



# CHARLES CITY COUNTY

## WETLANDS BOARD PUBLIC HEARING

June 22, 2020

Government /Administration Building  
Training Room

6:00 P.M.

## AGENDA

**I. CALL TO ORDER**

**II. MINUTES**

November 4, 2019

**III. UNFINISHED BUSINESS**

**IV. NEW BUSINESS**

**V. WETLANDS PUBLIC HEARING**

**ITEM #1. JPA#: 20-0385—RRHold Company, Inc.**

The applicant is requesting to remove and replace a commercial pier marina consisting of 60 wet slips, and a commercial tending pier (20 timber piles with 10 inch max. diameter) adjacent to an existing boat ramp located along a portion Chickahominy River shoreline identified as 9100 Willcox Neck Road (T.M.# 45-7)

**VI. PLANNING DIRECTOR**

**VII. PUBLIC COMMENT**

**VIII. ADJOURNMENT**

# Minutes

**VIRGINIA:**

The Charles City County Wetlands Board held a meeting at the Charles City County Government Administration Building thereof on November 4, 2019, at 6 p.m. in the 244<sup>th</sup> year of the Commonwealth and 385<sup>th</sup> year of the County.

**PRESENT:** Charles H. Carter, III, Chairman  
E. Van Pearce, Vice – Chairman  
A. Norman Hofmeyer, Jr.

**OTHERS:** Rhonda Russell, Asst. Co. Administrator/Director of Community Development  
Denise D. Williams, Community Development Specialist  
Allison Lay, Virginia Marine Resources Commission (VMRC)

**ABSENT:** Clyde L. Miles  
Robert Walls

Chairman Carter, called the meeting of the Charles City County Wetlands Board to order at 6:00 p.m.

It was determined that a quorum of the Wetlands Board was present.

**MINUTES:**

The minutes of the October 7, 2019, meeting was considered by the Board. The motion to approve the minutes, as presented, was made by Vice-Chairman Pearce and seconded by Member Hofmeyer. The motion carried unanimously by a vote of 3:0.

**UNFINISHED BUSINESS:**

Chairman Charles Carter asked the Board for any unfinished business.

There was none.

**NEW BUSINESS:**

Chairman Charles Carter asked the Board for any new business.

There was none.

**PUBLIC HEARING: DEAN, VICK B. #: 19-1052- Revision (T.M.#49-1-2)**

The applicant is requesting to place a 90-foot class II quarry stone rip rap with associated bank grading above mean low water along a portion of James River shoreline identified as 3021 Eastbury Lane (T.M.#: 49-1-2).

The Board certified that the application was complete.

Mrs. Vicki Dean, the applicant, stated Mr. Winall, the agent, had an emergency and was unable to attend the meeting but has since submitted a revised application to install revetment instead of replacing the bulkhead. She went on to describe the condition of the existing bulkhead and the reasoning for her request. She stated the existing bulkhead is damaged and needs repair. She stated Mr. Vanlandingham, Shoreline Engineer, for the Department of Conservation and Recreation visited the site and gave his recommendation on how to address the erosion.

#### Virginia Institute of Marine Science

Director Russell read an email from the Virginia Institute of Marine Science (VIMS). Their recommendation is to use the “softest” erosion control structure that will be effective for the project’s shoreline stabilization goal (riprap revetment). As regard to impact, the wetlands board would have to decide required compensation for these impacts and with VMRC additional guidance regarding compensation mechanisms.

#### Virginia Marine Resources Commission

Allison Lay was present to answer any questions from VMRC. There were no comments.

#### Board Discussion:

A question was asked, how far out will the barge be from the channel and existing bulkhead? Director Russell stated she reached out to Mr. Winall for comments and there were no comments given before the public hearing. Chairman Carter stated the barge would be determined based on the channel. Vice-Chairman Pearce stated they would have to come in on high tide and the beach area with 40 feet reach. He feels the rip rap would take care of the problem.

#### MOTION:

Vice-Chairman Pearce made a motion to approve application #19-1052, to place a 90-foot class II quarry stone rip rap with associated bank grading above mean low water along a portion of James River shoreline identified as 3021 Eastbury Lane (T.M.#: 49-1-2). The motion was seconded by Chairman Carter, carried by a vote of 3:0.

#### Public Comment:

There was none

Staff introduced Mr. Gary Mitchell has the new Planner/Asst. Zoning Administrator for the Department of Community Development.

#### ADJOURNMENT

Wetlands Board Public Hearing was adjourned at 06:23 p.m.

Attested:

