

**A G E N D A**  
**JAMES CITY COUNTY WETLANDS BOARD**  
**REGULAR MEETING**  
**County Government Center, Building F**  
**101 Mounts Bay Road, Williamsburg, Virginia 23185**  
**April 14, 2021**  
**5:00 PM**

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**A. CALL TO ORDER**

**B. ROLL CALL**

**C. MINUTES**

1. Minutes from January 13, 2021, Regular Meeting
2. Minutes from March 22, 2021, Work Session

**D. PUBLIC HEARINGS**

1. Case No. WJPA-21-0005/VMRC 21-0232 : 3026 and 3028 North Riverside Drive
2. Case No. WJPA 21-0008/VMRC 21-0351 : 210 Red Oak Landing Road

**E. BOARD CONSIDERATIONS**

**F. MATTERS OF SPECIAL PRIVILEGE**

**G. ADJOURNMENT**

**ITEM SUMMARY**

DATE:

TO: Wetlands Board

FROM: Michael Woolson, Wetlands Board Secretary

SUBJECT: Minutes from January 13, 2021, Regular Meeting

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**ATTACHMENTS:**

	Description	Type
☐	Minutes	Minutes

**REVIEWERS:**

Department	Reviewer	Action	Date
Wetlands Group	Woolson, Michael	Approved	3/31/2021 - 3:17 PM
Wetlands Group	Small, Toni	Approved	3/31/2021 - 5:23 PM
Publication Management	Daniel, Martha	Approved	4/1/2021 - 8:05 AM
Wetlands Group	Secretary, Wetland	Approved	4/4/2021 - 9:35 AM

**MINUTES**  
**JAMES CITY COUNTY WETLANDS BOARD**  
**REGULAR MEETING**  
**County Government Center, Building F**  
**101 Mounts Bay Road, Williamsburg, Virginia, 23185**  
**January 13, 2021**  
**5:00 PM**

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**A. CALL TO ORDER**

The Wetlands Board meeting for January 13, 2021, was called to order.

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 its despoliation.

**B. ROLL CALL**

**Board Members Present:**

William Apperson, Chairman  
Charles Roadley  
Larry Waltrip  
David Gussman, Remote Access

A motion to allow the Remote Participation was made by William Apperson and approved on a voice vote.

**Board Members Absent:**

Halle Dunn

**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 November 12, 2020, Regular Meeting

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

**D. PUBLIC HEARINGS**

1. Case No. WJPA 20-0038/VMRC 20-1934 : 8797 Pocahontas Trail

Mr. Trevor Long, Watershed Planner, presented the permit request submitted by Vanasse Hangen Brustlin, Inc. (VHB) on behalf of Carter's Grove Associates, LLC, who has applied for a wetlands permit for construction of a living shoreline consisting of 12 breakwaters, beach nourishment, backshore plantings, a revetment refurbishment and a new revetment, pipe outfall, spill box and emergency spillway on the property located at 8797 Pocahontas Trail, also known as Carter's Grove and the Skiffes Creek watershed. The property is further

identified as James City County Tax Map Parcel No. 5910100030. The presentation described the current site conditions, proposed construction, and mitigation with conditions.

The Board deliberated the pros and cons of this permit.

Mr. Apperson opened the Public Hearing.

A. Mr. Neville Reynolds, VHB, was available to answer questions from the Board.

Mr. Apperson inquired if the Spartina to be planted was from a native seed source.

A. Mr. Reynolds affirmatively answered.

Mr. Roadley inquired if the access would be from the water.

A. Mr. Reynolds answered that their project would be built from the water. Some land work would be done at the deteriorated outfall which would be replaced with a pipe. The equipment would be brought from a barge, work done, then removed back to the barge.

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

Mr. Gussman requested the staff provide a case study with photographs for future living shoreline reference.

Mr. Roadley commented that staff and some Board members visited the site and noted the obvious need for some type of erosion control for this shoreline and the desire to control the outfall from the pond.

Mr. Apperson commented that he wholeheartedly endorsed the project. It is a tremendously large project in terms of acreage and he would like it to succeed. He agrees with Mr. Gussman's request. The case study will show how to protect the riverbanks in the years to come.

Mr. Roadley made a motion to Adopt the resolution to grant the permit for Wetlands Board Case No. WJPA 20-0038/VMRC 20-1934 at 8797 Pocahontas Trail.

The motion to Approve with Conditions was made by Mr. Roadley. The motion result:

AYES: 3 NAYS: 0 ABSTAIN: 1 ABSENT: 1

Ayes: Apperson, Roadley, Gussman

Nays: None

Abstain: Waltrip

Absent: Dunn

#### **E. BOARD CONSIDERATIONS**

At the February meeting, staff will make a presentation about the 2020 Year in Review.

#### **F. MATTERS OF SPECIAL PRIVILEGE**

None

#### **G. ADJOURNMENT**

A Motion to Adjourn was made by Mr. Apperson and approved on a voice vote. The meeting adjourned at 5:17 p.m.

**ITEM SUMMARY**

DATE: 4/14/2021  
TO: Wetlands Board  
FROM: Michael Woolson, Wetlands Board Secretary  
SUBJECT: Minutes from March 23, 2021, Work Session

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**ATTACHMENTS:**

	Description	Type
☐	Minutes	Minutes

**REVIEWERS:**

Department	Reviewer	Action	Date
Wetlands Group	Woolson, Michael	Approved	3/31/2021 - 3:17 PM
Wetlands Group	Small, Toni	Approved	3/31/2021 - 5:24 PM
Publication Management	Daniel, Martha	Approved	4/1/2021 - 8:07 AM
Wetlands Group	Secretary, Wetland	Approved	4/4/2021 - 9:36 AM

**MINUTES**  
**JAMES CITY COUNTY CHESAPEAKE BAY BOARD/WETLANDS BOARD**  
**SPECIAL MEETING**  
**County Government Center, Building D**  
**101 Mounts Bay Road, Williamsburg, VA 23185**  
**March 22, 2021**  
**2:00 PM**

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**A. CALL TO ORDER**

The Wetlands and Chesapeake Bay Board Joint Work Session for March 22, 2021, was called to order.

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

The responsibility of the Chesapeake Bay 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:**

Halle Dunn, Vice Chairman Wetlands, Vice Chairman Chesapeake Bay  
Charles Roadley  
Larry Waltrip  
David Gussman, Remote Access  
Robert Lukens, Remote Access  
William Apperson, Remote Access  
Michael O'Brien, Remote Access

A motion to allow the Remote Participation was made by Chuck Roadley and approved on a voice vote.

**Board Members Absent:**

None

**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

**C. PRESENTATIONS**

1. Proposed Wetlands Guidance

Mr. Michael Woolson, Senior Watershed Planner, presented the proposed Wetlands Guidance from the Virginia Marine Resources Commission.

Discussion ensued about maintenance of structures, phragmites removal, and conflicts with the proposed Chesapeake Bay regulations.

2. Proposed Chesapeake Bay Preservation Area (CBPA) Amendment - Trees

Mr. Michael Woolson, Senior Watershed Planner, presented the proposed Chesapeake Bay Preservation Ordinance amendment for trees.

Discussion ensued about promoting successional type restoration through the Virginia Department of Forestry and prioritizing the Riparian Buffer Manual updates, including adding in alternative strategies for water quality protection.

3. Proposed CBPA Amendment - Climate Change

Mr. Michael Woolson, Senior Watershed Planner, presented the proposed Chesapeake Bay Preservation Ordinance amendment for climate change.

Discussion ensued about how the proposed regulations introduce subjectivity into the regulations instead of using clarifying language. The Board is not a big proponent of using models.

#### **D. ADJOURNMENT**

A motion to Adjourn was made by Mr. Roadley and approved on a voice vote. The meeting adjourned at 4:22 p.m.

**ITEM SUMMARY**

DATE: 4/14/2021

TO: Wetlands Board

FROM: Michael Woolson, Senior Watershed Planner

SUBJECT: Case No. WJPA-21-0005/VMRC 21-0232 : 3026 and 3028 North Riverside Drive

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Mid-Atlantic Resource Consulting, on behalf of Chickahominy Haven Citizen Association, has applied for a wetlands permit for the removal and construction of a community pier at 3026 North Riverside Drive and 3028 North Riverside Drive, James City County (JCC) Parcel ID Nos. 1820200052 and 1820200051.

**ATTACHMENTS:**

	Description	Type
☐	Staff Report	Staff Report
☐	Resolution	Resolution
☐	Presentation	Presentation
☐	Application	Backup Material
☐	Revised Site Plan	Backup Material
☐	Public Advertisement	Backup Material
☐	APO Letter	Backup Material
☐	APO Mailing List	Backup Material

**REVIEWERS:**

Department	Reviewer	Action	Date
Wetlands Group	Woolson, Michael	Approved	4/7/2021 - 5:06 PM
Wetlands Group	Small, Toni	Approved	4/8/2021 - 11:21 AM
Publication Management	Daniel, Martha	Approved	4/8/2021 - 11:50 AM
Wetlands Group	Secretary, Wetland	Approved	4/8/2021 - 3:19 PM

**WETLANDS BOARD CASE No. WJPA 21-0005/VMRC 21-0232. 3026 North Riverside Drive  
Staff Report for the April 14, 2021, Wetlands Board Public Hearing**

*This staff report is prepared by James City County Stormwater and Resource Protection to provide information to the Wetlands Board to assist them in making a recommendation on this assessment. It may be useful to members of the general public interested in this assessment.*

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**EXISTING SITE DATA AND INFORMATION**

Applicant: Mr. Todd Dellert, Chickahominy Haven Citizens Association

Owner/Agent: Ms. Karla Havens, Mid-Atlantic Resource Consulting

Location: 3026 North Riverside Drive

Parcel: Lot 52, Section 1, Chickahominy Haven

Parcel Identification No.: 1820200052

Watershed: Chickahominy River (HUC JL34)

Floodplain: Zone AE - Base flood elevation is determined to be 7 feet Mean Sea Level

Proposed Activity: Removal and construction of a pier

Wetland Impacts: Zero vegetated wetland impacts  
90 square feet of non-vegetated wetland impacts

Staff Contact: Michael D. Woolson, Section Chief, Resource Protection Phone: 253-6823

**PROJECT DISCUSSION**

Ms. Karla Havens, Mid-Atlantic Resource Consulting, has applied for a wetlands permit on behalf of Mr. Todd Deller, Chickahominy Haven Citizens Association to remove and replace a pier on property located at 3026 North Riverside Drive within the Chickahominy River Watershed. The property is further identified as James City County Tax Map Parcel No. 1820200052.

There is an existing pier on the property that is beginning to fail. The existing pier is typically underwater during high tide. It is for this reason that the applicant is proposing to remove the existing pier and reconstruct a 160-linear-foot pier adjacent to the existing pier. The proposed pier will impact approximately 90 linear feet of non-vegetated wetlands. The existing pier demolition and new pier will be constructed via uplands and barge. While the proposed construction of this pier does not impact vegetated wetlands, it is not intended for private usage and therefore cannot be considered exempt from the local Wetlands Ordinance. It is for this reason that this application appears before the Board tonight.

**MITIGATION DISCUSSION**

As published in *The Virginia Register* on July 11, 2005, the revised Wetland Mitigation Compensation Policy and Supplemental Guidelines, Regulation 4VAC 20-390-10 et seq., Virginia, as a Chesapeake Bay Program partner, is committed to “achieve a no-net loss of existing wetlands acreage and function in the signatories’ regulatory programs.” In order for a proposed project to be authorized to impact wetlands and compensate for the wetland loss in some prescribed manner, the following three criteria must be met:

1. All reasonable mitigative efforts, including alternative siting, which would eliminate or minimize wetland loss or disturbance must be incorporated in the proposal; and
2. The proposal must clearly be water dependent in nature; and
3. The proposal must demonstrate clearly its need to be in the wetlands and its overwhelming public and private benefits.

If the proposed project cannot meet one or more of the above criteria, the project must be denied or must occur in areas outside of wetlands. Should it satisfy all three criteria, however, compensation for the wetland loss is required. The sequence of acceptable mitigation options should be as follows: on-site, off-site within the same watershed, mitigation bank(s) in the same watershed or a payment of an in-lieu fee. If compensation is required, it should be a condition of the permit. Staff has reviewed this application and finds that this project meets the three criteria outlined above and that no compensatory mitigation is required.

### **STAFF RECOMMENDATIONS**

Staff has reviewed the above application and recommends approval of the application as presented. Should the Board wish to approve the application, staff suggests the following conditions be incorporated into the approval:

1. The applicant must obtain all other necessary local, state, and/or federal permits required for the project; and
2. All development activities located in the special flood hazard area shall comply with Article VI, Division 3, Floodplain Area Regulations of the James City County Zoning Ordinance and receive all required approval and permits prior to commencement of such activities; and
3. The Wetlands Permit for this project shall expire on April 14, 2025, if construction has not begun; and
4. If an extension of the permit is needed, a written request shall be submitted to the Stormwater and Resource Protection Division no later than March 3, 2025, six weeks prior to the expiration date.

MDW/md  
WJPA21-5\_VMRC21-232NrvrsdDr

Attachment:

1. Resolution

## RESOLUTION

CASE NO. WJPA 21-0005/VMRC 21-0232. 3026 NORTH RIVERSIDE DRIVE

### JAMES CITY COUNTY WETLANDS PERMIT

WHEREAS, The Chickahominy Haven Citizens Association (the “Applicant”), has applied to the Wetlands Board of James City County (the “Board”) to request a permit to use and develop in areas designated as wetlands on property identified as James City County Real Estate Tax Parcel No. 1820200052 and further identified as 3026 North Riverside Drive (the “Property”) as set forth in the application WJPA 21-0005/VMRC 21-0232; and

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

NOW, THEREFORE, BE IT RESOLVED that the Wetlands Board of James City County, Virginia, following a public hearing, 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:
  - a. The applicant must obtain all other necessary local, state, and/or federal permits required for the project; and
  - b. All development activities located in the special flood hazard area shall comply with Article VI, Division 3, Floodplain Area Regulations of the James City County Zoning Ordinance and receive all required approvals and permits prior to commencement of such activities; and
  - c. The Wetlands Permit for this project shall expire on April 14, 2025, if construction has not begun; and
  - d. If an extension of the permit is needed, a written request shall be submitted to the Stormwater and Resource Protection Division no later than March 3, 2025, six weeks prior to the expiration date.

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William Apperson  
Chairman, Wetlands Board

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Michael Woolson  
Secretary to the Board

Adopted by the Wetlands Board of James City County, Virginia, this 14th day of April, 2021.

THE FORGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2021 IN THE COMMONWEALTH OF VIRGINIA, IN THE COUNTY OF JAMES CITY.

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NOTARY PUBLIC

MY COMMISSION EXPIRES: \_\_\_\_\_

WJPA21-5\_VMRC21-232NRvrsdDr-res



# **Wetlands Board of James City County, Virginia**

**April 14, 2021**

**WJPA 21-0005**

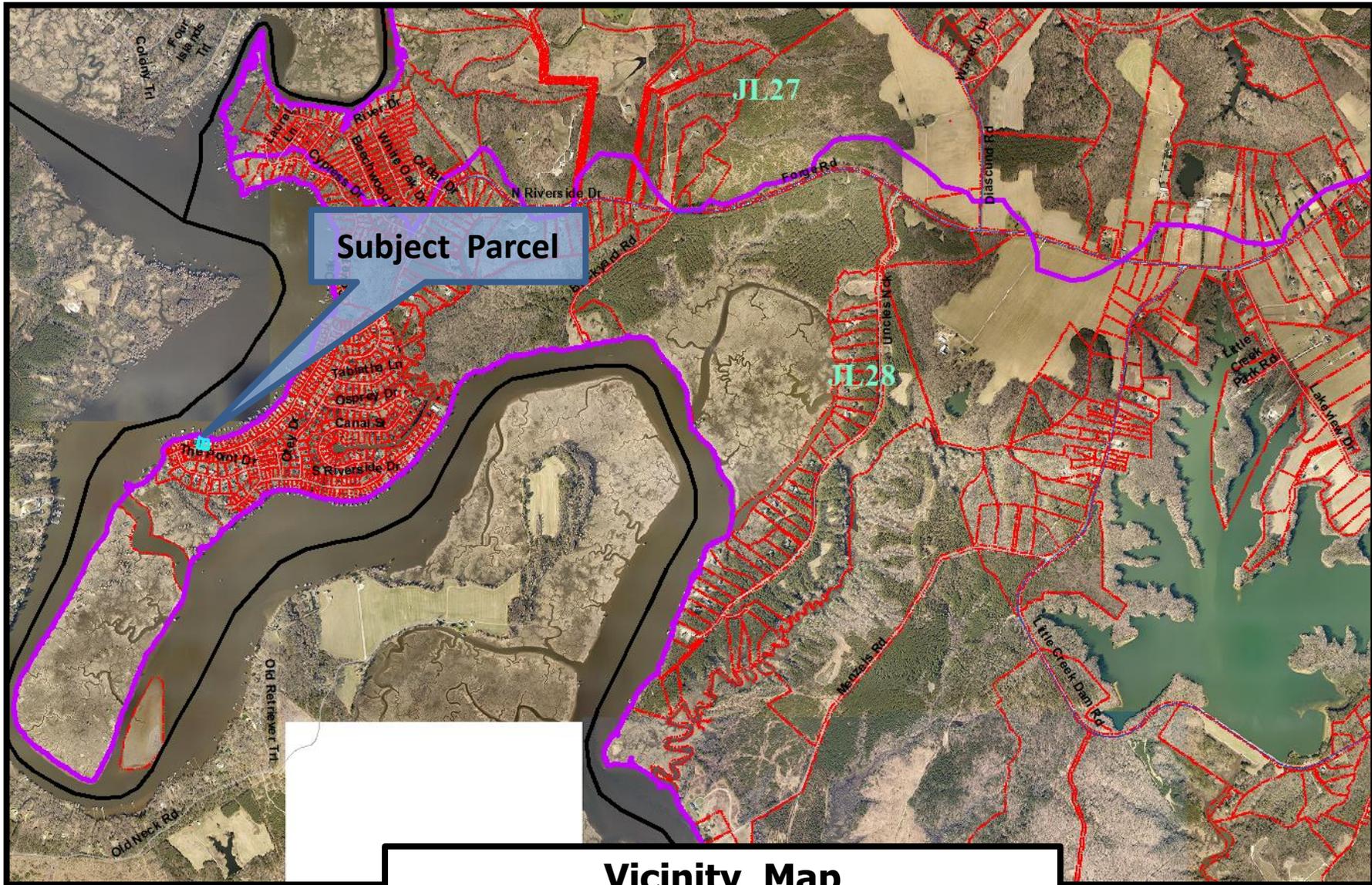
**Chickahominy Haven Citizens Association**

**3026 and 3028 North Riverside**



## Applicant Request

- ✓ Removal and construction of a pier.



