



**WETLANDS BOARD**

**MINUTES**

CITY OF VIRGINIA BEACH

10: 02 AM

CITY COUNCIL CHAMBER

OCTOBER 16, 2017

**MEMBERS PRESENT:**

JAMES T. VAIL, VICE CHAIR, ACTING AS CHAIRMAN

NILS S. BAHRINGER

JASON BARNEY

MOLLY P. BROWN

JOASHUA SCHULMAN

PATRICK SHULER

**MEMBERS ABSENT:**

LEONARD JOHNSON, CHAIRMAN

STEPHEN B. BALLARD

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

The October, 2017 Public Hearing for the Virginia Beach Wetlands Board was called to order by the Vice Chair, James T. Vail, acting as Chairman, in the City Council Chamber, Virginia Beach, Virginia, at 10:02 AM, October 16, 2017.

Vice Chair, James T. Vail, welcomed all present, 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 within ten (10) days of this Board's decision.

Approval expires one (1) year 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.

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

The slide presentation for each application site was rendered by Mr. Compton.

**SHINING STAR, LLC**  
**APPLICATION NO. 2016-WTRA-00180**

**PROJECT:** To excavate sand involving a Coastal Primary Sand Dune and Beach

**PROJECT LOCATION:** 3328 Sandfiddler Road, contiguous to Atlantic Ocean

**REQUEST:** Extension of Time

**SPEAKER:** None

Upon Motion by Mr. Shuler, seconded by Ms. Brown, the request of **Shining Star, LLC** for a **ONE (1)** YEAR EXTENSION OF TIME was **GRANTED**.

**VOTE:** 6-0

**MEMBERS VOTING AYE:**

Nils S. Bahringer, Jason Barney, Molly P. Brown,  
Joashua Schulman, Patrick Shuler and James T. Vail

**MEMBERS VOTING NAY:**

**MEMBERS ABSENT:**

Leonard Johnson and Stephen B. Ballard

**MEMBERS ABSTAINING:**

**CARL AND SUSAN M. FLOYD  
APPLICATION No. 2016-WTRA-00192**

**PROJECT:** To excavate sand involving a Coastal Primary Sand Dune and Beach

**PROJECT LOCATION:** 2800 Sandfiddler Road, contiguous to the Atlantic Ocean

**REQUEST:** Extension of Time

**SPEAKER:** None

Upon motion by Mr. Shuler, seconded by Ms. Brown, the request of **Carl and Susan M. Floyd Real Estate Trust** for a **ONE (1) YEAR EXTENSION OF TIME** was **GRANTED**.

**VOTE:** 6-0

**MEMBERS VOTING AYE:**

Nils S. Bahringer, Jason Barney, Molly P. Brown,  
Joashua Schulman, Patrick Shuler, and James T. Vail

**MEMBERS VOTING NAY:**

**MEMBERS ABSENT:**

Leonard Johnson and Stephen B. Ballard

**MEMBERS ABSTAINING:**

**STEPHEN AND BARBARA MCCARTHY  
APPLICATION No. 2016-WTRA-00170**

**PROJECT:** To excavate sand involving a Coastal Primary Sand Dune and Beach

**PROJECT LOCATION:** 3236 Sandfiddler Road, continuous to Atlantic Ocean

**REQUEST:** Extension of Time

**SPEAKER:** FOR – Steven Heinrich, Seaside Restoration

Upon motion by Mr. Shuler, seconded by Ms. Brown, the request of **Steven and Barbara McCarthy** for a **ONE (1) YEAR EXTENSION OF TIME** was **GRANTED**.

**VOTE:** 6-0

**MEMBERS VOTING AYE:**

Nils S. Bahringer, Jason Barney, Molly P. Brown,  
Joashua Schulman, Patrick Shuler and James T. Vail

**MEMBERS VOTING NAY:**

**MEMBERS ABSENT:**

Leonard Johnson and Stephen B. Ballard

**MEMBERS ABSTAINING:**

**STEPHEN E. KONIKOFF**  
**APPLICATION NO. 2016-WTRA-00162**

**PROJECT:** To construct a riprap marsh sill and rework existing riprap involving wetlands

**PROJECT LOCATION:** 1252 Crystal Lake Circle, contiguous to Crystal Lake and Rainey Gut

**REQUEST:** Extension of Time

**SPEAKER:** None

Upon Motion by Mr. Shuler, seconded by Ms. Brown, the Application of **Stephen E. Konikoff** was **APPROVED**, for a **ONE (1) YEAR EXTENSION OF TIME** was **GRANTED**.

**VOTE:** 6-0

**MEMBERS VOTING AYE:**

Nils S. Bahringer, Jason Barney, Molly P. Brown,  
Joashua Schulman, Patrick Shuler and James T. Vail

**MEMBERS VOTING NAY:**

**MEMBERS ABSENT:**

Leonard Johnson and Stephen B. Ballard

**MEMBERS ABSTAINING:**

**STEPHEN A. SILLIPHANT**  
**APPLICATION No. 2017-WTRA-00229**

**PROJECT:** To rework existing riprap involving wetlands

**PROJECT LOCATION:** 2001 Alpine Road, contiguous to Canal off Broad Bay

**SPEAKER:** FOR – Richard Calvert, Calvert Marine

Upon Motion by Mr. Schuler, seconded by Ms. Brown, the application of **Stephen A. Silliphant** was **APPROVED, AS SUBMITTED.**

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

**VOTE:** 6-0

**MEMBERS VOTING AYE:**

Nils S. Bahringer, Jason Barney, Molly P. Brown,  
Joashua Schulman, Patrick Shuler and James T. Vail

**MEMBERS VOTING NAY:**

**MEMBERS ABSENT:**


Leonard Johnson and Stephen B. Ballard

**MEMBERS ABSTAINING:**



At 10:19 AM, the October 16, 2017, Public Hearing of the Virginia Beach Wetlands Board was adjourned by Vice Chair, James T. Vail, acting as Chairman.

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



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Jennifer A. Grundler  
Deputy City Clerk II



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James T. Vail  
Vice Chair, Wetlands Board