

MINUTES
JAMES CITY COUNTY WETLANDS BOARD
REGULAR MEETING
County Government Center, Building F
101 Mounts Bay Road, Williamsburg, VA 23185
August 14, 2019
5:00 PM

A. CALL TO ORDER

The Wetlands Board meeting for August 14, 2019, 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:

John Hughes, Chair
William Apperson, Vice Chair
David Gussman
Charles Roadley
Robert Lukens, Alternate

Board Members Absent:

Larry Waltrip

Other Staff Present:

Toni Small, Director, Stormwater and Resource Protection
Liz Parman, Assistant County Attorney
Trevor Long, Watershed Planner, Stormwater and Resource Protection
Janice Petty, Stormwater Assistant, Stormwater and Resource Protection

C. MINUTES

1. Minutes from July 10, 2019, Regular Meeting

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

D. PUBLIC HEARINGS

1. WJPA 19-0032 / VMRC 19-1124 : 7612 Uncles Neck

Mr. Trevor Long, Watershed Planner, presented the permit request submitted by Ms. Karla Havens, Mid-Atlantic Resource Consulting, on behalf of Ms. Theresa Whelan who has applied for a wetlands permit to construct a stone breakwater with beach nourishment at property located at 7612 Uncles Neck, within the Rivers Bend at Uncles Neck Subdivision and the Yarmouth Creek watershed. The property is further identified as James City County Parcel No. 2030200028. The presentation described the current site conditions, proposed construction and mitigation. Staff recommended approval of the permit

with conditions. The Board deliberated the pros and cons of this permit.

Mr. Hughes opened the Public Hearing.

A. Ms. Karla Havens, Mid-Atlantic Resource Consulting, was available to answer questions from the Board.

Mr. Roadley inquired about the depths of the water offshore.

A. Ms. Havens explained the reasoning of the placement of the breakwater.

Mr. Roadley inquired about the lack of end treatments on the breakwater structure.

A. Ms. Haven stated there were no end treatments proposed.

B. Mr. Jeffrey Madden, Marine Resources Commission, inquired about direct vegetated wetland impacts.

Mr. Long deferred the question to the applicant.

A. Ms. Havens responded that the breakwater was out of the vegetative wetlands.

B. Mr. Madden inquired about the construction access.

A. Ms. Havens stated that construction access would be through the uplands.

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

Mr. Apperson made a motion to adopt the Resolution to grant the permit for Wetlands Board Case No. WJPA 19-0032 / VMRC 19- 1124 at 7612 Uncles Neck.

Mr. Roadley amended the conditions of the Resolution. Staff shall determine actual vegetative impacts during the construction of the breakwater and the reestablishment of vegetated wetlands would be commensurate with the amount of impact.

Mr. Hughes restated that we have a motion to adopt the Resolution as amended.

A motion to Approve with Conditions as amended was made by Mr. Apperson.

The motion result was:

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

Ayes: Gussman, Apperson, Hughes, Roadley, Lukens

Absent: Waltrip

E. BOARD CONSIDERATIONS

1. WJPA 18-0089 : 209 Sherwood Forest

Mr. Trevor Long, Watershed Planner, presented the surety release request by Mr. John F Cox.

Mr. Roadley made a motion to release the surety as requested.

The motion result was:

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Gussman, Apperson, Hughes, Roadley, Lukens
Absent: Waltrip

F. MATTERS OF SPECIAL PRIVILEGE

None

G. ADJOURNMENT

A motion to adjourn was made by Mr. Gussman. Approved on a voice vote.

The meeting adjourned at 5:29 p.m.



John Hughes
Chair, Wetlands Board



Michael Woolson
Secretary to the Board