**Vicinity Map**  
**WJPA 21-0005**  
**3026/3028 North Riverside Drive**



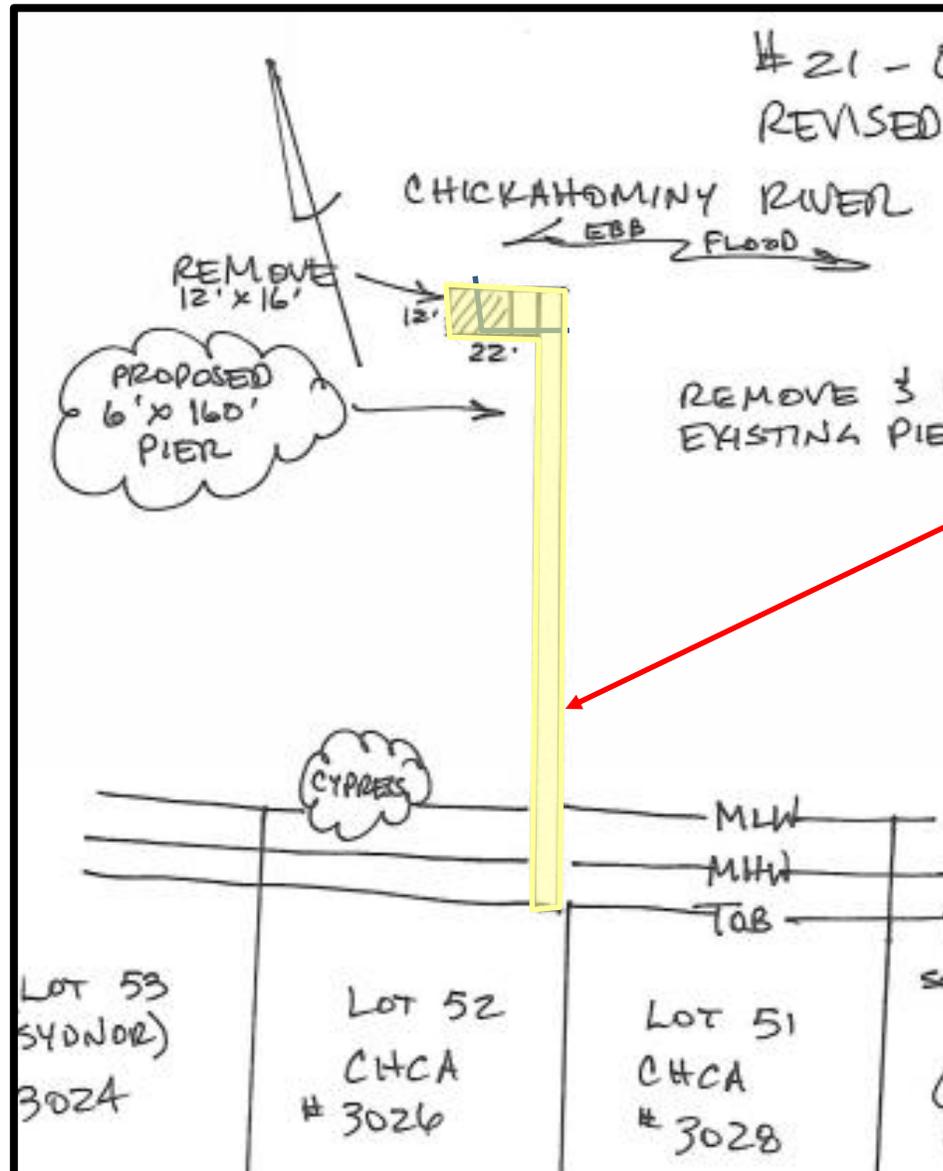
**Aerial Map**  
**WJPA 21-0005**  
**3026/3028 North Riverside Drive**



**Topography**  
**WJPA 21-0005**  
**3026/3028 North Riverside Drive**



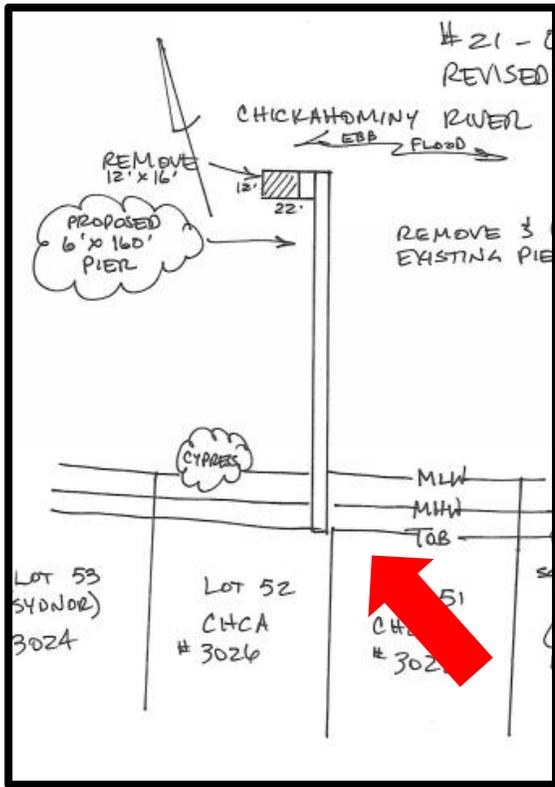
**Floodplain**  
**WJPA 21-0005**  
**3026/3028 North Riverside Drive**



Site Plan showing proposed improvements, submitted January 28, 2021. For representative use only for presentation of case #WJPA 21-0005.

Proposed pier

**Site Plan**  
**WJPA 21-0005**  
**3026/3028 North Riverside Drive**

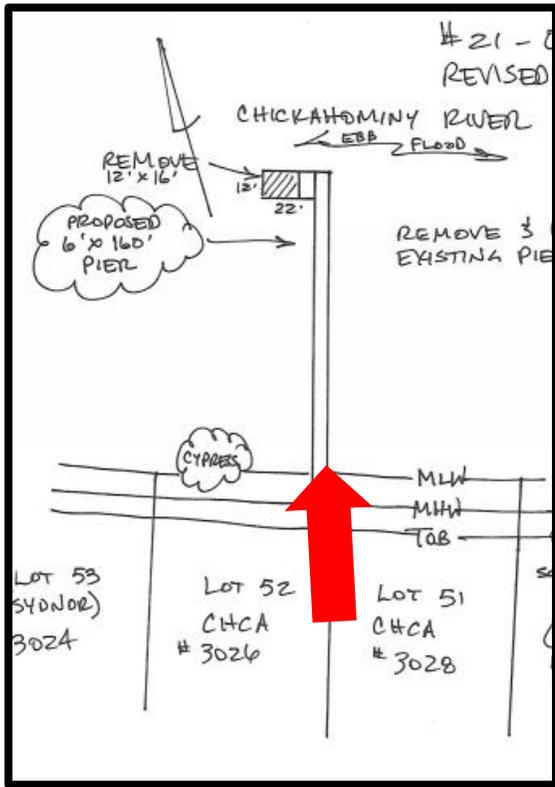


**Site Photo #1**

**WJPA 21-0005**

**3026/3028 North Riverside Drive**

February 12, 2021

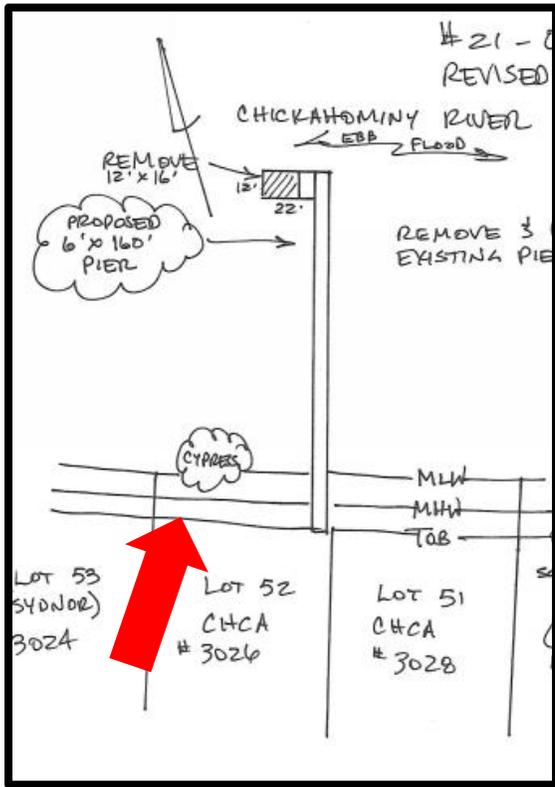


**Site Photo #2**

**WJPA 21-0005**

**3026/3028 North Riverside Drive**

February 12, 2021

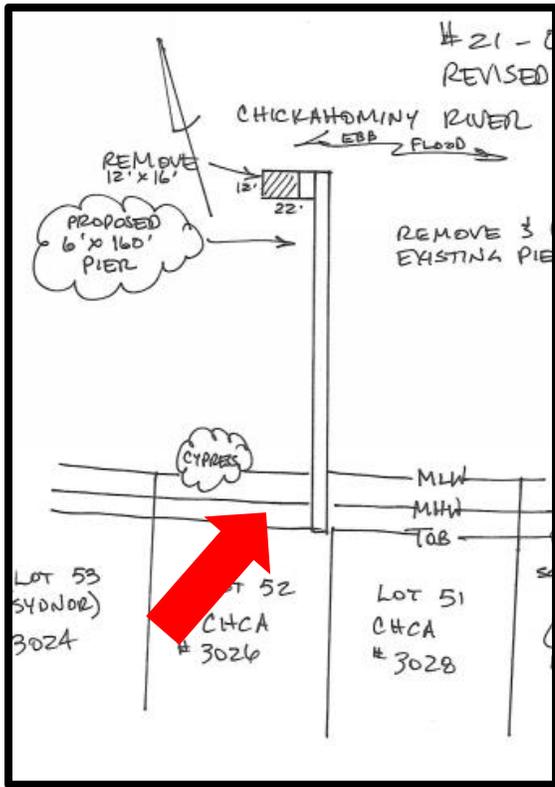


**Site Photo #3**

**WJPA 21-0005**

**3026/3028 North Riverside Drive**

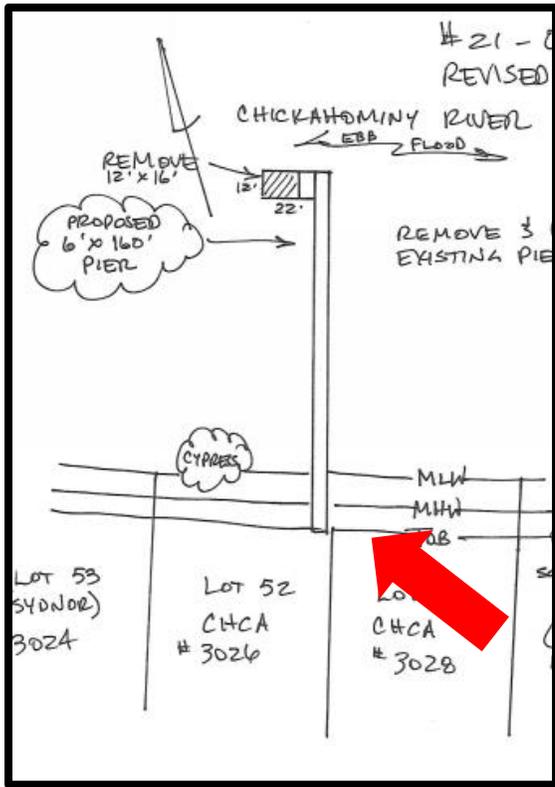
February 12, 2021



**Site Photo #14**

**WJPA 21-0005**

**3026/3028 North Riverside Drive**



**Site Photo #5**

**WJPA 21-0005**

**3026/3028 North Riverside Drive**

February 12, 2021

# Permit Conditions



## Staff Recommended Conditions

- ✓ The applicant must obtain all other necessary local, state, and/or federal permits required for the project.
- ✓ All development activities located in the special flood hazard area shall comply with Article VI, Division 3, Floodplain Area Regulations of the James City County Zoning Ordinance and receive all required approval and permits prior to commencement of such activities.

# Permit Conditions



## Staff Recommended Conditions Cont.

- ✓ The Wetlands Permit for this project shall expire on April 14, 2025, if construction has not begun.
- ✓ If an extension of the permit is needed, a written request shall be submitted to the Stormwater and Resource Protection Division no later than March 3, 2025, six weeks prior to the expiration date.

**From:** [Karla Havens](#)  
**To:** [Beth JPA"s](#)  
**Cc:** [Todd Dellert](#)  
**Subject:** CHCA JPA  
**Date:** Thursday, January 28, 2021 11:49:34 AM  
**Attachments:** [CHCA JPA.pdf](#)

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Good Morning,  
Here is a JPA for the CHCA pier project in JCC.  
Please confirm receipt.  
Karla

Sent from [Mail](#) for Windows 10

- ❖ DEQ: Permit application fees required for Virginia Water Protection permits – while detailed in 9VAC25-20 – are conveyed to the applicant by the applicable DEQ office (<http://www.deq.virginia.gov/Locations.aspx>). Complete the Permit Application Fee Form and submit it per the instructions to the address listed on the form. Instructions for submitting any other fees will be provided to the applicant by DEQ staff.
- ❖ VMRC: An application fee of \$300 may be required for projects impacting tidal wetlands, beaches and/or dunes when VMRC acts as the LWB. VMRC will notify the applicant in writing if the fee is required. Permit fees involving subaqueous lands are \$25.00 for projects costing \$10,000 or less and \$100 for projects costing more than \$10,000. Royalties may also be required for some projects. The proper permit fee and any required royalty is paid at the time of permit issuance by VMRC. VMRC staff will send the permittee a letter notifying him/her of the proper permit fees and submittal requirements.
- ❖ LWB: Permit fees vary by locality. Contact the LWB for your project area or their website for fee information and submittal requirements. Contact information for LWBs may be found at [http://ccrm.vims.edu/permits\\_web/guidance/local\\_wetlands\\_boards.html](http://ccrm.vims.edu/permits_web/guidance/local_wetlands_boards.html).

FOR AGENCY USE ONLY	
	Notes:
	JPA # <b>21-0232</b>

## APPLICANTS

### Part 1 – General Information

**PLEASE PRINT OR TYPE ALL ANSWERS:** If a question does not apply to your project, please print N/A (not applicable) in the space provided. If additional space is needed, attach 8-1/2 x 11 inch sheets of paper.

<i>Check all that apply</i>				
Pre-Construction Notification (PCN) <input type="checkbox"/>	Regional Permit 17 (RP-17) <input type="checkbox"/>			
NWP # _____ (For Nationwide Permits ONLY - No DEQ-VWP permit writer will be assigned)				
<b>County or City in which the project is located:</b> <u>JAMES CITY COUNTY</u>				
<b>Waterway at project site:</b> <u>CHICKAHOMINY RIVER</u>				
<b>PREVIOUS ACTIONS RELATED TO THE PROPOSED WORK (Include all federal, state, and local pre application coordination, site visits, previous permits, or applications whether issued, withdrawn, or denied)</b>				
Historical information for past permit submittals can be found online with VMRC - <a href="https://webapps.mrc.virginia.gov/public/habitat/">https://webapps.mrc.virginia.gov/public/habitat/</a> - or VIMS - <a href="http://ccrm.vims.edu/perms/newpermits.html">http://ccrm.vims.edu/perms/newpermits.html</a>				
Agency	Action / Activity	Permit/Project number, including any non-reporting Nationwide permits previously used (e.g., NWP 13)	Date of Action	If denied, give reason for denial

## Part 1 - General Information (continued)

1. Applicant's legal name\* and complete mailing address: Contact Information:  
 CHICKAHOMINY HAVEN CITIZENS ASSN. Home ( ) \_\_\_\_\_  
 c/o MR. TODD A. DELLERT, VP CHCA Work ( 757 ) 250-3357  
 3110 N.RIVERSIDE DRIVE Fax ( ) \_\_\_\_\_  
 LANEXA, VA 23089 Cell ( 240 ) 925-5583  
 e-mail todd.a.dellert@gmail.com  
 State Corporation Commission Name and ID Number (if applicable) \_\_\_\_\_
2. Property owner(s) legal name\* and complete address, if different from applicant: Contact Information:  
 Home ( ) \_\_\_\_\_  
 Work ( ) \_\_\_\_\_  
 Fax ( ) \_\_\_\_\_  
 Cell ( ) \_\_\_\_\_  
 e-mail \_\_\_\_\_  
 State Corporation Commission Name and ID Number (if applicable) \_\_\_\_\_
3. Authorized agent name\* and complete mailing address (if applicable): Contact Information:  
 KARLA S. HAVENS Home ( ) \_\_\_\_\_  
 MID-ATLANTIC RESOURCE CONSULTING Work ( 804 ) 785-2107  
 1095 CHERRY ROW LANE Fax ( ) \_\_\_\_\_  
 SHACKLEFORDS, VA 23156 Cell ( 804 ) 366-1768  
 e-mail karlashavens@gmail.com  
 State Corporation Commission Name and ID Number (if applicable) \_\_\_\_\_

**\* If multiple applicants, property owners, and/or agents, each must be listed and each must sign the applicant signature page.**

4. Provide a detailed description of the project in the space below, including the type of project, its dimensions, materials, and method of construction. Be sure to include how the construction site will be accessed and whether tree clearing and/or grading will be required, including the total acreage. If the project requires pilings, please be sure to include the total number, type (e.g. wood, steel, etc), diameter, and method of installation (e.g. hammer, vibratory, jetted, etc). If additional space is needed, provide a separate sheet of paper with the project description.

