

## **Middlesex County Wetlands Board**

### **Minutes**

**June 8, 2021**

#### **Call to Order**

The June 8, 2021 meeting of the Middlesex County Wetlands Board was called to order by Chairman Dolezal, at 10:00 A.M. in the Boardroom of the Historic Courthouse, Saluda, Virginia.

Present: Wesley Dolezal

Monica Sanders

Woodson Armstead

John Boyd

David Laughton

Staff present: Marc Longest, Environmental & Codes Compliance Officer

Also present was Jay Woodward from the Virginia Marine Resources Commission (VMRC).

#### **Minutes**

The Board considered the minutes of the May 11, 2021 meeting. The motion to approve the minutes was made by Mrs. Sanders and seconded by Mr. Boyd and carried unanimously.

## Public Hearings

- A. **Wetlands Application # 2020-2199** submitted by Mid-Atlantic Resource Consulting on behalf of OCVA Holdings, LLC William T. Nolley, Manager. This request is to construct 235' stone and concrete rubble sill with beach nourishment and sprigging with associated bank grading. To construct 80' stone and concrete rubble revetment with associated back grading within the Wetlands Board's jurisdiction. The proposed project is located on Meachims Creek, at Tax Map Parcel # 30A-12-3. 838 Long Point Lane

Kade Havens 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.

Mr. Laughton state the Piankatank River was noted but was a good job. Mrs. Sanders questioned tree removal – agent stated if needed for grading. Mr. Boyd stated it was necessary. Mr. Armstead had no comment. Chairman Dolezal questioned the need for a RPA Permit – yes needed – resprigging if dead or dying – yes. Mr. Woodward stated no permit required, living shoreline components with no further comments. Mr. Longest noted that there was concern with the dock location and access, noted the JPA could be modified due to it being a permitted use, and could fall under an access path.

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. Laughton and seconded by Mr. Boyd and carried unanimously with an 18 Month time limit.

- B. **Coastal Primary Sand Dune Application # 2020-2205** submitted by Lee & Amy Nunnally. This request is to remove existing jetty, add 48' jetty 10' South of removed jetty within the Wetlands Board's jurisdiction. The proposed project is located on the Rappahannock River, at Tax Map Parcel # 40-86-14. 281 Riverbank Drive

Bob Claytor was present to represent the application and to explain the proposed project. Noted a revision to 48' for the jetty.

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.

Mr. Boyd questioned if this crosses the property line – it will cross past the MLW mark. Mr. Laughton, Mrs. Sanders, and Mr. Armstead had no comments. Mr. Woodward stated it was a general permit and that it did cross the Riparian line, but with no protest from neighbor and the similar footprints as other, they had no issues. Chairman Dolezal confirmed no further damage.

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 an 18 Month time limit.

- C. **Wetlands Application # 2020-2336** submitted by David Bluthardt. This request is to install 50'X8' of A1A rip rap revetment within the Wetlands Board's jurisdiction. The proposed project is located on Jackson Creek, at Tax Map Parcel # 40-194A. 416 Paradise Lane.

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.

Mr. Laughton, Mrs. Sanders, Mr. Boyd, and Mr. Armstead had no comment. Chairman Dolezal noted the living shoreline statement, depth of water, and the impacts should be less. Agent noted vegetation at 1.5' above the MHW. Mr. Woodward, Chairman Dolezal, and Mr. Longest agreed that the impacts were not vegetated, but there were impacts in the location of the revetment. The vegetation that was noted by the agent was brush and scrub on the bank within the RPA Buffer.

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 unanimously with an 18-month time limit.

- D. **Wetlands Application # 2021-0409** submitted by Norman & Beth Sandbach. This request is to install 100' of geotube 4' high x 8' wide and 20' will be 3' high x 6' wide, clean sand will be put behind the geotube and hydraulically pushed up into the undercuts of the bank, two rows of *Sporobolus alterniflorus* will be planted on 1' centers out in front to the geotube, two rows of *Sporobolus pumilus* will be planted on top of the bags to protect it from long-term sun damage, and a few Envirolok bags may be used in the interface between the two ends of the geotube and the cliff within the Wetlands Board's jurisdiction. The proposed project is located on Urbanna Creek, at Tax Map Parcel # 26A (1) 1. 1387 Oakes Landing Rd

Agent or Owner were not present to represent the application and to explain the proposed project. The Board discussed options pertaining to Public hearing, the notice from the agent to Postpone the application, and the fact no one was present. It was decided to table the permit, WITH NO PUBLIC HEARING, and that staff would notify the agent of the decision. Agent or owner will need to have application re-advertised due to no public hearing being held. Concerns were that the project could change as submitted, timeframe to issue permit would not allow for revisions, and it is incomplete due to agent possibly making those revisions.

- E. **Wetlands Application # 2021-0907** submitted by Mary Ellen Cardwell. This request is to construct 36' vinyl bulkhead with 2' and 4' return walls to replace existing failing timber bulkhead and construct two 20' sections of rip rap revetment along each end of the proposed bulkhead within the Wetlands Board's jurisdiction. The proposed project is located on Perkins Creek, at Tax Map Parcel # 20A(1)13. 460 Knapp Street

Joey Scott 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.

Mr. Armstead had no comment. Mr. Boyd noted we need directions – agent provided notes. Chairman Dolezal noted the living shoreline statement and not impact on grasses – yes. Mr. Woodward stated it would follow Bulkhead Maintenance and the rock ends before the grasses – No Permit Needed.

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. Laughton and seconded by Mr. Boyd and carried unanimously with an 18-month time limit.

**Old Business:**

**Board voted to change meeting time to 10:00AM 1<sup>st</sup> by Mr. Boyd, 2<sup>nd</sup> by Mrs. Sanders, all approved.**

**Discussion of Wetlands Guidelines with Jay Woodward. Approved on the 25<sup>th</sup> of May as voted by the Commission, VIMS will serve the Best Science Available per the guidance documents.**

**New Business:**

**Board made decision to start visiting sites as a group. Concerns over vaccinations and safety due to Covid-19 were discussed. Safety would be followed and caution for those not vaccinated.**

Adjournment:

Mr. Armstead made a motion to adjourn the meeting; it was seconded by Mr. Boyd and carried unanimously.

Respectfully submitted,

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Wetlands Board Chair

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Date