



**WETLANDS/BEACHES AND CHESAPEAKE BAY BOARD  
COUNTY OF NEW KENT  
JUNE 5, 2014, 6pm  
COUNTY ADMINISTRATION BUILDING BOARD ROOM  
MINUTES**

A MEETING OF THE NEW KENT COUNTY CHESAPEAKE BAY PRESERVATION BOARD WAS HELD ON THE 5th DAY OF JUNE IN THE YEAR TWO THOUSAND FOURTEEN IN THE NEW KENT COUNTY ADMINISTRATION BUILDING BOARD ROOM AT 6:00 P.M.

**IN RE: ROLL CALL**

Attendance:

Mr. Paul Davis	Present
Ms. Jean Street	Present
Ms. Patricia Paige	Present
Dr. Alan Neumann	Present
Mr. Lyle Gleason	Present – Vice Chairman
Mr. John Bragg	Absent – Chairman

Also attending:

- Mr. Matt Venable, Acting Environmental Planning Manager
- Mrs. Cathy Williams, Recording Secretary
- Randy Owen, Environmental Engineer, Marine Resources Commission
- Mr. Paul White
- Mr. J. Mitchell

The meeting was called to order at 6:00 PM and a quorum was established.

**IN RE: DECLARATION OF POLICY FROM THE LAWS OF VIRGINIA**

Vice-Chairman Lyle Gleason read the declaration of policy from the laws of Virginia relating to the Marine Resources of Virginia and the New Kent County Code relating to Chesapeake Bay regulations.

**IN RE: APPROVAL OF MINUTES**

A motion was made by Mr. Davis and seconded by Ms. Street to approve the minutes of the May 1, 2014 meeting with changes to reflect under the Election of Officers, page 2, it was Mr. Gleason who nominated the Chairman and Mr. Davis who elected the Vice-Chair. Dr. Neumann's name was to be removed.

The members were polled:

Mr. Lyle Gleason	Aye
Ms. Jean Street	Aye
Mr. Paul Davis	Aye
Dr. Alan Neumann	Aye
Ms. Patricia Paige	Abstain
Mr. John Bragg	Absent

The motion carried with a 4:0:1. Vote.

**IN RE: NEW BUSINESS**

Mr. Gleason welcomed Patricia Paige as the new board member.

**IN RE: CHESAPEAKE PRESERVATION BOARD PUBLIC HEARING VMRC# 2013-0711**

**Application NAO 2012-2086 ("VMRC #13-0711), submitted by PW Development, for the installation of driveway.**

This project requested the approval of the Wetlands Board only.

Mr. Mitchell said that the adjacent landowners did not want to communicate with providing access to other parcels through the existing roadway, and the only other option was to develop a roadway within the right-of-way that would affect a small amount of wetlands.

Mr. Davis said that it was a unique piece of property and expressed that the drain field be protected when clearing the trees.

Board members reviewed the new site plans that included the additional trees. Board members spoke about the drain field clearing and the removal of tress.

There was discussion about the removal of refuse on the site. Mr. White said that he was clearing the field of trash by hand since no equipment was allowed on the site due to RPA. The Board was concerned about the amount of manual labor it would take to complete the clearing. Mr. White stated he had already been clearing it and would continue to do so until it's completed.

Mr. Venable was asked to go over his recommendation. In doing so, he introduced the engineer of the project and he went over the roadway. He stated that it was to be constructed above high mean water mark.

Staff Recommendation Review: Mr. Venable concluded that the road was within the flood plains and there would be maintenance involved as the client was well aware of. They would need to buy wetland's credits. And being there was no other place for individual to have access, it was recommended to approve the application. Mr. Venable added that the applicant had done their due diligence and had obtained all necessary permits.

A motion was made by Mr. Davis to approve Application NAO 2012-2086 ("VMRC #13-0711).

The members were polled:

Ms. Jean Street	Aye
Mr. Paul Davis	Aye
Ms. Patricia Paige	Aye
Dr. Alan Neumann	Aye
Mr. Lyle Gleason	Aye
Mr. John Bragg	Absent

The motion carried with a 5:0:0.vote.

**IN RE: CHESAPEAKE PRESERVATION BOARD PUBLIC HEARING APPLICATION CBPA #003-14**

**Application CBPA#003-14, submitted by PW Development for construction of a new single family dwelling.**

Mr. Venable said there was encroachment on the outside of the roadway. He referred to the site plan. The applicant met all Chesapeake Bay requirements to include 18 trees to be planted on the lot and 36 planted along the roadway to meet the 2:1 ratio criteria. The Drain field concern was addressed. The Trees were within 100' RPA buffer and would need to be graded and cleared in order to build the home. They already had well and septic.

The public hearing was opened.

Applicant stated there was an infiltration facility which is part of Chesapeake Bay requirements.

A question was asked about the slope at the foundation, applicant answered it would be 6" and 10'.

Being no one else to speak, the public hearing was closed.

Staff Recommendation Review: Mr. Venable added there was no other area to build the roadway because of the lot line constraints, and all trees along the roadway and home site were to be mitigated. Applicant had worked to disturb the least amount of RPA to build the home being within the 20' setback. Chesapeake Bay pollutant removal requirements had been met with the infiltration installment.

The roadway is necessary to gain access to the proposed single family dwelling. All trees within the roadway and house site are to be mitigated. No area to build home to disturb less RPA.

A motion was made by Mr. Davis to approve Application CBPA#003-14 as proposed.

The members were polled:

Ms. Patricia Paige	Aye
Mr. Lyle Gleason	Aye
Dr. Alan Neumann	Aye
Mr. Paul Davis	Aye
Ms. Jean Street	Aye
Mr. John Bragg	Absent

The motion carried with a 5:0:0. Vote.

Mr. Venable stated to the applicant that if any changes to the work would occur, the application would need to be revised. He also told the applicant to meet with him to apply for the Land Disturbance permit.

**IN RE: ADJOURNMENT**

A motion to adjourn was made and seconded by all.

Respectfully submitted:

Cathy Williams, Recording Secretary