

**JAMES CITY COUNTY WETLANDS BOARD
JULY 12, 2006 - 7:00PM**

A. ROLL CALL

William Apperson
John Hughes
David Gussman
Henry Lindsey

ABSENT

Larry Waltrip

OTHERS PRESENT

Elizabeth Gallup, VMRC
County Staff

B. MINUTES –May 10, 2006

The May 10, 2006 minutes were approved as presented.

C. PUBLIC HEARINGS

1. W-11-06/VMRC 06-1190 – Jimmie C Miller – 7218 Canal Street

Mr. Menichino presented the case stating that Mr. Jimmy C. Miller, owner, 7218 Canal Street applied for a wetlands permit to install approximately 45 feet of 3 ½-ft high timber bulkhead with two 3-ft return walls, and a 6X10 ft pier and floating dock behind his residence on a man made canal off the Chickahominy River. The property is further identified by James City County Real Estate as pin #1910900035. Mr. Miller was advised that it was highly recommended he attend the Wetlands Board meeting on July 12, 2006.

The pier and floating dock do not require permitting by the Wetlands Board. The bulkhead will be constructed using 2.5 inch T&G timber sheeting, a 4x6 CCA continuous wale, and galvanized tie rods connected to 8-inch diameter pilings. The bulkhead will be installed and aligned to tie into the existing bulkhead on the north side of the property and aligned so that the south end of the bulkhead will be placed adjacent to the existing segmental block wall. Filter fabric will be installed behind the bulkhead to eliminate the potential of sediment transport.

Environmental Division staff visited the site on May 31, 2006, to review the project scope and potential impacts. Proposed impacts for this project have been determined to be 45 sqft to the Type XV Sand/Mud Mixed Flat Community. Total fill impacts to the non-vegetated wetlands located on this project have been determined to be 45 sqft.

It is the staff's recommendation that the Board approve this application, with the following conditions:

1. Prior to any land disturbing activities, a preconstruction meeting will be held on-site.
2. The limits of construction shall be flagged in the field prior to the preconstruction meeting.
3. Any vegetation to be removed shall be clearly flagged or marked with spray paint prior to the preconstruction meeting.
4. Any landward areas of the Resource Protection Area (RPA) buffer that are proposed to be graded and disturbed during the construction process will require stabilization with a grass cover. If vegetation is removed for construction access, an RPA restoration plan with surety shall be submitted and approved by the Environmental Division prior to the preconstruction meeting.
5. Any trees or shrubs removed for this project shall be approved by the Environmental Division prior to any land disturbance.
6. A turbidity curtain shall be required prior to commencement of any construction activity unless waived by the Environmental Division Director.
7. The bulkhead tiebacks and the filter fabric shall be inspected by the Environmental Division prior to the placement of backfill.
8. The permit shall expire July 12, 2007.

9. If an extension of this permit is needed, a written request shall be submitted to the Environmental Division no later than two weeks prior to expiration date.

Mr. Apperson opened the public hearing.

A. Mr. Miller approached the Board and stated that the existing bulkhead was failing and the permit was to install a new bulkhead in front of the failing one.

Mr. Hughes asked how the pilings would be installed and if the contractor, American Lawn & Landscape, was licensed to do work in James City County.

Mr. Miller stated that they would be pile driven and that the contractor was licensed.

As no one else wished to speak, Mr. Apperson closed the public hearing.

Mr. Lindsey made a motion to approve case W-11-06 with staff's recommendations.

The motion was approved by a 4-0 vote.

D. BOARD CONSIDERATIONS

1. Extension of W-11-05: Landscape Solutions – 7210 - 7216 Canal Street

Mr. Menichino presented the case stating that Mr. Stuart Usher of Landscape Solutions, on behalf of Ms. Barbara Fowler, 7210 Canal Street, David W. Whisenant, 7212 Canal Street, William B. Jones, Sr. 7214 Canal Street, and James Tawney, 7216 Canal Street, requested an extension of the expiration date for Wetlands Permit No W-11-05. Subsequent to the receipt of Mr. Usher's request, the Environmental Division authorized approval of the permit extension from July 12, 2006 to July 12, 2007. All permit conditions required within W-11-05 shall apply to the permit extension.

The authorization of the Wetlands Permit Extension by the Environmental Division is subject to review and confirmation by the Wetlands Board at this meeting.

As no one wished to comment, Mr. Apperson asked for a motion.

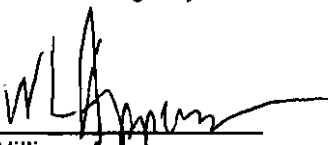
Mr. Lindsey made a motion to approve extending the permit expiration date for case W-11-05 from July 12, 2006 to July 12, 2007 with all previously approved conditions.

The motion was approved by a 4-0 vote.

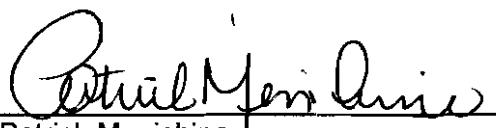
E. MATTERS OF SPECIAL PRIVILEGE - none

F. ADJOURNMENT

The meeting adjourned at 7:10 PM.



William Apperson
Chairman



Patrick Menichino
Secretary