

**A G E N D A**  
**JAMES CITY COUNTY WETLANDS BOARD**  
**REGULAR MEETING**  
**Government Center Room F**  
**August 9, 2023**  
**5:00 PM**

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**A. CALL TO ORDER**

**B. ROLL CALL**

**C. MINUTES**

1. Minutes from the July 12, 2023 Regular Meeting

**D. PUBLIC HEARINGS**

1. WJPA-23-0024 : 223 Sherwood Forest

**E. BOARD CONSIDERATIONS**

**F. MATTERS OF SPECIAL PRIVILEGE**

**G. ADJOURNMENT**

**ITEM SUMMARY**

DATE: 8/9/2023

TO: Chesapeake Bay Board

FROM: Trevor Long, Chesapeake Bay Board Secretary

SUBJECT: Minutes from the July 12, 2023 Regular Meeting

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**ATTACHMENTS:**

	Description	Type
	Minutes from the July 12, 2023	Minutes

**REVIEWERS:**

Department	Reviewer	Action	Date
Wetlands Group	Woolson, Michael	Approved	8/2/2023 - 1:23 PM
Wetlands Group	Small, Toni	Approved	8/2/2023 - 3:06 PM
Publication Management	Pobiak, Amanda	Approved	8/2/2023 - 3:13 PM
Wetlands Group	Secretary, Wetland	Approved	8/2/2023 - 3:24 PM

**MINUTES**  
**JAMES CITY COUNTY WETLANDS BOARD**  
**REGULAR MEETING**  
**Government Center Room F**  
**July 12, 2023**  
**5:00 PM**

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**A. CALL TO ORDER**

The Wetlands Board meeting for July 12, 2023, 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:**

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

**Board Members Absent:**

Larry Waltrip

**Other Staff Present:**

Toni Small, Director, Stormwater and Resource Protection  
Michael Woolson, Resource Protection Section Chief, Stormwater and Resource Protection  
Robin Benedict, Watershed Planner, Stormwater and Resource Protection  
Trevor Long, Watershed Planner, Stormwater and Resource Protection  
Liz Parman, Deputy County Attorney, County Attorney's Office

**C. MINUTES**

1. Minutes from the June 12, 2023 Regular Meeting

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

The minutes were approved on a voice vote.

**D. PUBLIC HEARINGS**

1. WJPA-23-0007 : 3096 North Riverside Drive

A motion to Approve w/ Conditions was made by Scott Maye, the motion result was Passed.

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

Ayes: Bowie, Dunn, Maye, O'Brien, Roadley

Absent: Waltrip

Mr. Trevor Long, Watershed Planner, presented the permit request submitted by Daniel Winall, Water's Edge Construction, on behalf of Ms. Jacqueline and Mr. Geoffrey Stephan, for the installation of a pier, boathouse, riprap, and living shoreline. The property is further

identified as James City County Tax Map Parcel No. 1910200017. The presentation described the current and proposed site conditions. If the Board approved the request, staff asked that the suggested conditions be incorporated into the approval.

Staff clarified details of the plan for the Board.

Mr. Dunn opened the Public Hearing.

A. Mr. Daniel Winall, Water's Edge Construction, 3402 Acorn Street, Suite 102, Williamsburg Virginia, 23188, clarified details about the retaining wall for the Board.

Mr. Dunn closed the Public Hearing.

The Board discussed the pros and cons of the plan.

**E. BOARD CONSIDERATIONS**

None.

**F. MATTERS OF SPECIAL PRIVILEGE**

None.

**G. ADJOURNMENT**

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

The meeting adjourned at 5:12 p.m.

**ITEM SUMMARY**

DATE: 8/9/2023

TO: Chesapeake Bay Board

FROM: Trevor Long, Chesapeake Bay Board Secretary

SUBJECT: WJPA-23-0024 : 223 Sherwood Forest

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WJPA-23-0024: Mr. Jordan Clifford, Riverworks, Inc., on behalf of Mr. Mark Notley, has applied for a Wetlands Permit for the installation of a revetment on property located at 223 Sherwood Forest, JCC Tax Map Parcel No. 1730200011.

**ATTACHMENTS:**

	Description	Type
▣	Staff Report	Staff Report
▣	Resolution to Approve	Resolution
▣	Resolution to Deny	Resolution
▣	JPA	Backup Material
▣	APO List	Backup Material
▣	APO Letter	Backup Material
▣	Gazette Ad	Backup Material

**REVIEWERS:**

Department	Reviewer	Action	Date
Wetlands Group	Woolson, Michael	Approved	8/2/2023 - 1:24 PM
Wetlands Group	Small, Toni	Approved	8/2/2023 - 3:06 PM
Publication Management	Pobiak, Amanda	Approved	8/2/2023 - 3:52 PM
Wetlands Group	Secretary, Wetland	Approved	8/2/2023 - 3:54 PM

**WETLANDS BOARD PERMIT No. WJPA-23-0024. 223 Sherwood Forest  
Staff Report for the August 9, 2023, Wetlands Board Public Hearing**

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*This staff report is prepared by the 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. Mark Notley

Agent: Mr. Jordan Clifford, Riverworks, Inc.

Location: 223 Sherwood Forest

Parcel Identification No.: 1730200011

Parcel: Lot 11, Section 3, Blk-E, Pt-2, Riverview Plantation

Watershed: Skimino Creek (YO65)

Floodplain: Zone AE - Base Flood Elevation 9 feet mean sea level  
Zone VE - Base Flood Elevation 10 feet mean sea level

Proposed Activity: Installation of a revetment

Wetland Impacts: 30 square feet, vegetated wetlands

Staff Contact: Trevor A. Long, Watershed Planner Phone: 253-6789

**PROJECT DISCUSSION**

Mr. Jordan Clifford, Riverworks, Inc., has applied for a Wetlands permit on behalf of Mr. Mark Notley for the installation of a revetment on property located at 223 Sherwood Forest within the Skimino Creek watershed. The property is further identified as James City County Real Estate Tax Map Parcel No. 1730200011.

The applicant is proposing to install a revetment along a shoreline scarp landward of an existing marsh toe sill. The existing shoreline is sluffing back towards a deck corner, threatening the integrity of the home. It is for this reason the applicant is proposing to line approximately 200 linear feet (1,760 square feet) of existing shoreline with riprap. Because of the proximity of the deck to the existing marsh, there are approximately 30 square feet of vegetated wetland loss anticipated with the proposed revetment.

**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. Because of this wetland loss, the applicant is proposing approximately 200 square feet of *spartina pattens* as mitigation to be planted on-site.

