

Virginia: At a meeting of the Accomack County Wetlands Board, held in the Chambers of the Board of Supervisors on the 21st day of November, 2013, A.D.

Members present:

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

Member(s) absent:

Mr. C. Lee Davis

Staff present:

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

Others present:

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

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

Mr. Taylor made a motion to approve the minutes of the Thursday, October 24, 2013 meeting as circulated. Mr. Ward seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Taylor, and Mr. Byrd.

2). **NEW BUSINESS**

1). An application from Ralph Pecorelli, VMRC# 2013-1613 for the installation of stone rip rap revetment channelward of an existing bulkhead and for the retention of a 40-foot stone rip rap return wall at 28133 Harbor Road, The Greens, near Pungoteague, Virginia. TM# 100D-2-D-64

Mr. Grant Cooley of Shore Engineering appeared before the Board to represent this application. Mr. Cooley asked for the approval of riprap that was installed on this property in an emergency situation after Hurricane Sandy and also explained how the storm removed a big part of the uplands and affected the shoreline.

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

2). An application from Chincoteague Sunsets LLC, VMRC# 2013-1576, to maintenance dredge approximately 7,642 square feet of non-vegetated tidal wetlands within an existing manmade boat basin adjacent to Chincoteague Inn, 6262 Marlin Street, Chincoteague, Virginia. TM# 30A5-A-571

Mr. Chris McCabe of Coastal Compliance Solutions appeared before the Board to represent this application. Mr. McCabe asked that the owners be given permission to dredge non-vegetated wetlands after the restaurant is demolished and offered to provide Limit of Disturbance (LOD) for this project.. He indicated that two basins will be dredged with only one in this board's jurisdiction. He also provided a letter from Mr. Harvey Spurlock, Director of Public Works for the

Town of Chincoteague, authorizing the deposit of spoil generated by the dredging to the spoil site at the Curtis Merritt Harbor of Refuge.

Mr. Fluhart provided a brief history of the permits previously issued for this property and Mr. Robert Cole of the Army Corps indicated approval for the dredging.

Mr. James White, an adjacent property owner, who submitted a letter of support and additional pictures of the area, also appeared before the board and spoke in support of this project.

After a lengthy discussion, Mr. Taylor made a motion to approve this application for a 2-year period with the submittal of updated drawings. Mr. Byrd seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Taylor, and Mr. Byrd.

3). **OTHER BUSINESS**

Discussion with Mr. Robert Cole of the Army Corps about the changes in the permitting process.

The following changes in the permitting process were discussed by Mr. Robert Cole:

1. In August 2013 all regional permits expired.
2. The Army Corps Designation RP 19 was modified to take out dredging and to follow local Wetlands board's decisions.
3. The Army Corps will encourage living shorelines and will require reasons why living shorelines are not proposed or will not work.

ADJOURNMENT:

Mr. Ward made a motion to adjourn at 11:08 a.m. Mr. Taylor seconded the motion. Ayes: Mr. Frederick, Mr. Ward, Mr. Taylor, and Mr. Byrd.

Earl B. Frederick, Chairman