

**MINUTES**  
**JAMES CITY COUNTY CHESAPEAKE BAY BOARD**  
**REGULAR MEETING**  
**County Government Center, Building F**  
**101 Mounts Bay Road, Williamsburg, Virginia 23188**  
**June 10, 2020**  
**5:00 PM**

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**A. CALL TO ORDER**

The Chesapeake Bay Board meeting for June 10, 2020, 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  
Larry Waltrip  
Halle Dunn  
Robert Lukens, remote participation from Chapel Hill, NC

**Board Members Absent:**

Charles Roadley

**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 May 13, 2020, 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 20-0037 : 855 Drewry Lane

Mr. Trevor Long, Watershed Planner, presented the exception request submitted by Ms. Gayle Basler for encroachments into the Resource Protection Area (RPA) buffer for the construction of a carport located at 855 Drewry Lane, within the Diascund Creek watershed. The property is further identified as James City County Tax Map Parcel No. 0940100005. 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. Dunn inquired if this was to have a concrete parking pad.

Mr. Long replied that was to remain a gravel surface, but deferred to the applicant for answer.

Mr. Gussman opened the Public Hearing.

A. Ms. Jody Bozzell, 865 Drewry Lane, replied that the parking pad would remain gravel with a metal carport.

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 20- 0037 at 855 Drewry Lane.

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, Waltrip, Dunn, Lukens

NAYS: None

ABSENT: Roadley

2. Case No. CBPA 20-0039 : 6312 Adams Hunt Drive

Mr. Trevor Long, Watershed Planner, presented the exception request submitted by Mr. Shawn Barry for encroachments into the RPA buffer for the construction of a shed and driveway extension located at 6312 Adams Hunt Drive, within the Adam's Hunt subdivision and Powhatan Creek watershed. The property is further identified as James City County Tax Map Parcel No. 3120400031. 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. Dunn inquired if the landowner installed his driveway.

Mr. Long replied that a contractor provided materials and constructed the driveway and deferred to the applicant for further clarification.

Mr. Waltrip inquired if this is a concrete driveway.

Mr. Long answered that it is a concrete driveway.

Mr. Gussman stated that this is a long driveway and not sure that he would have approved this.

Mr. Gussman opened the Public Hearing.

A. Mr. Shawn Barry, property owner, outlined the project to the Board.

Mr. Dunn asked the name of the contractor.

A. Mr. Barry replied that Lowe's built the shed. Williamsburg Paving installed the asphalt. He stated that the county had no objections to the shed. He reached out to the contractor, who said he did not need a permit for a driveway.

B. Mr. Richard Cox, 6313 Adam's Hunt Drive, expressed support for Mr. Barry's exception.

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

Mr. Woolson provided a brief explanation of the ordinance revisions in 2004 for RPA features.

Mr. Gussman stated that he is not sure that he would have approved this as the pad is too big, he would have liked to see it minimized and have pushed for a porous driveway or more mitigation for the impacts.

Mr. Waltrip made a motion to Adopt the resolution for Chesapeake Bay Board Case No. CBPA 20- 0039 at 6312 Adams Hunt Drive.

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

The motion result was:

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

AYES: Gussman, Apperson, Waltrip, Dunn, Lukens

NAYS: None

ABSENT: Roadley

3. Case No. CBPA 20-0042 : 117 Braddock Road

Mr. Trevor Long, Watershed Planner, presented the exception request submitted by Mr. Corde Gray on behalf of Mr. Andrew Hiitt for encroachments into the RPA buffer for the construction of an above ground pool located at 117 Braddock Road, within the Druid Hills subdivision and the Mill Creek watershed. The property is further identified as James City County Tax Map Parcel No. 4720700095. 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.

A. Mr. Lycourgos Koliopoulos of Hellas, LLC, contractor, outlined the project to the Board.

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 20- 0042 at 117 Braddock Road.

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, Waltrip, Dunn, Lukens

NAYS: None

ABSENT: Roadley

**E. BOARD CONSIDERATIONS**

1. CBPA 19-0032 : 3884 Fox Run

Mr. Trevor Long presented the extension request. Mr. Dunn made a motion to grant the resolution for extension of Chesapeake Bay Board Case No. CBPA 19 -0032 for 3884 Fox Run, extended to June 10, 2021.

A motion to Approve the resolution for extension was made by Mr. Dunn.

The motion result was:

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

AYES: Gussman, Apperson, Waltrip, Dunn, Lukens

NAYS: None

ABSENT: Roadley

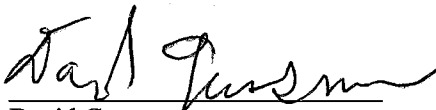
**F. MATTERS OF SPECIAL PRIVILEGE**

1. Mr. Gussman voiced concerns about after-the-fact cases with citizens bringing cases to the Board that have the amenities already finished. We need to bring to the public's attention that permits are needed for work in the Resource Protection Areas. This needs to be done as an outreach to the community

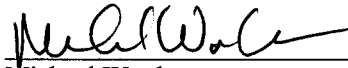
2. Mr. Woolson stated that there will not be a July 2020 Wetlands Board or Chesapeake Bay Board meeting.

**G. ADJOURNMENT**

A motion to Adjourn was made by Mr. Apperson and approved on a voice vote. The meeting adjourned at 6:14 p.m



David Gussman  
Chair, Chesapeake Bay Board



Michael Woolson  
Secretary to the Board.