### **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 federal, state, and local permits as required for the project; and
2. All development activities located in the specified flood hazard area shall comply with Article VI, Division 3, Floodplain Area Regulations of the James City County Zoning Ordinances and receive all required approval and permits prior to commencement of such activities; and
3. A surety of \$1,100 must be submitted in a form acceptable to the James City County Attorney's Office to guarantee the mitigation plantings; and
4. The Wetlands Permit for this project shall expire on August 9, 2026, if construction has not already begun; and
5. If an extension of the permit is needed, a written request must be submitted to the Stormwater and Resource Protection Division no later than June 28, 2026, six weeks prior to the expiration date.

TAL/md  
WJPA23-24\_223ShrwdFor

#### **Attachments:**

1. Resolution
2. Site Plan

## RESOLUTION

CASE NO. WJPA-23-0024. 223 SHERWOOD FOREST

### JAMES CITY COUNTY WETLANDS PERMIT

WHEREAS, Mr. Jordan Clifford, Riverworks, Inc., on behalf of Mr. Mark Notley (the “Applicant”), has applied to the Wetlands Board of James City County (the “Board”) on August 9, 2023, to request a permit to use and develop in areas designated as wetlands on a parcel of property located at 223 Sherwood Forest (the “Property”) and further identified as James City County Real Estate Tax Map Parcel No. 1730200011, as set forth in the application WJPA-23-0024 for the purpose of installing a revetment; and

WHEREAS, the Board heard the arguments presented and carefully considered all evidence entered into the record; and

NOW, THEREFORE, BE IT RESOLVED that the Wetlands Board of James City County, Virginia, following a public hearing, finds that the application meets all the requirements for a wetlands permit under Chapter 22 of the James City County Code and therefore **APPROVES** the request for a wetlands permit in Wetlands Board Case No. WJPA-23-0024, subject to the following conditions:

1. The Applicant must obtain all other necessary federal, state, and local permits as required for the project; and
2. All development activities located in the specified flood hazard area shall comply with Article VI, Division 3, Floodplain Area Regulations of the James City County Zoning Ordinances and receive all required approval and permits prior to commencement of such activities; and
3. A surety of \$1,100 must be submitted in a form acceptable to the James City County Attorney’s Office to guarantee the mitigation plantings; and
4. The Wetlands Permit for this project shall expire on August 9, 2026, if construction has not already begun; and
5. If an extension of the permit is needed, a written request must be submitted to the Stormwater and Resource Protection Division no later than June 28, 2026, six weeks prior to the expiration date.

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Halle Dunn  
Chairman, Wetlands Board

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Trevor A. Long  
Secretary to the Board

Adopted by the Wetlands Board of James City County, Virginia, this 9th day of August, 2023.

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023 IN THE COMMONWEALTH OF VIRGINIA, IN THE COUNTY OF JAMES CITY.

NOTARY PUBLIC

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

WJPA23-24\_223ShrwdForApp-res

**RESOLUTION**

CASE NO. WJPA-23-0024. 223 SHERWOOD FOREST

JAMES CITY COUNTY WETLANDS PERMIT

WHEREAS, Mr. Jordan Clifford, Riverworks, Inc., on behalf of Mr. Mark Notley (the “Applicant”), has applied to the Wetlands Board of James City County (the “Board”) on August 9, 2023, to request a permit to use and develop in areas designated as wetlands on a parcel of property located at 223 Sherwood Forest (the “Property”) and further identified as James City County Real Estate Tax Map Parcel No. 1730200011, as set forth in the application WJPA-23-0024 for the purpose of installing a revetment; and

WHEREAS, the Board heard the arguments presented and 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, finds that the application does not meet all the requirements for a wetlands permit under Chapter 22 of the James City County Code and therefore **DENIES** the request for a wetlands permit in Wetlands Board Case No. WJPA-23-0024.

\_\_\_\_\_  
Halle Dunn  
Chairman, Wetlands Board

\_\_\_\_\_  
Trevor A. Long  
Secretary to the Board

Adopted by the Wetlands Board of James City County, Virginia, this 9th day of August, 2023.

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023 IN THE COMMONWEALTH OF VIRGINIA, IN THE COUNTY OF JAMES CITY.

NOTARY PUBLIC

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

WJPA23-24\_223ShrwdForDny-res

**From:** [Jordan Clifford](#)  
**To:** [MRC - jpa Permits](#)  
**Subject:** 223 Sherwood Forest, Williamsburg VA  
**Date:** Wednesday, June 28, 2023 3:25:33 PM  
**Attachments:** [223 Sherwood Forest JPA 3.pdf](#)

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Attached is a JPA submission for 223 Sherwood Forest, Williamsburg VA. It was compressed down to fit and send in an email so please let me know if for some reason elements are missing. I've had to go back and fill in several areas more than once.

Thanks,

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Jordan Clifford  
Riverworks Inc.  
P.O. Box 978, Gloucester Point VA 23062  
757-968-3467

- ❖ 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>23-1504</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.

<u><b>Check all that apply</b></u>				
Pre-Construction Notification (PCN) <input type="checkbox"/> NWP # _____ (For Nationwide Permits ONLY - No DEQ-VWP permit writer will be assigned)	Regional Permit 17 (RP-17) <input type="checkbox"/>			
<b>County or City in which the project is located:</b> <u>James City County</u>				
<b>Waterway at project site:</b> <u>York 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:

Mark W. Notley

223 Sherwood Forest, Williamsburg VA 23188

Home ( ) \_\_\_\_\_

Work ( ) \_\_\_\_\_

Fax ( ) \_\_\_\_\_

Cell (713) 9627088

e-mail markwnotley@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):

Jordan Clifford

P.O. Box 978

Gloucester Point VA 23062

Contact Information:

Home ( ) \_\_\_\_\_

Work ( ) \_\_\_\_\_

Fax ( ) \_\_\_\_\_

Cell (757) 968-3467

e-mail jordan.d.clifford@gmail.com

State Corporation Commission Name and ID Number (if applicable) 0305730-4

**\* 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.

Installation of 140'x10' (4.5' tall from toe, 1.5' above yard) cl. 1&2 riprap revetment to east/right of dock, 60'x6' (3' tall from toe, 1.5' above yard) cl. 1&2 riprap revetment to left/west of dock.

-All riprap is to be above 1.5x tide range in elevation

-Grading of bank to proper 2:1 slope is required, bank will be cut back into yard except for 40' l.f. area in front of house from the dock eastward (directly in front of house), where material from other grading will be used to restore slope to protect the house and large pine. 10'x3'/30 s.f. area of salt bush/Baccharis halimifolia vegetated wetlands will be impacted by grading

-Additional 75 s.f. of Spartina patens will be planted at the toe of the bank to increase existing wetlands size and limit any erosion in front of the riprap revetment on eroded material from scarp

-Additional 200 s.f. of S. patens to be planted shoreward of westernmost 40' of riprap where existing yard currently is for mitigation.

