

MINUTES
JAMES CITY COUNTY CHESAPEAKE BAY BOARD
REGULAR MEETING
County Government Center, Building F
101 Mounts Bay Road, Williamsburg, VA 23185
October 9, 2019
5:00 PM

A. CALL TO ORDER

The Chesapeake Bay Board meeting for October 9, 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
Halle Dunn
John Hughes
Charles Roadley
Larry Waltrip

Board Members Absent:

William Apperson

Other Staff Present:

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

C. MINUTES

1. Minutes from the September 11, 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. Case No. CBPA-19-0104 : 500 Thompson Lane

Mr. Michael Woolson, Senior Watershed Planner, presented the exception request submitted by Mr. Nathaniel Thompson for encroachments into the Resource Protection Area (RPA) buffer for the construction of a tack room addition and solar array on piles screwed into the ground on property located at 500 Thompson Lane, within the Gordon Creek watershed. The property is further identified as James City County Tax Map Parcel No. 3610100005. The presentation described the current and proposed site conditions and the proposed mitigation. 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.

Mr. Gussman inquired about the impervious cover underneath the solar array.

Mr. Woolson explained that the solar array is on piles, no impervious cover under the array.

Mr. Gussman opened the Public Hearing:

A. Mr. Ross Thompson, property owner, outlined the project 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 0104 at 500 Thompson Lane.

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, Dunn, Hughes, Roadley, Waltrip

Absent: Apperson

2. Case No. CBPA-19-0092 : 141 Westbury

Mr. Trevor Long, Watershed Planner, presented the exception request submitted by Mr. Michael Turkovich, Berkeley Design Group on behalf of Mr. Scot & Ms. Wendy Lebolt, for encroachments into the RPA buffer for the construction of a retaining wall on property located at 141 Westbury, within the Ford's Colony subdivision, and the Powhatan Creek watershed. The property is further identified as James City County Tax Map Parcel No. 3720600052. The presentation described the current and proposed site conditions. 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.

Mr. Gussman opened the Public Hearing.

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

Mr. Dunn made a motion to Adopt the resolution for Chesapeake Bay Board Case No. CBPA 19 0092 at 141 Westbury.

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

The motion result was:

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

Ayes: Gussman, Dunn, Hughes, Roadley, Waltrip

Absent: Apperson

3. Case No. CBPA-19-0095 : 141 Macauley Road

Mr. Michael Woolson, Senior Watershed Planner, stated the applicant has requested a deferral until the November Chesapeake Bay Board meeting.

Mr. Gussman opened the Public Hearing.

Mr. Gussman made a motion to Defer Chesapeake Bay Board Case No. CBPA-19 -0095 at 141 Macaulay Road until the November meeting.

A motion to Defer was made by Mr. Gussman.

The motion result was:

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

Ayes: Gussman, Dunn, Hughes, Waltrip, Roadley

Absent: Apperson

E. BOARD CONSIDERATIONS

1. Case No. CBPA-18-0123 : 102 Walton Heath

Michael Woolson presented the exception request submitted by Mr. Marty Mather for a one-year extension of the exception request originally granted on December 12, 2018. The exception request was for construction of a single-family dwelling, deck, and retaining wall at 102 Walton Heath in the Ford's Colony subdivision. Staff concurred with this request and all other conditions of the approving resolution would still apply with a new expiration date of December 12, 2020.

Mr. Roadley made a motion to Adopt the resolution for Chesapeake Bay Board Case No. CBPA-18- 0123 at 102 Walton Heath.

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, Dunn, Hughes, Roadley, Waltrip

Absent: Apperson


F. MATTERS OF SPECIAL PRIVILEGE

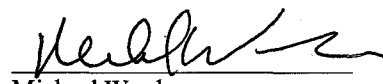
None

G. ADJOURNMENT

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

The meeting adjourned at 6:35 p.m.


David Gussman
Chair, Chesapeake Bay Board


Michael Woolson
Secretary to the Board