

YORK COUNTY CHESAPEAKE BAY BOARD

Minutes of April 26, 2023

A meeting of the York County Chesapeake Bay Board was held on Wednesday, April 26, 2023, at 6:00 p.m. in the Multi-Purpose Room in the Public Works Administration Building, located at 105 Service Drive, Yorktown, Virginia. This meeting was performed with staff, Michael Woolson, Chair, and five Board members present.

Board Members Present:

Michael Woolson-Chair
Jerry Patterson
Paul Brindza
Julius Johnson
Jack Jordan
Bradley Berrane

Staff Present:

Kent Henkel, Engineering Specialist III
Barrett Nicks, Engineering Specialist I
Brenda Farmer, Administrative Technician
Sheree Konstantinou, Assistant County Attorney
Richard Hill, Deputy County Attorney

The meeting was called to order at 6:00 p.m. by the Chair, Michael Woolson

PUBLIC COMMENT PERIOD

The Chair opened the Chesapeake Bay Board's public comment period; no one came forward; the public comment period was closed.

APPROVAL OF THE MINUTES

A motion to approve the January 25, 2023 minutes was made by Mr. Jordan and they were approved by consensus.

Note: PowerPoint slides were shown throughout the public hearing.

CHESAPEAKE BAY EXCEPTIONS/APPEALS

- **Exception 23-061 for Angela & David Cameron at 517 Allens Mill Road:** Request to construct an above ground pool in the 100-foot Resource Protection Area (RPA) buffer along an unnamed tidal marsh that drains to Chisman Creek.

Kent Henkel, presented the application, the project history and photographs of the site. Kent states that staff field verified the RPA, and because of the 50' zoning setback they can't put the pool outside the RPA in the front or side yard. Kent states that the proposed encroachment for the pool is 572 sq. ft.; the mitigation required is for 572 sq. ft. of impervious area, and the applicants have proposed to meet the mitigation requirements by planting 4 trees, and 10 shrubs. Kent explains that because of the setbacks and the marsh on the property, he believes the proposed location of the pool, is a good location.

The Chair opened the public hearing.

No one came forward.

The public hearing was closed.

A motion was made by Mr. Brindza to adopt Resolution 23-061B as submitted on the plan received March 3, 2023.

The motion was approved on the following roll call:

Jerry Patterson	Yes
Julius Johnson	Yes
Jack Jordan	Yes
Bradley Berrane	Yes
Paul Brindza	Yes
Michael Woolson, Chair	Yes

Mr. Woolson declared the Exception has been granted.

- **Exception 23-068 for Michael & Jennifer Daknis at 208 Nelson Road:** Request to construct a paver patio and replace an existing walkway in the 100-foot Resource Protection Area (RPA) buffer along the York River

Kent Henkel, presented the application, the project history and photographs of the site. Kent explains the RPA literally goes right along the back of the applicant's house and that the existing walkway has existed since the early 90's. Kent explains the impervious area for the patio and walkway is 732 square feet. The total area is 1043 square feet minus the 128 square feet of existing walkway equals 915 square feet. The remaining 915 square feet is counted at 80% impervious area for the patio because they are pavers; this equals 732 square feet of new impervious area. Kent explains that they will be removing the existing deck, walkway, and stairs; and they will be installing the pavers and the new walkway. The down spouts from the house will run into a gravel reservoir under the pavers to reduce run-off. The mitigation requirements will be met by installing 6 trees and 10 shrubs. Kent explains that this project has received conditional approval for a grant from the Virginia Conservation Assistance Program to install pavers that are permeable.

The Chair opened the public hearing.

Jennifer Daknis of 208 Nelson Road came forward. Ms. Daknis asked the Board if the shrubbery/landscaping had to be placed where they were located on the diagram or did she have some flexibility? Mr. Woolson responded that he had no problem with a little flexibility as long as she got with staff and made sure they were ok with the placement. Mr. Woolson also states that the trees must be in the 100-foot RPA buffer.

The public hearing was closed.

A motion was made by Mr. Berrane to adopt Resolution 23-068B as submitted on the plan received March 23, 2023.

The motion was approved on the following roll call:

Jack Jordan	Yes
Julius Johnson	Yes
Paul Brindza	Yes
Jerry Patterson	Yes
Bradley Berrane	Yes
Michael Woolson, Chair	Yes

Mr. Woolson declared the Exception has been granted.

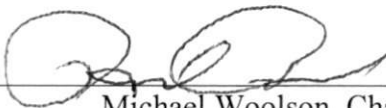
NEW BUSINESS

Kent introduced the Boards newest alternate member, Dr. Isai Urasa, to the Board members. Kent also informed the Board that Barrett Nicks has moved to a different department within the County and will no long be involved with the Chesapeake Bay & Wetlands Boards. Kent introduced Robert Walters who will be temporarily assisting him.

OLD BUSINESS

ADJOURNMENT

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



Michael Woolson, Chair

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5/29/23

Date