



**WETLANDS BOARD
MEETING MINUTES**

CITY OF VIRGINIA BEACH

CITY COUNCIL CHAMBER
2401 COURTHOUSE DRIVE
VIRGINIA BEACH, VIRGINIA 23456

JANUARY 20, 2022
10:00 AM

MEMBERS PRESENT:

CHAIRMAN, JOASHUA SCHULMAN, PRESIDING
VICE CHAIR, JASON BARNEY
STEPHEN BALLARD
KATIE CRUM
BENJAMIN J. MCFARLANE
EMILY STEINHILBER
JAMES T. VAIL

MEMBERS ABSENT:

CINDY HAWKS WHITE

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**WETLANDS BOARD
VIRGINIA BEACH, VIRGINIA
PUBLIC HEARING MEETING MINUTES**

The January 2022 Public Hearing Meeting for the Virginia Beach Wetlands Board was called to order by the Chair, Joashua Schulman, in the Council Chamber, 2401 Courthouse Drive, Virginia Beach, Virginia 23456 at 10:03 AM, January 20, 2022.

Chair Schulman welcomed all, stated the responsible charge of the Wetlands Board, as delineated in the Virginia State Code and announced appeals are available through the Virginia Marine Resources Commission (VMRC) within ten (10) days of this Board's decision.

Approval expires two (2) years from the date it is granted. A permit is normally extended, but not an approval. Applicants are advised to obtain their permit within no more than thirty (30) days of their Hearing. Extensions must be requested before the expiration date.

Chair Schulman acknowledged each applicant and/or agent for the applicant and administered the oath truth and honor.

The Chair stated that as required by law four (4) affirmative votes are required for an approval of a permit application. The Clerk announced that the Wetlands Minutes of December 20, 2021, was approved, as distributed, and acknowledged quorum was present.

The slide presentation for each application site was rendered by Mr. Cole S. Fisher and Mr. Paul J. Scully.

MINUTES OF DECEMBER 20, 2021

Upon Motion by Mr. Vail, seconded by Mr. Barney, the December 20, 2021, Minutes was **APPROVED, AS DISTRIBUTED.**

VOTE: 4-0

MEMBERS VOTING AYE:

Jason Barney, Benjamin J. McFarlane, Joashua Schulman and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

Stephen Ballard
Katie Crum
Emily Steinhilber

**DEPARTMENT OF THE NAVY
APPLICATION No.: 2020-WTRA-00269**

PROJECT: Temporary excavation of the beach for fixed and or floating piers at the Anzio, Omaha & Utah beach training areas involving a Coastal Primary Sand Dune/Beach

PROJECT LOCATION: Joint Expeditionary Base Little Creek-Fort contiguous to Chesapeake Bay

REQUEST: One (1) Year Extension of Time

SPEAKER: FOR – Mary Edmonson, Natural Resource Specialist, NAVFAC

Upon motion by Mr. Barney, seconded by Mr. Vail, the requests of the **Department of the Navy** for an extension of time was **GRANTED**.

VOTE: 6-0

MEMBERS VOTING AYE:

Stephen Ballard, Jason Barney, Benjamin J. McFarlane,
Joashua Schulman, Emily Steinhilber and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

Katie Crum

(Ms. Katie Crum disclosed that her husband works for NAVFAC)

January 20, 2022

Robert J. "Bobby" Tajan
Planning and Community Development Department
2875 Sabre Street
Suite 500
Virginia Beach, VA 23452

Re: Abstention Pursuant to the Conflicts of Interests Act, Va. Code Section 2.2-3115(F)

Dear Mr. Tajan:

Pursuant to the State and Local Government Conflict of Interests Act, I make the following declaration:

1. I am executing this written disclosure regarding the Wetlands Board's discussion and vote on January 20, 2022 – Agenda Item 1, located at GPINS 2500-87-6520 & 1469-79-2860.
2. The applicant, The Department of the Navy, is my husband's employer.
3. As the applicant is my husband's employer, I will abstain from this vote.

Please record this declaration in the official records of the Wetlands Board. Thank you for your assistance.

Sincerely,



Katie Crum
Wetlands Board Member

ROBERT T. COLLINS
APPLICATION No.: 2019-WTRA- 00143

PROJECT: To construct a bulkhead involving Wetlands

PROJECT LOCATION: 2873 Bluebill Drive contiguous to Bass Inlet

REQUEST: One (1) Year Extension of Time

SPEAKER: **FOR** – David Harmeyer, Waterfront Consulting, Inc., Agent to Applicant

Upon motion by Mr. Barney, seconded by Mr. Vail, the requests of **Robert T. Collins** for an extension of time was **GRANTED**.