\_\_\_\_\_  
Charles H. Carter, III; Wetlands Board Chairman

\_\_\_\_\_  
Date

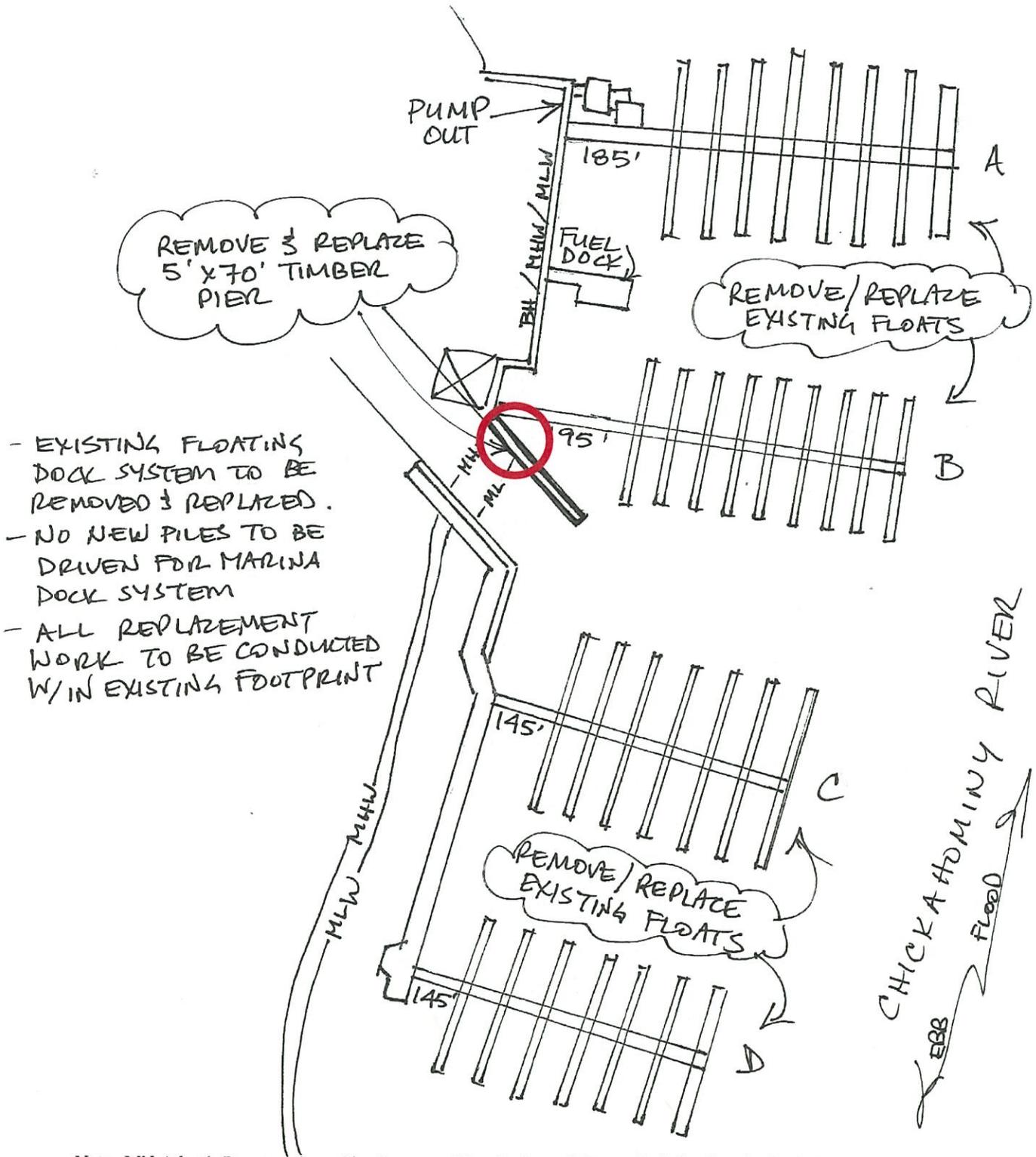
\_\_\_\_\_  
Denise Williams, Wetlands Board County Staff

\_\_\_\_\_  
Date

## Vicinity Map

# Application

# Photographs



- EXISTING FLOATING DOCK SYSTEM TO BE REMOVED & REPLACED.
- NO NEW PILES TO BE DRIVEN FOR MARINA DOCK SYSTEM
- ALL REPLACEMENT WORK TO BE CONDUCTED W/IN EXISTING FOOTPRINT

Note: Mid-Atlantic Resource Consulting is responsible only for applying to obtain local wetland, Virginia Marine Resources Commission and U.S. Army Corps of Engineers permits. Mid-Atlantic Resource Consulting is not responsible for any land disturbing activities or construction activities associated with the project.

Adjacent Property Owners	SITE PLAN	RRHoldCo, LLC
1. Stephen M. & Gina R. Hart 2. Joanne F. Daniel	Charles City County Tax Map # 45 - 7	9100 Wilcox Neck Road - Charles City County On the Chickahominy River
		Date: 2-28-20 Sheet 2 of 3

**From:** [Karla Havens](#)  
**To:** [Beth JPA's](#)  
**Cc:** [jon@l-lmngmt.com](mailto:jon@l-lmngmt.com)  
**Subject:** Rivers Rest JPA and more  
**Date:** Tuesday, March 3, 2020 3:10:19 PM  
**Attachments:** [Rivers Rest JPA.pdf](#)

---

Good Afternoon,

Attached, please find a JPA for Rivers Rest Marina in Charles City County along with related paper work.

Karla

Sent from [Mail](#) for Windows 10

- ❖ DEQ: Permit application fees required for Virginia Water Protection permits – while detailed in 9VAC25-20 – are conveyed to the applicant by the applicable DEQ office (<http://www.deq.virginia.gov/Locations.aspx>). Complete the Permit Application Fee Form and submit it per the instructions to the address listed on the form. Instructions for submitting any other fees will be provided to the applicant by DEQ staff.
- ❖ VMRC: An application fee of \$300 may be required for projects impacting tidal wetlands, beaches and/or dunes when VMRC acts as the LWB. VMRC will notify the applicant in writing if the fee is required. Permit fees involving subaqueous lands are \$25.00 for projects costing \$10,000 or less and \$100 for projects costing more than \$10,000. Royalties may also be required for some projects. The proper permit fee and any required royalty is paid at the time of permit issuance by VMRC. VMRC staff will send the permittee a letter notifying him/her of the proper permit fees and submittal requirements.
- ❖ LWB: Permit fees vary by locality. Contact the LWB for your project area or their website for fee information and submittal requirements. Contact information for LWBs may be found at [http://ccrm.vims.edu/permits\\_web/guidance/local\\_wetlands\\_boards.html](http://ccrm.vims.edu/permits_web/guidance/local_wetlands_boards.html).