REMOVE AN EXISTING COMMUNITY PIER.

CONSTRUCT A 6' x 160' TREATED-TIMBER, COMMUNITY, OPEN-PILE PIER WITH A 6' x 12' L-HEAD.

SITE TO BE ACCESSED FROM THE UPLAND AND THE WATER.

NO TREE CLEARING AND/OR GRADING REQUIRED.

45 TIMBER PILES TO BE INSTALLED WITH A VIBRATORY HAMMER.

**Part 1 - General Information (continued)**

5. Have you obtained a contractor for the project?  Yes\*  No. \*If your answer is "Yes" complete the remainder of this question and submit the Applicant's and Contractor's Acknowledgment Form (enclosed)

Contractor's name* and complete mailing address: WILBER JORDAN JORDAN MARINE CONSTRUCTION, INC. P. O. BOX 396 LIGHTFOOT, VA 23090	Contact Information: Home ( ) _____ Work ( ) _____ Fax ( ) _____ Cell (757) 592-4171 email <u>i_m_c_i@cox.net</u>
State Corporation Commission Name and ID Number (if applicable) _____	

**\* If multiple contractors, each must be listed and each must sign the applicant signature page.**

6. List the name, address and telephone number of the newspaper having general circulation in the area of the project. Failure to complete this question may delay local and State processing.

Name and complete mailing address: VIRGINIA GAZETTE 1430 HIGH STREET, UNIT 504 WILLIAMSBURG, VA 23188	Telephone number (757) 220-1736
* DIRECT BILLING TO APPLICANT *	

7. Give the following project location information:
- Street Address (911 address if available) 3026 & 3028 N. RIVERSIDE DRIVE
- Lot/Block/Parcel# L-52 S-1 & L-51 S-1
- Subdivision CHICKAHOMINY HAVEN
- City / County LANEXA / JAMES CITY COUNTY ZIP Code 23089
- Latitude and Longitude at Center Point of Project Site (Decimal Degrees):  
37.365953 / - 76.903408 (Example: 36.41600/-76.30733)

If the project is located in a rural area, please provide driving directions giving distances from the best and nearest visible landmarks or major intersections. *Note: if the project is in an undeveloped subdivision or property, clearly stake and identify property lines and location of the proposed project. A supplemental map showing how the property is to be subdivided should also be provided.*

8. What are the *primary and secondary purposes of and the need for* the project? For example, the primary purpose may be "to protect property from erosion due to boat wakes" and the secondary purpose may be "to provide safer access to a pier."

PRIMARY PURPOSE IS TO GAIN SAFE ACCESS TO THE WATER.

SECONDARY PURPOSE IS TO INCREASE SWIMMING AREA.

## Part 1 - General Information (continued)

9. Proposed use (check one):  
 Single user (private, non-commercial, residential)  
 Multi-user (community, commercial, industrial, government)
10. Describe alternatives considered and the measures that will be taken to avoid and minimize impacts, to the maximum extent practicable, to wetlands, surface waters, submerged lands, and buffer areas associated with any disturbance (clearing, grading, excavating) during and after project construction. *Please be advised that unavoidable losses of tidal wetlands and/or aquatic resources may require compensatory mitigation.*  
NO CLEARING, GRADING, EXCAVATING REQUIRED.  
DECKING SHALL BE NO LESS THAN 4' ABOVE WETLAND SUBSTRATE.
11. Is this application being submitted for after-the-fact authorization for work which has already begun or been completed?  Yes  No. If yes, be sure to clearly depict the portions of the project which are already complete in the project drawings.
12. Approximate cost of the entire project (materials, labor, etc.): \$ \_\_\_\_\_  
Approximate cost of that portion of the project that is channelward of mean low water:  
\$ \_\_\_\_\_
13. Completion date of the proposed work: ASAP ONCE PERMITS ARE ISSUED. - \_\_\_\_\_
14. Adjacent Property Owner Information: List the name and complete **mailing address**, including zip code, of each adjacent property owner to the project. (NOTE: If you own the adjacent lot, provide the requested information for the first adjacent parcel beyond your property line.) Failure to provide this information may result in a delay in the processing of your application by VMRC.
- L-53 S-1 LRSN = 1490  
  
MATTHEW D. SYDNOR  
3024 N. RIVERSIDE DRIVE  
LANEXA, VA 23089-9403
- L-51 S-1 LRSN = 19502  
  
JAMES O. & BETTY M. SMITH  
3030 N. RIVERSIDE DRIVE  
LANEXA, VA 23089-9403

Mid-Atlantic Resource Consulting  
1095 Cherry Row Lane  
Plainview, VA 23156  
(804) 785-2107  
karlashavens@gmail.com

January 28, 2021

Mr. Matthew D. Sydnor  
3024 N. Riverside Drive  
Lanexa, VA 23089-9403

Re: Community Pier for Chickahominy Haven Citizen Association

Dear Mr. Sydnor:

I am the agent for the proposed CHCA community pier at 3026 and 3028 N. Riverside Drive on the Chickahominy River. According to James City County property records, you are an adjacent property owner.

As a requirement of the Joint Permit Application process, this letter serves to notify you of the proposed project.

Project drawings have been enclosed for your review. PLEASE complete, sign and date the enclosed Adjacent Property Owner's Acknowledgement Form and return it to VMRC in the enclosed stamped envelope. If you prefer, you may scan and email the completed APO Form to VMRC at [jpa.permits@mrc.virginia.gov](mailto:jpa.permits@mrc.virginia.gov)

If you have any questions regarding this project, feel free to contact me at the number listed above or my cell phone (804) 366-1768.

With Warmest Regards,



Karla S. Havens

cc: VMRC

Mid-Atlantic Resource Consulting  
1095 Cherry Row Lane  
Plainview, VA 23156  
(804) 785-2107  
karlashavens@gmail.com

January 28, 2021

Mr. and Mrs. James O. Smith  
3030 N. Riverside Drive  
Lanexa, VA 23089-9403

Re: Community Pier for Chickahominy Haven Citizen Association

Dear Mr. and Mrs. Smith:

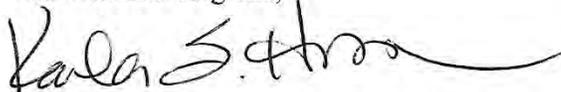
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If you have any questions regarding this project, feel free to contact me at the number listed above or my cell phone (804) 366-1768.

With Warmest Regards,



Karla S. Havens

cc: VMRC

## Part 2 - Signatures

### 1. Applicants and property owners (if different from applicant).

NOTE: REQUIRED FOR ALL PROJECTS

**PRIVACY ACT STATEMENT:** The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899, Section 404 of the Clean Water Act, and Section 103 of the Marine Protection Research and Sanctuaries Act of 1972. These laws require that individuals obtain permits that authorize structures and work in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters prior to undertaking the activity. Information provided in the Joint Permit Application will be used in the permit review process and is a matter of public record once the application is filed. Disclosure of the requested information is voluntary, but it may not be possible to evaluate the permit application or to issue a permit if the information requested is not provided.

**CERTIFICATION:** I am hereby applying for all permits typically issued by the DEQ, VMRC, USACE, and/or Local Wetlands Boards for the activities I have described herein. I agree to allow the duly authorized representatives of any regulatory or advisory agency to enter upon the premises of the project site at reasonable times to inspect and photograph site conditions, both in reviewing a proposal to issue a permit and after permit issuance to determine compliance with the permit. In addition, I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

TODD A. DELLERT, CHCA, VP

*Incorporated Since 1961*  
Applicant's Legal Name (printed/typed)

(Use if more than one applicant)

*Todd A. Dellert*  
Applicant's Signature

(Use if more than one applicant)

*28 JAN 2021*  
Date

Property Owner's Legal Name (printed/typed)  
(If different from Applicant)

(Use if more than one owner)

Property Owner's Signature

(Use if more than one owner)

Date

Part 2 – Signatures (continued)

2. Applicants having agents (if applicable)

CERTIFICATION OF AUTHORIZATION

I (we), TODD A. DELLERT <sup>VP, CHCA, Incorporated Since 1961</sup>, hereby certify that I (we) have authorized KARLA S. HAVENS  
(Applicant's legal name(s)) (Agent's name(s))

to act on my behalf and take all actions necessary to the processing, issuance and acceptance of this permit and any and all standard and special conditions attached.

We hereby certify that the information submitted in this application is true and accurate to the best of our knowledge.

Karla S. Havens  
(Agent's Signature) (Use if more than one agent)

28 Jan 2021  
(Date)

Todd A. Dellert  
(Applicant's Signature) (Use if more than one applicant)

28 JAN 2021  
(Date)

3. Applicant's having contractors (if applicable)

CONTRACTOR ACKNOWLEDGEMENT

I (we), TODD A. DELLERT <sup>VP, CHCA, Incorporated Since 1961</sup>, have contracted JORDAN MARINE CONSTRUCTION, INC.  
(Applicant's legal name(s)) (Contractor's name(s))

to perform the work described in this Joint Permit Application, signed and dated 28 Jan 2021

We will read and abide by all conditions set forth in all Federal, State and Local permits as required for this project. We understand that failure to follow the conditions of the permits may constitute a violation of applicable Federal, state and local statutes and that we will be liable for any civil and/or criminal penalties imposed by these statutes. In addition, we agree to make available a copy of any permit to any regulatory representative visiting the project to ensure permit compliance. If we fail to provide the applicable permit upon request, we understand that the representative will have the option of stopping our operation until it has been determined that we have a properly signed and executed permit and are in full compliance with all terms and conditions.

WILBER JORDAN  
Contractor's name or name of firm

P.O. BOX 396 LIGHTFOOT, VA 23090  
Contractor's or firms address

Contractor's signature and title  
Todd A. Dellert

2705 - 107524 A  
Contractor's License Number

Applicant's signature  
TODD A. DELLERT  
Date  
28 JAN 2021

(use if more than one applicant)

### Part 3 – Appendices

Please complete and submit the appendix questions applicable to your project, and attach the required vicinity map(s) and drawings to your application. If an item does not apply to your project, please write "N/A" in the space provided.

---

**Appendix A: (TWO PAGES) Projects for Access** to the water such as private and community piers, boathouses, marinas, moorings, and boat ramps. Answer all questions that apply.

1. **Briefly describe your proposed project.**

REMOVE AN EXISTING COMMUNITY PIER.

CONSTRUCT A 6' x 160' TREATED-TIMBER, COMMUNITY, OPEN-PILE PIER WITH A 6' x 12' L-HEAD.



**For private, noncommercial piers:**

Do you have an existing pier on your property? \_\_\_ Yes \_\_\_ No

If yes, will it be removed? \_\_\_ Yes \_\_\_ No

Is your lot platted to the mean low water shoreline? \_\_\_ Yes \_\_\_ No

What is the overall length of the proposed structure? \_\_\_\_\_ feet.

Channelward of Mean High Water? \_\_\_\_\_ feet.

Channelward of Mean Low Water? \_\_\_\_\_ feet.

What is the area of the piers and platforms that will be constructed over

Tidal non-vegetated wetlands \_\_\_\_\_ square feet.

Tidal vegetated wetlands \_\_\_\_\_ square feet.

Submerged lands \_\_\_\_\_ square feet.

What is the total size of any and all L- or T-head platforms? \_\_\_\_\_ sq. ft.

For boathouses, what is the overall size of the roof structure? \_\_\_\_\_ sq. ft.

Will your boathouse have sides? \_\_\_ Yes \_\_\_ No.

NOTE: All proposals for piers, boathouses and shelter roofs must be reviewed by the Virginia Marine Resources Commission (Commission or VMRC), however, pursuant to § 28.2-1203 A 5 of the Code of Virginia a VMRC permit may not be required for such structures (except as required by subsection D of § 28.2-1205 for piers greater than 100 feet in length involving commercially productive leased oyster or clam grounds), provided that (i) the piers do not extend beyond the navigation line or private pier lines established by the Commission or the United States Army Corps of Engineers (USACE), (ii) the piers do not exceed six feet in width and finger piers do not exceed five feet in width, (iii) any L or T head platforms and appurtenant floating docking platforms do not exceed, in the aggregate, 400 square feet, (iv) if prohibited by local ordinance open-sided shelter roofs or gazebo-type structures shall not be placed on platforms as described in clause (iii), but may be placed on such platforms if not prohibited by local ordinance, and (v) the piers are determined not to be a navigational hazard by the Commission. Subject to any applicable local ordinances, such piers may include an attached boat lift and an open-sided roof designed to shelter a single boat slip or boat lift. In cases in which open-sided roofs designed to shelter a single boat, boat slip or boat lift will exceed 700 square feet in coverage or the open-sided shelter roofs or gazebo structures exceed 400 square feet, and in cases in which an adjoining property owner objects to a proposed roof structure, permits shall be required as provided in § 28.2-1204.

**Part 3 – Appendices (continued)**

3. **For USACE permits**, in cases where the proposed pier will encroach beyond one fourth the waterway width (as determined by measuring mean high water to mean high water or ordinary high water mark to ordinary high water mark), the following information must be included before the application will be considered complete. For an application to be considered complete:
- a. The USACE MAY require depth soundings across the waterway at increments designated by the USACE project manager. Typically 10-foot increments for waterways less than 200 feet wide and 20-foot increments for waterways greater than 200 feet wide with the date and time the measurements were taken and how they were taken (e.g., tape, range finder, etc.).
  - b. The applicant MUST provide a justification as to purpose if the proposed work would extend a pier greater than one-fourth of the distance across the open water measured from mean high water or the channelward edge of the wetlands.
  - c. The applicant MUST provide justification if the proposed work would involve the construction of a pier greater than five feet wide or less than four feet above any wetland substrate.
4. Provide the type, size, and registration number of the vessel(s) to be moored at the pier or mooring buoy.

Type	Length	Width	Draft	Registration #
NO PERMANENT VESSELS TO BE MOORED AT THE PIER.				
DAY-USE BY CANOES, KAYAKS AND JET SKIS FOR CHCA MEMBERS.				

5. For **Marinas, Commercial Piers, Governmental Piers, Community Piers and other non-private piers**, provide the following information:

- A) Have you obtained approval for sanitary facilities from the Virginia Department of Health? NO (required pursuant to Section 28.2-1205 C of the Code of Virginia).
- B) Will petroleum products or other hazardous materials be stored or handled at your facility? NO
- C) Will the facility be equipped to off-load sewage from boats? NO
- D) How many wet slips are proposed? 0. How many are existing? 0
- E) What is the area of the piers and platforms that will be constructed over
  - Tidal non-vegetated wetlands 90 square feet  $15' \times 6' = 90 \text{ SF}$
  - Tidal vegetated wetlands 0 square feet
  - Submerged lands 912 square feet  $\longrightarrow$ 
    - $140' \times 6' = 840$
    - $12' \times 6' = 72$
    - 912 SF

- ~~6.~~ For **boat ramps**, what is the overall length of the structure? \_\_\_\_\_ feet.
- From Mean High Water? \_\_\_\_\_ feet.
- From Mean Low Water? \_\_\_\_\_ feet.

Note: drawings must include the construction materials, method of installation, and all dimensions. If tending piers are proposed, complete the pier portion.

**Note: If dredging or excavation is required, you must complete the Standard Joint Point Permit application.**



# CHICKAHOMINY RIVER

← EBB FLOOD →

North

PROPOSED  
6' x 160'  
PIER

← REMOVE EXISTING PIER

CYPRESS

MLW

MHW

TOP OF BANK

APPROX.  
← 30' →

0' 20' 40'  
SCALE: 1" = 40'

LOT 53  
(SYDNOR)  
# 3024

LOT 52  
CHCA  
# 3026

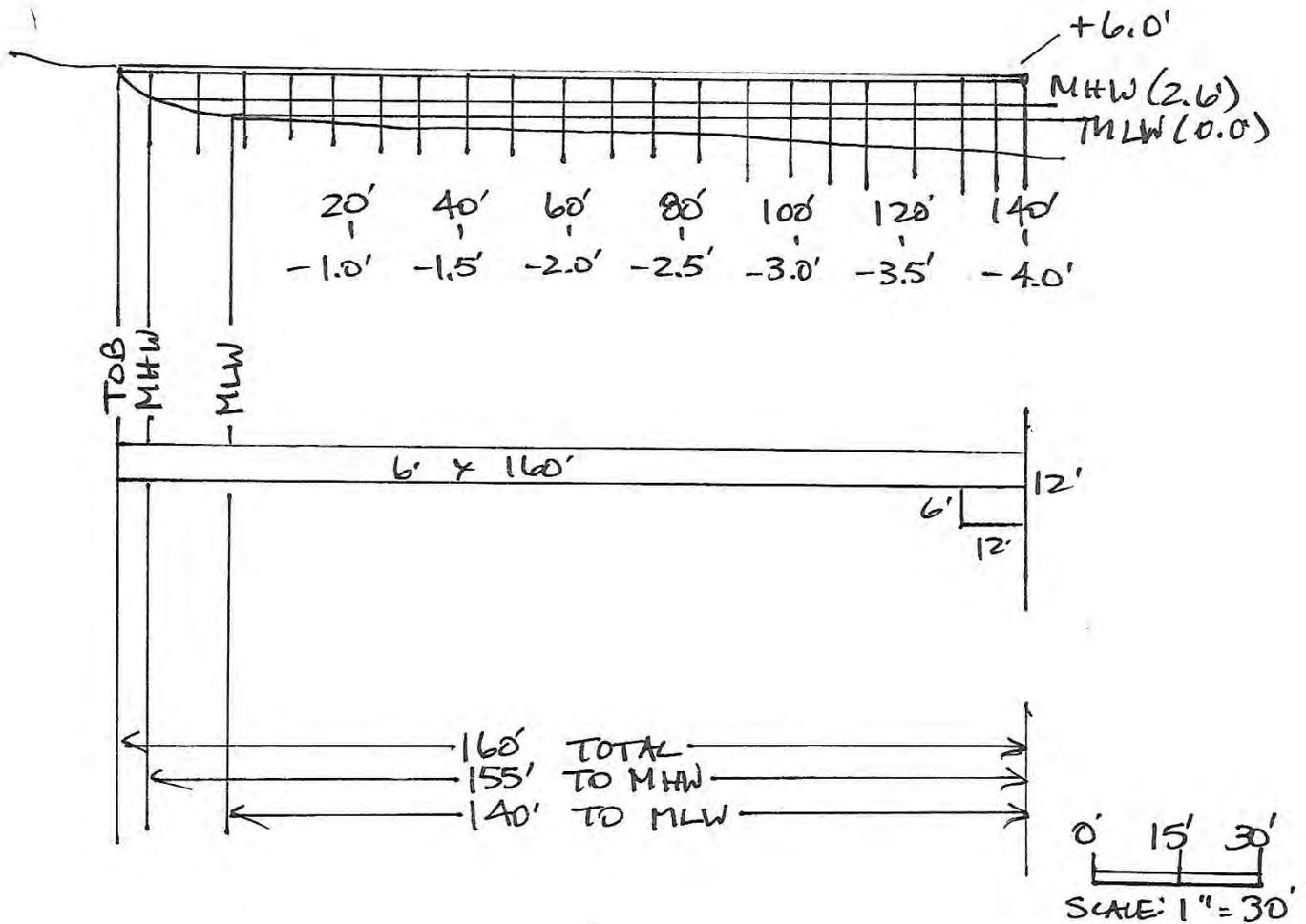
LOT 51  
CHCA  
# 3028

LOT 50  
(SMITH)  
# 3030

Note: Mid-Atlantic Resource Consulting is responsible only for applying to obtain local wetland, Virginia Marine Resources Commission and U.S. Army Corps of Engineers permits. Mid-Atlantic Resource Consulting is not responsible for any land disturbing activities or construction activities associated with the project.

