

MINUTES
JAMES CITY COUNTY CHESAPEAKE BAY BOARD
REGULAR MEETING
COUNTY GOVERNMENT CENTER BOARD ROOM
101 MOUNTS BAY ROAD, WILLIAMSBURG, VA 23185

December 13, 2023

5:00 PM

A. CALL TO ORDER

The Chesapeake Bay Board meeting for December 13, 2023, 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:

Charles Roadley, Chair
Michael O'Brien
Scott Maye, Vice Chair
Leslie Bowie

Board Members Absent:

Larry Waltrip

Other Staff Present:

Toni Small, Director, Stormwater and Resource Protection
Michael Woolson, Resource Protection Section Chief, Stormwater and Resource Protection
Robin Benedict, Watershed Planner, Stormwater and Resource Protection
Emily Grojean, Watershed Planner, Stormwater and Resource Protection
Andrew Dean, Assistant County Attorney, County Attorney's Office

C. MINUTES

1. Minutes from the November 8, 2023 Regular Meeting

A motion to Approve the minutes was made by Mr. Maye.

The minutes were Approved on a voice vote.

D. PUBLIC COMMENT

None.

E. PUBLIC HEARING(S)

1. CBPA-23-0141 : 7485 Melissa Lane

A motion to Approve w/ Conditions was made by Mr. Maye, the motion result was Passed.
Ayes: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Bowie, Maye, O'Brien, Roadley
Absent: Waltrip

Ms. Robin Benedict, Watershed Planner, presented the exception request submitted by Ms. Juanita L. Scarlett and Mr. David Bennett, for encroachments into the Resource Protection Area (RPA) for the installation of a driveway expansion and parking pad. The property is further identified as James City County Real Estate Tax Map Parcel No. 2520100002A. The presentation described the current and proposed site conditions. If the Board approved the request, staff asked that the suggested conditions be incorporated into the approval.

Staff clarified details of the plan for the Board.

Mr. Roadley opened the Public Hearing.

A. Mr. David Bennett, 7485 Melissa Lane, provided additional details about the plan, including an explanation of why expanding the driveway was necessary to meet accessibility requirements during potential emergency situations.

Mr. Roadley closed the Public Hearing.

The Board discussed the pros and cons of the plan.

2. CBPA-23-0155 : 7851 Pocahontas Trail

A motion to Approve w/ Conditions was made by Mr. Maye, the motion result was Passed.
Ayes: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Bowie, Maye, O'Brien, Roadley
Absent: Waltrip

Ms. Robin Benedict, Watershed Planner, presented the exception request submitted by Mr. Thomas Walker, Vanasse Hangen Brustlin, Inc., on behalf of SeaWorld Parks & Entertainment, LLC, for encroachments into the RPA for the construction of a new structure. The property is further identified as James City County Real Estate Tax Map Parcel No. 5140100009. The presentation described the current and proposed site conditions. If the Board approved the request, staff asked that the suggested conditions be incorporated into the approval.

Staff clarified details of the plan for the Board.

Mr. Roadley opened the Public Hearing.

A. Mr. Anthony Loubier, Vanasse Hangen Brustlin, Inc., 351 McLaws Circle, Suite 3, provided further details of the plan for the Board.

Mr. Roadley closed the Public Hearing.

The Board discussed the pros and cons of the plan.

F. BOARD CONSIDERATION(S)

1. Resolution of Appreciation - Halle Dunn

The Resolution of Appreciation - Halle Dunn Agenda item was completed directly after the Resolution of Appreciation - Trevor Long item.

Mr. Roadley read the resolution for Mr. Halle Dunn into the record.

2. Resolution of Appreciation - Trevor Long

The Resolution of Appreciation - Trevor Long Agenda item was completed directly before the Resolution of Appreciation - Halle Dunn item.

Mr. Roadley read the resolution for Mr. Trevor Long into the record.

3. 2024 Calendar

A motion to Approve the 2024 meeting date calendar was made by Mr. O'Brien and Approved on a voice vote.

G. MATTERS OF SPECIAL PRIVILEGE

None.

H. CLOSED SESSION

1. Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation pursuant to Section 2.2-3711(A)(7) of the Code of Virginia.

A motion to Enter Closed Session was made by Mr. Roadley and approved on a unanimous voice vote.

2. Certification of Closed Session

A motion to Certify that the Board only spoke about those matters indicated that it would speak about in Closed Session was made by Mr. Woolson, the motion result was Passed.

Ayes: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Bowie, Maye, O'Brien, Roadley

Absent: Waltrip


1. Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, pursuant to Section 2.2-3711(A)(7) of the Code of Virginia.

2. Consultation with legal counsel regarding specific legal matters requiring the provision of legal advice, pursuant to Section 2.2-3711(A)(8) of the Code of Virginia.


I. ADJOURNMENT

A motion to Adjourn was made by Mr. Maye and Approved on a voice vote.

The meeting adjourned at 6:33 p.m.



Charles Roadley
Chair, Chesapeake Bay Board



Robin Benedict
Secretary to the Board