

MINUTES
JAMES CITY COUNTY CHESAPEAKE BAY BOARD
REGULAR MEETING
County Government Center, Building F
101 Mounts Bay Road, Williamsburg, VA 23185
August 14, 2019
5:00 PM

A. CALL TO ORDER

The Chesapeake Bay Board meeting for August 14, 2019, was called to order.

The responsibility of this Board is to carry out locally the Commonwealth policy to protect against and minimize pollution and deposition of sediment in wetlands, streams, and lakes in James City County, which are tributaries of the Chesapeake Bay.

B. ROLL CALL

Board Members Present:

David Gussman, Chair
William Apperson, Vice chair
John Hughes
Charles Roadley
Robert Lukens, Alternate

Board Members Absent:

Larry Waltrip

Other Staff Present:

Toni Small, Director, Stormwater and Resource Protection
Liz Parman, Assistant County Attorney
Trevor Long, Watershed Planner, Stormwater and Resource Protection
Janice Petty, Stormwater Assistant, Stormwater and Resource Protection

C. MINUTES

1. Minutes from July 10, 2019, Regular Meeting

A motion to Approve the minutes was made by Mr. Gussman. The minutes were approved on a voice vote.

D. PUBLIC HEARINGS

1. CBPA 19-0055 : 10025 Sycamore Landing Road

Mr. Trevor Long, Watershed Planner, presented the exception request submitted by Mr. Jeffrey Miller for encroachments into the Resource Protection Area (RPA) buffer for the construction of a detached garage on property located at 10025 Sycamore Landing Road, within the Sycamore Landing subdivision, and the Ware Creek watershed. The property is further identified as James City County Tax Map Parcel No. 0720400007. The presentation described the current and proposed site conditions. Staff determined the impacts associated with this project to be minor and recommends approval. However, if the Board approved the request, staff asked that the attached conditions be incorporated into the

approval.

The Board deliberated on the pros and cons of this application and asked staff questions.

The Public Hearing from the July 10, 2019 meeting was left open.

A. Mr. Jeffrey Miller, property owner, outlined the project changes to the Board.

Mr. Gussman closed the Public Hearing, as no one else wished to speak.

Mr. Hughes made a motion to Adopt the resolution for Chesapeake Bay Board Case No. CBPA 19-0055 at 10025 Sycamore Landing Road.

A motion to Approve with Conditions was made by Mr. Hughes.

The motion result was:

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Gussman, Apperson, Hughes, Roadley, Lukens

Absent: Waltrip

2. CBPA 19-0087 : 7612 Uncles Neck

Mr. Trevor Long, Watershed Planner, presented the exception request submitted by Ms. Karla Havens, Mid-Atlantic Resource Consulting, on behalf of Ms. Theresa Whelan for encroachments into the RPA buffer for the grading of the bank for access to the beach and pier on the property located at 7612 Uncles Neck, within the Rivers Bend at Uncles Neck subdivision and the Yarmouth Creek watershed. The property is further identified as James City County Tax Map Parcel No. 2030200028. The presentation described the current and proposed site conditions. Staff determined the impacts associated with this project to be minor and recommended approval with the conditions.

The Board deliberated on the pros and cons of this application and asked staff questions.

Mr. Gussman opened the Public Hearing.

A. Ms. Havens, Mid-Atlantic Resource Consulting, outlined the project to the Board.

Mr. Gussman inquired as to the intended use of the vinyl.

A. Ms. Havens responded that it was a vinyl sheeting wall that would line the access down to the pier.

Mr. Gussman closed the Public Hearing, as no one else wished to speak.

Mr. Roadley made a motion to Adopt the resolution for Chesapeake Bay Board Case No. CBPA 19-0087 at 7612 Uncles Neck.

A motion to Approve with Conditions was made by Mr. Roadley.