FOR AGENCY USE ONLY	
	Notes:
	JPA # 20-0385

## APPLICANTS

### Part 1 – General Information

**PLEASE PRINT OR TYPE ALL ANSWERS:** If a question does not apply to your project, please print N/A (not applicable) in the space provided. If additional space is needed, attach 8-1/2 x 11 inch sheets of paper.

<i>Check all that apply</i>				
Pre-Construction Notification (PCN) <input type="checkbox"/>	Regional Permit 17 (RP-17) <input type="checkbox"/>			
NWP # _____ (For Nationwide Permits ONLY - No DEQ-VWP permit writer will be assigned)				
County or City in which the project is located: CHARLES CITY COUNTY				
Waterway at project site: CHICKAHOMINY RIVER				
<b>PREVIOUS ACTIONS RELATED TO THE PROPOSED WORK</b> (Include all federal, state, and local pre application coordination, site visits, previous permits, or applications whether issued, withdrawn, or denied)				
Historical information for past permit submittals can be found online with VMRC - <a href="https://webapps.mrc.virginia.gov/public/habitat/">https://webapps.mrc.virginia.gov/public/habitat/</a> - or VIMS - <a href="http://ccrm.vims.edu/perms/newpermits.html">http://ccrm.vims.edu/perms/newpermits.html</a>				
Agency	Action / Activity	Permit/Project number, including any non-reporting Nationwide permits previously used (e.g., NWP 13)	Date of Action	If denied, give reason for denial
VMRC, CORPS	60 Wet Slip Marina	2004-0189	2004	
VMRC, CORPS	205' Bulkhead	2005-1201	2005	
VMRC CORPS	50' Pier	2006-0442	2006	
VMRC CORPS	200' Pier	2009-1408	2009	

## Part 1 - General Information (continued)

1. Applicant's legal name\* and complete mailing address: Contact Information:  
RRHoldCo, LLC Home ( ) \_\_\_\_\_  
Attn: Mr. Jon Ondrak Work ( 804 ) 410-9161  
P. O. Box 12226 Fax ( ) \_\_\_\_\_  
Richmond, VA 23241-0226 Cell ( 804 ) 404-5231  
e-mail info@L-Lmgmt.com  
State Corporation Commission Name and ID Number (if applicable) \_\_\_\_\_
2. Property owner(s) legal name\* and complete address, if different from applicant: Contact Information:  
Home ( ) \_\_\_\_\_  
Work ( ) \_\_\_\_\_  
Fax ( ) \_\_\_\_\_  
Cell ( ) \_\_\_\_\_  
e-mail \_\_\_\_\_  
State Corporation Commission Name and ID Number (if applicable) \_\_\_\_\_
3. Authorized agent name\* and complete mailing address (if applicable): Contact Information:  
Karla S. Havens Home ( ) \_\_\_\_\_  
Mid-Atlantic Resource Consulting Work ( 804 ) 785-2107  
1095 Cherry Row Lane Fax ( ) \_\_\_\_\_  
Plainview, VA 23156 Cell ( 804 ) 366-1768  
e-mail karlashavens@gmail.com  
State Corporation Commission Name and ID Number (if applicable) \_\_\_\_\_

**\* If multiple applicants, property owners, and/or agents, each must be listed and each must sign the applicant signature page.**

4. Provide a detailed description of the project in the space below, including the type of project, its dimensions, materials, and method of construction. Be sure to include how the construction site will be accessed and whether tree clearing and/or grading will be required, including the total acreage. If the project requires pilings, please be sure to include the total number, type (e.g. wood, steel, etc), diameter, and method of installation (e.g. hammer, vibratory, jetted, etc). If additional space is needed, provide a separate sheet of paper with the project description.

Remove and replace a commercial floating pier marina consisting of 60 wet slips, and remove and replace a 5' x 70' commercial tending pier adjacent to an existing boat ramp.

Site to be accessed from the upland and the water.

No tree clearing and/or grading required.

No new piles to be installed for the floating marina.

20 timber piles, 10-inch maximum diameter, to be installed with a vibratory hammer for the tending pier.

## Part 1 - General Information (continued)

5. Have you obtained a contractor for the project?  Yes\*  No. \*If your answer is "Yes" complete the remainder of this question and submit the Applicant's and Contractor's Acknowledgment Form (enclosed)

Contractor's name\* and complete mailing address:

David A. Nice Builders  
4571 Ware Creek Road  
Williamsburg, VA 23188

Contact Information:

Home ( ) \_\_\_\_\_  
Work ( ) \_\_\_\_\_  
Fax ( ) \_\_\_\_\_  
Cell (757) 566-3032  
email ojordan@davidnicebuilders.com

State Corporation Commission Name and ID Number (if applicable) \_\_\_\_\_

\* If multiple contractors, each must be listed and each must sign the applicant signature page.

6. List the name, address and telephone number of the newspaper having general circulation in the area of the project. Failure to complete this question may delay local and State processing.

Name and complete mailing address:  
New Kent-Charles City Chronicle  
18639 Eltham Road  
West Point, VA 23181-9442

Telephone number  
( 804 ) 843-4181

7. Give the following project location information:

Street Address (911 address if available) 9100 Wilcox Neck Road

Lot/Block/Parcel# 45 - 7 Acct# 4110

Subdivision \_\_\_\_\_

City / County Charles City ZIP Code 23030

Latitude and Longitude at Center Point of Project Site (Decimal Degrees):  
37.362841 / - 76.912518 (Example: 36.41600/-76.30733)

If the project is located in a rural area, please provide driving directions giving distances from the best and nearest visible landmarks or major intersections. *Note: if the project is in an undeveloped subdivision or property, clearly stake and identify property lines and location of the proposed project. A supplemental map showing how the property is to be subdivided should also be provided.*

8. What are the *primary and secondary purposes of and the need for* the project? For example, the primary purpose may be "to protect property from erosion due to boat wakes" and the secondary purpose may be "to provide safer access to a pier."