-Additional (up to) 15'x50'/750 s.f. of yard along western/left side is available for additional mitigation if needed

Site to be accessed from driveway/yard, logging mats used if conditions require

## Part 1 - General Information (continued)

5. Have you obtained a contractor for the project? X 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:

Riverworks Inc.  
P.O. Box 978  
Gloucester Point  
Virginia 23062

Contact Information:

Home (    )                       
Work (    )                       
Fax (    )                       
Cell ( 757 ) 968-3467  
email jordan.d.clifford@gmail.com

State Corporation Commission Name and ID Number (if applicable) 0305730-4

**\* 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:

Williamsburg Yorktown Daily  
4732 Longhill Rd., Suite 2201  
Williamsburg VA 23188

Telephone number

( 757 ) 565-1079

7. Give the following project location information:

Street Address (911 address if available) 223 Sherwood Forest, Williamsburg 23188

Lot/Block/Parcel# 1730200011

Subdivision Riverview Plantation, Lot 11 & Lot 12 Sec 3

City / County James City County

ZIP Code 23188

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

37.381061 / -76.678669 (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."

Erosion control of bank, protection from waves during extreme weather events/storm surge

## 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 reasonable alternatives available due to proximity to house, existing wetlands/living shoreline. Riprap revetment has been brought landward to avoid wetlands and to use portions of existing yard to mitigate for 30 s.f. of wetlands impact. At a minimum, 275 s.f. of new vegetated *S. patens* wetlands will be added, 200 s.f. will be converted from yard/uplands and an additional 75 s.f. will be added to toe of riprap where uplands meets the 1.5x tide range. An additional up to 750 s.f. of yard uplands can be converted to *S. patens* wetlands if needed for further mitigation
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.): \$ td, above \$10,000.00  
Approximate cost of that portion of the project that is channelward of mean low water:  
\$ 0
13. Completion date of the proposed work: 2023 - \_\_\_\_\_
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.

To east:  
SCHUSTER, MICHAEL R & FRANCINE G  
116 SHORE RUSH DR  
SAINT SIMMONS ISLAND, GA 31522

To west:  
IGLHAUT, WILLIAM W & LIIKKANEN, EIJA  
221 SHERWOOD FRST  
WILLIAMSBURG, VA 23188L

## 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.

NOTLEY, MARK W

Applicant's Legal Name (printed/typed)

GENDRON, KATHARINA T

(Use if more than one applicant)

X

Applicant's Signature

X

(Use if more than one applicant)

4/15/2023

Date

n/a

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

(Use if more than one owner)

n/a

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), NOTLEY, MARK W & GENDRON, KATHARINA T, hereby certify that I (we) have authorized Jordan Clifford  
(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.

Jordan Clifford  
(Agent's Signature)

\_\_\_\_\_  
(Use if more than one agent)

4/15/2023

(Date)

X

Mark W. Notley  
(Applicant's Signature)

X

Katharina T. Gendron  
(Use if more than one applicant)

4/15/2023

(Date)

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

#### CONTRACTOR ACKNOWLEDGEMENT

I (we), NOTLEY, MARK W & GENDRON, KATHARINA T, have contracted Riverworks Inc., Jordan Clifford  
(Applicant's legal name(s)) (Contractor's name(s))  
to perform the work described in this Joint Permit Application, signed and dated 4/15/2023.

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.

Riverworks Inc. / Jordan Clifford

\_\_\_\_\_  
Contractor's name or name of firm

P.O. Box 978, Gloucester Point VA 23062

\_\_\_\_\_  
Contractor's or firm's address

2705007415

\_\_\_\_\_  
Contractor's License Number

Jordan Clifford  
Contractor's signature and title

X

Mark W. Notley  
Applicant's signature

Katharina T. Gendron  
(use if more than one applicant)

4/15/2023

Date

## Part 2 – Signatures (continued)

### ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I (we), \_\_\_\_\_, own land next to (across the water  
(Print adjacent/nearby property owner's name)

from/on the same cove as) the land of \_\_\_\_\_.  
(Print applicant's name(s))

I have reviewed the applicant's project drawings dated \_\_\_\_\_  
(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 comments if the proposal changes prior to construction of the project.**

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

\_\_\_\_\_  
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.**

## Part 2 – Signatures (continued)

### ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I (we), \_\_\_\_\_, own land next to (across the water  
(Print adjacent/nearby property owner's name)

from/on the same cove as) the land of \_\_\_\_\_.  
(Print applicant's name(s))

I have reviewed the applicant's project drawings dated \_\_\_\_\_.  
(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 comments if the proposal changes prior to construction of the project.**

(Before signing this form, be sure you have checked the appropriate option above).

\_\_\_\_\_  
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.**



## REGIONAL PERMIT 17 CHECKLIST

Please review the 18-RP-17 enclosure before completing this form and note 18-RP-17 can only be used for proposed **PRIVATE USE** structures 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  $\leq 700$  square feet and/or is the open sided roof structure or gazebo structure designed to shelter a pier  $\leq 400$  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, will the prospective permittee 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 (VMRC)'s Habitat Management Division? Please refer to Appendix D of the Tidewater JPA for more details on VMRC's aquaculture requirements.
- YES ☒ NO ☐ (23) Does the permittee recognize this RP does not authorize any dredging or filling of waters 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.**

  
\_\_\_\_\_  
Signature of Property Owner(s) or Agent

Date 5/31/2023  
\_\_\_\_\_

Proposed work to be located at:  
223 Sherwood Forest, Williamsburg 23188  
\_\_\_\_\_

## Part 3 – Appendices (continued)

**Appendix B: Projects for Shoreline Stabilization** in tidal wetlands, tidal waters and dunes/beaches including riprap revetments and associated backfill, marsh toe stabilization, bulkheads and associated backfill, breakwaters, beach nourishment, groins, jetties, and living shoreline projects. Answer all questions that apply. Please provide any reports provided from the Shoreline Erosion Advisory Service or VIMS.