VOTE: 7-0

MEMBERS VOTING AYE:

Stephen Ballard, Jason Barney, Katie Crum, Benjamin J. McFarlane,
Joashua Schulman, Emily Steinhilber and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

LORNA C. DONATONE, QPRT
APPLICATION No.: 2019-WTRA-00181

PROJECT: To relocate rip rap and install a bulkhead involving Wetlands

PROJECT LOCATION: 1421 Blue Heron Road contiguous to Eastern Branch of Lynnhaven River

REQUEST: One (1) Year Extension of Time

SPEAKER: **FOR** – David Harmeyer, Waterfront Consulting, Inc., Agent to Applicant

Upon motion by Mr. Barney, seconded by Mr. Vail, the requests of **Lorna C. Donatone, QPRT**, for an extension of time was **GRANTED**.

VOTE: 7-0

MEMBERS VOTING AYE:

Stephen Ballard, Jason Barney, Katie Crum, Benjamin J. McFarlane,
Joashua Schulman, Emily Steinhilber and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

DAVID A. SCHRENK
APPLICATION No.: 2019-WTRA-00235

PROJECT: To install a bulkhead involving Wetlands

PROJECT LOCATION: 2709 Canal Road contiguous to Broad Bay

REQUEST: One (1) Year Extension of Time

SPEAKER: **FOR** – David Harmeyer, Waterfront Consulting, Inc., Agent to Applicant

Upon motion by Mr. Barney, seconded by Mr. Vail, the requests of **David A. Schrenk** for an extension of time was **GRANTED**.

VOTE: 7-0

MEMBERS VOTING AYE:

Stephen Ballard, Jason Barney, Katie Crum, Benjamin J. McFarlane,
Joashua Schulman, Emily Steinhilber and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

JAMES & JULIETA CONRAD
APPLICATION No.: 2019-WTRA- 00160

PROJECT: To construct a bulkhead, rip rap sill, excavate, and plant Wetlands involving Wetlands

PROJECT LOCATION: 639 Chesopeian Point contiguous to Eastern Branch of Lynnhaven River

REQUEST: One (1) Year Extension of Time

SPEAKER: **FOR** – Richard Calvert, Calvert Marine, Agent to Applicant

Upon motion by Mr. Barney, seconded by Mr. Vail, the requests of **James** and **Julieta Conrad** for an extension of time was **GRANTED**.

VOTE: 7-0

MEMBERS VOTING AYE:

Stephen Ballard, Jason Barney, Katie Crum, Benjamin J. McFarlane,
Joashua Schulman, Emily Steinhilber and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

CELEBI OZIC
APPLICATION No.: 2018-WTRA- 00038

PROJECT: To install a bulkhead involving Wetlands

PROJECT LOCATION: 2725 Canal Road contiguous to Broad Bay

REQUEST: One (1) Year Extension of Time

SPEAKER: **FOR** – Billy Garrington, Government Permitting Consultants, Agent for Applicant

Upon motion by Mr. Barney, seconded by Mr. Vail, the requests of **Celebi Ozic** for an extension of time was **GRANTED**.

VOTE: 7-0

MEMBERS VOTING AYE:

Stephen Ballard, Jason Barney, Katie Crum, Benjamin J. McFarlane,
Joashua Schulman, Emily Steinhilber and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

RICHARD D. LUTZ
APPLICATION No.: 2021-WTRA-00343

PROJECT: To install rip rap involving Wetlands

PROJECT LOCATION: 2700 Dix Inlet Road contiguous to Eastern Branch of Lynnhaven River

SPEAKER: **FOR** – Billy Garrington, Government Permitting Consultants, Agent for Applicant

Upon motion by Mr. Barney, seconded by Mr. Vail, the application of **Richard D. Lutz** was **APPROVED, AS SUBMITTED.**

No Net Loss of wetlands on this project was achieved by the use of on-site compensation.