Primary purpose is to update existing pier decking for safety and longevity.

Secondary purpose is to update tending pier to assist with boat launching/loading.

## Part 1 - General Information (continued)

9. Proposed use (check one):  
 Single user (private, non-commercial, residential)  
 Multi-user (community, commercial, industrial, government)
10. Describe alternatives considered and the measures that will be taken to avoid and minimize impacts, to the maximum extent practicable, to wetlands, surface waters, submerged lands, and buffer areas associated with any disturbance (clearing, grading, excavating) during and after project construction. *Please be advised that unavoidable losses of tidal wetlands and/or aquatic resources may require compensatory mitigation.*  
No clearing, grading, excavating required.  
  
Materials to be stored on paved surfaces.
11. Is this application being submitted for after-the-fact authorization for work which has already begun or been completed?  Yes  No. If yes, be sure to clearly depict the portions of the project which are already complete in the project drawings.
12. Approximate cost of the entire project (materials, labor, etc.): \$ > \$500,000  
Approximate cost of that portion of the project that is channelward of mean low water:  
\$ > \$500,000
13. Completion date of the proposed work: ASAP once permits are issued. -
14. Adjacent Property Owner Information: List the name and complete **mailing address**, including zip code, of each adjacent property owner to the project. (NOTE: If you own the adjacent lot, provide the requested information for the first adjacent parcel beyond your property line.) Failure to provide this information may result in a delay in the processing of your application by VMRC.  
45 - 6 (8920 Wilcox Neck Road)  
  
Stephen M. & Gina R. Hart  
13421 Thumms Lane  
Ashland, VA 23005  
  
45 - 8  
  
Joanne F. Daniel  
9130 Wilcox Neck Road  
Charles City, VA 23030

## Part 2 - Signatures

### 1. Applicants and property owners (if different from applicant).

**NOTE: REQUIRED FOR ALL PROJECTS**

**PRIVACY ACT STATEMENT:** The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899, Section 404 of the Clean Water Act, and Section 103 of the Marine Protection Research and Sanctuaries Act of 1972. These laws require that individuals obtain permits that authorize structures and work in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters prior to undertaking the activity. Information provided in the Joint Permit Application will be used in the permit review process and is a matter of public record once the application is filed. Disclosure of the requested information is voluntary, but it may not be possible to evaluate the permit application or to issue a permit if the information requested is not provided.

**CERTIFICATION:** I am hereby applying for all permits typically issued by the DEQ, VMRC, USACE, and/or Local Wetlands Boards for the activities I have described herein. I agree to allow the duly authorized representatives of any regulatory or advisory agency to enter upon the premises of the project site at reasonable times to inspect and photograph site conditions, both in reviewing a proposal to issue a permit and after permit issuance to determine compliance with the permit. In addition, I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

John Ondrak, RRHoldCo, LLC

Applicant's Legal Name (printed/typed)

(Use if more than one applicant)

Applicant's Signature

(Use if more than one applicant)

Date

Property Owner's Legal Name (printed/typed)  
(If different from Applicant)

(Use if more than one owner)

Property Owner's Signature

(Use if more than one owner)

Date

Part 2 – Signatures (continued)

2. Applicants having agents (if applicable)

CERTIFICATION OF AUTHORIZATION

I (we), John Ondrak RRHoldCo, LLC, hereby certify that I (we) have authorized Karla S. Havens to act on my behalf and take all actions necessary to the processing, issuance and acceptance of this permit and any and all standard and special conditions attached.

We hereby certify that the information submitted in this application is true and accurate to the best of our knowledge.

[Signature] (Agent's Signature)

(Use if more than one agent)

3-2-2020 (Date)

[Signature] (Applicant's Signature)

(Use if more than one applicant)

3-2-2020 (Date)

3. Applicant's having contractors (if applicable)

CONTRACTOR ACKNOWLEDGEMENT

I (we), John Ondrak RRHoldCo, LLC, have contracted Waterfront Construction & Design, Inc. to perform the work described in this Joint Permit Application, signed and dated 3-2-2020

We will read and abide by all conditions set forth in all Federal, State and Local permits as required for this project. We understand that failure to follow the conditions of the permits may constitute a violation of applicable Federal, state and local statutes and that we will be liable for any civil and/or criminal penalties imposed by these statutes. In addition, we agree to make available a copy of any permit to any regulatory representative visiting the project to ensure permit compliance. If we fail to provide the applicable permit upon request, we understand that the representative will have the option of stopping our operation until it has been determined that we have a properly signed and executed permit and are in full compliance with all terms and conditions.

Joe Foulis Contractor's name or name of firm

3360 Southern Ave., West Point, VA 23181

Contractor's or firms address

2705-096470A

Contractor's signature and title

Contractor's License Number

Applicant's signature

(use if more than one applicant)

Date

### Part 3 – Appendices

Please complete and submit the appendix questions applicable to your project, and attach the required vicinity map(s) and drawings to your application. If an item does not apply to your project, please write "N/A" in the space provided.

**Appendix A: (TWO PAGES) Projects for Access** to the water such as private and community piers, boathouses, marinas, moorings, and boat ramps. Answer all questions that apply.

1. **Briefly describe your proposed project.**

Remove and replace a commercial floating pier marina consisting of 60 wet slips, and remove and replace a 5' x 70' commercial tending pier adjacent to an existing boat ramp.

TENDING PIER

2. ~~For private, noncommercial piers:~~

Do you have an existing pier on your property?  Yes  No

If yes, will it be removed?  Yes  No

Is your lot platted to the mean low water shoreline?  Yes  No

What is the overall length of the proposed structure? 70 feet.

Channelward of Mean High Water? 55 feet.

Channelward of Mean Low Water? 45 feet.

