



Mathews County Wetland Board

Wednesday, August 3, 2022 at 7:00 PM

MINUTES

1. ROLL CALL

AT A REGULAR MEETING OF THE MATHEWS COUNTY WETLANDS BOARD OF SUPERVISORS OF MATHEWS COUNTY, VIRGINIA, HELD IN THE MATHEWS COUNTY HISTORIC COURTHOUSE ON August 3, 2022 AT 7:00 PM.

Wetlands Board Members Present: Katy Walden, Chair
Richard Marshall, Vice Chair
Melody Goodwin
Daniel Desmond
Nick Koch

Wetlands Board Members Absent:

Staff Present: Heather Thomas, Wetlands/ Marine Projects
James Knighton, Director of Planning & Zoning
J. Michael Johnson, Virginia Marine Resource Commission, Habitat Management Division

2. CALL TO ORDER

3. APPROVAL OF MINUTES

3.A. July 6th Meeting Minutes

MOTION: On Motion of Mr. Desmond to approve the July 6th meeting minutes, seconded by Mr. Koch, the Mathews County Wetlands Board voted 5-0-0 as follows: Mrs. Walden; Mr. Marshall; Mrs. Goodwin; Mr. Desmond and Mr. Koch - aye; None - nay

4. GENERAL PUBLIC COMMENTS

Mrs. Walden reviewed the public comment procedure.

Second comment period:

Frank Evans, Gloucester, VA

Mr. Evans asked what the board would like to see if they reapplied for the fence. Mr. Evans was told

that the designing of the project is not the responsibility of the board and to review the comments and suggestions made previously.

5. PUBLIC HEARINGS

- 5.A. **Carl Thiel-Goin, VMRC #22-1123, Map 11A4 (A) 197, 134 Bingo Blvd** – Request to install approximately 62’ ft of fencing along property line on beach. The fence will consist of galvanized wire attached to pilings as such as to not impede sand migration. This project takes place on portions of the Chesapeake Bay shoreline.

Speakers for application 22-1123:

Frank Evans, Agent

Mr. Evans asked if the Board members had any questions for him. Mr. Desmond asked if any changes were made to the application. There were none. Mrs. Walden asked if galvanized wire was still being used and if other project types were considered. Mr. Evans stated that they would change the fence wire if the board wished and that others projects such as a groin were discussed but could potentially starve the adjacent beach. Mrs. Walden asked if Mr. Thiel-Goin would consider compromising by bringing the fence to mean high water. Mrs. Goodwin asked how the project would be accessed and Mr. Evans answered by land.

Carl Thiel-Goin, Property Owner

Mr. Thiel-Goin stated the purpose of the fence. Mr. Marshall made a statement that the delineation of the property is not what the board is considering. Mrs. Goodwin asked the width between each wire.

Emily Thiel-Goin, 134 Bingo Blvd

Ms. Thiel-Goin stated that a fence would give her a few crucial seconds to seek safety due to concerns over a neighbor.

Speakers against 22-1123:

A.J. Bryant, 95 Sweet Gum

Mr. Bryant read from the Mathews Dune ordinance and expressed his concerns with the proposed project.

Lisa Kidd-Goodman, 77 Bingo Blvd

Mrs. Kidd-Goodman expressed her safety concerns about the fence.

Alan Goodman, 77 Bingo Blvd

Mr. Goodman expressed his safety concerns for humans and sealife.

Richard Coller, 83 Sweet Gum

Mr. Coller expressed his concerns about liability and the safety of his family.

Angela Lotempa, 73 Sweet Gum

Ms. Lotempa stated she was unaware of the meeting until the weekend prior. She expressed her concerns for the safety of her children and the length of fence. Ms. Lotempa provided copies of an article about a fence along a property line on the beach.

Venessa Barden, 73 Sweet Gum

Ms. Barden stated that the purpose of the project is to fence off neighbors and the application is deceptive. She expressed her concerns for the safety of the people using the beach.

Mrs. Walden asked the applicant if there was a way that a compromise could be made with the length and reopened public comment.

Lisa Kidd-Goodman, 77 Bingo Blvd

Mrs. Kidd-Goodman asked if the board considers the wildlife or just the wetlands. Mike Johnson, VMRC, answered the purpose of the board.

Frank Evans, agent

Mr. Evans stated that they can move the fence over 5' off the property line and the fencing can be changed to what would be proffered by the board. He discussed their safety concerns and the groins on other property lines that cause safety concerns.

Carl Thiel-Goin, 134 Bingo Blvd

Mr. Thiel-Goin reiterated an early comment about mean low water and how it will be exposed for others to see clearly. He stated he would be there every day to maintain the fence. Mr. Desmond asked if it would be possible for a buoy at the end to mark it.

Public Comment period closed.

MOTION: On Motion of Approval by Mr. Desmond, with the reasoning that there is no impact to the beach, seconded by Mr. Koch, the Mathews County Wetlands Board voted -2-3 as follows: Mr. Desmond and Mr. Koch - aye; Mrs. Walden, Mr. Marshall, Mrs. Goodwin - nay

After board discussion and a failed motion, the following was made:

MOTION: On Motion of Denial by Mrs. Goodwin, with the reasoning that section 122-3 of the Mathews County ordinance states safety is to be considered, seconded by Mr. Marshall, the Mathews County Wetlands Board voted 4-1-0 as follows: Mrs. Walden; Mr. Marshall; Mrs. Goodwin; and Mr. Koch - aye; Mr. Desmond - nay

- 5.B. **Brian Grizzard, VMRC #22-1399, Map 11A2 (13) 1, 116 Mad Calf** – Request to remove four existing jettys, construct three timber jettys approximately 70' in length each and install a walkover 5' in width for beach access. This project takes place on portions of the Chesapeake Bay shoreline.

MOTION: On Motion of approval of VMRC 22-1399 by Mr. Desmond, seconded by Mr. Koch, the Mathews County Wetlands Board voted 5-0-0 as follows: Mrs. Walden-aye; Mr. Marshall-aye; Mrs. Goodwin-aye; Mr. Desmond-aye and Mr. Koch - aye; None - nay

The application was discussed by the board members.

6. NEW BUSINESS

7. OLD BUSINESS

Mr. Davis' violation on The Long Lane was discussed. A decision was made to send a certified letter to the property owner's of the violation and if no action is taken it will be discussed at the next meeting to issue it to the county attorney.

8. VIOLATIONS

- 8.A. **Sun New Point RV, LLC, VMRC #21-1163, Map 42 (A) 202, 846 Sandbank Rd. –**
Unpermitted fill of vegetated wetlands.

Mrs. Pugh asked the board to present a plan at the October 5th meeting to remedy the violation. The board allowed the extension.

9. ADMINISTRATIVE MATTERS

10. ADJOURNMENT

**THERE BEING NO FURTHER BUSINESS, THIS MEETING WAS DECLARED
ADJOURNED.**

Katy J. Walden, Chairman
Mathews County Wetlands Board

James D. Knighton, Marine & Wetlands
Projects Coordinator