Adjacent Property Owners: 1. Matthew D. Sydnor 2. James O. & Betty M. Smith	SITE PLAN James City County LRSN = 869 & 870	CHICAHOMINY HAVEN CITIZENS ASSN. 3026 and 3028 North Riverside Drive - Lanexa On the Chickahominy River Date: 1-27-21 Sheet 2 of 3
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Prepared by: Mid-Atlantic Resource Consulting - 1095 Cherry Row Lane - Plainview, VA 23156 (804) 785-2107 - karlashavens@gmail.com



MHW - MHW > 1700'  
 CHANNEL ~ 200' FROM MHW.  
 2 x 8 DECKING AND STRINGERS, ALL LUMBER TREATED.  
 ALL HARDWARE H.D.G.  
 45 TIMBER PILES, 10" MAXIMUM DIAMETER, LENGTH AS REQUIRED.  
 PILES INSTALLED WITH VIBRATORY HAMMER.  
 1 TEMPORARY CONSTRUCTION VESSEL.  
 NET INCREASE OF  $\phi$  PERMANENT, NON-COMMERCIAL VESSEL.

\* DECKING SHALL BE NO LESS THAN 4' ABOVE WETLAND SUBSTRATE.

Note: Mid-Atlantic Resource Consulting is responsible only for applying to obtain local wetland, Virginia Marine Resources Commission and U.S. Army Corps of Engineers permits. Mid-Atlantic Resource Consulting is not responsible for any land disturbing activities or construction activities associated with the project.

Adjacent Property Owners: 1. Matthew D. Sydnor 2. James O. & Betty M. Smith	PIER DETAIL  James City County LRSN = 869 & 870	CHICAHOMINY HAVEN CITIZENS ASSN. 3026 and 3028 North Riverside Drive - Lanexa On the Chickahominy River  Date: 1-27-21 Sheet 3 of 3
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Prepared by: Mid-Atlantic Resource Consulting - 1095 Cherry Row Lane - Plainview, VA 23156 (804) 785-2107 - karlashavens@gmail.com

**From:** [Karla Havens](#)  
**To:** [Beth JPA's](#)  
**Cc:** [Mike Woolson](#); [Todd Dellert](#)  
**Subject:** CHCA Revisions #21 - 0232  
**Date:** Thursday, February 18, 2021 2:23:36 PM  
**Attachments:** [CHCA Revisions.pdf](#)

---

Good Afternoon,

Here are revised drawings for the CHCA project in JCC. The revisions are that the proposed pier will be constructed in the same location as the existing pier, and the pier head will be reduced in size.

Karla

Sent from [Mail](#) for Windows 10

**Part 3 – Appendices (continued)**

- 3. **For USACE permits**, in cases where the proposed pier will encroach beyond one fourth the waterway width (as determined by measuring mean high water to mean high water or ordinary high water mark to ordinary high water mark), the following information must be included before the application will be considered complete. For an application to be considered complete:
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- 4. Provide the type, size, and registration number of the vessel(s) to be moored at the pier or mooring buoy.

Type	Length	Width	Draft	Registration #
NO PERMANENT VESSELS TO BE MOORED AT THE PIER.				
DAY-USE BY CANOES, KAYAKS AND JET SKIS FOR CHCA MEMBERS.				

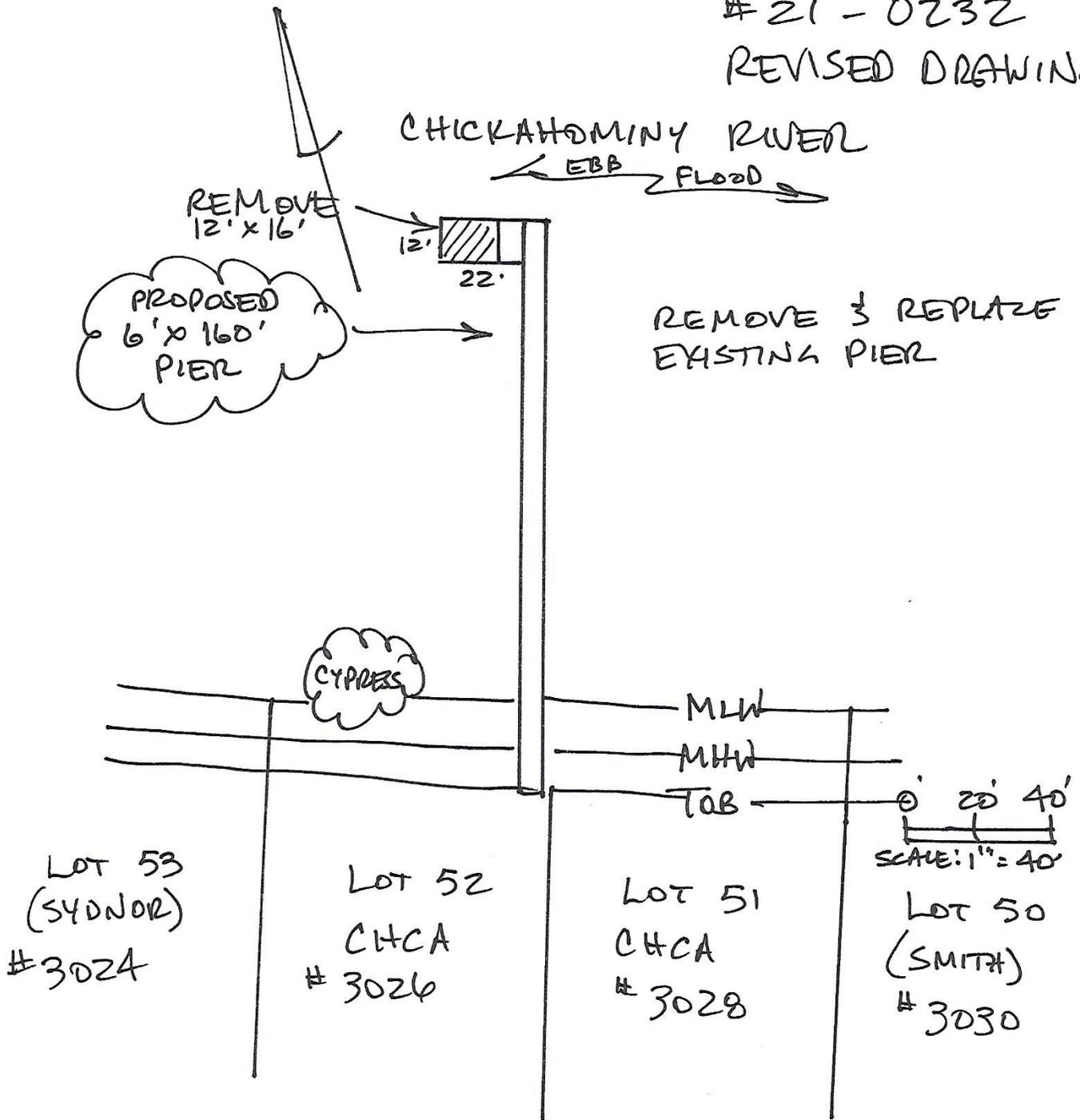
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- C) Will the facility be equipped to off-load sewage from boats? NO
- D) How many wet slips are proposed? 0. How many are existing? 0
- E) What is the area of the piers and platforms that will be constructed over
  - Tidal non-vegetated wetlands 90 square feet  $15' \times 6' = 90 \text{ SF}$
  - Tidal vegetated wetlands 0 square feet
  - Submerged lands 912 square feet  $\longrightarrow$   $140' \times 6' = 840$  WALKWAY  
 $12' \times 22' = 264$  PLATFORM

- X. For **boat ramps**, what is the overall length of the structure? \_\_\_\_\_ feet. 1104 SF  
 From Mean High Water? \_\_\_\_\_ feet.  
 From Mean Low Water? \_\_\_\_\_ feet.

Note: drawings must include the construction materials, method of installation, and all dimensions. If tending piers are proposed, complete the pier portion.  
**Note: If dredging or excavation is required, you must complete the Standard Joint Point Permit application.**

#21-0232  
REVISED DRAWING

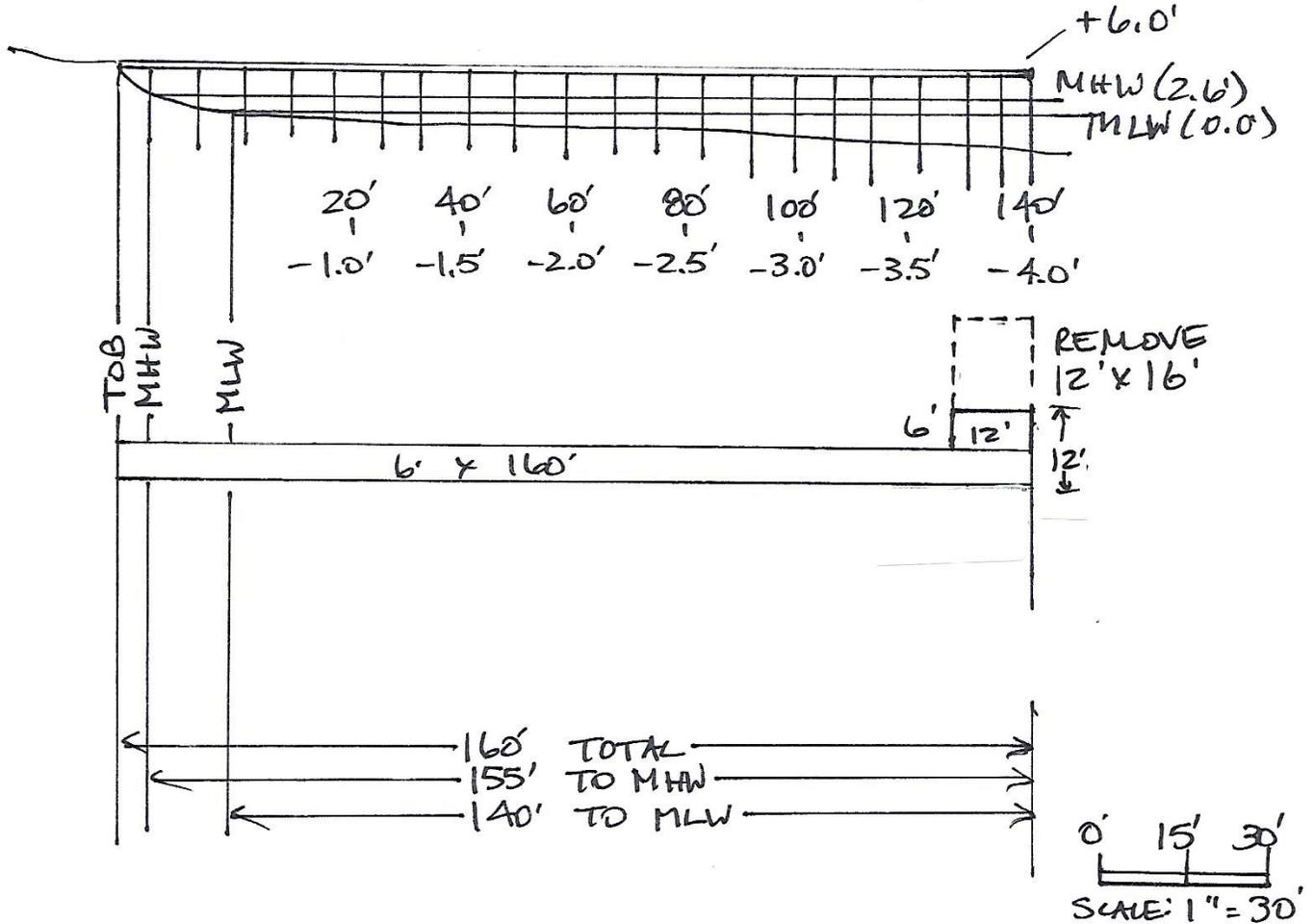


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Adjacent Property Owners: 1. Matthew D. Sydnor 2. James O. & Betty M. Smith	SITE PLAN  James City County LRSN = 869 & 870	CHICAHOMINY HAVEN CITIZENS ASSN. 3026 and 3028 North Riverside Drive - Lanexa On the Chickahominy River  Date: 2-18-21 Sheet 2 of 3
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Prepared by: Mid-Atlantic Resource Consulting - 1095 Cherry Row Lane - Plainview, VA 23156 (804) 785-2107 - karlashavens@gmail.com

# # 21-0232 REVISED DRAWING



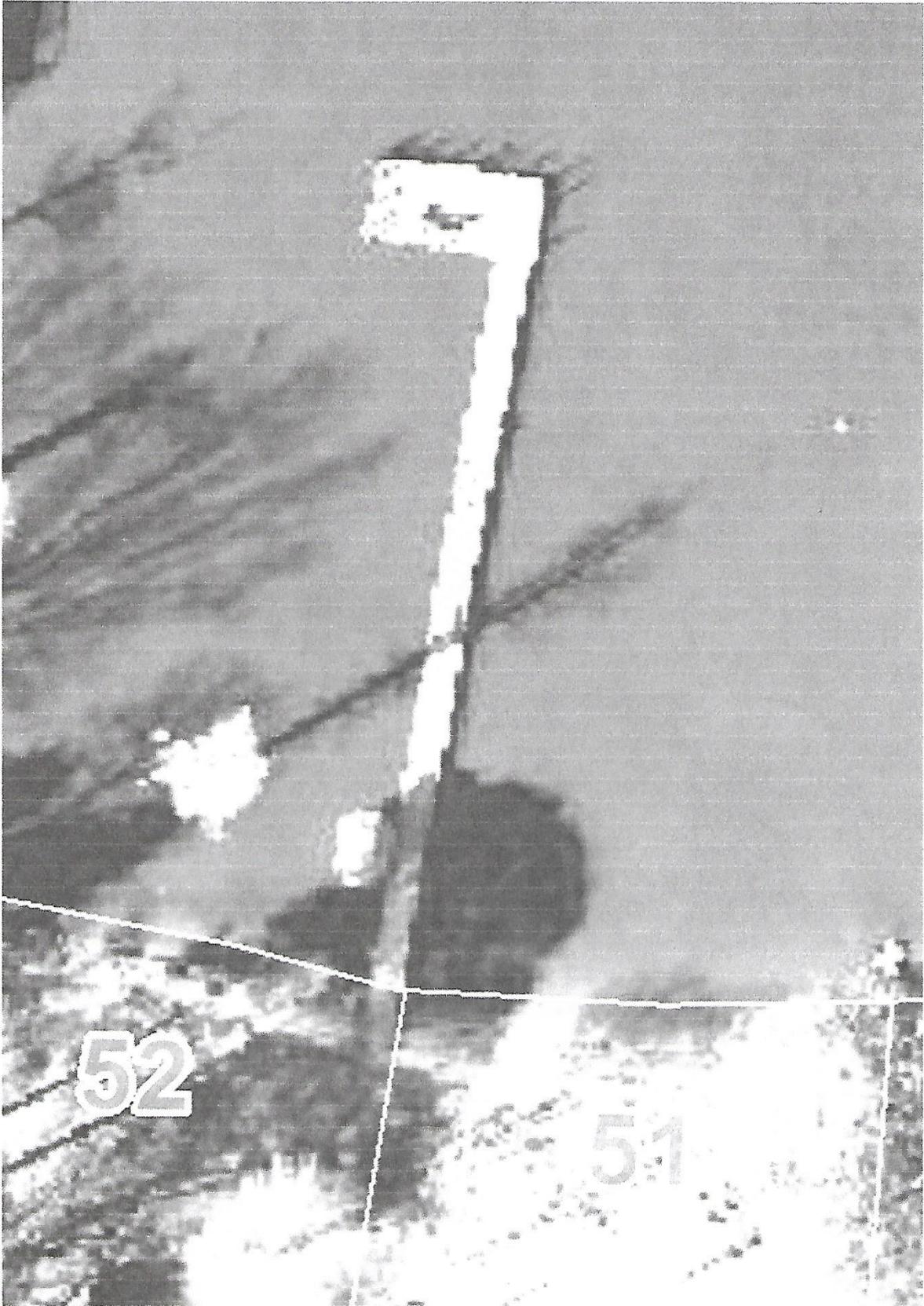
MHW - MHW > 1700'  
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 2 x 8 DECKING AND STRINGERS, ALL LUMBER TREATED.  
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 45 TIMBER PILES, 10" MAXIMUM DIAMETER, LENGTH AS REQUIRED.  
 PILES INSTALLED WITH VIBRATORY HAMMER.  
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Prepared by: Mid-Atlantic Resource Consulting - 1095 Cherry Row Lane - Plainview, VA 23156 (804) 785-2107 - karlashavens@gmail.com





## **PUBLIC HEARING NOTICE**

THE WETLANDS BOARD AND THE CHESAPEAKE BAY BOARD OF JAMES CITY COUNTY, VIRGINIA, WILL HOLD A PUBLIC HEARING **WEDNESDAY APRIL 14, 2021 AT 5 P.M.** IN THE BOARD ROOM OF BUILDING F, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

THE WETLANDS BOARD WILL CONSIDER THE FOLLOWING CASE:

WJPA 21-0005: Mid-Atlantic Resource Consulting, on behalf of Chickahominy Haven Citizen Association, have applied for a wetlands permit for the removal and construction of a community pier at 3026 N Riverside Drive and 3028 North Riverside Drive, JCC Parcel Numbers. 1820200052 and 1820200051.