What is the area of the piers and platforms that will be constructed over

Tidal non-vegetated wetlands 75 square feet.

Tidal vegetated wetlands 0 square feet.

Submerged lands 200 square feet.

What is the total size of any and all L- or T-head platforms? 0 sq. ft.

For boathouses, what is the overall size of the roof structure? N/A sq. ft.

Will your boathouse have sides?  Yes  No.

NOTE: All proposals for piers, boathouses and shelter roofs must be reviewed by the Virginia Marine Resources Commission (Commission or VMRC), however, pursuant to § 28.2-1203 A.5 of the Code of Virginia a VMRC permit may not be required for such structures (except as required by subsection D of § 28.2-1205 for piers greater than 100 feet in length involving commercially productive leased oyster or clam grounds), provided that (i) the piers do not extend beyond the navigation line or private pier lines established by the Commission or the United States Army Corps of Engineers (USACE), (ii) the piers do not exceed six feet in width and finger piers do not exceed five feet in width, (iii) any L or T head platforms and appurtenant floating docking platforms do not exceed, in the aggregate, 400 square feet, (iv) if prohibited by local ordinance open-sided shelter roofs or gazebo-type structures shall not be placed on platforms as described in clause (iii), but may be placed on such platforms if not prohibited by local ordinance, and (v) the piers are determined not to be a navigational hazard by the Commission. Subject to any applicable local ordinances, such piers may include an attached boat lift and an open-sided roof designed to shelter a single boat slip or boat lift. In cases in which open-sided roofs designed to shelter a single boat, boat slip or boat lift will exceed 700 square feet in coverage or the open-sided shelter roofs or gazebo structures exceed 400 square feet, and in cases in which an adjoining property owner objects to a proposed roof structure, permits shall be required as provided in § 28.2-1204.

**Part 3 – Appendices (continued)**

3. For USACE permits, in cases where the proposed pier will encroach beyond one fourth the waterway width (as determined by measuring mean high water to mean high water or ordinary high water mark to ordinary high water mark), the following information must be included before the application will be considered complete. For an application to be considered complete:
- a. The USACE MAY require depth soundings across the waterway at increments designated by the USACE project manager. Typically 10-foot increments for waterways less than 200 feet wide and 20-foot increments for waterways greater than 200 feet wide with the date and time the measurements were taken and how they were taken (e.g., tape, range finder, etc.).
  - b. The applicant MUST provide a justification as to purpose if the proposed work would extend a pier greater than one-fourth of the distance across the open water measured from mean high water or the channelward edge of the wetlands.
  - c. The applicant MUST provide justification if the proposed work would involve the construction of a pier greater than five feet wide or less than four feet above any wetland substrate.

X Provide the type, size, and registration number of the vessel(s) to be moored at the pier or mooring buoy.

Type	Length	Width	Draft	Registration #

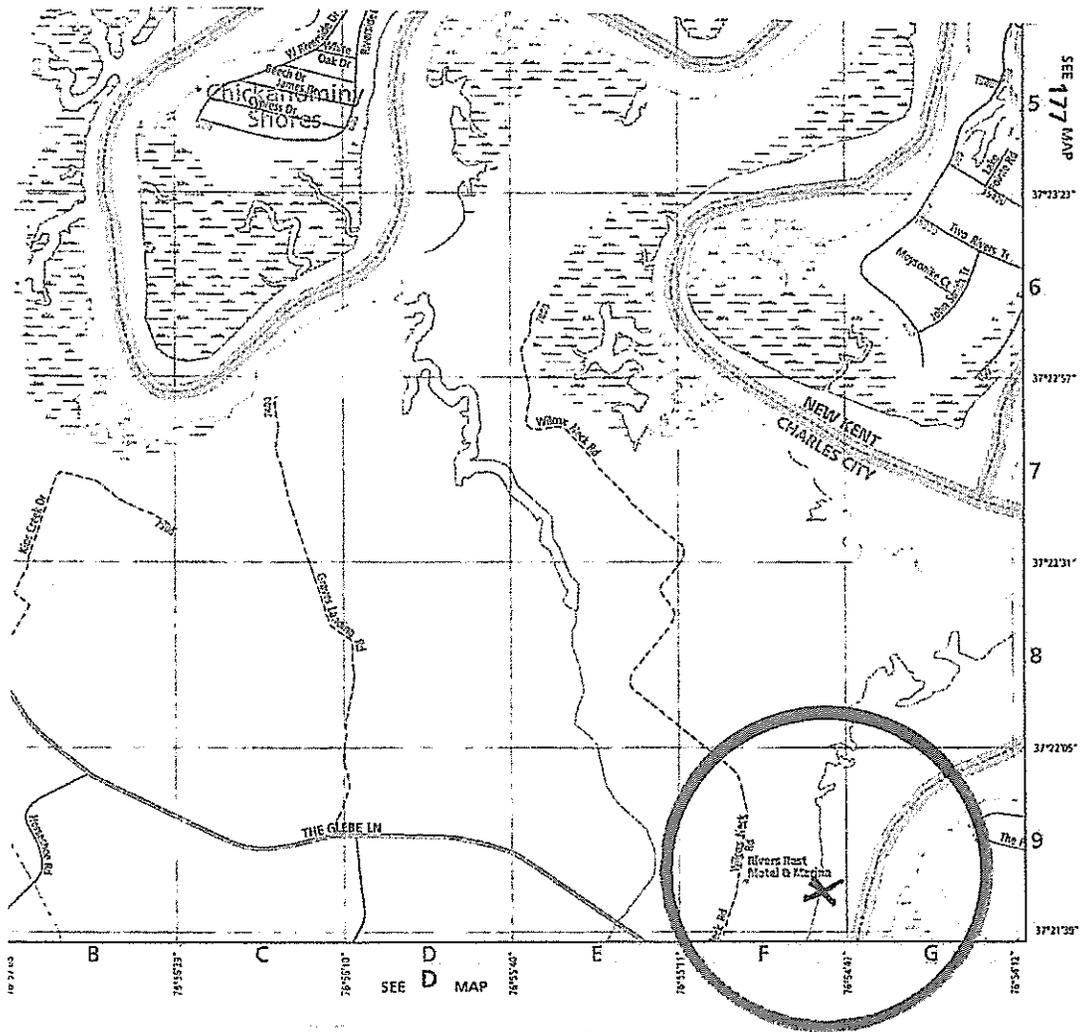
5. For Marinas, Commercial Piers, Governmental Piers, Community Piers and other non-private piers, provide the following information:

- A) Have you obtained approval for sanitary facilities from the Virginia Department of Health? YES (required pursuant to Section 28.2-1205 C of the Code of Virginia).
- B) Will petroleum products or other hazardous materials be stored or handled at your facility? YES
- C) Will the facility be equipped to off-load sewage from boats? YES
- D) How many wet slips are proposed? 0. How many are existing? 60.
- E) What is the area of the piers and platforms that will be constructed over
  - Tidal non-vegetated wetlands \_\_\_\_\_ square feet
  - Tidal vegetated wetlands \_\_\_\_\_ square feet
  - Submerged lands \_\_\_\_\_ square feet

X For boat ramps, what is the overall length of the structure? \_\_\_\_\_ feet.  
 From Mean High Water? \_\_\_\_\_ feet.  
 From Mean Low Water? \_\_\_\_\_ feet.

Note: drawings must include the construction materials, method of installation, and all dimensions. If tending piers are proposed, complete the pier portion.

Note: If dredging or excavation is required, you must complete the Standard Joint Point Permit application.

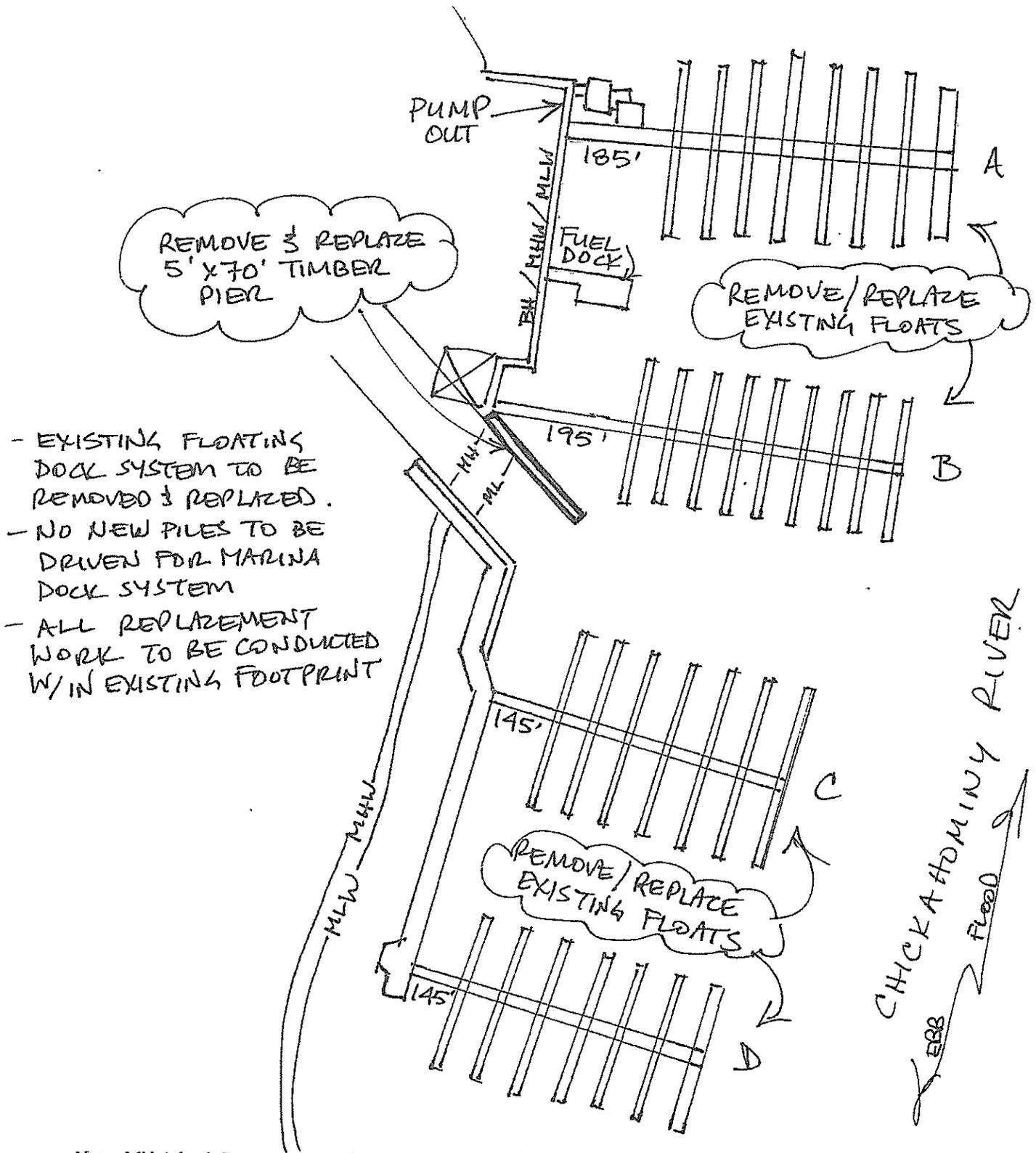


Rand McNally - Greater Richmond Street Guide, Page/Map 176, 2009.