**NOTE:** It is the policy of the Commonwealth that living shorelines are the preferred alternative for stabilizing tidal shorelines (Va. Code § 28.2-104.1). **Information on non-structural, vegetative alternatives (i.e., Living Shoreline) for shoreline stabilization is available at [http://ccrm.vims.edu/coastal\\_zone/living\\_shorelines/index.html](http://ccrm.vims.edu/coastal_zone/living_shorelines/index.html).**

1. Describe each **revetment, bulkhead, marsh toe, breakwater, groin, jetty, other structure, or living shoreline project** separately in the space below. Include the overall length in linear feet, the amount of impacts in acres, and volume of associated backfill below mean high water and/or ordinary high water in cubic yards, as applicable:

Installation of 140'x10' (4.5' tall from toe, 1.5' above yard) cl. 1&2 riprap revetment to east/right of dock  
Installation of 60'x6' (3' tall from toe, 1.5' above yard) cl. 1&2 riprap revetment to left/west of dock  
-All riprap is to be above 1.5x tide range in elevation  
-Grading of bank to proper 2:1 slope is required, bank will be cut back into yard except for 40' l.f. area in front of house from the dock eastward (directly in front of house), where material from other grading will be used to restore slope to protect the house and large pine. 10'x3'/30 s.f. area of salt bush/Baccharis halimifolia vegetated wetlands will be impacted by grading  
-On the 140'x10' revetment, 75 s.f. of *Spartina patens* will be planted at the toe of the bank on the easternmost portion, combined with grading back of the bank to increase existing wetlands size and limit any erosion in front of the riprap revetment on eroded material from scarp  
- On the 60'L/ west revetment, 200 s.f. of *S. patens* to be planted riverward of the westernmost 40' of riprap where existing yard will be cut back to create new wetlands  
-All revetments will have the lower portion covered and graded where possible to allow for vegetation to grow

2. What is the maximum encroachment channelward of mean high water? \_\_\_\_\_ feet.  
Channelward of mean low water? \_\_\_\_\_ feet.  
Channelward of the back edge of the dune or beach? 3 feet.
3. Please calculate the square footage of encroachment over:
- |                          |           |             |
|--------------------------|-----------|-------------|
| • Vegetated wetlands     | <u>30</u> | square feet |
| • Non-vegetated wetlands | <u>0</u>  | square feet |
| • Subaqueous bottom      | <u>0</u>  | square feet |
| • Dune and/or beach      | <u>0</u>  | square feet |
4. For bulkheads, is any part of the project maintenance or replacement of a previously authorized, currently serviceable, existing structure? \_\_\_\_ Yes \_\_\_\_ No.

If yes, will the construction of the new bulkhead be no further than two (2) feet channelward of the existing bulkhead? \_\_\_\_ Yes \_\_\_\_ No.

If no, please provide an explanation for the purpose and need for the additional encroachment.

## Part 3 – Appendices (continued)

5. Describe the type of construction and **all** materials to be used, including source of backfill material, if applicable (e.g., vinyl sheet-pile bulkhead, timber stringers and butt piles, 100% sand backfill from upland source; broken concrete core material with Class II quarry stone armor over filter cloth).

**NOTE: Drawings must include construction details, including dimensions, design and all materials, including fittings if used.**

Class 1 & 2 granite riprap from quarry over geotextile fabric, fill from onsite grading (where necessary to install revetment), *Spartina patens* from transplants on site

6. If using stone, broken concrete, etc. for your structure(s), what is the average weight of the:

Core (inner layer) material	50-150 pounds per stone	Class size	1
-----------------------------	-------------------------	------------	---

Armor (outer layer) material	150-500	pounds per stone	Class size	2
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7. For **beach nourishment**, including that associated with breakwaters, groins or other structures, provide the following:

- Volume of material \_\_\_\_\_ cubic yards channelward of mean low water  
                                   \_\_\_\_\_ cubic yards landward of mean low water  
                                   \_\_\_\_\_ cubic yards channelward of mean high water  
                                   \_\_\_\_\_ cubic yards landward of mean high water

- Area to be covered \_\_\_\_\_ square feet channelward of mean low water  
 \_\_\_\_\_ square feet landward of mean low water  
 \_\_\_\_\_ cubic yards channelward of mean high water  
 \_\_\_\_\_ cubic yards landward of mean high water

- Source of material, composition (e.g. 90% sand, 10% clay): \_\_\_\_\_
- Method of transportation and placement: \_\_\_\_\_

- Describe any proposed vegetative stabilization measures to be used, including planting schedule, spacing, monitoring, etc. Additional guidance is available at <http://www.vims.edu/about/search/index.php?q=planting+guidelines>:

Spartina patens to be installed on 2' centers, with slow release fertilizer along toe of revetment, and in mitigation areas as needed. Planting to occur during growing season, monitoring to occur and plants to be replaced as needed until vegetation is well established

### Part 3 – Appendices (continued)

**Appendix C: Crossings** in, on, over, or under, waters, submerged lands, tidal wetlands and/or dunes and beaches, including but not limited to, bridges, walkways, pipelines and utility lines.

1. What is the purpose and method of installation of the crossing?

2. What is the width of the waterway and/or wetlands to be crossed  
from mean high water to mean high water (tidal waters)? \_\_\_\_\_ feet.  
from mean low water to mean low water (tidal waters)? \_\_\_\_\_ feet.  
from ordinary high water to ordinary high water (non-tidal waters)? \_\_\_\_\_ feet.
3. For bridges (footbridges, golf cart bridges, roadway bridges, etc.), what is the width of the structure over the tidal wetlands, dunes/beaches and/or submerged lands? \_\_\_\_\_ square feet.
4. For overhead crossings:
- What will be the height above mean high water? \_\_\_\_\_ feet.
  - If there are other overhead crossings in the area, what is the minimum height? \_\_\_\_\_ feet.
  - If the proposed crossing is an electrical line, please confirm the total number of electrical circuits: \_\_\_\_\_
5. For buried crossings, what will be the depth below the substrate? \_\_\_\_\_ feet. Will the proposed utility provide empty conduits for any additional utilities that may propose to co-locate at a later date? \_\_\_\_\_ Yes \_\_\_\_\_ No.
6. Will there be any excavation or fill required for placement of abutments, piers, towers, or other permanent structures on State-owned submerged lands, tidal wetlands, and dunes/beaches? \_\_\_\_\_ Yes \_\_\_\_\_ No.

If yes, please provide the following:

- |   |  |
|---|--|
| a. Amount of excavation in wetlands       | _____ cubic yards<br>_____ square feet |
| b. Amount of excavation in submerged land | _____ cubic yards<br>_____ square feet |
| c. Amount of excavation in dune/beach     | _____ cubic yards<br>_____ square feet |
| d. Amount of fill in wetlands             | _____ cubic yards<br>_____ square feet |
| e. Amount of fill in submerged lands      | _____ cubic yards<br>_____ square feet |
| f. Amount of fill in dune/beach           | _____ cubic yards<br>_____ square feet |

February 8, 2023

Mr. Mark Notley  
223 Sherwood Forest  
Williamsburg, VA 23118

RE: SEAS# T23041

Dear Mr. Notley:

On January 25, 2023, I met with you, at your property, on the York River in James City County. The site visit was in response to your request for advisory assistance concerning a shoreline erosion problem.