WJPA 21-0008: Virginia Marine Contracting, Inc, on behalf of Clinton Morgeson and Meagan Thomas, have applied for a wetlands permit for the installation of a pier, walkway and stepdown platform at 210 Red Oak Landing Road, JCC Parcel No. 4730100032.

THE CHESAPEAKE BAY BOARD WILL CONSIDER THE FOLLOWING CASES:

CBPA 21-0047: Roth Environmental on behalf of Omega Development have filed an exception request for encroachments into the RPA buffer for the construction of a single family dwelling and deck at 208 Monifieth, JCC Parcel No. 3710800085.

CBPA 21-0045: LandTech Resources, Inc. on behalf of Charles and Kathryn Woollum have filed an exception request for encroachments into the RPA buffer for the construction of house addition at 4055 South Riverside Drive, JCC Parcel No. 1910500010.

CBPA 21-0044: River Pools and Spas, on behalf of Amber Gilliam, have filed an exception request for encroachments into the RPA buffer for the construction of a pool at 9209 Candle Light Court, JCC Parcel No. 0330300052.

CBPA 21-0036: Heart's Ease Landscape, on behalf of Joseph and Peggy Marsilli, have filed an exception request for encroachments into the RPA buffer for the construction of two retaining walls and a patio with steps at 104 Seven Oaks, JCC Parcel No. 3130900037.

CBPA 21-0017: Jeffrey Miller Builder, on behalf of Jeffrey and Anne Miller, have filed an exception request for encroachments into the RPA buffer for the construction of a detached garage, retaining wall and driveway extension at 10025 Sycamore Landing Road, JCC Parcel No. 0720400007.

Appeals from decisions under the Chesapeake Bay Preservation Ordinance may also be heard.

All interested parties are invited to attend the meetings. There is also a call-in option for the public hearings. To participate, call 757-253-6772 to record a comment that will be played during the meeting. Recorded comments must be submitted no later than noon on the day of the meeting. Please give your name and address for the public record and limit comments to five minutes or less. Questions? Call 757-253-6823.

The applications and plans are on file and may be viewed during normal office hours in the Stormwater and Resource Protection Division, 101-E Mounts Bay Road, James City County, Virginia.

**NOT FOR PUBLICATION**

DISPLAY: WEDNESDAY – MARCH 31, 2021 and APRIL 7, 2021.

ACCOUNT NO. CU00015112

VIRGINIA GAZETTE

1/8 PAGE, VERTICAL, B/W

CARD # x5230

COPIES:        PLANNING  
                  ASSISTANT COUNTY ATTORNEY  
                  WETLANDS/CHESAPEAKE BAY BOARD MEMBERS



**General Services**  
107 Tewning Road  
Williamsburg, VA 23188  
P: 757-259-4080  
General.Services@jamescitycountyva.gov  
[jamescitycountyva.gov](http://jamescitycountyva.gov)

<b>Capital Projects</b> 107 Tewning Road Williamsburg, VA 23188 757-259-4080	<b>Fleet</b> 103 Tewning Road Williamsburg, VA 23188 757-259-4122	<b>Stormwater and Resource Protection</b> 101-E Mounts Bay Road Williamsburg, VA 23185 757-253-6670	<b>Facilities &amp; Grounds</b> 113 Tewning Road Williamsburg, VA 23188 757-259-4080	<b>Solid Waste</b> 1204 Jolly Pond Road Williamsburg, VA 23188 757-565-0971
---	--	--	---	--

March 24, 2021

RE: WJPA 21-0005  
3026 & 3028 North Riverside Drive  
Chickahominy Haven Citizen Association Community Pier

Dear Adjacent Property Owner:

In accordance with State and County Codes, this letter is to notify you that a request has been filed with the James City County Wetlands Board by Ms. Karla S. Havens, Mid-Atlantic Resource Consulting on behalf of Mr. Todd Dellert, Vice President of the Chickahominy Haven Citizen Association for encroachment into the tidal wetlands associated with the construction of a community pier. The project is located at 3026 North Riverside Drive and 3028 North Riverside Drive and further identified as JCC Parcel Numbers 1820200052 and 1820200051.

A complete description, plan and other information are on file in the Stormwater and Resource Protection Division and are available for inspection during normal business hours, should anyone desire to review them.

The Wetlands Board will hold an advertised public hearing on **April 14, 2021 at 5:00 p.m.**, in the Board Room of Building F, 101 Mounts Bay Road, James City County, Virginia, at which time you may request to speak on the above referenced project.

Sincerely,

*Michael D. Woolson*

Michael D. Woolson  
Wetlands Board Secretary  
757-253-6823  
michael.woolson@jamescitycountyva.gov

cc: Mid-Atlantic Resource Consulting, c/o Ms. Karla S. Havens  
Jordan Marine Construction, Inc., c/o Mr. Wilbur Jordan

MDW: jep

Mailing List for: WJPA-21-0005 – 3026 and 3028 N Riverside Drive –Chickahominy Haven ,  
Mid-Atlantic Resources– Pier removal & replacement

Owner: 1820200052-3026 N Riverside Drive  
Owner: 1820200051-3028 N Riverside Drive  
Chickahominy Haven Citizens Association  
Attn: Mr. Todd A. Dellert  
P.O. Box 106  
Toano, VA 23168-0106

Chickahominy Haven Citizens Association  
Attn: Mr. Todd A. Dellert  
3110 N. Riverside Drive  
Lanexa, VA 23089-9406

1820200053  
Sydnor, Matthew D  
3024 N Riverside Drive  
Lanexa, VA 23089-9403

1910200050  
Smith, James O & Betty M  
3030 N Riverside Drive  
Lanexa, VA 23089-9403

Virginia Marine Resource Center  
Attn: Mr. Ben Nettleton  
380 Fenwick Road, Building 96  
Fort Monroe, VA 23651-1064

VIMS Wetlands Program  
Attn: Dawn Fleming  
P.O. Box 1346  
Gloucester Point, VA 23062-1346

VDOT  
4451 Ironbound Road  
Williamsburg, VA 23188-2621

Contractor:  
Mid-Atlantic Resource Consulting  
Attn: Ms. Karla S. Havens  
1095 Cherry Row Lane  
Shacklefords, VA 23156-2027

Contractor:  
Jordan Marine Construction, Inc.  
Attn: Mr. Wilbur Jordan  
P.O. Box 396  
Lightfoot, VA 23090-0396

1820200055  
Carson, Laura  
3023 N Riverside Drive  
Lanexa, VA 23089-9404

1820200056 – 3025 N Riverside Drive  
1820200057 – 3027 N Riverside Drive  
1820200058 – 3029 N Riverside Drive  
Hintz, James Anthony  
4800 N Waterside Drive  
Lanexa, VA 23089-5429

Department of Game and Inland Fisheries  
P.O Box 90778  
Henrico, VA 23228-0778

State Water Control Board  
c/o Department of Environmental Quality  
P.O. Box 1105  
Richmond, VA 23218-1105

Regulatory Branch Army Corps of Engineers  
803 Front Street  
Norfolk, VA 23510-1011

**ITEM SUMMARY**

DATE: 4/14/2021

TO: Chesapeake Bay Board

FROM: Michael Woolson, Senior Watershed Planner

SUBJECT: Case No. WJPA 21-0008/VMRC 21-0351 : 210 Red Oak Landing Road

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Virginia Marine Contracting, Inc, on behalf of Clinton Morgeson and Meagan Thomas, has applied for a wetlands permit for the installation of a pier at 210 Red Oak Landing Road, JCC Parcel ID No. 4730100032.

**ATTACHMENTS:**

	Description	Type
☐	Staff Report	Staff Report
☐	Resolution	Resolution
☐	Presentation	Presentation
☐	Application	Resolution
☐	Public Advertisement	Backup Material
☐	APO Letter	Backup Material
☐	APO Mailing List	Backup Material

**REVIEWERS:**

Department	Reviewer	Action	Date
Wetlands Group	Woolson, Michael	Approved	4/7/2021 - 5:00 PM
Wetlands Group	Small, Toni	Approved	4/8/2021 - 11:21 AM
Publication Management	Daniel, Martha	Approved	4/8/2021 - 11:48 AM
Wetlands Group	Secretary, Wetland	Approved	4/8/2021 - 3:19 PM

**WETLANDS BOARD CASE No. WJPA 21-0008/VMRC 21-0351. 210 Red Oak Landing  
Staff Report for the April 14, 2021, Wetlands Board Public Hearing**

*This staff report is prepared by James City County Stormwater and Resource Protection to provide information to the Wetlands Board to assist them in making a recommendation on this assessment. It may be useful to members of the general public interested in this assessment.*

---

**EXISTING SITE DATA AND INFORMATION**

Applicants: Mr. Clinton Morgeson and Mrs. Meagan Thomas

Owner/Agent: Ms. April Edwards, Virginia Marine Contracting, Inc.

Location: 210 Red Oak Landing

Parcel: Parcel 2 T T Nixon E

Parcel Identification No.: 4730100032

Watershed: Powhatan Creek (HUC JL31)

Floodplain: Zone AE - Base flood elevation is determined to be 7 feet Mean Sea Level

Proposed Activity: Construction of a pier

Wetland Impacts: Approximate 1,956 square feet of vegetated wetland impacts

Staff Contact: Michael D. Woolson, Section Chief, Resource Protection Phone: 253-6823

**PROJECT DISCUSSION**

Ms. April Edwards, Virginia Marine Contracting, Inc., has applied for a wetlands permit on behalf of Mr. Clinton Morgeson and Mrs. Meagan Thomas to construct a pier on property located at 210 Red Oak Landing within the Powhatan Creek Watershed. The property is further identified as James City County Tax Map Parcel No. 4730100032.

The applicants are proposing to construct a 5-foot by 230-foot pier with an 11-foot by 10-foot L-head and 5-foot by 11-foot step down platform. Existing conditions of the property include a tidal marsh which the applicants propose to cross in order to construct the pier. The construction is proposed to occur from both the uplands and the water. The proposed construction is anticipated to traverse approximately 1,956 square feet of vegetated wetlands. The pier is proposed to be constructed via the uplands and barge. It is not the impacts associated with the pier itself that the Board is reviewing, but the construction method.

**MITIGATION DISCUSSION**

As published in *The Virginia Register* on July 11, 2005, the revised Wetland Mitigation Compensation Policy and Supplemental Guidelines, Regulation 4VAC 20-390-10 et seq., Virginia, as a Chesapeake Bay Program partner, is committed to “achieve a no-net loss of existing wetlands acreage and function in the signatories’ regulatory programs.” In order for a proposed project to be authorized to impact wetlands and compensate for the wetland loss in some prescribed manner, the following three criteria must be met:

1. All reasonable mitigative efforts, including alternative siting, which would eliminate or minimize wetland loss or disturbance must be incorporated in the proposal; and

2. The proposal must clearly be water dependent in nature; and
3. The proposal must demonstrate clearly its need to be in the wetlands and its overwhelming public and private benefits.

If the proposed project cannot meet one or more of the above criteria, the project must be denied or must occur in areas outside of wetlands. Should it satisfy all three criteria, however, compensation for the wetland loss is required. The sequence of acceptable mitigation options should be as follows: on-site, off-site within the same watershed, mitigation bank(s) in the same watershed or a payment of an in-lieu fee. If compensation is required, it should be a condition of the permit.

Staff has reviewed this application and finds that this project meets the three criteria outlined above. It is anticipated that approximately 1,956 square feet of vegetated wetlands may be impacted during the construction of this project. The owner shall replant the impacted area or may purchase credits from an approved tidal wetlands mitigation bank.

### **STAFF RECOMMENDATIONS**

Staff has reviewed the above application and recommends approval of the application as presented. Should the Board wish to approve the application, staff suggests the following conditions be incorporated into the approval:

1. The applicant must obtain all other necessary local, state, and/or federal permits required for the project; and
2. All development activities located in the special flood hazard area shall comply with Article VI, Division 3, Floodplain Area Regulations of the James City County Zoning Ordinance and receive all required approval and permits prior to commencement of such activities; and
3. A surety of \$15,000 be paid and in place prior to commencement of work in a form acceptable to the James City County Attorney's Office; and
4. A meeting shall take place no later than one year after pier construction is completed to determine the extent of wetland impacts. Staff may invite representatives of the regulatory agencies dealing with tidal wetlands, Virginia Institute of Marine Science, applicant, agent, contractor, and Wetlands Board members to this meeting. It will be determined at this meeting if wetland impacts occurred. If there are permanent wetland impacts, the applicant shall purchase from an approved tidal wetlands mitigation bank an equal number square footage credits to offset the unanticipated impacts. Once proof of the wetland credits has been provided, the surety shall be returned. If there are no permanent wetland impacts, the surety shall be returned; and
5. The Wetlands Permit for this project shall expire on April 14, 2022, if construction has not begun; and
6. If an extension of the permit is needed, a written request shall be submitted to the Stormwater and Resource Protection Division no later than March 3, 2022, six weeks prior to the expiration date.

MDW/md  
WJPA21-8\_VMRC21-35RdOakLdg

Attachment:

1. Resolution

## RESOLUTION

CASE NO. WJPA 21-0008/VMRC 21-0351. 210 RED OAK LANDING

### JAMES CITY COUNTY WETLANDS PERMIT

WHEREAS, Mr. Clinton Morgeson and Ms. Meagan Thomas (the “Applicants”), have applied to the Wetlands Board of James City County (the “Board”) to request a permit to use and develop in areas designated as wetlands on property identified as James City County Real Estate Tax Parcel No. 4730100032 and further identified as 210 Red Oak Landing (the “Property”) as set forth in the application WJPA 21-0008/VMRC 21-0351; and

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

NOW, THEREFORE, BE IT RESOLVED that the Wetlands Board of James City County, Virginia, following a public hearing, 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:
  - a. The applicant must obtain all other necessary local, state, and/or federal permits required for the project; and
  - b. All development activities located in the special flood hazard area shall comply with Article VI, Division 3, Floodplain Area Regulations of the James City County Zoning Ordinance and receive all required approvals and permits prior to commencement of such activities; and
  - c. A surety of \$15,000 be paid and in place prior to commencement of work in a form acceptable to the James City County Attorney’s Office; and
  - d. A meeting shall take place no later than one year after pier construction is completed to determine the extent of wetland impacts. Staff may invite representatives of the regulatory agencies dealing with tidal wetlands, Virginia Institute of Marine Science, applicant, agent, contractor, and Wetlands Board members to this meeting. It will be determined at this meeting if wetland impacts occurred. If there are permanent wetland impacts, the applicant shall purchase

from an approved tidal wetlands mitigation bank an equal number square footage credits to offset the unanticipated impacts. Once proof of the wetland credits has been provided, the surety shall be returned. If there are no permanent wetland impacts, the surety shall be returned; and

- e. The Wetlands Permit for this project shall expire on April 14, 2025, if construction has not begun; and
- f. If an extension of the permit is needed, a written request shall be submitted to the Stormwater and Resource Protection Division no later than March 3, 2025, six weeks prior to the expiration date.

\_\_\_\_\_  
 William Apperson  
 Chairman, Wetlands Board

\_\_\_\_\_  
 Michael Woolson  
 Secretary to the Board

Adopted by the Wetlands Board of James City County, Virginia, this 14th day of April, 2021.

THE FORGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2021 IN THE COMMONWEALTH OF VIRGINIA, IN THE COUNTY OF JAMES CITY.

