

# YORK COUNTY WETLANDS BOARD

Minutes of January 13, 2022

6:00 PM

At a meeting of the York County Wetlands Board held on Thursday, January 13, 2022 at 6:00 p.m. in the Multi-Purpose Room of the Public Works Administration Building located at 105 Service Drive, Yorktown, Virginia, those present were:

Board Members: Eric Ancarrow, Chair  
Jan Allen  
Timothy Smith  
Rebecca Yasky  
Noel West

Staff: Kent Henkel, Environmental Specialist II  
Barrett Nicks, Environmental Specialist I  
Lauren Chartrand, VMRC  
Jennifer Wilson, Infrastructure/FOG Inspector  
Brenda Farmer, Administrative Technician

The meeting was called to order at 6:00 p.m. by Eric Ancarrow, Chair.

## APPROVAL OF THE MINUTES

The November 10, 2021 Wetlands Board minutes were approved by consensus.

## WETLANDS APPLICATIONS

- **Application 21-53, VMRC 21-2283 for Roger McKinley, (Agent) and Christopher North, (Property Owner):** Request to construct approximately 180 feet of marsh toe sill along the shoreline of the Poquoson River at 224 Kings Grant Drive.

Kent Henkel presented the application, property maps, photographs, and gave a brief history of the project. Staff recommends a continuation, and proceeded to Application 21-54 (adjacent property), since both properties are being represented by the same agent.

Ms. Allen motioned to table Application 21-53, VMRC 21-2283 until the February 10, 2022 meeting, to be held at 6pm in the Multi-Purpose Room of Public Works at 105 Service Dr.

The motion was approved on the following roll call:

Rebecca Yasky	Yes
Timothy Smith	Yes
Noel West	Yes
Jan Allen	Yes
Eric Ancarrow	Yes

Mr. Ancarrow stated the application will be tabled until the February meeting.

- **Application 21-54, VMRC 21-2284 for Roger McKinley, (Agent) and Benjamin Taylor (Property Owner):** Request to construct approximately 154 feet of marsh toe sill along the shoreline of the Poquoson River at 226 Kings Grant Drive.

Kent Henkel presented the application, property maps, photographs, and gave a brief history of the project. Kent states that there are two options for the property owners at 224 and 226 Kings Grant Drive; the first would be to move the sill out of the oyster lease area, or to get approval from the lease holder to locate a portion of the sill in the lease area. He recommends to continue consideration until the February 10<sup>th</sup> public hearing.

The Board inquired if contact had been made with the lease holder. Mr. Taylor answered once public hearing had been opened.

The Chair opened the public hearing

Benjamin Taylor of 226 Kings Grant Drive came forward and stated he had been unable to contact the leaseholder, Tony Ferguson. Mr. Taylor inquired as to whether VMRC could stake the oyster lease, Lauren Chartrand from VMRC stated they would be able to do so.

The Chair closed the public hearing.

The Board deliberated and proposed that it would be in the best interest of the applicant to continue the application until February 10<sup>th</sup> in order to try and make contact with the lease holder.

Ms. Allen motioned to table Application 21-54, VMRC 21-2284 until the February 10, 2022 meeting, to be held at 6pm in the Multi-Purpose Room of Public Works at 105 Service Dr.

The motion was approved on the following roll call:

Rebecca Yasky	Yes
Timothy Smith	Yes
Noel West	Yes
Jan Allen	Yes
Eric Ancarrow	Yes

Mr. Ancarrow stated the application will be tabled until the February meeting.

- **Application 21-56, VMRC 21-2338 for Paul Morris, (Agent) and Jeremy & Nicole DiGioia (Property Owners)** Request to remove the existing bulkhead and replace with riprap along the shoreline of Chisman Creek at 421 Crockett Road.

Kent Henkel presented the application, property maps, photographs, and gave a brief history of the project stating that the homeowner's house and shed are approximately 30 feet from the water, the proposed structure will extend 2 feet landward from the existing bulkhead. The estimated wetlands impact is 1,080 square feet of non-vegetated tidal wetlands and 380 square feet of subaqueous bottom and the rip rap is 120 linear feet.

The Chair opened the public hearing

Paul Morris of K.P. Marine at 214 Cheadle Loop Rd., came forward and stated that the homeowner's house and shed were so close to the water that if they were to use the marsh toe sill instead of the rip rap, they would have to cut the bank back towards the house.

The Chair closed the public hearing.

The Board deliberated and decided that based on the size of the yard, that scaling back the bank and encroaching more of the yard and house would not be beneficial to the property.

Mr. Smith motioned to approve Application 21-56, VMRC 21-2338 with revised drawings dated November 30, 2021.

The motion was approved on the following roll call:

Rebecca Yasky	Yes
Timothy Smith	Yes
Noel West	Yes
Jan Allen	Yes
Eric Ancarrow	Yes

Mr. Ancarrow stated the application is approved and the approval letter will be emailed within 10 days.

### **EXTENSIONS AND FINALS**

- **Permit 18-47, VMRC 18-1546 for Willalfredo and Dana Torres (Applicant) and Min Kyung and Nak Won Lee (Property Owners):** Permit to construct a 60-foot by 10-foot breakwater along the shoreline of the Chesapeake Bay at 501 York Point Road.

Kent Henkel presented before photos and a brief description of the current status. Applicant is requesting a second one year extension. The Board agreed by consensus to approve the extension.

- **Permit 19-69, VMRC 19-1992 or Jeff Watkins, (Agent/Contractor) and Sudershan Gupta, (Property Owner):** Permit to construct approximately 200-feet of rip rap revetment and marsh toe sill along the shoreline of the Poquoson River at 1817A Calthrop Neck

Kent Henkel presented before photos and a brief description of the current status. Applicant is requesting a one year extension to plant the required vegetation. The Board agreed by consensus to approve the extension.

**OLD BUSINESS**

None

**NEW BUSINESS**

Election of Officers

Mr. Ancarrow was re-elected Chair  
Mr. Frye was re-elected Vice Chair

**ADJOURNMENT**

There being no further business to come before the Board, the meeting adjourned at 6:47 pm



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Eric Ancarrow, Chair

2-10-22

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Date