

YORK COUNTY CHESAPEAKE BAY BOARD

Minutes of May 27, 2020

A meeting of the York County Chesapeake Bay Board was held on Wednesday, May 27, 2020, 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 done with staff, Michael Woolson, and 2 Board members present and the remaining members of the Board participating remotely through Zoom due to Covid-19. Those present were:

Board Members Present:

Michael Woolson, Chair
Jerry Patterson
Paul Brindza

Staff Present:

Kent Henkel, Environmental Specialist II
Jennifer Wilson, Administrative Assistant II
Justin Atkins, Assistant County Attorney

Board Members Participating Remotely

John Tinneney-137 Cross Point Ct
Bradley Berrane- 1102 Dandy Loop Rd
Richard Wheat -103 Tue Marsh Ln

Staff Participating Remotely

Barrett Nicks, Engineer Specialist I (Zoom)

Mr. Wheat was not here at roll call, but joined prior to presentation of applications

The meeting was called to order at 6:01 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 April 22, 2020 minutes was made by Mr. Tinneney and were approved by consensus.

Note: PowerPoint slides were shown throughout the public hearing.

CHESAPEAKE BAY EXCEPTIONS/APPEALS

Exception 2020-090 for Justin Kelly at 205 Stillwater Lane: Request to construct a shed in the RPA buffer along Back Creek

Kent Henkel, presented the application, the project history, photographs of the site and described what vegetative mitigation would be required should the Board approve the application. Board inquired if the removal of the treehouse was considered an available trade for impervious area. Staff informed the Board that impervious area that was installed in the RPA without county approval cannot be considered to use as a tradeoff for impervious area.

The Chair opened the public hearing.

Justin Kelly of 205 Stillwater Lane came forward. He stated he has proposed 10 shrubs when required mitigation is 8. He would like to place them further to the right on his property, because it is a low point on the property, however he is willing to place them where the Board wishes.

Board inquired where staff wanted shrubs planted. Mr. Henkel replied that the location the applicant has chosen will be fine.

The public hearing was closed.

The Board deliberated and concur with the staff and applicant about the placement of the shrubs, and that it is a reasonable request for size and location of shed.

A motion was made by Mr. Brindza to adopt Resolution 20-090 as submitted.

The motion was approved on the following roll call:

Jerry Patterson	Yes
Richard Wheat	Yes
John Tinneny	Yes
Bradley Berrane	Yes
Paul Brindza	Yes
Michael Woolson, Chair	Yes

Mr. Woolson declared the Exception has been granted.

- **Exception 2020-109 for Tidewater Properties & Construction Co. LLC, Mathew McQuillen at 117 Three Point Court:** Request to construct a portion of a detached garage in the RPA buffer along Wormley Creek.

Kent Henkel, presented the application, the project history, photographs of the site and described what vegetative mitigation would be required should the Board approve the application. The Board inquired about the size of the existing shed that will be removed. Mr. Henkel was not sure because it had been built by previous homeowner without a permit, but guessed it to be approximately 120 square feet.

The Chair opened the Public Hearing.

Matt McQuillen of 1010 Dandy Loop Rd came forward to present the mitigation plan to Board.

Mr. Henkel showed the plan to members who were present and all agreed it was appropriate.

The public hearing was closed.

Board deliberated that the location of the proposed garage was logical, and thanked the applicant for going about the process correctly and having this project permitted.

A motion was made by Mr. Brindza to adopt Resolution 20-109 as submitted with the inclusion of the new mitigation plan presented at the meeting

The motion was approved on the following roll call:

Jerry Patterson	Yes
Richard Wheat	Yes
John Tinneny	Yes
Bradley Berrane	Yes
Paul Brindza	Yes
Michael Woolson, Chair	Yes

NEW BUSINESS

- Election of Vice Chair:
Mr. Brindza volunteered for the position. Mr. Woolson nominated Mr. Brindza.

The motion was approved on the following roll call:

Jerry Patterson	Yes
Richard Wheat	Yes
John Tinneny	Yes
Bradley Berrane	Yes
Michael Woolson, Chair	Yes

- There will be a June meeting

OLD BUSINESS

None

ADJOURNMENT

There being no further business to come before the Board, the meeting adjourned at 6:40 pm.



Michael Woolson, Chair

6/24/2020

Date