The Shoreline Studies Program, at the Virginia Institute of Marine Science, has created a Shoreline Evolution Map for tidal localities in Virginia. The map was created using aerial photography from 1937 to 2009. The map shows shoreline change over time. Based upon that map, the historical erosion rate for your area is less than 1 foot per year. The erosion on your property appears to be caused by elevated water levels and waves associated with storms. The following recommendations are made as a result of the site visit and subsequent analysis of the problem:

1. The upland bank near your house is eroding. There are areas of your house and deck that are less than 20 feet to the eroding bank. During the site visit we discussed a properly designed and constructed bulkhead to protect the bank. The structure should be installed landward of the spring high tide position. If you decide to install a bulkhead, you should incorporate as many of the following construction practices as are feasible:
  - a.) The length of fender pile or sheet pile buried below the bottom should be equal to or greater than the height above the bottom. All piles should be installed with the largest end down.
  - b.) Salt-treated timber is the most commonly used material for bulkhead construction. All wood should be treated to a minimum of 1.5 lbs./cu.ft. of CCA.
  - c.) Tongue-and-grove, shiplap or Wakefield lap construction should be used.
  - d.) All horizontal walers (stringers) should be anchored to the fender piles with galvanized bolts. Walers should be connected by lapping and bolting at fender piles. All hardware used in the structure should be galvanized.
  - e.) A layer of filter cloth should be placed against the sheet pile before backfilling. The

filter cloth should prevent sediment loss through the bulkhead.

- f.) The bulkhead should be anchored to the bank by a tieback system. Galvanized rods and anchor piles usually compose the tieback system. To be effective, the anchorage system should be located behind the loading plane, internal soil friction angle, of the wall.
  - g.) Deadman crossbeams bolted to the anchor piles should increase anchorage strength. It is very important to compact the fill over the deadman and anchor pile before backfilling against the bulkhead.
  - h.) The backfill should be a clean, good quality, sandy soil.
  - i.) A vegetative cover should be established behind the bulkhead after backfilling and grading. We suggest a mixture of grasses or other low growing vegetation.
  - j.) Care should be taken to extend the bulkhead inland or properly connect it to neighboring structures to prevent erosional flanking.
  - k.) See the enclosed cross-sectional view of a representative bulkhead.
2. An alternative to installing the bulkhead is a properly designed and constructed riprap (large rock) revetment. The riprap should be constructed on a 2:1 (horizontal/vertical) slope or flatter. A minimum of two layers of armor rock should be used. Each armor rock should weigh a minimum of 300 pounds. The toe of the riprap should be buried a minimum of 3 feet below the mean low water elevation. An alternative to the buried toe is a riprap apron. The apron consists of 2 layers of armor rock extending a minimum of 6 feet onto the bottom. A layer of filter cloth should be used under and behind the riprap. The riprap should be extended inland or properly connected to neighboring structures to prevent erosional flanking. Lists of filter cloth and riprap suppliers have been enclosed. See the enclosed cross-sectional view of a typical riprap revetment.
  3. To protect the shoreline and to enhance the existing fringe marsh, you may consider the enhancement of the existing riprap structure protecting your fringe marsh. The structure should have a trapezoidal cross section with 2:1 side slopes. It should have a top elevation at least 1-foot above the mean high water elevation. A minimum of two layers of armor rock should be used. Each armor rock should weigh a minimum of 300 pounds. Install the rock so that a “V” notch is placed about every 50 feet along the improved section to allow tidal flushing to occur. A layer of filter cloth should be used under the riprap. See the enclosed cross-sectional view of a typical riprap breakwater (modified).
  4. After construction, a vegetative cover should be established. We recommend a mixture of native grasses or other low-growing vegetation. For further details about the establishment

of vegetation and soil tests, contact the Virginia Cooperative Extension Agent for James City County at (804) 566-1367.

The above recommendations are made in my capacity as an advisory agent in shoreline erosion control matters. The suggestions should not be considered as binding you to any particular course of action, as they are intended to indicate what we think would be the best solution in terms of cost and effectiveness. Our examination of the site or this report does not constitute permission by the Commonwealth, or its agencies, to proceed with implementation of control measures. Permits from State and Federal agencies are generally required for shoreline modification.

You should also be aware that success in shoreline erosion control cannot be guaranteed, as there are many variables involved. In this regard, we suggest care in selecting a contractor. Our comments concerning construction are intended as guidelines developed from our experience in viewing structures that have been successful or have failed.

If you decide to construct a control measure, an assessment of the impacts of the project on the environment will be given by the regulatory agencies. Our advice is given with the idea of reducing environmental impacts associated with our recommendations. Although this has been considered in our recommendations, the permit reviewing agencies may desire additional information or measures.

Services available through this office include: review of the permit application; review of design and construction plans; and inspection of structures under construction when plans have been reviewed by this office. We recommend that a copy of this report be attached to the permit application.

If we may be of further assistance or if you have any questions, please let me know.

Sincerely,

A handwritten signature in dark ink, reading "Michael L. Vanlandingham". The signature is fluid and cursive, with the first name "Michael" and last name "Vanlandingham" clearly legible.



Michael L. Vanlandingham  
Shoreline Engineer

Enclosures (7)

## 223 Sherwood Forest Revetment Locations

Write a description for your map.

### Legend

-  223 Sherwood
-  223 Sherwood Forest

Google Earth

223 Sherwood Forest



N

200 ft

## 223 Sherwood Forest Wetlands Impact (30.s.f)

Write a description for your map.

### Legend

-  223 Sherwood
-  223 Sherwood Forest

Google Earth

223 Sherwood Forest



N

100 ft

## 223 Sherwood Forest, Toe Wetlands Addition (75 s.f +/-)

Write a description for your map.

### Legend

-  223 Sherwood
-  223 Sherwood Forest

Google Earth

223 Sherwood Forest



N

100 ft

## 223 Sherwood Forest 200 s.f. Wetlands Mitigation

Write a description for your map.

### Legend

-  223 Sherwood
-  223 Sherwood Forest

Google Earth

223 Sherwood Forest



N

100 ft

## 223 Sherwood Forest 750 s.f Wetlands Mitigation Area (If necessary)

Write a description for your map.