Note: Mid-Atlantic Resource Consulting is responsible only for applying to obtain local wetland, Virginia Marine Resources Commission and U.S. Army Corps of Engineers permits. Mid-Atlantic Resource Consulting is not responsible for any land disturbing activities or construction activities associated with the project.

Adjacent Property Owners 1. Stephen M. & Gina R. Hart 2. Joanne F. Daniel	VICINITY MAP Charles City County Tax Map # 45 - 7	RRHoldCo, LLC 9100 Wilcox Neck Road - Charles City County On the Chickahominy River Date: 2-28-20 Sheet 1 of 3
---	---	---

Prepared by: Mid-Atlantic Resource Consulting - 1095 Cherry Row Lane - Plainview, VA 23156 (804) 366-1768 - karlashavens@gmail.com

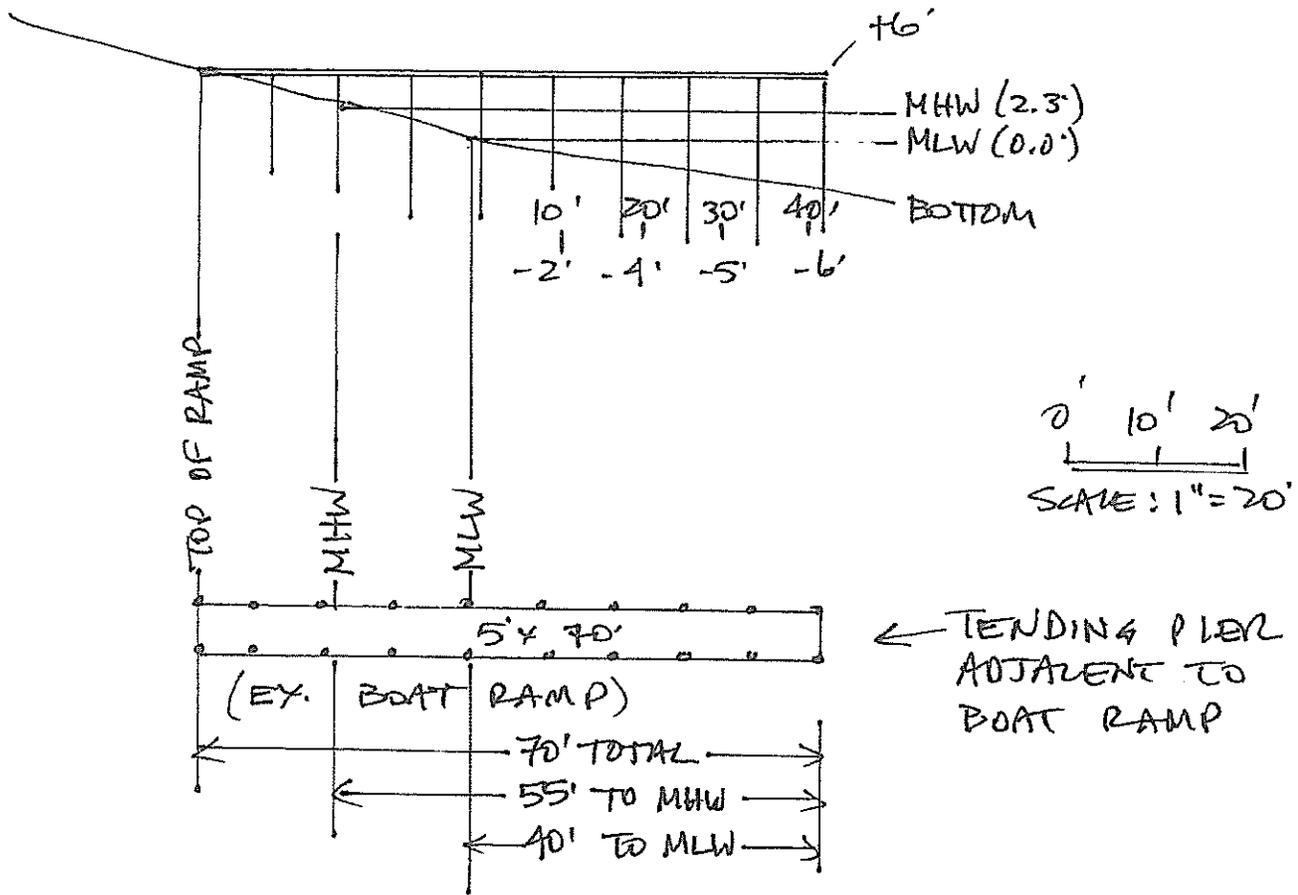


- EXISTING FLOATING DOCK SYSTEM TO BE REMOVED & REPLACED.
- NO NEW PILES TO BE DRIVEN FOR MARINA DOCK SYSTEM
- ALL REPLACEMENT WORK TO BE CONDUCTED W/IN EXISTING FOOTPRINT

Note: Mid-Atlantic Resource Consulting is responsible only for applying to obtain local wetland, Virginia Marine Resources Commission and U.S. Army Corps of Engineers permits. Mid-Atlantic Resource Consulting is not responsible for any land disturbing activities or construction activities associated with the project.

