensitive and historical areas.

Mr. Waltrip asked if this project would be similar to the previous bridge repairs, using large barges and cranes to install the rip rap.

A. Mr. Rose responded that based on his review of the application, it specified an access road and did not indicate the use of a barge or crane for installation.

Mr. Hughes closed the public hearing.

All Board members agreed the repairs were necessary.

Mr. Gussman made a motion to adopt the resolution granting the wetlands permit for case #W-12-13 / VMRC #13-0036 for the College Creek Bridge repair.

The motion was approved by a 5-0 vote.

RESOLUTION

GRANTING A WETLANDS PERMIT ON JCC RE TAX PARCEL NO. 5610100001

WHEREAS, The Federal Highway Administration, (the "Applicant") on behalf of the National Park Service, Colonial National Historical Park (the "Owner") submitted a Joint Permit Applicant for consideration by the Wetlands Board of James City County (the "Board") at a public hearing on March 13, 2013, for a permit to use and develop in areas designated as wetlands on a parcel of property identified as JCC RE Tax Parcel No. 5610100001 and further identified as the College Creek Bridge on the Colonial Parkway (the "Property") as set forth in the application W-12-13 / VMRC #13-0076; and

WHEREAS, the Board has listened to the arguments presented and has carefully considered all evidence entered into the record.

NOW, THEREFORE, following a public hearing, the Wetlands Board of James City County by a majority vote of its members FINDS that:

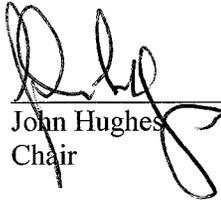
1. The anticipated public and private benefit of the proposed activity in the wetlands exceeds its anticipated public and private detriment.
2. The proposed development conforms to the standards prescribed in section 28.2-1308 of the *Code of Virginia*, and the guidelines promulgated pursuant to section 28.2-1301 of the *Code of Virginia*.
3. The proposed activity does not violate the purpose and intent of Chapter 22 of the James City County Code or sections 28.2-1300 et. seq. of the *Code of Virginia*.
4. In granting this wetlands permit, the following conditions are hereby imposed:
 - 1) Prior to any land disturbing activities, a pre-construction meeting will be held on-site.
 - 2) All other Federal, State and Local permits required for this project shall be obtained prior to commencing work. Evidence of the securing of these permits must be provided prior to the pre-construction meeting.
 - 3) No woody vegetation shall be removed as part of this project outside of the scope unless approved by the Engineering and Resource Protection Division.
 - 4) The Engineering and Resource Protection Division Director reserves the right to require additional erosion and sediment control measures, including a turbidity curtain, for this project if field conditions warrant their use.
 - 5) The limits of work shall be flagged in the field prior to the pre-construction meeting.
 - 6) The wetlands permit for this project shall expire on March 13, 2014. If an extension of the permit is needed, a written request shall be submitted to the Engineering and Resource Protection Division no later than two weeks prior to the expiration date.

D. BOARD CONSIDERATIONS - none

E. MATTERS OF SPECIAL PRIVILEGE - none

F. ADJOURNMENT

The meeting adjourned at 7:17 p.m.



John Hughes
Chair



Melanie Davis
Secretary