### Legend

-  223 Sherwood
-  223 Sherwood Forest



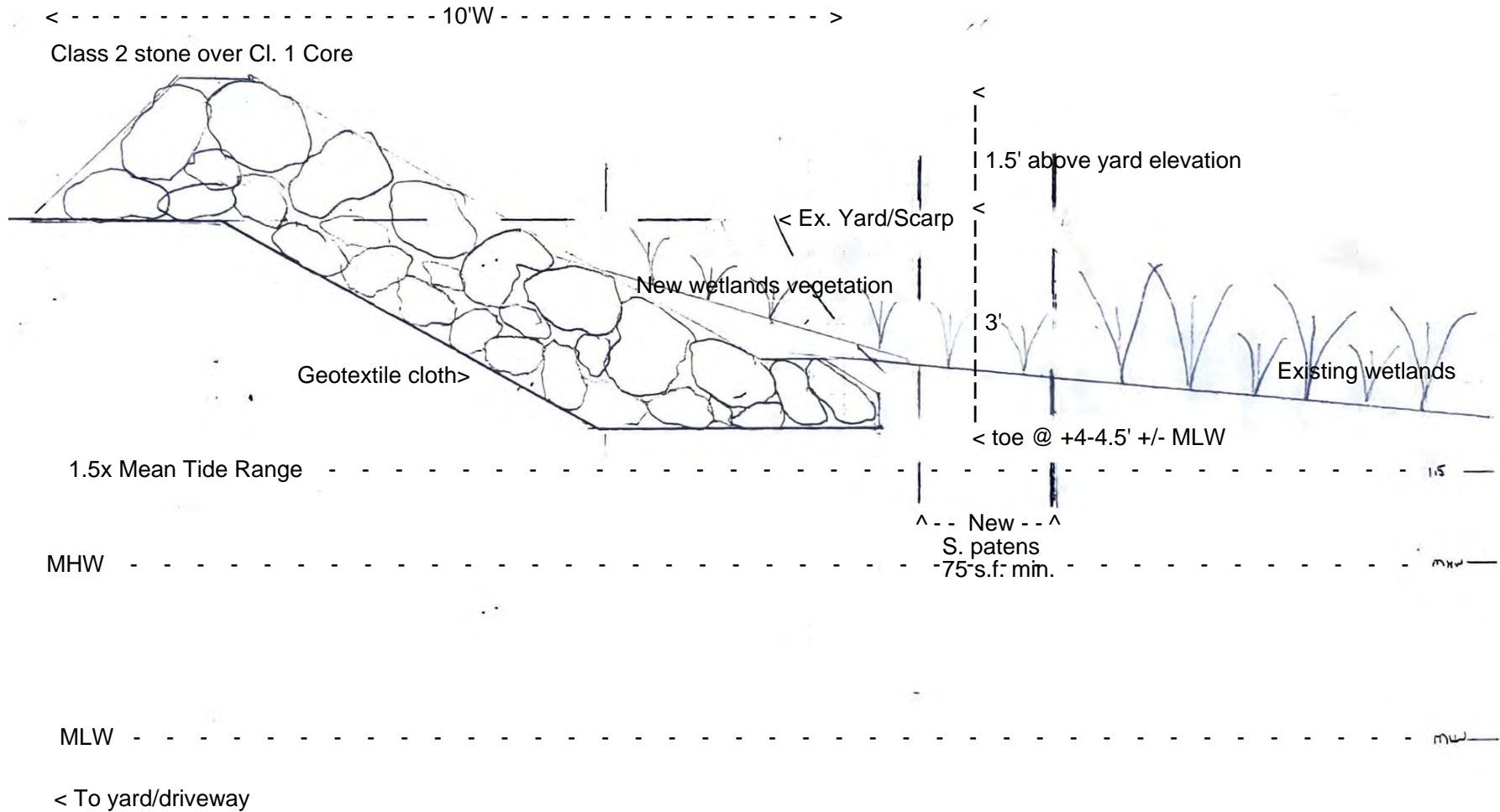
223 Sherwood Forest, Williamsburg VA  
Riverworks, Inc. 757-968-3467

View of 100'L x 10'W revetment at easternmost/ right side of yard

(As viewed from east/right side)

- 100'Lx10'W, 4.5' tall overall
- Cl. 2 riprap revetment over Cl. 1 core and geotextile fabric
- All work to be above 1.5x mean tide range
- Lower portion of revetment to be partially covered, vegetated if possible
- Access from yard
- Bank can be excavated/graded back to increase wetlands area for mitigation

MLW mark/ riverward edge of existing marsh toe sill 120' >



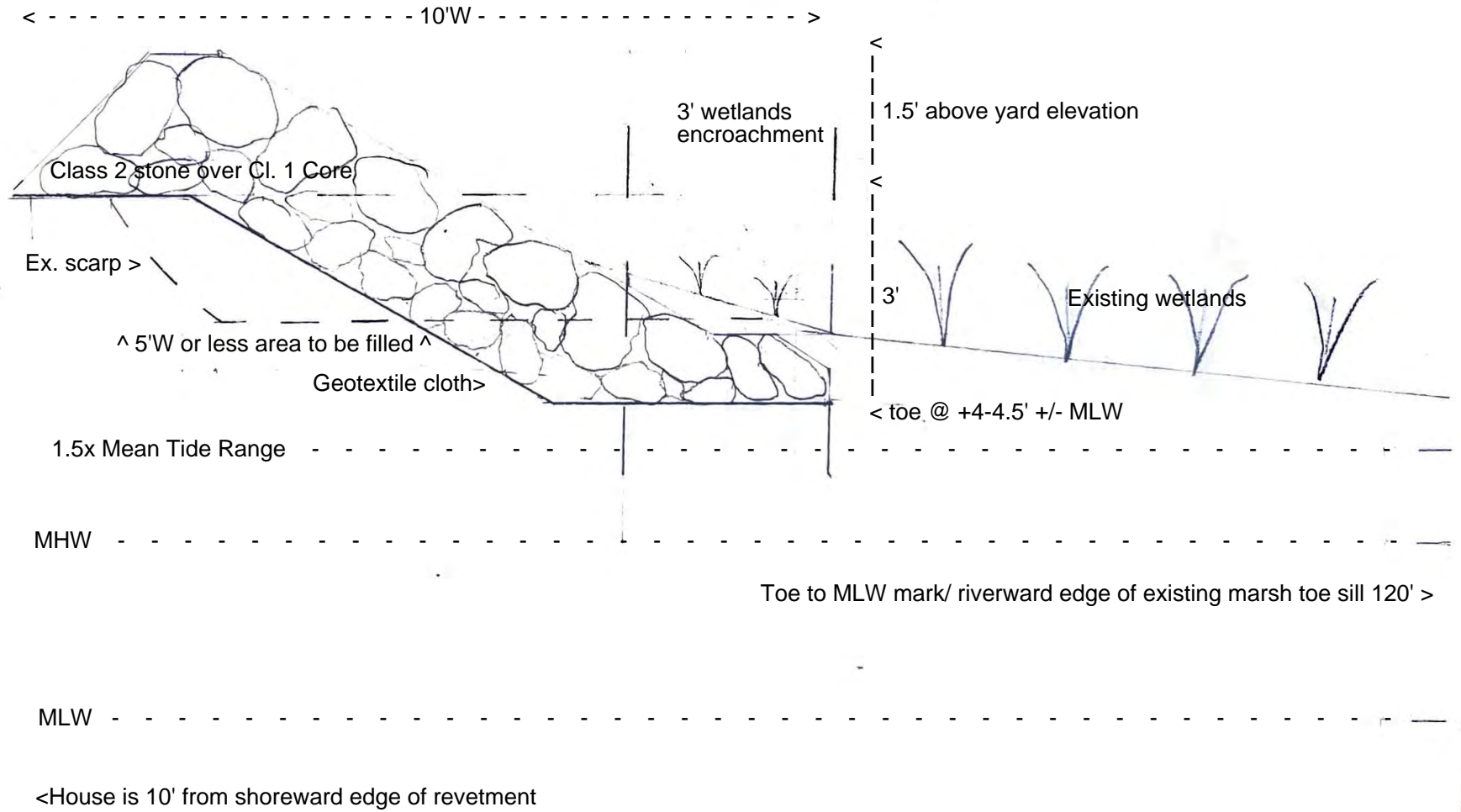
223 Sherwood Forest, Williamsburg VA  
Riverworks, Inc. 757-968-3467