\_\_\_\_\_  
 NOTARY PUBLIC

MY COMMISSION EXPIRES: \_\_\_\_\_

WJPA21-8\_VMRC21-351RdOakLdg-res



# **Wetlands Board of James City County, Virginia**

**April 14, 2021**

**WJPA 21-0008**

**Clinton Morgeson and Meagan Thomas**

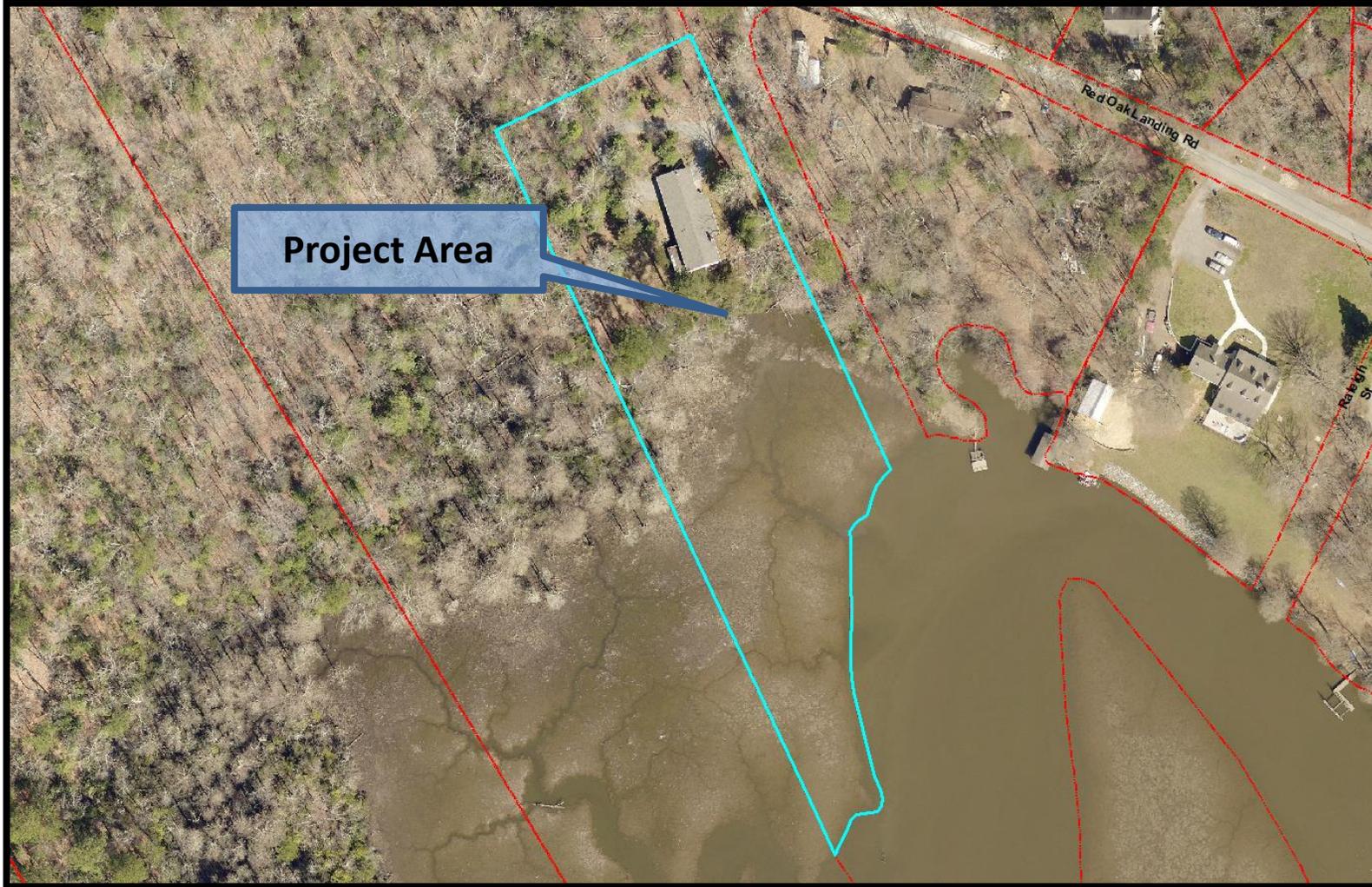
**210 Red Oak Landing**



# Applicant Request

- ✓ Construction of a pier.

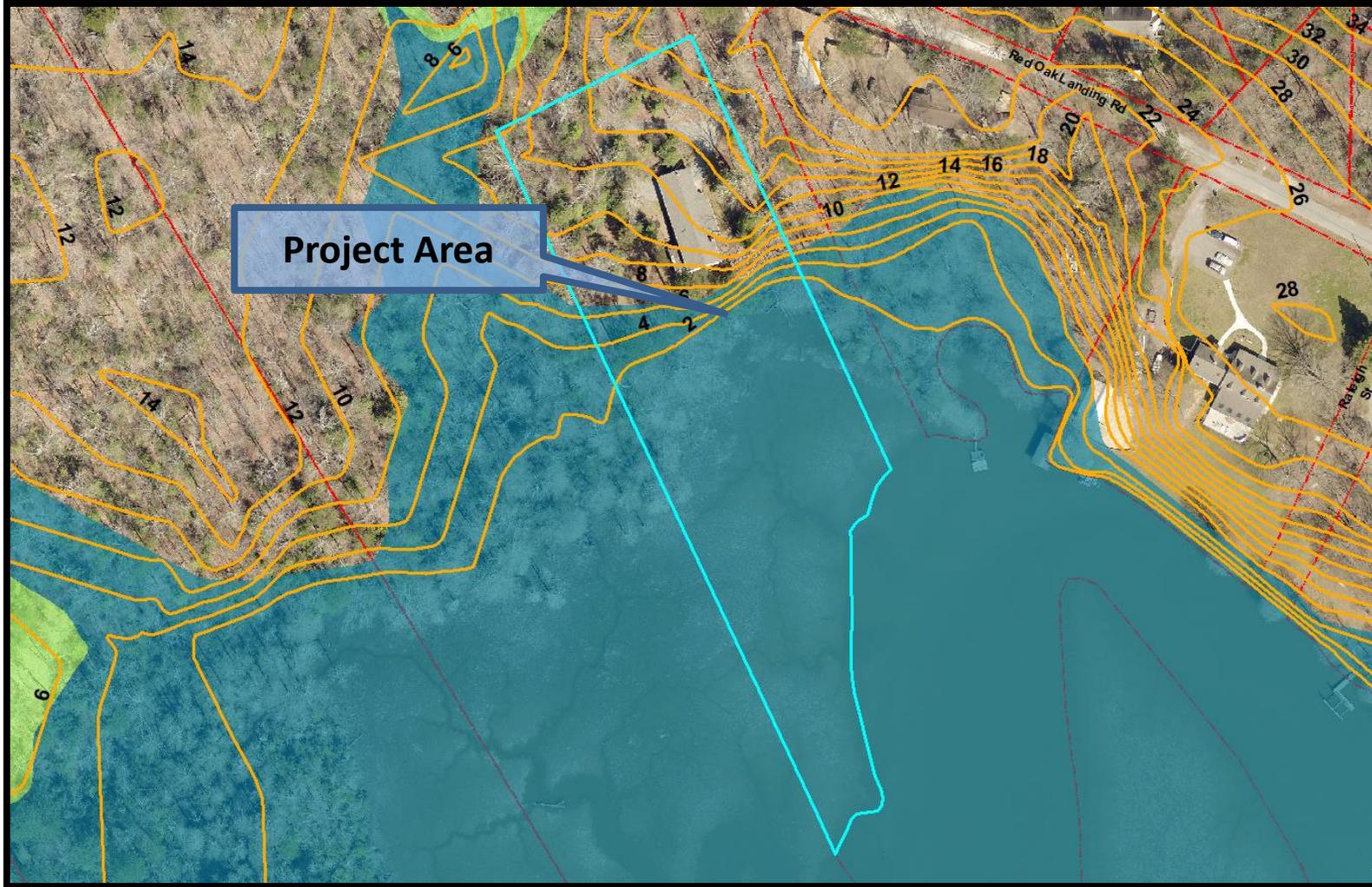




**Aerial Map**  
**WJPA 21-0008**  
**210 Red Oak Landing**



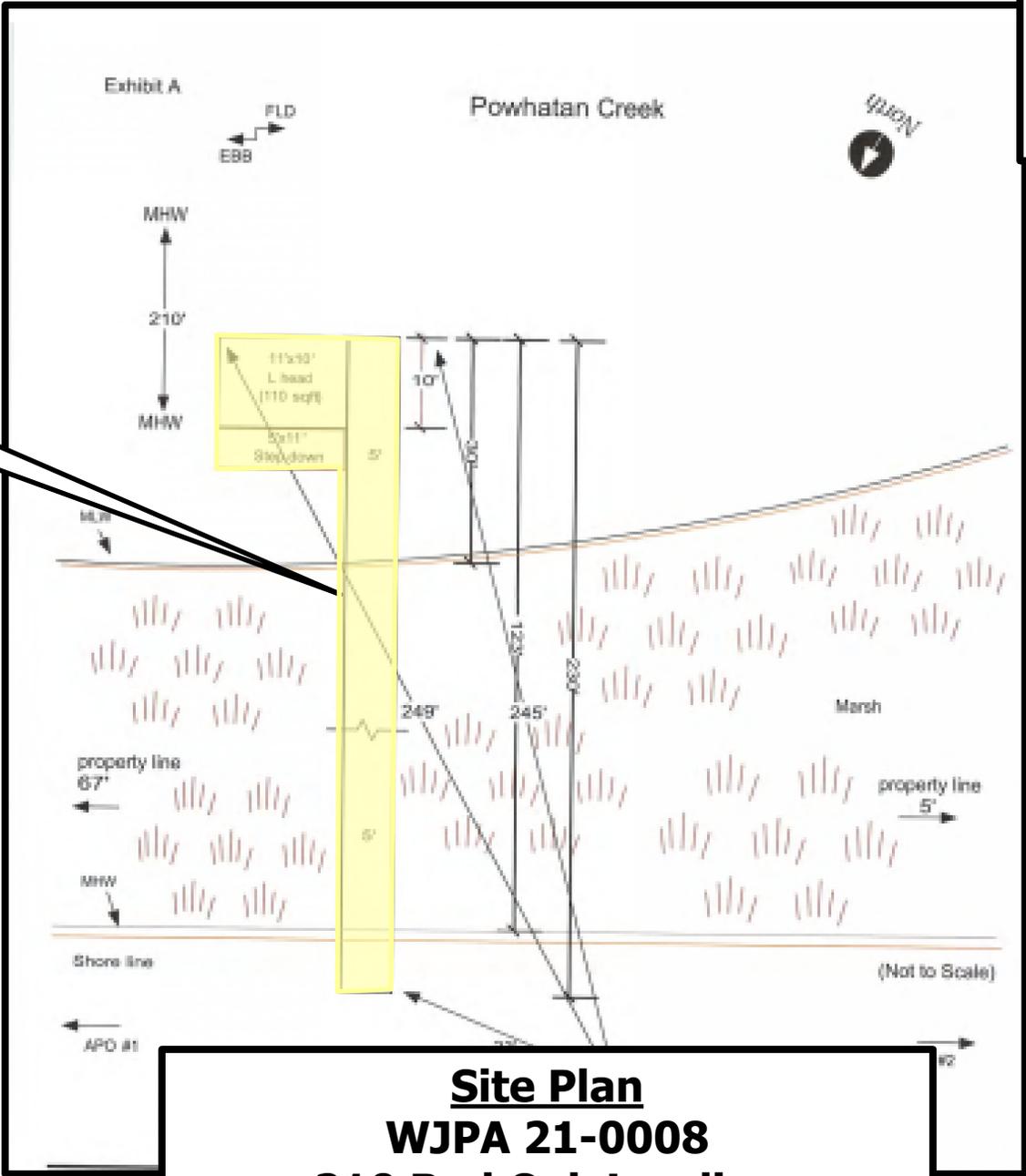
**Topography**  
**WJPA 21-0008**  
**210 Red Oak Landing**



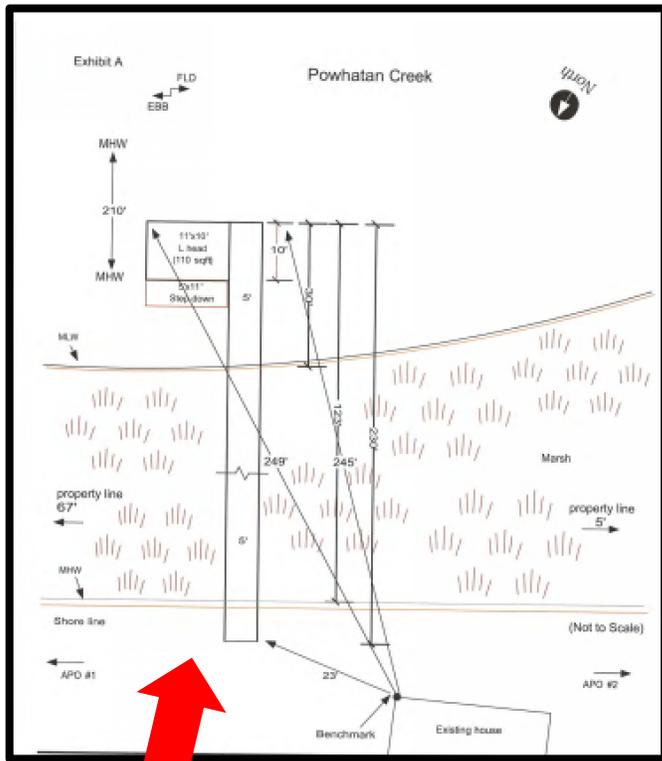
**Floodplain**  
**WJPA 21-0008**  
**210 Red Oak Landing**

Site Plan revision showing proposed improvements, submitted February 16, 2021. For representative use only for presentation of case #WJPA 21-0008.

Proposed Pier

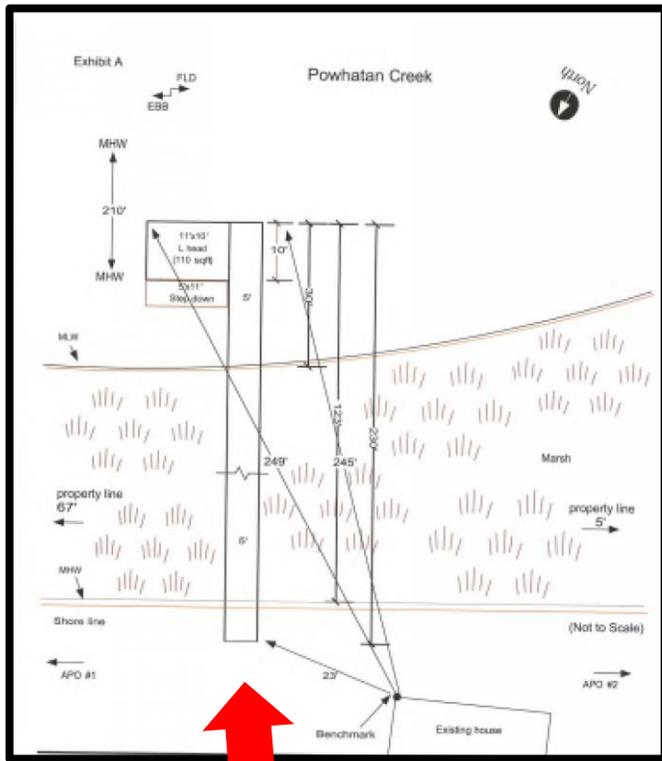


**Site Plan**  
**WJPA 21-0008**  
**210 Red Oak Landing**

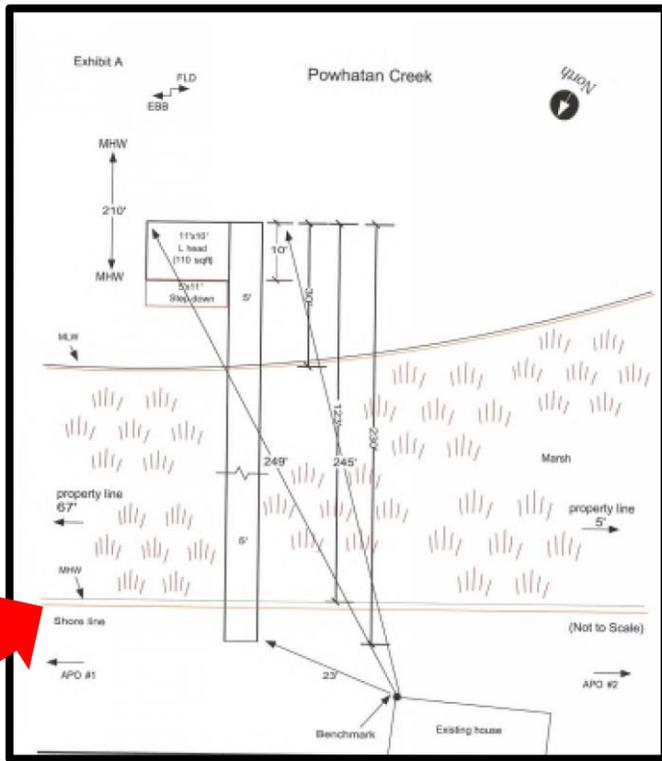


**Site Photo #1**  
**WJPA 21-0008**  
**210 Red Oak Landing**





**Site Photo #2**  
**WJPA 21-0008**  
**210 Red Oak Landing**



**Site Photo #3**  
**WJPA 21-0008**  
**210 Red Oak Landing**

# Permit Conditions



## Staff Recommended Conditions

- ✓ The applicant must obtain all other necessary local, state, and/or federal permits required for the project.
- ✓ All development activities located in the special flood hazard area shall comply with Article VI, Division 3, Floodplain Area Regulations of the James City County Zoning Ordinance and receive all required approval and permits prior to commencement of such activities.

# Permit Conditions



## Staff Recommended Conditions

- ✓ A surety in the amount of \$15,000 be paid and in place prior to the commencement of work, in a form acceptable to the James City County Attorney's Office, to guarantee vegetative tidal wetland plant survival.
- ✓ A meeting no later than one year after pier construction is completed to determine the extent of wetland impacts.

# Permit Conditions



## Staff Recommended Conditions Cont.

- ✓ The Wetlands Permit for this project shall expire on April 14, 2025, if construction has not begun.
- ✓ If an extension of the permit is needed, a written request shall be submitted to the Stormwater and Resource Protection Division no later than March 3, 2025, six weeks prior to the expiration date.

**From:** [April Edwards](#)  
**To:** [JPA\\_permits@mrc.virginia.gov](mailto:JPA_permits@mrc.virginia.gov)  
**Subject:** JPA Permit Packet - Morgeson  
**Date:** Friday, February 12, 2021 6:35:01 PM  
**Attachments:** [SCAN0077.PDF](#)

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To Whom It May Concern:

Attached is a permit for the Morgeson family to construct a new pier, L-Head and step-down platform at their residence located in James City County. Please let me know if you need anything further.

April Edwards

Office Manager

Virginia Marine Contracting, Inc.

- ❖ DEQ: Permit application fees required for Virginia Water Protection permits – while detailed in 9VAC25-20 – are conveyed to the applicant by the applicable DEQ office (<http://www.deq.virginia.gov/Locations.aspx>). Complete the Permit Application Fee Form and submit it per the instructions to the address listed on the form. Instructions for submitting any other fees will be provided to the applicant by DEQ staff.
- ❖ VMRC: An application fee of \$300 may be required for projects impacting tidal wetlands, beaches and/or dunes when VMRC acts as the LWB. VMRC will notify the applicant in writing if the fee is required. Permit fees involving subaqueous lands are \$25.00 for projects costing \$10,000 or less and \$100 for projects costing more than \$10,000. Royalties may also be required for some projects. The proper permit fee and any required royalty is paid at the time of permit issuance by VMRC. VMRC staff will send the permittee a letter notifying him/her of the proper permit fees and submittal requirements.
- ❖ LWB: Permit fees vary by locality. Contact the LWB for your project area or their website for fee information and submittal requirements. Contact information for LWBs may be found at [http://ccrm.vims.edu/permits\\_web/guidance/local\\_wetlands\\_boards.html](http://ccrm.vims.edu/permits_web/guidance/local_wetlands_boards.html).

