AT A REGULAR MEETING OF THE WETLANDS BOARD OF JAMES CITY COUNTY, VIRGINIA, IN THE COUNTY GOVERNMENT CENTER BOARDROOM 101-C MOUNTS BAY ROAD, AT 7:30 P.M. ON THE FIFTEENTH DAY OF AUGUST, NINETEEN HUNDRED AND EIGHTY-FIVE.

1. ROLL CALL

Ms. Virginia Carey
Ms. Kathleen Small
Mr. Henry Lindsey
Mr. William Apperson

Others Present

Mr. Bernard M. Farmer, Jr., Director of Code Compliance

2. MINUTES

The June 20, 1985 minutes were approved as presented.

3. OLD BUSINESS

There being no old business, the Board moved on to new business.

4. NEW BUSINESS

Case No. W-16-85. Jacob Kerneklian.

Mr. Farmer stated that Mr. R. E. Callis had applied for a wetlands permit on behalf of Jacob Kerneklian to allow the construction of 75 feet of timber bulkheading and dredging of approximately 56 cubic yards for backfill at 104 Godspeed Lane in the Powhatan Shores Subdivision. Mr. Farmer stated that a site visit had been made and that Mr. Priest of the Virginia Institute of Marine Science had reviewed the application and was concerned that the dredging would result in chronic habitat degradation in the canal. He then recommended approval, subject to the following conditions:

1. That the construction of 75 feet of timber bulkheading be built at mean high water and follow the curvature of the shoreline;

2. The contractor obtain a building permit prior to construction;

3. The contractor must contact the Code Compliance Office for an inspection of the filter cloth prior to backfilling;

4. The dredging be limited to that necessary for navigation (not to exceed 50 linear feet) and that any additional backfill be obtained from an upland source;

5. The permit shall expire on August 15, 1986.

Ms. Carey opened the public hearing and asked if anyone would like to speak in favor of the case.

Mr. Callis agreed with the conditions made by the staff.

Mr. Lindsey asked Mr. Callis if he had notified adjacent property owners, and if he could limit his dredging to half as much as he requested.

Mr. Callis stated that he had notified property owners and that he could also limit the area that he had proposed to dredge.

Ms. Carey closed the public hearing.

Mr. Lindsey moved that the permit be granted subject to item four of the staff report to read:

"The dredging be limited to that necessary for navigation (not to exceed 50 linear feet and that any additional backfill be obtained from an upland source; 37 cubic yards.)"

Ms. Carey seconded the motion. All members were in favor.

Case No. W-19-85. Randy Sweat.

Mr. Farmer stated that Mr. Randy Sweat had applied for an "after-the-fact" wetlands permit for a bulkhead and private pier on his property at 5050 River Drive in the Cypress Point Subdivision. He recommended approval, subject to the following conditions:

1. That the applicant take appropriate action to prevent erosion on the De Shazor property; and

2. That the permit shall expire within sixty-days.

Ms. Carey opened the public hearing and asked if anyone would like to speak in favor of the request.

Mr. Sweat stated that his neighbor was also planning to build a bulkhead and asked what erosion measures did he need to take.

Mr. Farmer suggested that he place straw bales immediately, and start planting grass.

Mr. Lindsey asked Mr. De Shazor when he intended to start his bulkhead.

Mr. De Shazor stated that he would start sometime after September.

Mr. Apperson stated a problem with the wording in item one in the staff report.

Ms. Carey moved to grant the wetlands permit subject to the staff recommendation with number one amended to read:

"That the applicant take appropriate action to prevent erosion on the De Shazor property (minimally, straw-baling and the planting of appropriate vegetation as soon as feasible)."
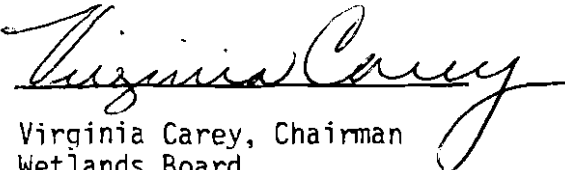
All members were in favor.

5. MATTERS OF SPECIAL PRIVILEGE

The Board went over the Bylaws and made corrections. Mr. Farmer suggested that the Board insert Bylaws in the Board of Supervisors reading file.

6. ADJOURNMENT

The meeting was adjourned at 9:00 p.m.

Virginia Carey, Chairman
Wetlands Board