View of 40'Lx10'W revetment directly adjacent east side/right of dock  
(In front of house and large pine)

(As viewed from east/right side)

- 40'Lx10'W, 4.5' tall overall
- Cl. 2 riprap revetment over Cl. 1 core and geotextile fabric
- All work to be above 1.5x mean tide range
- 40'Lx5'W or less area of fill to protect large pine roots/house
- 10x3' area of wetlands encroachment, to be mitigated elsewhere onsite
- Lower portion of revetment to be partially covered, vegetated if possible

North/to York River >



223 Sherwood Forest, Williamsburg VA  
Riverworks, Inc. 757-968-3467

View of 60'Lx6'W revetment to west/left of dock

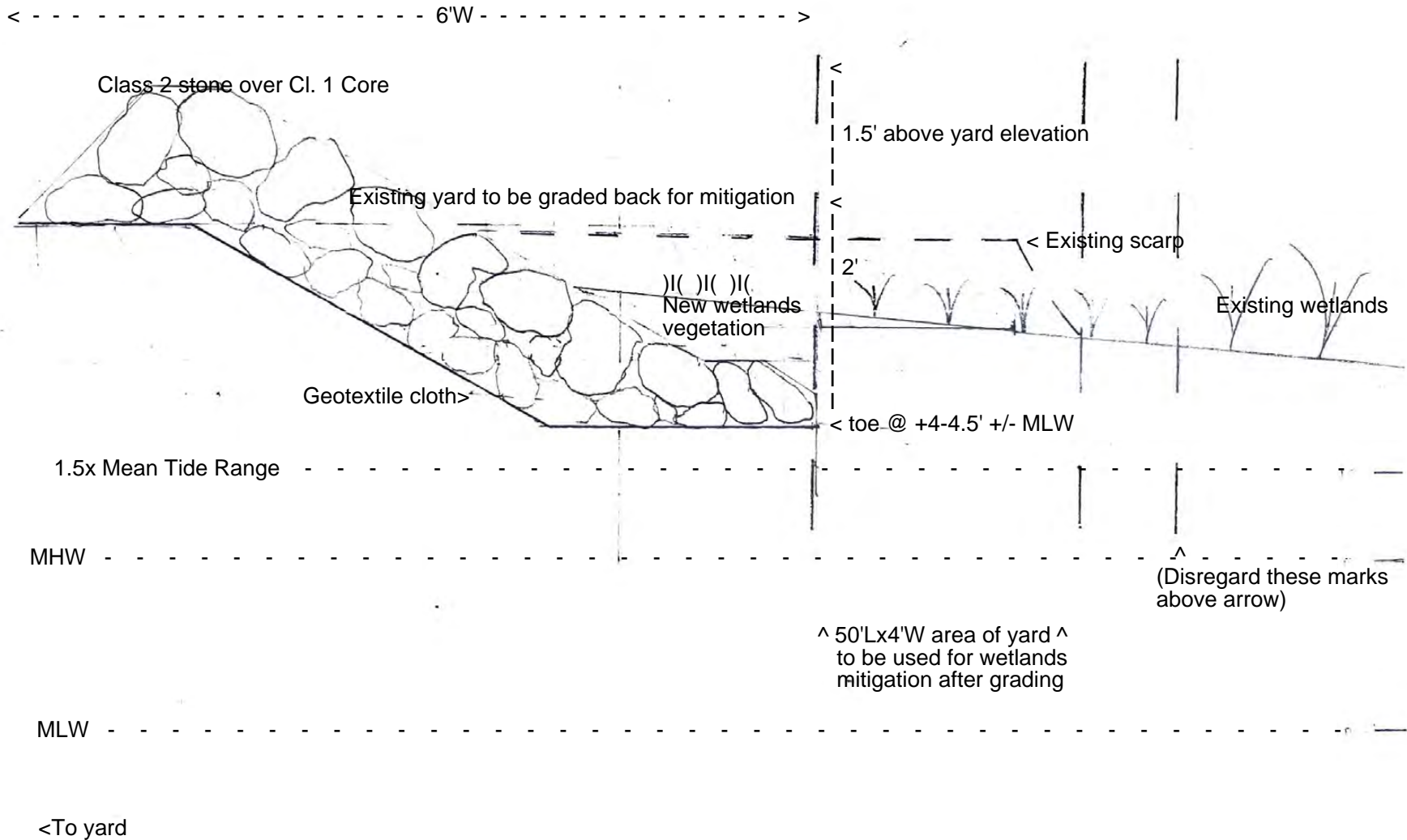
3

North/to York River >

(As viewed from east/right side)

- Cl. 2 riprap revetment over Cl. 1 core and geotextile fabric
- 60' L x 6' W, 3.5' tall overall
- All work to be above 1.5x mean tide range
- Existing yard to be excavated/graded back to create new 200 s.f of wetlands
- Lower portion of revetment to be partially covered, vegetated if possible

Toe is 70' from MLW mark/ riverward edge of sill>



## Case Number: WJPA-23-0024

PIN	Last Name	Address Line 1	City	State	Zip Code
1730200014	Avery, Timothy N Trustee	2794 Lynn St	Frederick	MD	21704-8001
	Center for Coastal Resources Management	PO Box 1346	Gloucester Point	VA	23062
	Department of Wildlife Resources	PO Box 11104	Richmond	VA	23230
	DEQ TRO VWP	5636 Souther Boulevard	Virginia Beach	VA	23462
1730200010	Iglhaut, William W & Liikkanen, Eija L	221 Sherwood Frst	Williamsburg	VA	23188-6827
1730200013	Keilitz, Ingo & Susan L	224 Sherwood Forest	Williamsburg	VA	23188-6826
	Lauren Chartrand Virginia Marine Resources Commission	380 Fenwick Rd	Fort Monroe	VA	23651
	Mr. Clifford Jordan Riverworks, Inc.	PO Box 978	Gloucester Point	VA	23602
1730200011	Notley, Mark W & Gendron, Katharina T	223 Sherwood Forest	Williamsburg	VA	23188-6827
	Regulatory Branch US Army Corps of Engineers	803 Front Street	Norfolk	VA	23508
1730200012	Schuster, Michael R & Francine G	116 Shore Rush Dr	Saint Simmons Island	GA	31522-1438
	Virginia Department of Transportation	4451 Ironbound Road	Williamsburg	VA	23188



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

**Capital Projects**  
107 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

**Fleet**  
103 Tewning Road  
Williamsburg, VA 23188  
757-259-4122

**Stormwater and  
Resource Protection**  
101-E Mounts Bay Road  
Williamsburg, VA 23185  
757-259-6670

**Facilities & Grounds**  
113 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Avery, Timothy N Trustee  
2794 Lynn St  
Frederick, MD 21704-8001

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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 Mr. Jordan Clifford, Riverworks, Inc., on behalf of Mr. Mark Notley, for encroachments into the tidal wetlands associated with the installation of a revetment. The project is located at 223 Sherwood Forest, JCC Tax Map Parcel No. 1730200011.

