

**Virginia: At a meeting of the Accomack County Wetlands Board, held in the Chambers of the Board of Supervisors on the 17<sup>th</sup> day of December, 2015, A.D.**

**Members present:**

Mr. Earl B. Frederick, Chairman  
Mr. Gene Wayne Taylor  
Mr. T. Lee Byrd  
Mr. Timothy Getek

**Members absent:**

Mr. George H. Ward, Jr., Vice Chairman

**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**

Mr. Getek made a motion to approve the minutes of the November 19, 2015 meeting as circulated. Mr. Byrd seconded the motion. Ayes: Mr. Frederick, Mr. Getek, Mr. Byrd, and Mr. Taylor.

2). **NEW BUSINESS**

1). **An application from Carey Bacon, VMRC# 2015-1554, for the installation of a new bulkhead along a manmade canal at 7136 Silver Sails Landing, Chincoteague, Virginia. TM# 30A3-22-3B.**

Mr. Raymond Britton of BIC, Inc. appeared before the board to represent this application. He explained that this proposed bulkhead will connect to the bulkhead on the left side and will impact 60 square feet of non-vegetated wetlands and 120 square feet of subaqueous bottom.

At this time, some discussion commenced regarding the pictures of the property that revealed 30 square feet of vegetated wetlands would also be impacted from this project.

After a brief discussion, Mr. Taylor made a motion to approve this application with the condition that a mitigation fee of \$360 must be paid into the Wetlands Mitigation Fund for the destruction of 30 square feet of vegetated tidal wetlands. Mr. Getek seconded the motion. Ayes: Mr. Frederick, Mr. Taylor, Mr. Getek, and Mr. Byrd.

**IN OTHER BUSINESS:**

The Board asked Mr. Britton questions regarding the project of James Reynolds where dredging and the replacement bulkhead extended beyond his property line over onto the neighboring property by eight feet and why the dredged material was not taken to the spoil site.

Mr. Britton explained that he was unable to oversee this project as his employees started it while he was in the hospital. He indicated that some of the dredged material

was hauled away and acknowledged the encroachment of the bulkhead over onto the neighboring property of Mr. James Carpenter, et al.

Mr. Badger pointed out that the issue with the Reynolds' project is that the dredging took place without being advertised.

After some discussion concerning whether to require a modification or re-advertising the application, Mr. Byrd made a motion to allow a modification of the James Reynolds application, VMRC 2014-1044 to be re-advertised for public hearing for the inclusion of eight additional feet of bulkhead onto the neighboring property owned by Mr. Carpenter with a revised drawing and Mr. Carpenter's signature on page 12 or 13 of the Joint Permit Application (JPA). Mr. Taylor seconded the motion. Ayes: Mr. Frederick, Mr. Byrd, Mr. Taylor, and Mr. Getek.

**ACKNOWLEDGMENT:**

At this time, the board members acknowledged the presence of Mr. Jim White, the newest alternate member of this board.

**ADJOURNMENT:**

Mr. Taylor made a motion to adjourn at 10:30 a.m. Mr. Getek seconded the motion. Ayes: Mr. Frederick, Mr. Taylor, Mr. Getek, and Mr. Byrd.

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Mr. Earl B. Frederick, Chairman