

WETLANDS BOARD

MINUTES

FEBRUARY 12, 1992

A. ROLL CALL

PRESENT

ABSENT

Mr. Lindsey
Mr. Hughes
Mr. Gussman
Ms. McCleary
Mr. Cobb

OTHERS PRESENT:

Bernard M. Farmer, Jr. Secretary to the Board
John Patton, Code Compliance Officer

B. MINUTES

The minutes of the December 11, 1991, meeting were approved as presented.

C. OLD BUSINESS

W-1-91. Governor's Land

Mr. Farmer stated that in the packet there was a request for an extension of this permit due to the archaeological exploration and the Corp of Engineers issuing a Cease and Desist Order to stop shoreline stabilization work. The Corp has recently rescinded this order and Governor's Land is now ready to begin work.

He further stated the staff was in favor of granting a one year extension.

Ms. McCleary asked how item 1 differs from item 2 on the request.

Mr. Farmer stated that when you are building over vegetation you must be at a height sufficient to allow air and light to reach the vegetation.

Mr. Lindsey asked if the Board approves the extension will they be approving the original conditions.

Mr. Farmer answered yes.

Mr. Cobb moved to grant an extension of 6 months with the original conditions to remain unchanged.

D. NEW BUSINESS

W-22-91. Jerome Gordon

Mr. Farmer presented the staff report stating that Daniel Winall, contractor, on behalf of Jerome Gordon, owner has applied for a wetlands permit to install 110 linear feet of tongue and groove bulkhead in tidal wetlands of Diascund Creek. The property is located at 5036 River Drive in the Cypress Point Subdivision.

The wetlands staff and VIMS made independent site visits of the property. The property is undeveloped and almost totally in the Resource Protection Area (RPA). The proposed bulkhead is at the base of a severely eroding vertical cliff approximately fifteen feet high on the west end sloping to four feet high at the east end. The wetlands to be impacted consist of Type XV, sand/mud flat community. Approximately 300 square feet of wetlands will be filled by this project. Several mature trees at the top of the bank will be lost in sloping the bank back to control the erosion. The County Staff in consultation with VIMS makes the following recommendations.

It is the staff recommendation that a Wetlands permit be granted for 110 feet linear feet of tongue and groove bulkhead at 5036 River Drive with the following conditions:

1. A building permit for the bulkhead, based on the approved Wetlands Permit, be obtained prior to construction.
2. A land disturbing permit be obtained prior to any filling behind the bulkhead in conjunction with regrading or sloping of the bank.
3. An inspection of the filter cloth and tiebacks must be approved by the Code Compliance Office prior to backfilling.
4. This permit shall expire on February 12, 1993.

Mr. Cobb stated that if the permit is not approved the area will soon be covered with silt.

Mr. Hughes asked if there would be a problem since the plans shows that the bulkhead will not tie into the end of the adjacent bulkhead.

Mr. Patton answered no.

Mr. Lindsey opened the public hearing.

Mr. Winall, contractor, stated that several trees had been lost and the bulkhead would help save the remaining trees.

Mr. Gussman asked why erosion was such a problem at this location.

M. Winall answered that the depth of the water and the boat traffic contributed to the erosion.

Mr. Lindsey closed the public hearing.

Mr. Gussman moved to approved the permit with staff's conditions.

The vote for approval was unanimous.

E. MATTERS OF SPECIAL PRIVILEGE

Mr. Farmer stated that the rip rap activity along the James River in First Colony has been resolved and the project is near completion.

The Wetlands Symposium will be held February 22, 1992, and staff will be taking the Planning Van leaving the County Complex at 8:30 A.M. Mr. Gussman asked Mr. Farmer to please furnish the members who will not be attending any information which is provided at the symposium.

Mr. Farmer referred to the information in the packets from VMRC regarding enforcement.

Mr. Farmer stated that the staff had received the fall report on the Jim Wood property.

The proposed 1992 Wetlands Calendar was approved.


Ms. McCleary asked if a letter of appreciation had been sent to Ms. Lowe for her years of service to the Wetlands Board.

F. ADJOURNMENT

The meeting was adjourned at 7:26 P.M.



Henry Lindsey
Chairman



Bernard M. Farmer, Jr.
Secretary