FOR AGENCY USE ONLY	
	Notes:
	JPA # 21-0351

## APPLICANTS

### Part 1 – General Information

**PLEASE PRINT OR TYPE ALL ANSWERS:** If a question does not apply to your project, please print N/A (not applicable) in the space provided. If additional space is needed, attach 8-1/2 x 11 inch sheets of paper.

<i>Check all that apply</i>				
Pre-Construction Notification (PCN) <input checked="" type="checkbox"/>	Regional Permit 17 (RP-17) <input type="checkbox"/>			
NWP # _____ (For Nationwide Permits ONLY - No DEQ-VWP permit writer will be assigned)				
<b>County or City in which the project is located:</b> James City County				
<b>Waterway at project site:</b> Powhatan Creek				
<b>PREVIOUS ACTIONS RELATED TO THE PROPOSED WORK (Include all federal, state, and local pre-application coordination, site visits, previous permits, or applications whether issued, withdrawn, or denied)</b>				
Historical information for past permit submittals can be found online with VMRC - <a href="https://webapps.mrc.virginia.gov/public/habitat/">https://webapps.mrc.virginia.gov/public/habitat/</a> - or VIMS - <a href="http://ccrm.vims.edu/perms/newpermits.html">http://ccrm.vims.edu/perms/newpermits.html</a>				
Agency	Action / Activity	Permit/Project number, including any non-reporting Nationwide permits previously used (e.g., NWP 13)	Date of Action	If denied, give reason for denial

## Part 1 - General Information (continued)

1. Applicant's legal name\* and complete mailing address: Contact Information:

CLINTON W. MORGESON MEAGAN A. THOMAS 210 RED OAK LANDING RD WILLIAMSBURG, VA 23185	Home ( ) _____ Work ( ) _____ Fax ( ) _____ Cell (815 ) 471-4894 e-mail cwmorgeson2@gmail.com
---	---

State Corporation Commission Name and ID Number (if applicable) \_\_\_\_\_

2. Property owner(s) legal name\* and complete address, if different from applicant: Contact Information:

SAME AS ABOVE	Home ( ) _____ Work ( ) _____ Fax ( ) _____ Cell ( ) _____ e-mail _____
---------------	---

State Corporation Commission Name and ID Number (if applicable) \_\_\_\_\_

3. Authorized agent name\* and complete mailing address (if applicable): Contact Information:

VIRGINIA MARINE CONTRACTING, INC. 1588 WINDSOR ROAD DUTTON, VA 23050	Home ( ) _____ Work (804 ) 832-7896 Fax ( ) _____ Cell (804 ) 854-6855 e-mail vamarinecontracting@gmail.com
--	---

State Corporation Commission Name and ID Number (if applicable) 0814192-1

**\* If multiple applicants, property owners, and/or agents, each must be listed and each must sign the applicant signature page.**

4. Provide a detailed description of the project in the space below, including the type of project, its dimensions, materials, and method of construction. Be sure to include how the construction site will be accessed and whether tree clearing and/or grading will be required, including the total acreage. If the project requires pilings, please be sure to include the total number, type (e.g. wood, steel, etc), diameter, and method of installation (e.g. hammer, vibratory, jetted, etc). If additional space is needed, provide a separate sheet of paper with the project description.

Construct a new 5' X 230' pier walkway with an 11' X 10' L-Head and a 5' X 11' stepdown platform. 8-10" butt piles, 2"X8" rough cuts, 2" X 8" dress boards, and 5/8 galvanized bolts. No grading or clearing required. Method of installation is vibratory hammer. Total square feet = 1,315 sq. ft. Total Pile count = 52 wood piles.

## Part 1 - General Information (continued)

5. Have you obtained a contractor for the project?  Yes\*  No. \*If your answer is "Yes" complete the remainder of this question and submit the Applicant's and Contractor's Acknowledgment Form (enclosed)

Contractor's name\* and complete mailing address:

VIRGINIA MARINE CONTRACTING, INC.  
1588 WINDSOR ROAD  
DUTTON, VA 23050

Contact Information:

Home ( ) \_\_\_\_\_  
Work (804) 832-7896  
Fax ( ) \_\_\_\_\_  
Cell (804) 854-6855  
email vamarinecontracting@

State Corporation Commission Name and ID Number (if applicable) 0814192-1

**\* If multiple contractors, each must be listed and each must sign the applicant signature page.**

6. List the name, address and telephone number of the newspaper having general circulation in the area of the project. Failure to complete this question may delay local and State processing.

Name and complete mailing address:

WY DAILY  
4732 LONGHILL ROAD, SUITE 2201  
WILLIAMSBURG, VA 23188

Telephone number

(757) 565-1079

7. Give the following project location information:

Street Address (911 address if available) 210 Red Oak Landing Road Williamsburg, VA 23185

Lot/Block/Parcel# 4730100032

Subdivision Acreage Lots - Berkeley

City / County James City County ZIP Code 23185

Latitude and Longitude at Center Point of Project Site (Decimal Degrees):

37.235695 / - 76.762242 (Example: 36.41600/-76.30733)

If the project is located in a rural area, please provide driving directions giving distances from the best and nearest visible landmarks or major intersections. *Note: if the project is in an undeveloped subdivision or property, clearly stake and identify property lines and location of the proposed project. A supplemental map showing how the property is to be subdivided should also be provided.*

Take VA-199 until you get to Jamestown Road and then make a left. In 2.14 miles, make a left onto Raleigh Street. In 0.19 miles, take the first right onto Red Oak Landing Road. 210 Red Oak Landing will be located at the end of the road.

8. What are the *primary and secondary purposes of and the need for* the project? For example, the primary purpose may be "to protect property from erosion due to boat wakes" and the secondary purpose may be "to provide safer access to a pier."

Primary: Protect property from further erosion due to boat wakes.

Secondary: Provide safer access to a pier.

## Part 1 - General Information (continued)

9. Proposed use (check one):

- Single user (private, non-commercial, residential)  
 Multi-user (community, commercial, industrial, government)

10. Describe alternatives considered and the measures that will be taken to avoid and minimize impacts, to the maximum extent practicable, to wetlands, surface waters, submerged lands, and buffer areas associated with any disturbance (clearing, grading, excavating) during and after project construction. *Please be advised that unavoidable losses of tidal wetlands and/or aquatic resources may require compensatory mitigation.*

Job site will be accessed by land and water. All waste materials will be disposed of off-site upon job completion to ensure protection of all wetlands, waterways, and aquatic life.

11. Is this application being submitted for after-the-fact authorization for work which has already begun or been completed?  Yes  No. If yes, be sure to clearly depict the portions of the project which are already complete in the project drawings.

12. Approximate cost of the entire project (materials, labor, etc.): \$ TBD  
Approximate cost of that portion of the project that is channelward of mean low water:  
\$ TBD

13. Completion date of the proposed work: September - 2021

14. Adjacent Property Owner Information: List the name and complete **mailing address**, including zip code, of each adjacent property owner to the project. (NOTE: If you own the adjacent lot, provide the requested information for the first adjacent parcel beyond your property line.) Failure to provide this information may result in a delay in the processing of your application by VMRC.

APO #1

MICHAEL AND KARIS SELTZER  
138 RED OAK LANDING RD  
WILLIAMSBURG, VA 23185

APO #2

STEPHEN AND REBECCA MURPHY, TRUSTEE	
MAILING ADDRESS:	PHYSICAL ADDRESS:
3401 IRONBOUND RD	234 SANDY BAY ROAD
WILLIAMSBURG, VA 23188	WILLIAMSBURG, VA 23185

Part 2 - Signatures

1. Applicants and property owners (if different from applicant).

NOTE: REQUIRED FOR ALL PROJECTS

**PRIVACY ACT STATEMENT:** The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899, Section 404 of the Clean Water Act, and Section 103 of the Marine Protection Research and Sanctuaries Act of 1972. These laws require that individuals obtain permits that authorize structures and work in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters prior to undertaking the activity. Information provided in the Joint Permit Application will be used in the permit review process and is a matter of public record once the application is filed. Disclosure of the requested information is voluntary, but it may not be possible to evaluate the permit application or to issue a permit if the information requested is not provided.

**CERTIFICATION:** I am hereby applying for all permits typically issued by the DEQ, VMRC, USACE, and/or Local Wetlands Boards for the activities I have described herein. I agree to allow the duly authorized representatives of any regulatory or advisory agency to enter upon the premises of the project site at reasonable times to inspect and photograph site conditions, both in reviewing a proposal to issue a permit and after permit issuance to determine compliance with the permit.

In addition, I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Clinton W. Morgeson

Meagan A. Thomas

Applicant's Legal Name (printed/typed)

(Use if more than one applicant)

*Clinton W. Morgeson*

*Meagan A. Thomas*

Applicant's Signature

(Use if more than one applicant)

February 8, 2021

Date

Clinton W. Morgeson

Meagan A. Thomas

Property Owner's Legal Name (printed/typed)  
(If different from Applicant)

(Use if more than one owner)

*Clinton W. Morgeson*

*Meagan A. Thomas*

Property Owner's Signature

(Use if more than one owner)

February 8, 2021

Date

**Part 2 – Signatures (continued)**

**2. Applicants having agents (if applicable)**

**CERTIFICATION OF AUTHORIZATION**

I (we), Clint Morgeson/Meagan T, hereby certify that I (we) have authorized Virginia Marine Contracting, Inc.  
(Applicant's legal name(s)) (Agent's name(s))  
to act on my behalf and take all actions necessary to the processing, issuance and acceptance of this permit and any and all standard and special conditions attached.

We hereby certify that the information submitted in this application is true and correct to the best of our knowledge.

(Agent's Signature)

February 8, 2021

(Date)

Clint Morgeson

(Applicant's Signature)

February 8, 2021

(Date)

(Use if more than one agent)

Meagan T

(Use if more than one applicant)

**3. Applicant's having contractors (if applicable)**

**CONTRACTOR ACKNOWLEDGEMENT**

I (we), Clint Morgeson/Meagan T, have contracted Virginia Marine Contracting, Inc.  
(Applicant's legal name(s)) (Contractor's name(s))  
to perform the work described in this Joint Permit Application, signed and dated February 8, 2021

We will read and abide by all conditions set forth in all Federal, State and Local permits as required for this project. We understand that failure to follow the conditions of the permits may constitute a violation of applicable Federal, state and local statutes and that we will be liable for any civil and/or criminal penalties imposed by these statutes. In addition, we agree to make available a copy of any permit to any regulatory representative visiting the project to ensure permit compliance. If we fail to provide the applicable permit upon request, we understand that the representative will have the option of stopping our operation until it has been determined that we have a properly signed and executed permit and are in full compliance with all terms and conditions.

Virginia Marine Contracting, Inc.

Contractor's name or name of firm

1588 Windsor Road Dutton, VA 23050

Contractor's or firms address

2705164860

Contractor's signature and title

Clint Morgeson

Applicant's signature

February 8, 2021

Date

Contractor's License Number

Meagan T

(use if more than one applicant)

## Part 2 – Signatures (continued)

### ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I (we), MICHAEL AND/OR KARIS SELTZER, own land next to (across the water  
(Print adjacent/nearby property owner's name)

from/on the same cove as) the land of CLINTON MORGESON AND MEAGAN THOMAS  
(Print applicant's name(s))

I have reviewed the applicant's project drawings dated JANUARY 2021  
(Date)

to be submitted for all necessary federal, state and local permits.

I HAVE NO COMMENT \_\_\_\_\_ ABOUT THE PROJECT.

I DO NOT OBJECT \_\_\_\_\_ TO THE PROJECT.

I OBJECT \_\_\_\_\_ TO THE PROJECT.

**The applicant has agreed to contact me for additional information prior to construction of the project.**

(Before signing this form be sure you have checked the appropriate box.)

\_\_\_\_\_  
Adjacent/nearby property owner's signature(s)

\_\_\_\_\_  
Date

**Note: If you object to the proposal, the reason(s) you oppose to the project, however, and complaints will be given full consideration during the permit review process.**

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at <a href="http://www.usps.com">www.usps.com</a> ®.	
WILLIAMSBURG, VA 23185	
OFFICIAL USE	
Certified Mail Fee	\$3.60
Extra Services & Fees (check box, add fee as appropriate)	\$2.85
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$1.00
<b>Total Postage and Fees</b>	<b>\$7.45</b>
0235 02 Postmark Here  02/08/2021	
Sent To <u>Mr. &amp; Mrs. Michael Seltzer</u>	
Street and Apt. No., or PO Box No. <u>138 Red Oak Landing Rd.</u>	
City, State, ZIP+4® <u>Williamsburg, VA 23185</u>	
PS Form 3800, April 2015 PSN 7525-02-000-9047 See Reverse for Instructions	

**Part 2 – Signatures (continued)**

**ADJACENT PROPERTY OWNER’S ACKNOWLEDGEMENT FORM**

I (we), STEPHEN AND REBECCA MURPHY, TRUSTEE, own land next to (across the water  
 (Print adjacent/nearby property owner’s name)

from/on the same cove as) the land of CLINTON MORGESON AND MEAGAN THOMAS  
 (Print applicant’s name(s))

I have reviewed the applicant’s project drawings dated JANUARY 2021  
 (Date)

to be submitted for all necessary federal, state and local permits.

I HAVE NO COMMENT \_\_\_\_\_ ABOUT THE PROJECT.

I DO NOT OBJECT \_\_\_\_\_ TO THE PROJECT.

I OBJECT \_\_\_\_\_ TO THE PROJECT.

**The applicant has agreed to contact me for additional  
 prior to construction of the project.**

(Before signing this form, be sure you have checked the

\_\_\_\_\_  
 Adjacent/nearby property owner’s signature(s)

\_\_\_\_\_  
 Date

**Note: If you object to the proposal, the reason(s) you oppose the project must be submitted in writing to VMRC. An objection will not necessarily result in denial of the project; however, valid complaints will be given full consideration during the permit review process.**

7016 1830 0002 0404 7984

<b>U.S. Postal Service™</b>		
<b>CERTIFIED MAIL® RECEIPT</b>		
Domestic Mail Only		
For delivery information, visit our website at <a href="http://www.usps.com">www.usps.com</a> ®.		
WILLIAMSBURG, VA 23188		
Certified Mail Fee \$3.60		0235
Extra Services & Fees (check box, add fee as appropriate)		02
<input type="checkbox"/> Return Receipt (hardcopy) \$	\$2.85	Postmark Here
<input type="checkbox"/> Return Receipt (electronic) \$	\$0.00	
<input type="checkbox"/> Certified Mail Restricted Delivery \$	\$0.00	
<input type="checkbox"/> Adult Signature Required \$	\$0.00	
<input type="checkbox"/> Adult Signature Restricted Delivery \$	\$0.00	
Postage \$	\$1.00	02/08/2021
Total Postage and Fees \$	\$7.45	
Sent To <u>Stephen &amp; Rebecca Murphy, Trustee</u>		
Street and Apt. No., or PO Box No. <u>3401 Tranboud Rd.</u>		
City, State, ZIP+4® <u>Williamsburg, VA 23188</u>		
PS Form 3800, April 2015 PSN 7530-02-000-9047		See Reverse for Instructions



U.S. Army Corps  
Of Engineers  
Norfolk District

APPENDIX B

REGIONAL PERMIT 17 CHECKLIST

Expires: September 5, 2023

Please review the 18-RP-17 enclosure before completing this form and note 18-RP-17 can only be used for proposed **PRIVATE USE** structure(s) that comply with the terms and conditions of 18-RP-17. Copies can be obtained online at <http://www.nao.usace.army.mil/Missions/Regulatory/RBregional/>.

- YES  NO  (1) Has the permittee reviewed the 18-RP-17 enclosure and verified that the proposed structure(s) is in compliance with all the terms, conditions, and limitations of 18-RP-17?
- YES  NO  (2) Does the proposed structure(s) extend no more than one-fourth of the distance across the waterway measured from either mean high water (MHW) to MHW (including all channelward wetlands) or ordinary high water (OHW) to OHW (including all channelward wetlands)?
- YES  NO  (3) Does the proposed structure(s) extend no more than 300 feet from MHW or OHW (including all channelward wetlands)?
- YES  NO  N/A  (4) Does the proposed structure(s) attach to the upland at a point landward of MHW or OHW (including all channelward wetlands)?
- YES  NO  N/A  (5) If the proposed structure(s) crosses wetland vegetation, is it an open-pile design that has a maximum width of five (5) feet and a minimum height of four (4) feet between the decking and the wetland substrate?
- YES  NO  N/A  (6) Does the proposed structure(s) include no more than two (2) boatlifts and no more than two (2) boat slips?
- YES  NO  N/A  (7) Is the open-sided roof structure designed to shelter a boat ≤ 700 square feet and/or is the open sided roof structure or gazebo structure designed to shelter a pier ≤ 400 square feet?
- YES  NO  N/A  (8) Are all piles associated with the proposed structure(s) non-steel, less than or equal to 12" in diameter, and will less than or equal to 25 piles be installed channelward of MHW?
- YES  NO  N/A  (9) Is all work occurring behind cofferdams, turbidity curtains, or other methods to control turbidity being utilized when operationally feasible and federally listed threatened or endangered species may be present?
- YES  NO  N/A  (10) If the proposed structure(s) is to be located within an anadromous fish use area, the prospective permittee will adhere to the anadromous fish use area time of year restriction (TOYR) prohibiting in-water work from occurring between February 15 through June 30 of any given year if (1) piles are to be installed with a cushioned impact hammer and there is less than 492 feet between the most channelward pile and mean low water (MLW) on the opposite shoreline or (2) piles are to be installed with a vibratory hammer and there is less than 384 feet between the most channelward pile and MLW on the opposite shoreline.
- YES  NO  (11) Is all work occurring outside of submerged aquatic vegetation (SAV) mapped by the Virginia Institute of Marine Sciences' (VIMS) most recent survey year and 5 year composite?
- YES  NO  (12) Has the permittee ensured the construction and/or installation of the proposed structure(s) will not affect federally listed threatened or endangered species or designated critical habitat?
- YES  NO  (13) Will the proposed structure be located outside of Broad Creek in Middlesex County, Fisherman's Cove in Norfolk, or the Salt Ponds in Hampton?
- YES  NO  (14) Will the proposed structure(s) be located outside of the waterways containing a Federal Navigation Project listed in Permit Specific Condition 12 of 18-RP-17 and/or will all portions of the proposed structure(s) be located more than 85 feet from the Federal Navigation Project?

