

**Virginia: At a meeting of the Accomack County Wetlands Board, held in the Chambers of the Board of Supervisors on the 20<sup>th</sup> day of February, 2014, A.D.**

**Members present:**

Mr. Earl B. Frederick, Chairman  
Mr. George H. Ward, Jr., Vice Chairman  
Mr. Gene Taylor  
Mr. T. Lee Byrd  
Mr. Jay Ford

**Members absent:**

Mr. C. Lee Davis

**Others absent:**

Mr. Hank Badger, VMRC  
Mr. Robert Cole, USACE

**Staff present:**

Mr. David Fluhart, Secretary  
Ms. Gracie A. Milbourne, Recording Secretary

**The meeting was called to order by Chairman, Earl B. Frederick, at 10 a.m. and turned over to Mr. Fluhart, pro-tem for election of officers for Year 2014.**

**1). ELECTION OF OFFICERS:**

Mr. Fluhart opened nominations for Chairman for Year 2014. Mr. Taylor nominated Mr. Frederick as Chairman. Mr. Ward seconded the motion. Ayes: Mr. Taylor, Mr. Ford, Mr. Ward, and Mr. Byrd.

Mr. Fluhart turned the meeting over to Mr. Frederick who called for nominations for Vice Chairman. Mr. Taylor made a motion to nominate Mr. Ward as Vice Chairman. Mr. Byrd seconded the motion. Ayes: Mr. Frederick, Mr. Taylor, and Mr. Byrd, and Mr. Ford.

**At this time, the meeting was opened to a public hearing. All applications are approved for a one-year period from the date of this hearing, unless specifically noted. All applicants, speakers and representatives are sworn in before the Board on the following wetlands applications:**

**This Board is aware of and complies as closely as possible with the objectives of the Virginia Marine Resource Commission's Wetlands Policy of No Net Loss.**

**2). MINUTES:**

Mr. Taylor made a motion to approve the minutes of the December 19, 2013 meeting as circulated. Mr. Byrd seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Taylor, Mr. Byrd, and Mr. Ford.

**3). NEW BUSINESS:**

**1). An application from Robert Newbert, VMRC# 2014-0018, for the installation of a bulkhead with backfill along a man-made canal, beside 20390 Baldpate Lane, Schooner Bay Subdivision, near Onancock, Virginia. TM# 75D-4-4-22**

Mr. Robert M. Newbert appeared before the Board to represent this application. He asked for permission to install approximately 100-foot of bulkhead on property that he owned but was clarified through a recent survey.

After a brief discussion, Mr. Ward made a motion to approve this application as presented. Mr. Byrd seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Byrd, Mr. Taylor, and Mr. Ford.

**2). An application from Larry Hamann, VMRC# 2013-1104, for the installation of a bulkhead with fill on property located on Keel Court, Captain's Cove Subdivision, near Greenbackville, Virginia. TM# 5A1-1-1209**

Mr. Luke Britton, Contractor, appeared before the board to represent this application. Mr. Britton asked for permission to install a 77-foot bulkhead that will connect to bulkheads on either side, thereby impacting non-vegetated wetlands and 154 square feet of vegetated wetlands.

After a brief discussion, Mr. Taylor made a motion to approve this application with the condition that a payment of \$1,848 be paid into the mitigation fund for 154 square feet of vegetated tidal wetlands impacts. Mr. Ford seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Taylor, Mr. Ford, and Mr. Byrd.

**3). An application from William & Ruth Spann, VMRC# 2014-0015, for the installation of rip rap marsh toe protection and the installation of a low-profile bulkhead (around existing deck) at 5492 Amrien Circle Drive, Chincoteague Bay, Chincoteague, Virginia. TM# 31B1-2-37 et al**

Mr. Luke Britton, Contractor, appeared before the board to represent this application. Mr. Britton asked that the Spanns be given permission to construct a low-profile bulkhead below grade of the existing marsh with no uplands, install rip rap under the dock and plant marsh grass to protect the marsh from further erosion.

Mr. Fluhart noted the comments from VMRC that indicated that marsh toe protection is necessary but asked Mr. Britton to be sure to coordinate with Mr. Robert Cole of Army Corps for their approval.

After a brief discussion, Mr. Byrd made a motion to approve this application with the condition that a payment of \$1,200 be paid into the mitigation

fund for 100 square feet of vegetated tidal wetlands impacts. Mr. Ward seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Byrd, Mr. Ward, Mr. Taylor, and Mr. Ford.

4). **EXTENSIONS:**

**An extension request from Burbage Properties, VMRC# 2010-1864, to install approximately 400-foot of bulkhead (various lengths totaling 400-foot) at the existing Chincoteague Inn Restaurant property, thereby impacting wetlands, Main Street and Marlin Street, Chincoteague, Virginia. (TM# 30A5-A-371, et al). (This permit expired January 27, 2014)**

Mr. Fluhart gave the board an update about this project and stated that Mr. Chris McCabe of Coastal Compliance Solutions requested a six-month extension as the majority of the work is complete.

After a brief discussion and review of the expiration dates with other agencies, Mr. Taylor made a motion to approve the extension for one year from the last expiration date -with a new expiration date of January 27, 2015. Mr. Byrd seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Taylor, Mr. Byrd, and Mr. Ford.

**ADJOURNMENT:**

Mr. Byrd made a motion to adjourn. Mr. Taylor seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Byrd, Mr. Taylor, and Mr. Ford.

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Mr. Earl B. Frederick, Chairman