



**WETLANDS BOARD
MEETING MINUTES**

CITY OF VIRGINIA BEACH

CITY COUNCIL CHAMBER
2401 COURTHOUSE DRIVE
VIRGINIA BEACH, VIRGINIA 23456

MARCH 21, 2022
10:00 AM

MEMBERS PRESENT:

CHAIRMAN, JOASHUA SCHULMAN, PRESIDING
VICE CHAIR, JASON BARNEY
STEPHEN BALLARD
KATIE CRUM
EMILY STEINHILBER
JAMES T. VAIL
CINDY HAWKS WHITE

MEMBERS ABSENT:

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

The March 21, 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, March 21, 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 January 20, 2022 and February 21, 2022, were approved, as distributed, and the Clerk acknowledged that quorum was present.

The slide presentation for each application site was rendered by Ms. Whitney McNamara.

MINUTES OF JANUARY 20, 2022

Upon Motion by Mr. Vail, seconded by Mr. Barney, the January 20, 2022, Minutes was **APPROVED, AS DISTRIBUTED.**

VOTE: 6-0

MEMBERS VOTING AYE:

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

MEMBERS VOTING NAY:

MEMBERS ABSENT:

MEMBERS ABSTAINING:

Cindy Hawks White

MINUTES OF FEBRUARY 21, 2022

Upon Motion by Mr. Barney, seconded by Ms. White, the February 21, 2022, Minutes was **APPROVED, AS DISTRIBUTED.**

VOTE: 5-0

MEMBERS VOTING AYE:

Jason Barney, Stephen Ballard, Joashua Schulman,
Emily Steinhilber and Cindy Hawks White

MEMBERS VOTING NAY:

MEMBERS ABSENT:

MEMBERS ABSTAINING:

Katie Crum and James T. Vail

**MARK KESKE & MILLETTE MALLILLIN
APPLICATION No.: 2021-WTRA-00378**

PROJECT: To install a boat ramp with return walls involving wetlands

PROJECT LOCATION: 5620 Blackwater Road contiguous to Blackwater Creek

SPEAKER: FOR – Robert E. Simon, Waterfront Consulting, Inc., Agent for Applicant

THIS ITEM WAS DEFERRED ON FEBRUARY 21, 2022

Ms. Whitney McNamara, Staff Liaison, read into the record two emails from a neighbor in opposition. Those documents are part of the permanent record of this public hearing and may be viewed at the of Office of the City Clerk.

Upon motion by Mr. Barney, seconded by Ms. White, the application of **Mark Keske** and **Millette Mallillin** was **APPROVED, AS SUBMITTED.**

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

VOTE: 7-0

MEMBERS VOTING AYE:

Jason Barney, Stephen Ballard, Katie Crum, Joashua Schulman,
Emily Steinhilber, James T. Vail and Cindy Hawks White

MEMBERS VOTING NAY:

MEMBERS ABSENT:

MEMBERS ABSTAINING:

**WILLIAM WALPERT, GREGORY STRANGWAYS & MICHAEL ANDERSON
APPLICATION No.: 2022-WTRA-00029**

PROJECT: To dredge involving wetland

PROJECT LOCATION: 1020 Witch Point Trail, 1016 Witch Point Trail and 4058 Schilling Point contiguous to Western Branch Lynnhaven River

SPEAKER: FOR – Tom Langley, PE, LS, Langley & McDonald, Agent for Applicant

Upon motion by Mr. Barney, seconded by Ms. White, the application of **William Walpert, Gregory Strangways, and Michael Anderson** was **APPROVED, AS MODIFIED**, WITH THE FOLLOWING CONDITIONS:

1. A Dredge Materials Management Plan shall be submitted to the Virginia Marine Resources Commission (VRMC) and ultimately approved by the Department of Planning and Community Development prior to the issuance of a Wetlands Permit.
2. A hauling permit shall be applied for and approved by the Development Services Center prior to the issuance of a Wetlands Board Permit.

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

VOTE: 7-0

MEMBERS VOTING AYE:

Jason Barney, Stephen Ballard, Katie Crum, Joashua Schulman, Emily Steinhilber, James T. Vail and Cindy Hawks White

MEMBERS VOTING NAY:

MEMBERS ABSENT:

MEMBERS ABSTAINING:

**BRADY K. BEHRMAN REVOCABLE TRUST
APPLICATION No.: 2022-WTRA-00022**

PROJECT: To construct a bulkhead, rip rap revetment, and groin involving wetlands

PROJECT LOCATION: 1644 Cutty Sark Road contiguous to Broad Bay

SPEAKER: **FOR** – Robert E. Simon, Waterfront Consulting, Inc., Agent for Applicant

Upon motion by Mr. Barney, seconded by Ms. White, the application of **Brady K. Behrman Revocable 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:

Jason Barney, Stephen Ballard, Katie Crum, Joashua Schulman,
Emily Steinhilber, James T. Vail and Cindy Hawks White

MEMBERS VOTING NAY:

MEMBERS ABSENT:

MEMBERS ABSTAINING:

**NORTH LANDING BEACH RV RESORT & COTTAGE – VIRGINIA BEACH, LLC
APPLICATION No.: 2022-WTRA-00023**

PROJECT: To construct a bulkhead and groin, dredge, and place sand fill involving wetlands

PROJECT LOCATION: 161 Princess Anne Road contiguous to North Landing River

SPEAKERS: **FOR** – Robert E. Simon, Waterfront Consulting, Inc., Agent for Applicant
Philip Moreau, Owner of the North Landing Beach RV Resort

Upon motion by Mr. Barney, seconded by Ms. White, the application of **North Landing Beach RV Resort & Cottages – Virginia Beach, LLC** was **APPROVED, AS MODIFIED**, WITH THE FOLLOWING CONDITIONS:

1. Trees to be removed shall be quantified and mitigated at a 0.5 to 1 ratio in an appropriate mixture of canopy and understory trees. Water tolerant species should be preferred.

No Net Loss of wetlands on this project was achieved by payment into the Davis Wetland Mitigation Bank.

VOTE: 7-0

MEMBERS VOTING AYE:

Jason Barney, Stephen Ballard, Katie Crum, Joashua Schulman,
Emily Steinhilber, James T. Vail and Cindy Hawks White

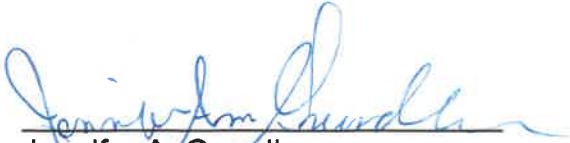
MEMBERS VOTING NAY:

MEMBERS ABSENT:

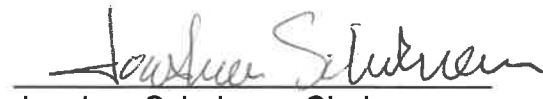
MEMBERS ABSTAINING:

At 10:39 AM the March 21, 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