- YES  NO  (15) Will the proposed structure(s) be located outside a USACE Navigation and Flood Risk Management project area?
- YES  NO  (16) Will the proposed structure(s) be located outside of any Designated Trout Waters?
- YES  NO  N/A  (17) If the proposed structure(s) includes flotation units, will the units be made of materials that will not become waterlogged or sink if punctured?
- YES  NO  N/A  (18) If the proposed structure(s) includes flotation units, will the floating sections be braced so they will not rest on the bottom during periods of low water?
- YES  NO  (19) Is the proposed structure(s) made of suitable materials and practical design so as to reasonably ensure a safe and sound structure?
- YES  NO  (20) Will the proposed structure(s) be located on the property in accordance with the local zoning requirements?
- YES  NO  N/A  (21) If the proposed structure(s) includes a device used for shellfish gardening, will the device be attached directly to a pier and limited to a total of 160 square feet?
- YES  NO  N/A  (22) If the proposed structure(s) includes a device used for shellfish gardening, does the permittee recognize this RP does not negate their responsibility to obtain an oyster gardening permit (General Permit #3) from Virginia Marina Resources Commission's Habitat Management Division?
- YES  NO  (23) Does the permittee recognize this RP does not authorize any dredging or filling of waters of the United States (including wetlands) and does not imply that future dredging proposals will be approved by the Corps?
- YES  NO  (24) Does the permittee understand that by accepting 18-RP-17, the permittee accepts all of the terms and conditions of the permit, including the limits of Federal liability contained in the 18-RP-17 enclosure? Does the permittee acknowledge that the structures permitted under 18-RP-17 may be exposed to waves caused by passing vessels and that the permittee is solely responsible for the integrity of the structures permitted under 18-RP-17 and the exposure of such structures and vessels moored to such structures to damage from waves? Does the permittee accept that the United States is not liable in any way for such damage and that it shall not seek to involve the United States in any actions or claims regarding such damage?

IF YOU HAVE ANSWERED "NO" TO ANY OF THE QUESTIONS ABOVE, REGIONAL PERMIT 17 (18-RP-17) DOES NOT APPLY AND YOU ARE REQUIRED TO OBTAIN WRITTEN AUTHORIZATION FROM THE CORPS PRIOR TO PERFORMING THE WORK.

IF YOU HAVE ANSWERED "YES" (OR "N/A", WHERE APPLICABLE) TO ALL OF THE QUESTIONS ABOVE, YOU ARE IN COMPLIANCE WITH REGIONAL PERMIT 17 (18-RP-17). PLEASE SIGN BELOW, ATTACH, AND SUBMIT THIS CHECKLIST WITH YOUR COMPLETED JOINT PERMIT APPLICATION (JPA). THIS SIGNED CERTIFICATE SERVES AS YOUR LETTER OF AUTHORIZATION FROM THE CORPS. YOU WILL NOT RECEIVE ANY OTHER WRITTEN AUTHORIZATION FROM THE CORPS; HOWEVER, YOU MAY NOT PROCEED WITH CONSTRUCTION UNTIL YOU HAVE OBTAINED ALL OTHER NECESSARY STATE AND LOCAL PERMITS.

I CERTIFY THAT I HAVE READ AND UNDERSTAND ALL CONDITIONS OF THE REGIONAL PERMIT 17 (18-RP-17), DATED SEPTEMBER 2018, ISSUED BY THE US ARMY CORPS OF ENGINEERS, NORFOLK DISTRICT REGULATORY BRANCH (CENAO-WRR), NORFOLK, VIRGINIA.

*Ch W. M.*  
  
 Signature of Property Owner(s) or Agent

February 8, 2021  
 Date \_\_\_\_\_

Application Revised. October 2019

Proposed work to be located at:  
 210 Red Oak Landing Road  
 \_\_\_\_\_  
 Williamsburg, VA 23185  
 \_\_\_\_\_  
 VMRC Number: \_\_\_\_\_

## Part 3 – Appendices

Please complete and submit the appendix questions applicable to your project, and attach the required vicinity map(s) and drawings to your application. If an item does not apply to your project, please write "N/A" in the space provided.

**Appendix A: Projects for Access** to the water such as private and community piers, boathouses, marinas, moorings, and boat ramps. Answer all questions that apply.

1. **Briefly describe your proposed project.**

Construct a new 5' X 230' pier walkway with an 11' X 10' L-Head and a 5' X 11' stepdown platform.

2. **For private, noncommercial piers:**

Do you have an existing pier on your property? \_\_\_ Yes  No

If yes, will it be removed? N/A Yes \_\_\_ No

Is your lot platted to the mean low water shoreline?  Yes \_\_\_ No

What is the overall length of the proposed structure? 230 feet.

Channelward of Mean High Water? 123 feet.

Channelward of Mean Low Water? 30 feet.

What is the area of the piers and platforms that will be constructed over

Tidal non-vegetated wetlands 0 square feet.

Tidal vegetated wetlands 465 square feet.

Submerged lands 315 square feet.

What is the total size of any and all L- or T-head platforms? 160 sq. ft.

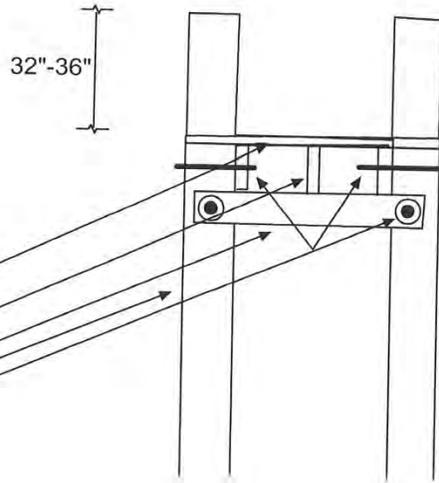
For boathouses, what is the overall size of the roof structure? N/A sq. ft.

Will your boathouse have sides? N/A Yes \_\_\_ No.

NOTE: All proposals for piers, boathouses and shelter roofs must be reviewed by the Virginia Marine Resources Commission (Commission or VMRC), however, pursuant to § 28.2-1203 A 5 of the Code of Virginia a VMRC permit may not be required for such structures (except as required by subsection D of § 28.2-1205 for piers greater than 100 feet in length involving commercially productive leased oyster or clam grounds), provided that (i) the piers do not extend beyond the navigation line or private pier lines established by the Commission or the United States Army Corps of Engineers (USACE), (ii) the piers do not exceed six feet in width and finger piers do not exceed five feet in width, (iii) any L or T head platforms and appurtenant floating docking platforms do not exceed, in the aggregate, 400 square feet, (iv) if prohibited by local ordinance open-sided shelter roofs or gazebo-type structures shall not be placed on platforms as described in clause (iii), but may be placed on such platforms if not prohibited by local ordinance, and (v) the piers are determined not to be a navigational hazard by the Commission. Subject to any applicable local ordinances, such piers may include an attached boat lift and an open-sided roof designed to shelter a single boat slip or boat lift. In cases in which open-sided roofs designed to shelter a single boat, boat slip or boat lift will exceed 700 square feet in coverage or the open-sided shelter roofs or gazebo structures exceed 400 square feet, and in cases in which an adjoining property owner objects to a proposed roof structure, permits shall be required as provided in § 28.2-1204.



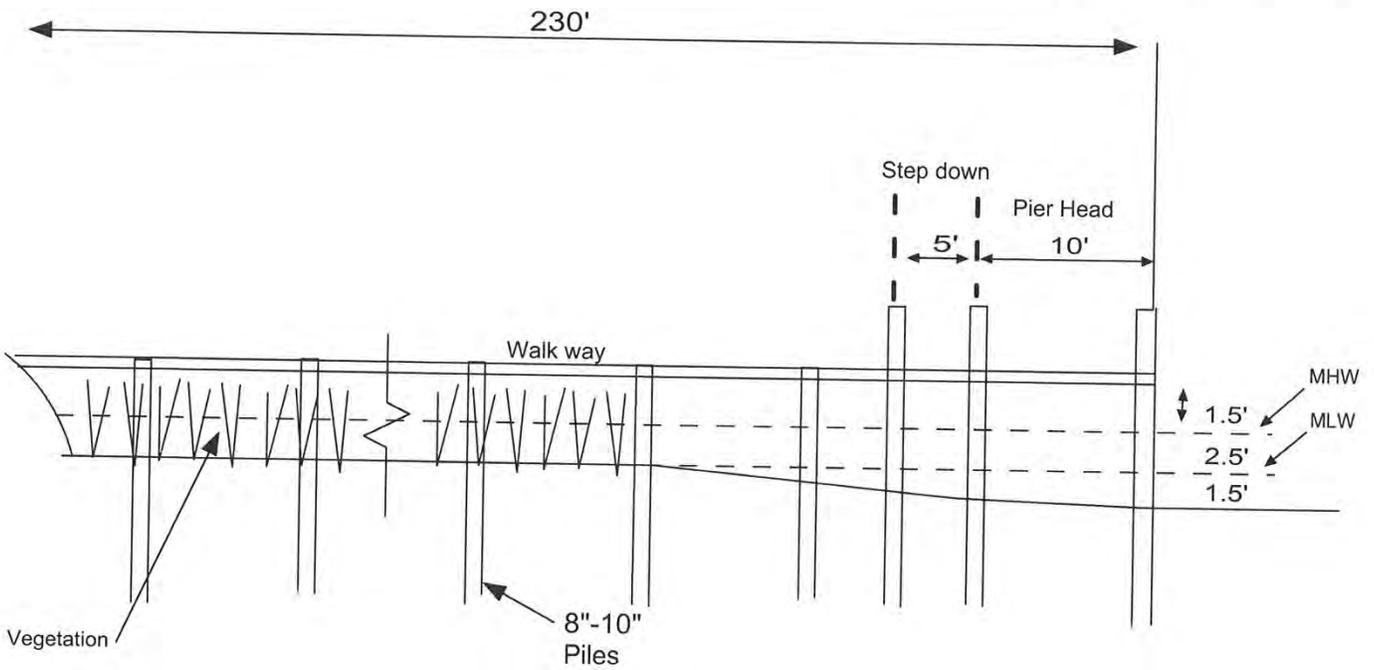
Exhibit A



\*All lumber is Marine grade Salt treated  
 \*All Hardware is Galvanized

- 2x8 Decking
- 2x8 Stringers
- 2x8 Cross ties
- 8"-10" piles
- 5/8 bolts

Powhatan Creek



Not to Scale

Side View Drawing

V.M.C.

Clinton W. Morgeson  
 Meagan A. Thomas

January 2021





## **PUBLIC HEARING NOTICE**

THE WETLANDS BOARD AND THE CHESAPEAKE BAY BOARD OF JAMES CITY COUNTY, VIRGINIA, WILL HOLD A PUBLIC HEARING **WEDNESDAY APRIL 14, 2021 AT 5 P.M.** IN THE BOARD ROOM OF BUILDING F, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

THE WETLANDS BOARD WILL CONSIDER THE FOLLOWING CASE:

WJPA 21-0005: Mid-Atlantic Resource Consulting, on behalf of Chickahominy Haven Citizen Association, have applied for a wetlands permit for the removal and construction of a community pier at 3026 N Riverside Drive and 3028 North Riverside Drive, JCC Parcel Numbers. 1820200052 and 1820200051.

WJPA 21-0008: Virginia Marine Contracting, Inc, on behalf of Clinton Morgeson and Meagan Thomas, have applied for a wetlands permit for the installation of a pier, walkway and stepdown platform at 210 Red Oak Landing Road, JCC Parcel No. 4730100032.

THE CHESAPEAKE BAY BOARD WILL CONSIDER THE FOLLOWING CASES:

CBPA 21-0047: Roth Environmental on behalf of Omega Development have filed an exception request for encroachments into the RPA buffer for the construction of a single family dwelling and deck at 208 Monifieth, JCC Parcel No. 3710800085.

CBPA 21-0045: LandTech Resources, Inc. on behalf of Charles and Kathryn Woollum have filed an exception request for encroachments into the RPA buffer for the construction of house addition at 4055 South Riverside Drive, JCC Parcel No. 1910500010.

CBPA 21-0044: River Pools and Spas, on behalf of Amber Gilliam, have filed an exception request for encroachments into the RPA buffer for the construction of a pool at 9209 Candle Light Court, JCC Parcel No. 0330300052.

CBPA 21-0036: Heart's Ease Landscape, on behalf of Joseph and Peggy Marsilii, have filed an exception request for encroachments into the RPA buffer for the construction of two retaining walls and a patio with steps at 104 Seven Oaks, JCC Parcel No. 3130900037.

CBPA 21-0017: Jeffrey Miller Builder, on behalf of Jeffrey and Anne Miller, have filed an exception request for encroachments into the RPA buffer for the construction of a detached garage, retaining wall and driveway extension at 10025 Sycamore Landing Road, JCC Parcel No. 0720400007.

Appeals from decisions under the Chesapeake Bay Preservation Ordinance may also be heard.

All interested parties are invited to attend the meetings. There is also a call-in option for the public hearings. To participate, call 757-253-6772 to record a comment that will be played during the meeting. Recorded comments must be submitted no later than noon on the day of the meeting. Please give your name and address for the public record and limit comments to five minutes or less. Questions? Call 757-253-6823.

The applications and plans are on file and may be viewed during normal office hours in the Stormwater and Resource Protection Division, 101-E Mounts Bay Road, James City County, Virginia.

**NOT FOR PUBLICATION**

DISPLAY: WEDNESDAY – MARCH 31, 2021 and APRIL 7, 2021.

ACCOUNT NO. CU00015112

VIRGINIA GAZETTE

1/8 PAGE, VERTICAL, B/W

CARD # x5230

COPIES:        PLANNING  
                  ASSISTANT COUNTY ATTORNEY  
                  WETLANDS/CHESAPEAKE BAY BOARD MEMBERS



**General Services**  
107 Tewning Road  
Williamsburg, VA 23188  
P: 757-259-4080  
General.Services@jamescitycountyva.gov  
[jamescitycountyva.gov](http://jamescitycountyva.gov)

<b>Capital Projects</b> 107 Tewning Road Williamsburg, VA 23188 757-259-4080	<b>Fleet</b> 103 Tewning Road Williamsburg, VA 23188 757-259-4122	<b>Stormwater and Resource Protection</b> 101-E Mounts Bay Road Williamsburg, VA 23185 757-253-6670	<b>Facilities &amp; Grounds</b> 113 Tewning Road Williamsburg, VA 23188 757-259-4080	<b>Solid Waste</b> 1204 Jolly Pond Road Williamsburg, VA 23188 757-565-0971
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March 24, 2021

RE: WJPA 21-0008  
210 Red Oak Landing Road  
Pier

Dear Adjacent Property Owner:

In accordance with State and County Codes, this letter is to notify you that a request has been filed with the James City County Wetlands Board by Ms. April Edwards, Virginia Marine Contracting, Inc. on behalf of Mr. Clinton W. Morgeson and Ms. Meagan A. Thomas for encroachment into the tidal wetlands associated with the construction of a pier. The project is located at 210 Red Oak Landing Road and further identified as JCC Parcel No. 4730100032.

A complete description, plan and other information are on file in the Stormwater and Resource Protection Division and are available for inspection during normal business hours, should anyone desire to review them.

The Wetlands Board will hold an advertised public hearing on **April 14, 2021 at 5:00 p.m.**, in the Board Room of Building F, 101 Mounts Bay Road, James City County, Virginia, at which time you may request to speak on the above referenced project.

Sincerely,

*Michael D. Woolson*

Michael D. Woolson  
Wetlands Board Secretary  
757-253-6823  
michael.woolson@jamescitycountyva.gov

cc: Virginia Marine Contracting, Inc. c/o Ms. April Edwards

MDW: jep

Mailing List for: WJPA-21-0008 – 210 Red Oak Landing Drive –Morgeson Mid-Atlantic Resources– Pier, Walkway, and Stepdown Platform

Owner: 4730100032

Morgeson, Clinton W & Thomas, Meagan A  
210 Red Oak Landing Road  
Williamsburg, VA 23185-2356

Contractor:

Virginia Marine Contracting, Inc.  
Attn: Ms. April Edwards  
1588 Windsor  
Dutton, VA 23050

4730100016- 234 Sandy Bay Road

Murphy, Stephen E, Trustee & Rebecca  
3401 Ironbound Road  
Williamsburg, VA 23188-2418

4730100032A

Seltzer, Michael E & Karis J  
138 Red Oak Landing Road  
Williamsburg, VA 23185-2383

4730100026A- 127 Red Oak Landing Road

James City Service Authority  
119 Tewning Road  
Williamsburg, VA 23188-2639

4730100026 – 119 Red Oak Landing Road

Helseth, Glenn O  
1782 Jamestown Road  
Williamsburg, VA 23185-2348

4732400001A- 4381 Landfall Drive

Landfall at Jamestown Community  
Association  
103 Bulifants Boulevard, Suite A  
Williamsburg, VA 23188-5722

Virginia Marine Resource Center  
Attn: Mr. Ben Nettleton  
380 Fenwick Road, Building 96  
Fort Monroe, VA 23651-1064

Department of Game and Inland Fisheries  
P.O Box 90778  
Henrico, VA 23228-0778

VIMS Wetlands Program  
Attn: Dawn Fleming  
P.O. Box 1346  
Gloucester Point, VA 23062-1346

State Water Control Board  
c/o Department of Environmental Quality  
P.O. Box 1105  
Richmond, VA 23218-1105

VDOT  
4451 Ironbound Road  
Williamsburg, VA 23188-2621

Regulatory Branch Army Corps of Engineers  
803 Front Street  
Norfolk, VA 23510-1011