

YORK COUNTY CHESAPEAKE BAY BOARD

Minutes of January 25, 2023

A meeting of the York County Chesapeake Bay Board was held on Wednesday, January 25, 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 six Board members present.

Board Members Present:

Michael Woolson-Chair
Jerry Patterson
Richard Wheat
Julius Johnson
Joseph Colvin
Jack Jordan
Ricky Edgerton

Staff Present:

Kent Henkel, Engineering Specialist III
Barrett Nicks, Engineering Specialist I
Brenda Farmer, Administrative Technician
Richard Hill, Assistant 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 December 7, 2022 minutes was made by Mr. Wheat and they were approved by consensus.

Note: PowerPoint slides were shown throughout the public hearing.

CHESAPEAKE BAY EXCEPTIONS/APPEALS

- **Exception 22-154 for R. Scot Peeke at 400 Laurel Acres:** Request to construct a detached garage in the 100-foot RPA buffer along Wormley Creek (continued from the 9/28/22 & 12/7/22 meetings).

Kent Henkel, presented the application, the project history and photographs of the site. Kent explained that zoning requires a survey and a surveyor has not been hired at this time for the proposed development. Kent explained that because of this, there is really nothing to present to the Board. Mr. Woolson asks if the application were denied, would it preclude him from paying another application fee, and coming back before the board in the future? Kent confirms it would not.

The Chair opened the public hearing.

No one came forward.

The public hearing was closed.

A motion was made by Mr. Edgerton to deny Exception Request for 22-154A

The motion was approved on the following roll call:

Jerry Patterson	Yes
Julius Johnson	Yes
Joseph Colvin	Yes
Ricky Edgerton	Yes
Jack Jordan	Yes
Richard Wheat	Yes
Michael Woolson, Chair	Yes

Mr. Woolson declared the Exception will be denied.

- **Exception 22-338 for Chris & Jennifer Hall at 109 Cheadle Point Road:** Request to construct a deck addition, an outdoor living space and a sidewalk in the 100-foot Resource Protection Area (RPA) buffer along Goose Creek.

Kent Henkel, presented the application, the project history, photographs of the site and explained the proposed outdoor living space is 576 square feet, the proposed sidewalk is 200 square feet and the proposed deck is 216 square feet for a total proposed impervious area in the RPA of 992 square feet, and there is roughly 280 square feet of existing slate that they are not being given credit for because the previous owners installed it without county approval. Kent explains the applicant has proposed planting 5 trees and 15 shrubs for the mitigation. Kent explains the proposed mitigation meets the requirements for 992 square feet of impervious area.

The Chair opened the public hearing.

Chris Hall of 109 Cheadle Point Rd came forward. He explained they haven't done any landscaping at this point. Mr. Hall explains the minimum landscaping that is required is less than they plan to put in. Mr. Jordan inquires why they are putting in another deck, Mrs. Hall explains it will be a grill area, because the sliding glass doors to their bedroom open to the other deck area.

The public hearing was closed.

The Board discusses the footprint of the outdoor living space and if it could be moved 10 feet diagonally toward the house, away from the canopy trees. The Board discusses approving the square footage of the outdoor living space, and they can have an irregular space as long as it doesn't exceed the square footage that is approved in order to modify their design.

A motion was made by Mr. Woolson to adopt Resolution 22-338B as submitted on the plan received December 20, 2022. Whereas, the York County Chesapeake Bay Board has imposed the following condition:

- The 24-foot by 24-foot outdoor living space must be moved 10-feet from the proposed back corner (northeast corner) diagonally toward the house. The north and east side of the outdoor living space will move 10-feet away from the water.

The motion was approved on the following roll call:

Jerry Patterson	Yes
Julius Johnson	Yes
Joseph Colvin	Yes
Ricky Edgerton	Yes
Jack Jordan	Yes
Richard Wheat	Yes
Michael Woolson, Chair	Yes

Mr. Woolson declared the Exception has been granted.

NEW BUSINESS

OLD BUSINESS

Kent thanks Mr. Wheat for serving on the Board for 8 years. Jack Jordan was made a regular member of the Board.

ADJOURNMENT

There being no further business to come before the Board, the meeting adjourned at 6:41 pm.



Michael Woolson, Chair

4/24/23
Date