VOTE: 7-0

MEMBERS VOTING AYE:

Stephen Ballard, Jason Barney, Katie Crum, Benjamin J. McFarlane,
Joashua Schulman, Emily Steinhilber and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

**WANDA T. ROMM LIVING TRUST
APPLICATION No.: 2021-WTRA-00349**

PROJECT: To install rip rap and plant vegetation involving Wetlands

PROJECT LOCATION: 832 Coverdale Lane contiguous to Western Branch of Lynnhaven River

SPEAKER: **FOR** –Richard Calvert, Calvert Marine, Agent for Applicant

Upon motion by Mr. Barney, seconded by Mr. Vail, the application of **Wanda T. Romm Living Trust** was **APPROVED, AS SUBMITTED.**

No Net Loss of wetlands on this project was achieved by the use of on-site compensation.

VOTE: 7-0

MEMBERS VOTING AYE:

Stephen Ballard, Jason Barney, Katie Crum, Benjamin J. McFarlane,
Joashua Schulman, Emily Steinhilber and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

**MICHAEL & GRETCHEN SOSBEE
APPLICATION No.: 2021-WTRA-00355**

PROJECT: To install rip rap involving Wetlands

PROJECT LOCATION: 2709 Shepherds Quarter contiguous to Eastern Branch of Lynnhaven

SPEAKER: **FOR** – David Harmeyer, Waterfront Consulting, Inc., Applicant for Agent

Upon motion by Mr. Barney, seconded by Mr. Vail, the application of and **Michael and Gretchen Sosbee** was **APPROVED, AS SUBMITTED.**

No Net Loss of wetlands on this project was achieved by the payment of an in-lieu fee and the use of on-site compensation.

VOTE: 7-0

MEMBERS VOTING AYE:

Stephen Ballard, Jason Barney, Katie Crum, Benjamin J. McFarlane,
Joashua Schulman, Emily Steinhilber and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

**CITY OF VIRGINIA BEACH
APPLICATION No.: 2021-WTRA-00236**

PROJECT: To dredge involving Wetlands

PROJECT LOCATION: Beggars Bridge Creek

SPEAKER: **FOR** – Mark Jones, Construction and Engineering – Public Works

Upon motion by Mr. Barney, seconded by Mr. Vail, the application of **City of Virginia Beach** was **APPROVED, AS SUBMITTED.**

No Net Loss of wetlands on this project was achieved by the payment of an in-lieu fee.

VOTE: 6-0

MEMBERS VOTING AYE:

Stephen Ballard, Jason Barney, Benjamin J. McFarlane,
Joashua Schulman, Emily Steinhilber and James T. Vail

MEMBERS VOTING NAY:

MEMBERS ABSENT:

Cindy Hawks White

MEMBERS ABSTAINING:

Katie Crum

(Ms. Katie Crum announced that she was changing her disclosure since her employer Kimley-Horn & Associates, Inc., does business with the City of Virginia Beach Public Works Operations and although the company is not involved in this project, the company does have projects close and adjacent to this project.)

In Reply Refer to #0069606

January 20, 2022

Robert J. "Bobby" Tajan
Planning and Community Development Department
Municipal Center
Virginia Beach, Virginia 23456

Re: Abstention Pursuant to the Conflicts of Interests Act, Va. Code Section 2.2-3115(F)

Dear Mr. Tajan:

Pursuant to the State and Local Government Conflict of Interests Act, I make the following declaration:

1. I am executing this written disclosure regarding the Wetlands Board's discussion and vote on #10 City of Virginia Beach dredging project at Beggars Bridge Creek.
2. I and my employer Kimley-Horn 4525 Main Street, Suite 1000, Virginia Beach, VA 23462 do business for the City of Virginia. ~~However~~, I have not been involved with the project in #10 and can vote. *However, upon further review during staff presentation*
3. Therefore, I will disclose and ~~vote~~ on this matter at the January 20, 2022 Wetlands Meeting. *not vote*

I decided based on project proximity **(ke)**
Please record this declaration in the official records of the Planning Commission. Thank you for your assistance.

Sincerely,



Katie Crum
Wetlands Board




I noticed that Kimley-Horn projects are adjacent to this project.

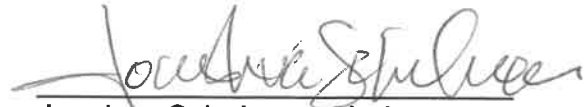
(ke)

At 10:55 AM the January 20, 2022, Public Hearing of the Virginia Beach Wetlands Board was adjourned by the Chair, Joashua Schulman.

The comments of the Planning Department are on file with the City of Virginia Beach Planning Department.



Jennifer A. Grundler
Deputy City Clerk II



Joashua Schulman, Chair
Wetlands Board