

Virginia: At a meeting of the Accomack County Wetlands Board, held in the
Chambers of the Board of Supervisors on the 26th day of May,
2016, A.D.

Members present:

Mr. Earl B. Frederick, Chairman
Mr. George H. Ward, Jr., Vice Chairman
Mr. Gene Wayne Taylor
Mr. T. Lee Byrd
Mr. Timothy Getek

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Staff present:

Ms. Gracie A. Milbourne, Secretary, Wetland Board & Recording
Secretary

Others present:

Mr. Hank Badger, VMRC

The meeting was called to order by Chairman Earl B. Frederick, and opened to a public hearing at 10 a.m. 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.

1). MINUTES

There were no minutes available at this meeting.

2). NEW BUSINESS

1). An application from Steve Miller, VMRC# 2016-0544, to construct a bulkhead along Deep Hole Creek at 6149 Fir Landing, Chincoteague, Virginia. TM# 31B2-2-B2

Mr. Raymond Britton, representing the contractor, appeared before the

Approved
9/22/16

board to represent this application. He indicated that the property owner wants to construct a bulkhead along the back of the property that will impact 290 square feet of vegetated wetlands and is willing to pay into the mitigation fund to compensate for the loss.

Some discussion commenced about the drawing and the lack of information pertaining to the height of the proposed low-profile bulkhead. Mr. Frederick asked about the alignment of the proposed bulkhead since there was some difficulty determining that during the site visit.

Mr. Frederick summarized the VIMS recommendations that suggested that vegetation should be planted in the riparian area, limb up tree limbs that are hanging over the marsh to allow sunlight to reach the shoreline, etc.

Mr. Hank Badger appeared before the board and stated that this project was not in VMRC's jurisdiction, but could provide numbers from a site visit. He gave measurements from the house to the corner and also from the pier to the corner to get some understanding of where the alignment was going to be and approximated 1,162 square feet of vegetated wetlands impacts for this project. He further stated that there did not seem to be erosion to the shoreline, therefore, the potential wetlands impacts for the proposed bulkhead does not appear to be necessary.

Mr. Britton asked that this application be continued until the next meeting to get revised drawings and to consult with the property owner.

After a brief discussion, Mr. Byrd made a motion to continue this application for revised drawings. Mr. Taylor seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Byrd, Mr. Taylor, and Mr. Getek.

2). An application from Accomack County Public Schools, VMRC# 2016-0537, to fill and seed existing holes, remove debris and stone, grade and reseed area, to create a softball field at the old Tangier school site, Tangier, Virginia. TM# 62A1-A-82

Mr. Wayne Burton, manager of Accomack County Parks and Recreation, appeared before the board to represent this application. Mr. Burton described the location of the property to be across from the new school and explained that the Board of Supervisors, with the help of the Honorable Robert Crockett, allocated funds to develop a ball field for the children on the island. He mentioned that plans are to remove any obstructions, fill holes, level it, and seed the area to make it a safe play area.

Mr. Getek acknowledged that he had visited the site and had questions about the flagged area. Mr. Burton stated that the flagged area is where more dirt and grading is needed to avoid mishaps.

Mr. Burton also stated that he has spoken with Mr. Steven Gibson with the Army Corps of Engineers about the permit for this project.

Mr. Frederick asked that a drawing of the ballfield with the dimensions be submitted to show where it is on the lot. Mr. Burton agreed.

Mr. Badger was asked about the vegetation on the property and he indicated that this project will not be any loss to vegetated wetlands.

After some discussion, Mr. Taylor made a motion to approve this application with the condition that the approval and/or Nationwide Permit must be obtained from the U.S. Army Corps of Engineers. Mr. Getek seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Taylor, Mr. Getek, and Mr. Byrd.

3). An application from Corbin Hall Property Owner's Association, VMRC# 2015-0992, to construct a stone breakwater/jetty, a bulkhead with walkways, and dredge the access channel and boat basin along Chincoteague Bay in Corbin Hall Subdivision, Horntown, Virginia. TM# 14-A-87

Mr. Bill Davis, property manager of the association, appeared before the board to represent this application and gave a brief history of the marina that has been located there since the 80s. He indicated that the Association would like to upgrade it with a breakwater to protect south of the opening, and the current boat ramp was not built with the correct angle. He mentioned that dredging has been done at least two times and is currently needed again.

Mr. Frederick read a letter from VIMS that stated a review of the various improvements to the marina had been done and found that the construction of the extended rock jetty will cause permanent impacts to non-vegetated subaqueous bottom and potentially some vegetated wetlands and strongly recommended that the jetty not encroach upon vegetated wetlands. The letter also mentioned a concern about the proposed dredging as it appears that the basin had not been maintained for some time as it is very shallow with vegetated wetlands growing in portions and dredging will lead to the permanent removal of these wetlands and therefore suggested that if this project was permitted, care should be taken during

all aspects of construction to ensure adjacent wetlands are not adversely.

A discussion commenced about the drawings, the phragmites control, dredging, and the calculations of the area that will be impacted.

After a lengthy discussion, Mr. Taylor made a motion to approve this application with the condition that mitigation must be paid into the Mitigation Fund for the disturbance of 512 square feet of vegetated wetlands in the amount of \$6,144.00. Mr. Byrd seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Taylor, Mr. Byrd, and Mr. Getek.

IN OTHER BUSINESS:

Mr. Getek discussed with the board that he had attended a VIMS class on May 5th and shared some information regarding the authority of the Wetlands Board and how other jurisdictions manage their wetlands division.

ADJOURNMENT:

Mr. Getek made a motion to adjourn at 11:32 a.m. Mr. Ward seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Getek, Mr. Taylor, and Mr. Byrd.

Mr. Earl B. Frederick, Chairman