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 **August 9, 2023, 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,

*Trevor Long*

Trevor Long  
Wetlands Board Secretary  
757-253-6789  
[trevor.long@jamescitycountyva.gov](mailto:trevor.long@jamescitycountyva.gov)



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

**Capital Projects**  
107 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

**Fleet**  
103 Tewning Road  
Williamsburg, VA 23188  
757-259-4122

**Stormwater and  
Resource Protection**  
101-E Mounts Bay Road  
Williamsburg, VA 23185  
757-259-6670

**Facilities & Grounds**  
113 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Center for Coastal Resources Management  
PO Box 1346  
Gloucester Point, VA 23062

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

Dear Adjacent Property Owner:

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The Wetlands Board will hold an advertised public hearing on **August 9, 2023, 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,

*Trevor Long*

Trevor Long  
Wetlands Board Secretary  
757-253-6789  
[trevor.long@jamescitycountyva.gov](mailto:trevor.long@jamescitycountyva.gov)



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

**Capital Projects**  
107 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

**Fleet**  
103 Tewning Road  
Williamsburg, VA 23188  
757-259-4122

**Stormwater and  
Resource Protection**  
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Williamsburg, VA 23185  
757-259-6670

**Facilities & Grounds**  
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Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Department of Wildlife Resources  
PO Box 11104  
Richmond, VA 23230

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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Williamsburg, VA 23188  
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757-259-4122

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Williamsburg, VA 23185  
757-259-6670

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Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

DEQ TRO VWP  
5636 Souther Boulevard  
Virginia Beach, VA 23462

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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Williamsburg, VA 23188  
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Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Iglhaut, William W & Liikkanen, Eija L  
221 Sherwood Frst  
Williamsburg, VA 23188-6827

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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**Capital Projects**  
107 Tewning Road  
Williamsburg, VA 23188  
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757-259-4122

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Williamsburg, VA 23185  
757-259-6670

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113 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Keilitz, Ingo & Susan L  
224 Sherwood Forest  
Williamsburg, VA 23188-6826

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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**Capital Projects**  
107 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

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Williamsburg, VA 23188  
757-259-4122

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Williamsburg, VA 23185  
757-259-6670

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Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Lauren Chartrand  
Virginia Marine Resources Commission  
380 Fenwick Rd  
Fort Monroe, VA 23651

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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107 Tewning Road  
Williamsburg, VA 23188  
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113 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Mr. Clifford Jordan  
Riverworks, Inc.  
PO Box 978  
Gloucester Point, VA 23602

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Notley, Mark W & Gendron, Katharina T  
223 Sherwood Forest  
Williamsburg, VA 23188-6827

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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107 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

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757-259-4122

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101-E Mounts Bay Road  
Williamsburg, VA 23185  
757-259-6670

**Facilities & Grounds**  
113 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Regulatory Branch US Army Corps of Engineers  
803 Front Street  
Norfolk, VA 23508

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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113 Tewning Road  
Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Schuster, Michael R & Francine G  
116 Shore Rush Dr  
Saint Simmons Island, GA 31522-1438

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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Williamsburg, VA 23188  
757-259-4080

**Solid Waste**  
1204 Jolly Pond Road  
Williamsburg, VA 23188  
757-565-0971

Virginia Department of Transportation  
4451 Ironbound Road  
Williamsburg, VA 23188

RE: WJPA-23-0024  
223 Sherwood Forest  
Installation of revetment

July 20, 2023

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### **PUBLIC HEARING NOTICE**

THE WETLANDS BOARD AND CHESAPEAKE BAY BOARD OF JAMES CITY COUNTY, VIRGINIA, WILL HOLD PUBLIC HEARINGS ON **WEDNESDAY, AUGUST 9, 2023 AT 5 P.M.** IN THE COUNTY GOVERNMENT CONFERENCE ROOM OF BUILDING F, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

THE WETLANDS BOARD WILL CONSIDER THE FOLLOWING CASES:

WJPA-23-0024: Mr. Jordan Clifford, Riverworks, Inc., on behalf of Mr. Mark Notley, has applied for a Wetlands Permit for the installation of a revetment on property located at 223 Sherwood Forest, JCC Tax Map Parcel No. 1730200011.

THE CHESAPEAKEBAY BOARD WILL CONSIDER THE FOLLOWING CASES:

CBPA-23-0070: Mr. Candido Aguilar, on behalf of Greensprings Mobile Home Park LLC, has applied for a Chesapeake Bay Exception for the construction of a deck and porch on property located at 17 Clay Circle, JCC Tax Map Parcel No. 3640100001.

CBPA-23-0081: Ms. Carolyn Hill, has applied for a Chesapeake Bay Exception for the construction of a home extension on property located at 196 The Maine, JCC Tax Map Parcel No. 4540200071.

CBPA-23-0084: Mr. Ryan Linnekin, Williams Landscape & Design, on behalf of Ms. Mary Fox, has applied for a Chesapeake Bay Exception for the installation of retaining walls on property located at 2521 Goodrich Durfey, JCC Tax Map Parcel No. 4840200065.

CBPA-23-0085: Mr. Chase Grogg, Landtech Resources, Inc., on behalf of Mr. Sone Marciano, has applied for a Chesapeake Bay Exception for the construction of a single-family dwelling on property located at 4816 Hickory Signpost Rd, JCC Tax Map Parcel No. 4720100045.

CBPA-23-0094: Mr. Chase Grogg, Landtech Resources, Inc., on behalf of Mr. David Samuels, has applied for a Chesapeake Bay Exception for the installation of a sewer force main on property located at 3426 North Riverside Dr, JCC Tax Map Parcel No. 0940100008K.

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

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 – July 26, 2023 and August 2, 2023  
ACCOUNT NO. CU00015112



## **PUBLIC HEARING NOTICE**

VIRGINIA GAZETTE  
1/8 PAGE, VERTICAL, B/W