

YORK COUNTY WETLANDS BOARD

Minutes of October 13, 2022

6:00 PM

At a meeting of the York County Wetlands Board held on Thursday, October 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
Rebecca Yasky
Timothy Smith

Staff: Kent Henkel, Engineering Specialist III
Barrett Nick, Engineering Specialist I
Brenda Farmer, Administrative Technician
Tiffany Birge, VMRC

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

APPROVAL OF THE MINUTES

The August 11, 2022 Wetlands Board minutes were approved by consensus.

WETLANDS APPLICATIONS

- **Application 22-44, VMRC 22-1645 at 1124 Wormley Creek Dr. for Leonard Clark (Applicant), and Randolph Carnell, (Agent):** Request to replace 100 linear feet of a failed section of bulkhead along the shoreline of Wormley Creek at 1124 Wormley Creek Drive.
- Kent Henkel presented the application, property maps, photographs, and gave a brief history of the project. Kent explained they are going to replace the section of bulkhead next to where the pier comes onto shore. Kent stated there is going to be 200 square-feet of non-vegetated wetlands that are filled behind the failing bulkhead. Kent explained that he had VIMS take a look at this property, and the VIMS report dated September 6, 2022 states a living shoreline, because of the slope and the wave action, is not an appropriate erosion control method for this property, VIMS feels that a riprap revetment to be the most effective of the sustainable strategy to control erosion within this shoreline section, and neither replacement of the bulkhead in its current alignment or construction of a properly designed riprap revetment will result in significant adverse impacts.

The Chair opened the public hearing.

Mr. Randy Carnell of 513 Dandy Loop Rd, agent for the property, came forward and stated that he had been to the site many times and continued to watch it severely erode since he initially submitted the JPA, which is why they had to revise the drawings. Mr. Carnell stated they were originally going to try to save the bulkhead, and initially drive the sheet piles no more than 2-feet in front of the existing bulkhead, but it has completely failed now, and has to be totally demoed in that area. Mr. Carnell explained that he got to the 100-feet, by going out to the edge of the bulkhead, on the landward side, and he probed until it was totally undermine behind it, then he went another 8-feet out to the next piling. Mr. Carnell explained that this is Phase 1, and they would like to put riprap in front of it to disperse the wave energy. Mr. Carnell states that the vinyl sheet piles are extremely economic compared to the amount of riprap that would have to go there, and that riprap has a much larger percentage of encroachment compared to just driving vinyl sheets in the existing footprint.

The Chair closed the public hearing.

Ms. Allen motioned to approve Application 22-44, VMRC 22-1645 with revised drawings submitted October 3, 2022.

The motion was approved on the following roll call:

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

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

- **Application 22-51, VMRC 22-1809 for Che` Torry, (Applicant), Daniel Winall, (Agent):** Request to construct three sills, a riprap revetment and a riprap revetment adjacent to an existing bulkhead along the shoreline of the Poquoson River at 1817 Calthrop Neck Road.
- Kent Henkel presented the application, property maps, photographs, and gave a brief history of the project. Kent explained that being installed will be a 140-foot sill, a 90-foot sill, and a 150-foot sill; behind all of these structures sand is going to be added and it's going to be planted; in another section, there is 70-feet of riprap revetment proposed, that is actually out of the wetlands, in the upland, which is outside of the Wetlands Board jurisdiction; install 105 LF of riprap in front the existing bulkhead. Kent explains that this project is proposing to impact 1,500 square-feet of non-vegetated wetlands, 12,300 square feet of subaqueous bottom, no vegetated wetlands proposed to be impacted, and the sand backfill plantings is going to created approximately 7,000 square feet on new tidal vegetated wetlands.

The Chair opened the public hearing.

Mr. Daniel Winall 3402 Acorn St, Toano, agent for the property, came forward and stated that there may be some confusion about the riprap revetment in front of the bulkhead, he explained that on each end there is some vegetated wetlands, so on each end of the bulkhead, they are going to remove the bulkhead, and moved the revetment in shore, so there is no net loss. Mr. Winall explains that the sills in the proposed living shoreline are really just putting back what has been lost over the years.

The Chair closed the public hearing.

Ms. Yasky motioned to approve Application 22-51, VMRC 22-1809 with revised drawings submitted September 30, 2022.

The motion was approved on the following roll call:

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

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

EXTENSIONS AND FINALS

Application 19-50, VMRC 19-1502 for Michael Myers (Applicant), Kevin Pankoke, Pankoke Marine Construction, (Agent): Request to construct 150- feet of vinyl bulkhead 2-foot in front of a failing wood bulkhead.

Kent Henkel presented before photos and a brief description of the current status. The owner is requesting a 1 year extension to finish the project. The Board agreed by consensus to approve a one year extension.

OLD BUSINESS

- **Violation No. 22-28: 224 Pageland Drive, Juan Gabriel & Heatherly Cabral – Property Owners:** Unauthorized fill consisting of riprap (approximately 210 linear feet), gravel (approximately 15 linear feet) and fill dirt (approximately 30 linear feet) in tidal wetlands along the shoreline of Moores Creek.

Kent Henkel presented photos and documentation of the violation. The property owner has requested a 60-day extension to submit an after the fact application for the December 8, 2022 public hearing. The Board approved a 60-day extension.

- **Application 13-30, VMRC 13-0928 for Cliff Collier, 118 York Point Drive:** Request to dredge beneath boatlift and pier on the shoreline of a manmade canal off of the Poquoson River.

Kent Henkel presented photos of the project. The applicant has inquired about getting the permit that expires in August 24, 2023 extended. Kent discussed the options with the Board for a 10-year extension of the original permit. The Board agreed by consensus to grant the extension until October 24, 2032.

NEW BUSINESS

There will be a November meeting.

ADJOURNMENT

There being no further business to come before the Board, the meeting adjourned at 6:35 pm



Eric Ancarrow, Chair

11-10-22

Date