

Middlesex County Wetlands Board

Minutes

April 11, 2023

Call to Order

The April 11, 2023, meeting of the Middlesex County Wetlands Board was called to order by Chairman Dolezal, at 9:58 A.M. in the Boardroom of the Historic Courthouse, Saluda, Virginia.

Present: Wesley Dolezal

Monica Sanders

Woodson Armstead

John Boyd

Jay Woodward, VMRC Representative

Staff present: Marc Longest, Environmental and Code Compliance Officer

Absent: Scotty Schafer

Minutes

The Board considered the minutes of the February 14, 2023, meeting. The motion to approve the minutes was made by Mr. Armstead and seconded by Mr. Boyd and carried with a 4-0-1 Absent vote.

Public Hearings

A. Wetlands Application # 2022-0838 submitted by Kilmer's Point Homeowner's Association C/O Scott Fath. This request is for the repair and reconstruction of an existing community pier, including boat slip mooring pilings with finger piers, and a stepdown platform at South end of boat slip pier system within the Wetlands Board's jurisdiction. The proposed project is located on Robinson Creek, at Tax Map Parcel # 19C-5-C. Kilmer Point Dr

Bud Allen was present to represent the application and to explain the proposed project.

Chairman Dolezal opened the hearing for comments from the public.

There being no additional comments, the public portion of the hearing was closed.

Chairman Dolezal began a brief period of questions and comments between the Board and the agent.

Chairman Dolezal asked staff about confusion of the applicant not obtaining a permit. Notices were sent, but applicants received approval from VMRC & the CORP, but failed to obtain the approval of the Wetlands Board. Chairman Dolezal addressed the contractor, Scott Smith, noting that he was a contractor (Class B per Mr. Smith), Chairman Dolezal hoped that he would not be bringing anymore After-the-Fact Applications to the Board. Mr. Woodward explained that if this was a repair, it would not need a permit, but replacement of the structure would require such, Mr. Longest confirmed that we follow the same procedure keeping whole replacements as needing permits. Mr. Armstead and Mr. Boyd had no comment. Mrs. Sanders understood the issues with some many regulations and confusion.

There being no further questions or comments from the Board, Chairman Dolezal asked for disposition of the application.

The motion to approve the application as submitted was made by Mrs. Sanders and seconded by Mr. Boyd and carried with a 4-0-1 Absent Vote with a 3 year limit.

B. Coastal Primary Sand Dune Application # 2023-0338 submitted by Edwin Bischoff. This request is to repair and extend landward, existing groin near western property line within the Wetlands Board's jurisdiction. The proposed project is located on the Rappahannock River, at Tax Map Parcel # 40 (5) D1. 1568 North End Rd

Edwin Bischoff was present to represent the application and to explain the proposed project.

Chairman Dolezal opened the hearing for comments from the public.

There being no additional comments, the public portion of the hearing was closed.

Chairman Dolezal began a brief period of questions and comments between the Board and the agent.

Chairman Dolezal noted that a living shoreline statement has been provided. Mr. Armstead and Mrs. Sanders had no comments. Mr. Boyd stated it was a necessary project. Mr. Woodward noted that it would address the issues with a new groin and the removal of the other groin. Mr. Longest noted that impacts and that he should move the grasses to transplant and not lose this resource.

There being no further questions or comments from the Board, Chairman Dolezal asked for disposition of the application.

The motion to approve the application as submitted was made by Mr. Boyd and seconded by Mr. Armstead and carried with a 4-0-1 Absent Vote with an 18 Month time limit.

C. Wetlands Application # 2023-0366 submitted by Todd Fulton. This request is for a 48' low profile groin and 160' stone revetment within the Wetlands Board's jurisdiction. The proposed project is located on the Rappahannock River, at Tax Map Parcel # 28(15)4. 49 N. Shore Cir.

Todd Fulton was present to represent the application and to explain the proposed project.

Chairman Dolezal opened the hearing for comments from the public.

There being no additional comments, the public portion of the hearing was closed.

Chairman Dolezal began a brief period of questions and comments between the Board and the agent.

Chairman Dolezal noted that stone was the better choice, and a living shoreline statement was provided, but was not ideal. Mr. Armstead had no comment. Mr. Boyd confirmed the stone size. Mrs. Sanders stated it was a good solution. Mr. Woodward confirmed that there was a small portion that belonged to them.

There being no further questions or comments from the Board, Chairman Dolezal asked for disposition of the application.

The motion to approve the application as submitted was made by Mr. Armstead and seconded by Mrs. Sanders and carried with a 4-0-1 Absent Vote with an 18 Month time limit.

D. Wetlands Application # 2023-0444 submitted by Laura Howard. This request is to construct a 45'X10'X2.5' revetment with associated sand and seagrass planting, remove concrete debris at toe of embankment, and install a 125'X25'X2' rip rap toe along base of embankment within the Wetlands Board's jurisdiction. The proposed project is located on the Piankatank River, at Tax Map Parcel # 45(1)5B. 204 Bland Point Rd

Michelle Meredith was present to represent the application and to explain the proposed project.

Chairman Dolezal opened the hearing for comments from the public.

There being no additional comments, the public portion of the hearing was closed.

Chairman Dolezal began a brief period of questions and comments between the Board and the agent.

Chairman Dolezal stated it was much need, RPA would be needed, and all damaged areas would be repaired. Mr. Armstead and Mr. Boyd had no comments. Mrs. Sanders confirmed that the old pilings would be removed. Mr. Woodward confirmed that the pilings would be removed per their request.

There being no further questions or comments from the Board, Chairman Dolezal asked for disposition of the application.

The motion to approve the application as submitted was made by Mrs. Sanders and seconded by Mr. Boyd and carried unanimously with a 4-0-1 Absent Vote with an 18 Month time limit.

Old Business:

None

New Business:

A. Extension of VMRC Permit # 2021-1733 Claude “Chip” W. & Mary M. Hudson, III -- Extended

B. Extension of VMRC Permit # 2020-1227 Agnes (Stacia) Smith -- Extended

C. Extension of VMRC Permit # 2021-1664 Christopher Wood – Extended

Next meeting, discussion will be had on extending permit expiration dates, By-Laws and Ordinance review of date requirements.

Adjournment:

Mr. Armstead made a motion to adjourn the meeting; it was seconded by Mr. Boyd and carried 4-0-1 Absent.

Respectfully submitted,

Wetlands Board Chair

Date