

MINUTES
JAMES CITY COUNTY WETLANDS BOARD
REGULAR MEETING
County Government Center, Building F
101 Mounts Bay Road, Williamsburg, Virginia 23188
November 9, 2022
5:00 PM

A. CALL TO ORDER

The Wetlands Board meeting for November 9, 2022, 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, Chairman
Michael O'Brien
Scott Maye, Alternate
Jason Knight, Alternate

Board Members Absent:

Robert Lukens, Vice Chair
Charles Roadley
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
Joshua Everard, Assistant County Attorney, County Attorney's Office

C. MINUTES

None.

D. PUBLIC HEARINGS

1. WJPA-22-0021 : 1485 John Tyler Highway

A motion to Approve w/ Conditions was made by Michael O'Brien, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 3
Ayes: Dunn, O'Brien, Knight, Maye
Absent: Roadley, Waltrip, Lukens

Mr. Trevor Long, Watershed Planner, presented the permit request submitted by Ms. Karla Havens, Mid-Atlantic Resource Consulting, on behalf of Mr. Larry and Mrs. Carla Evans, for the installation of two breakwaters and beach nourishment. The property is further identified as James City County Tax Map Parcel No. 3430300003. 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 confirmed the height of the breakwater for the Board.

Mr. Dunn opened the Public Hearing.

A. Ms. Karla Havens, Mid-Atlantic Resource Consulting, 1095 Cherry Row Lane, Shacklefords offered further information about the plan including details about the breakwater dimensions.

Mr. Dunn closed the Public Hearing.

The Board considered the plan as it relates to other similar projects in the surrounding area.

2. WJPA-22-0023 : 7624 Uncles Neck

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 3

Ayes: Dunn, O'Brien, Knight, Maye

Absent: Roadley, Waltrip, Lukens

Ms. Robin Benedict, Watershed Planner, presented the permit request submitted by Mr. Daniel Winall, Waters Edge Construction, on behalf of Mr. Mark Gillespie, for the installation of a riprap revetment. The property is further identified as James City County Tax Map Parcel No. 2030200031. 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 confirmed further details about the plan for the Board, including aspects of erosion that has occurred at the site and the location of the revetment.

Mr. Dunn opened the Public Hearing.

A. Mr. Daniel Winall, Waters Edge Construction, PO Box 352, Toano, Virginia further described the erosion at the site and the feasibility of a breakwater at the same location.

Mr. Dunn closed the Public Hearing.

The Board deliberated the suitability of the proposed riprap to prevent further erosion.

3. WJPA-22-0024: 124 Four Mile Tree

A motion to Defer was made by Michael O'Brien, the motion result was Passed.

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 3

Ayes: Dunn, O'Brien, Knight, Maye

Absent: Roadley, Waltrip, Lukens

Mr. Trevor Long, Watershed Planner, presented the permit request submitted by Mr. Mo Bloxom, Southern Landscaping, LLC, on behalf of Mr. Taylor and Mrs. Colleen McMurdo, for the installation of a stone revetment. The property is further identified as James City County Tax Map Parcel No. 1640500010. 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 its involvement in the development of the final site plan for this project for the

Board.

Mr. Dunn opened the Public Hearing.

A. Mr. Mo Bloxom, Southern Landscaping, LLC, PO Box 275 Shacklefords Virginia, cited the effect of a single weather event on the shoreline as an explanation for the decision to propose a revetment rather than a water sill. Mr. Bloxom also referred to an intent for the project to be expedient and permanent as further cause for proposing a revetment.

Staff confirmed consultation with the Virginia Marine Resource Commissions (VMRC) during the process of developing the site plan.

A. Mr. Bloxom described a living shoreline as incapable of withstanding the severity of the wave action at the site in response to the Board's inquiry. Mr. Bloxom also confirmed consultation with VMRC during development of the site plan.

B. Ms. Lauren Chartrand, VMRC, 380 Fenwick Road, Hampton, Virginia clarified that the Virginia Institute of Marine Science (VIMS) was not involved with this plan and is responsible for the determination of living shoreline requirements.

A. Mr. Bloxom expressed an intent to follow staff's recommendations.

Mr. Dunn closed the Public Hearing.

The Board deliberated the suitability of the proposed revetment, especially as it relates to an alternative proposal of utilizing a living shoreline.

Mr. O'Brien indicated support for further examination of the circumstances to determine the feasibility and applicability of each option.

Mr. Everard clarified for the Board the procedure necessary for deferment of a permit request.

Mr. Dunn concurred with Mr. O'Brien and indicated his intent to deny the permit request without further investigation.

Mr. Dunn reopened the Public Hearing.

A. Mr. Bloxom requested deferral of the permit request.

Mr. Dunn closed the Public Hearing.

Mr. Woolson suggested that the Public Hearing remain open as a matter of procedure.

Mr. Dunn reopened the Public Hearing.

E. BOARD CONSIDERATIONS

1. Election of Officers for 2023

Mr. Woolson indicated staff's request to defer the election of officers until the December meeting.

Mr. Dunn confirmed deferment of the election of officers.

2. 2023 Calendar

Mr. Woolson confirmed for the Board that the proposed calendar includes a meeting on the second Wednesday of each month in 2023 scheduled to begin at 5:00 p.m.

A motion to approve the 2023 calendar was made by Mr. Dunn.

The calendar was approved on a voice vote.

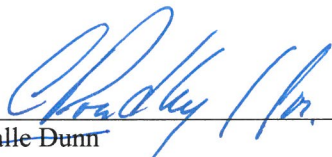
F. MATTERS OF SPECIAL PRIVILEGE

None.

G. ADJOURNMENT

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

The meeting adjourned at 5:58 p.m.



~~Halle Dunn~~
Chair, Wetlands Board
Charles Readeley



Trevor Long
Secretary to the Board