



CITY OF  
**VIRGINIA  
BEACH**

**CITY OF VIRGINIA BEACH  
WETLANDS BOARD MINUTES**

August 21, 2023

CITY COUNCIL CHAMBER  
BUILDING 1  
2401 COURTHOUSE DRIVE  
VIRGINIA BEACH, VIRGINIA 23456

AUGUST 21, 2023  
10:00 AM

JASON BARNEY, CHAIR, PRESIDING

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>
Stephen Ballard	Board Member	Present
Jason Barney	Chairman	Present
David Bradley	Board Member	Absent
SunTemple Helgren	Board Member (Alternate)	Present
Jarrold Katzer	Board Member	Present
Ben McFarlane	Board Member (Alternate)	Present
Emily Steinhilber	Board Member	Absent
James Vail	Board Member	Present
Cindy Hawks White	Vice Chairman	Present

**INDEX**

**MINUTES**

JULY 17, 2023 MINUTES ----- 4

**DEFERRAL – WETLANDS**

JHS GST TRUST 2022-WTRA-00233 5

ALLEN M. & BARBARA J. LARAR 2023-WTRA-00157 6

**ADMINISTRATIVE BUSINESS**

APPROVAL OF ANNUAL REPORT ----- 7  
TO CITY COUNCIL

AMENDMENTS TO ----- 8  
POLICIES AND PROCEDURES

**NEW BUSINESS – WETLANDS**

CHARLES E. FALK JR. & SUSAN M. FALK 2023-WTRA-00133 9

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

The August 2023, Public Hearing Meeting for the Virginia Beach Wetlands Board was called to order by the Chair, Jason Barney, in the Council Chamber, 2401 Courthouse Drive, Virginia Beach, Virginia 23456 at 10:00 AM, August 21, 2023.

Chair Barney 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 Barney 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 quorum was present and that the Wetlands Minutes of July 17, 2023 was approved, as distributed.

The slide presentation for each application site was rendered by Ms. Heaven L. Manning.

**APPROVAL OF THE MINUTES**

Upon Motion by Ms. White, seconded by Mr. Helgren, the July 17, 2023, Minutes was **APPROVED, AS DISTRIBUTED.**

<b>RESULT:</b>	<b>5-0 APPROVED, AS DISTRIBUTED</b>
<b>MOVER:</b>	Cindy Hawks White, Vice Chairman
<b>SECONDER:</b>	SunTemple Helgren, Board Member (Alternate)
<b>AYES:</b>	Ballard, Barney, Katzer, Vail, and White,
<b>ABSTAINED:</b>	McFarlane and Helgren

**JHS GST TRUST  
2022-WTRA-00233**

**PROJECT:** To dredge involving wetlands

**LOCATION:** 781 and 809 Princess Anne Road contiguous to Canal to North Landing River

**SPEAKER:** FOR – None

Upon motion by Ms. White, seconded by Mr. Helgren, the application of **JHS GST Trust** was **DEFERRED THIRTY (30) DAYS, TO THE SEPTEMBER 2023 PUBLIC HEARING.**

**RESULT:** 7-0 APPROVED [UNANIMOUS]

**MOVER:** Cindy Hawks White, Vice Chairman

**SECONDER:** SunTemple Helgren, Board Member (Alternate)

**AYES:** Ballard, Barney, Helgren, Katzer, McFarlane, Vail and White

**ALLEN M. & BARBARA J. LARAR  
2023-WTRA-00157**

- PROJECT:** To construct a rip rap revetment and groin wall involving wetlands.
- LOCATION:** 2389 Haversham Close contiguous to Broad Bay
- SPEAKER:** **FOR** – Billy Garrington, Governmental Permitting Consultants, on behalf of Robert Simon Waterfront Consulting, Inc., Agent for Applicant

Upon motion by Ms. White, seconded by Mr. Helgren, the application of **Allen M.** and **Barbara J. Larar** was **DEFERRED THIRTY (30) DAYS, TO THE SEPTEMBER 2023 PUBLIC HEARING.**

<b>RESULT:</b>	<b>7-0 APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Cindy Hawks White, Vice Chairman
<b>SECONDER:</b>	SunTemple Helgren, Board Member (Alternate)
<b>AYES:</b>	Ballard, Barney, Helgren, Katzer, McFarlane, Vail and White

**WETLANDS BOARD FY 2023 ANNUAL REPORT TO CITY COUNCIL**

Heaven Manning, Staff Liaison, explained that the Annual Report was provided to the Board by email and that a revised Annual Report was provided at the August 21, 2023 Informal Meeting.