The motion result was:

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Gussman, Apperson, Hughes, Roadley, Lukens

Absent: Waltrip

3. CBPA 19-0066 : 3124 Sapling Drive

Mr. Trevor Long, Watershed Planner, presented the exception request submitted by Mr. Bob Root, Williams Landscaping & Design, Inc., on behalf of Mr. Richard Summerville and Mrs. Carole Summerville for encroachments into the RPA buffer for the construction of a retaining wall on the property located at 3124 Sapling Drive, within the Stonehouse subdivision and the Ware Creek watershed. The property is further identified as James City County Tax Map Parcel No. 0520400025. The presentation described the current and proposed site conditions. Staff determined the impacts associated with this project to be minor and recommended approval with the conditions.

The Board deliberated on the pros and cons of this application and asked staff questions.

Mr. Gussman opened the Public Hearing.

A. Mr. Aaron Williams, Williams Landscaping & Design, Inc., outlined the project to the Board.

Mr. Roadley questioned the height of the wall.

A. Mr. Williams responded that the height of the wall was 10 feet above grade. He also explained the composition of the backfill materials.

Mr. Gussman closed the Public Hearing, as no one else wished to speak.

Mr. Apperson made a motion to Adopt the resolution for Chesapeake Bay Board Case No. CBPA 19-0066 at 3124 Sapling Drive.

A motion to Approve with Conditions was made by Mr. Apperson.

The motion result was: AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Gussman, Apperson, Hughes, Roadley, Lukens
Absent: Waltrip

4. CBPA 19-0065 : 2529 William Tankard Drive

Mr. Trevor Long, Watershed Planner, presented the exception request submitted by Mr. Jonathan Cramer, HH Hunt Homes, Inc., on behalf of Ms. Amanda Stallings for encroachments into the RPA buffer for the construction of an in-ground pool on the property located at 2529 William Tankard Drive, within the Landfall Village subdivision, and the Powhatan Creek watershed. The property is further identified as James City County Tax Map Parcel No. 4640800015. The presentation described the current and proposed site conditions. Staff determined the impacts associated with this project to be minor and recommended approval with the conditions.

The Board deliberated on the pros and cons of this application and asked staff questions.

Mr. Gussman opened the Public Hearing.

Mr. Gussman closed the Public Hearing, as no one else wished to speak.

Mr. Hughes made a motion to Adopt the resolution for Chesapeake Bay Board Case No. CBPA 19-0065 at 2529 William Tankard Drive.

A motion to Approve with Conditions was made by Mr. Hughes.

The motion result was:
AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Gussman, Apperson, Hughes, Roadley, Lukens
Absent: Waltrip

E. BOARD CONSIDERATIONS

1. CBPA 18-0134 : 500 Thompson Lane

Mr. Trevor Long, Watershed Planner, presented the extension request from Mr. Ross Thompson. Mr. Thompson is requesting a one-year extension to CBPA 18- 0134, originally granted on September 26, 2018.

Mr. Gussman made a motion to Adopt the resolution for extension of Chesapeake Bay Board Case No. CBPA 18-0134 at 500 Thompson Lane.

A motion to Approve with Conditions was made by Mr. Gussman.

The motion result was:
AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Gussman, Apperson, Hughes, Roadley, Lukens
Absent: Waltrip

2. CBPA 18-0108 : 2917 Leatherleaf Drive

Mr. Trevor Long, Watershed Planner, presented the extension request from Mr. Edwin Keusey. Mr. Keusey is requesting a one-year extension to CBE 18-0108, last extended on July 30, 2019.

Mr. Gussman made a motion to Adopt the resolution for extension of Chesapeake Bay Board Case No. CBPA 18-0108 at 2917 Leatherleaf Drive.

A motion to Approve with Conditions was made by Mr. Gussman.

The motion result was:
AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Gussman, Apperson, Hughes, Roadley, Lukens
Absent: Waltrip


F. MATTERS OF SPECIAL PRIVILEGE


None

G. ADJOURNMENT

A motion to Adjourn was made by Mr. Hughes and approved on a voice vote.

The meeting adjourned at 6:22 p.m.


David Gussman
Chair, Chesapeake Bay Board


Michael Woolson
Secretary to the Board