Upon Motion by Ms. White, seconded by Mr. Helgren, the Annual Report to City Council was **APPROVED**.

<b>RESULT:</b>	<b>7-0 APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Cindy Hawks White, Vice Chairman
<b>SECONDER:</b>	SunTemple Helgren, Board Member (Alternate)
<b>AYES:</b>	Ballard, Barney, Helgren, Katzer, McFarlane, Vail and White

**WETLANDS BOARD AMENDMENT TO POLICIES AND PROCEDURES**

**AMENDMENT  
PROPOSALS:**

Location of the informal Staff briefing meeting to the Board

Amend references to the Department of Public Works, Specifications and Standards to the Department of Public Works, Design Standards Manual

Remove references to the City of Virginia Beach Specific Guidelines for Joint Permit Applications.

Amend permit expiration date issued by the Wetland's Board to three (3) years, which will eliminate the need for extensions.

Upon Motion by Ms. White, seconded by Mr. Helgren, the amended Policies and Procedures was **APPROVED AS PRESENTED.**

**RESULT: 7-0 APPROVED [UNANIMOUS]**

**MOVER:** Cindy Hawks White, Vice Chairman

**SECONDER:** SunTemple Helgren, Board Member (Alternate)

**AYES:** Ballard, Barney, Helgren, Katzer, McFarlane, Vail and White



**CHARLES E. FALK JR. & SUSAN M. FALK  
2023-WTRA-00133**

**PROJECT:** To construct a bulkhead, rip rap revetment, and plant vegetation involving wetlands.

**LOCATION:** 724 Oriole Drive contiguous to Little Neck Creek

**SPEAKER:** **FOR** – Billy Garrington, Governmental Permitting Consultants (Co-Agent), on behalf of Robert Simon Waterfront Consulting, Inc., Agent for Applicant

Upon motion by Ms. White, seconded by Ms. Helgren, the application of **Charles E. Falk Jr. and Susan M. Falk** was **APPROVED, AS MODIFIED, WITH THE FOLLOWING CONDITIONS:**

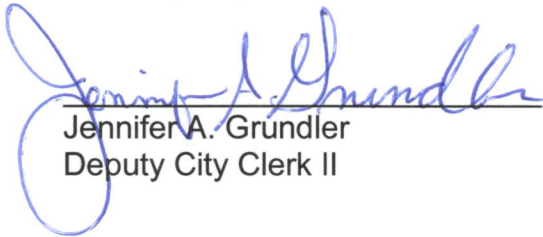
1. Following the installation, an annual vegetation monitoring report shall be submitted to the Department of Planning & Community Development in mid-August for three (3) years. The annual report shall include photographs and a re-vegetation plan for any areas where the vegetation has failed to establish. Should areas need to be re-vegetated, plant spacing may be arranged in rows or random clusters at eighteen (18)-inches on center for average cover conditions.
2. Any shellfish impacted by construction of the proposed improvements shall be removed from the structure(s), preserved in the water column, and returned/placed on the completed rip rap on site as applicable at a similar place in the water column.
3. Revised plans shall be submitted to the Virginia Marine Resources Commission (VMRC) and ultimately approved by the Department of Planning and Community Development prior to the issuance of a building permit.

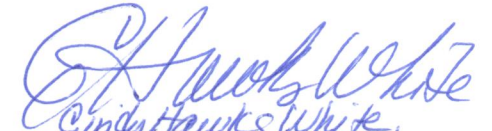
**No Net Loss of wetlands on this project was achieved by the use of onsite compensation.**

<b>RESULT:</b>	<b>7-0 APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Cindy Hawks White, Vice Chairman
<b>SECONDER:</b>	SunTemple Helgren, Board Member (Alternate)
<b>AYES:</b>	Ballard, Barney, Helgren, Katzer, McFarlane, Vail and White

At 10:18 AM the August 21, 2023, Public Hearing of the Virginia Beach Wetlands Board was adjourned by the Chair, Jason Barney.

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

  
Jennifer A. Grundler  
Deputy City Clerk II

  
~~Jason Barney~~, Chair (Acting)  
Wetlands Board