<p>Adjacent Property Owners</p> <ol style="list-style-type: none"> <li>1. Stephen M. &amp; Gina R. Hart</li> <li>2. Joanne F. Daniel</li> </ol>	<p>SITE PLAN</p> <p>Charles City County Tax Map # 45 - 7</p>	<p>RRHoldCo, LLC</p> <p>9100 Wilcox Neck Road – Charles City County On the Chickahominy River</p> <p>Date: 2-28-20 Sheet 2 of 3</p>
---	--	---

Prepared by: Mid-Atlantic Resource Consulting, 1005 Oldham Road, Leesville, VA 23166 (804) 266-3369, info@marc-va.com

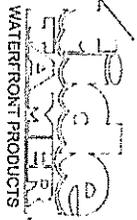


- MHW TO MHW > 1,000'
- CHANNEL > 400' FROM MHW.
- ALL LUMBER TREATED
- ALL HARDWARE H.D.G.
- ALL DELTING, SURFSTEP PECKING.
- 20 TIMBER PILES, 10" MAX. DIAMETER, LENGTH AS REQUIRED FOR 5' x 70' TENDING PIER, INSTALLED BY VIBRATORY HAMMER.
- TWO TEMP. CONSTRUCTION VESSELS.

Note: Mid-Atlantic Resource Consulting is responsible only for applying to obtain local wetland, Virginia Marine Resources Commission and U.S. Army Corps of Engineers permits. Mid-Atlantic Resource Consulting is not responsible for any land disturbing activities or construction activities associated with the project.

<p>Adjacent Property Owners</p> <p>1. Stephen M. &amp; Gina R. Hart 2. Joanne F. Daniel</p>	<p>DETAIL</p> <p>Charles City County Tax Map # 45 - 7</p>	<p>RRHoldCo, LLC 9100 Wilcox Neck Road - Charles City County On the Chickahominy River</p> <p>Date: 2-28-20 Sheet 3 of 3</p>
---	---	--

Prepared by: Mid-Atlantic Resource Consulting - 1095 Cherry Row Lane - Plainview, VA 23156 (804) 366-1768 - karlashavens@gmail.com



UNLESS OTHERWISE SPECIFIED  
DIMENSIONS ARE IN INCHES, MM  
TOLERANCES  
A.M.L.  
S.M.F.  
S.M.F. (1/2")  
A.C.C. #

TITLE: **8'X20' MARINA FLOATING DOCK SECTION**

CUSTOMER: N/A SO#: N/A

DRAWING DATE: 2-19-20 APPROVED BY: CUSTOMER SIGNATURE

DRAWING NUMBER: N/A APPROVAL DATE:

MATERIAL: AS NOTED

SCALE: NTS

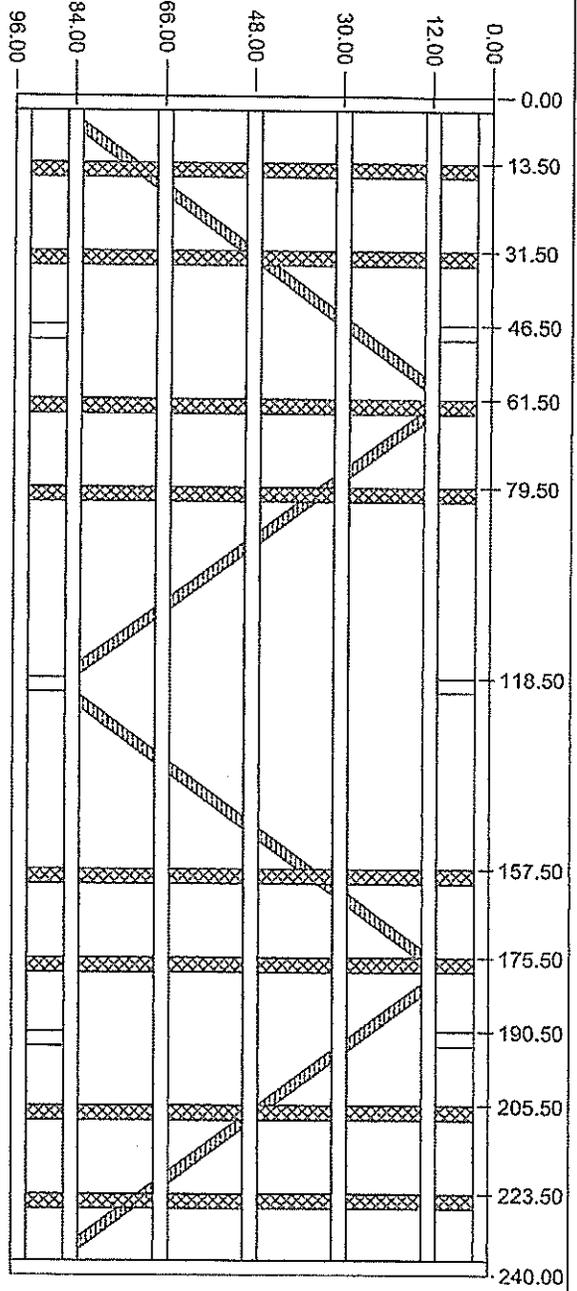
DATE: 2-20

TIDE TAMER INDUSTRIES  
P.O. BOX 118  
SNOW HILL, NC 28580  
800-325-1116  
(local & 24 hour fax)  
866-610-5435  
(open 6 Pacific LA PM)  
www.vistavale.com  
www.tidertamer.com  
www.beachbulletins.com

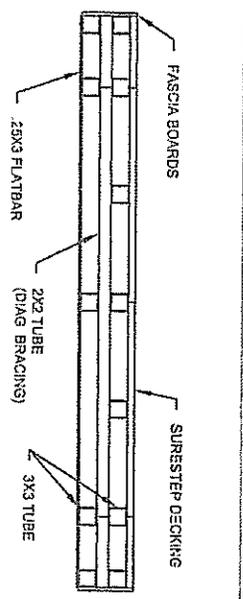
Notice: Confidential Information

THIS DOCUMENT IS PROPERTY OF TIDE TAMER INDUSTRIES. IT IS TO BE KEPT CONFIDENTIAL AND NOT REPRODUCED OR USED AS THE BASIS FOR SALE OR RECONSTRUCTION OF ANY VESSEL WITHOUT WRITTEN PERMISSION.

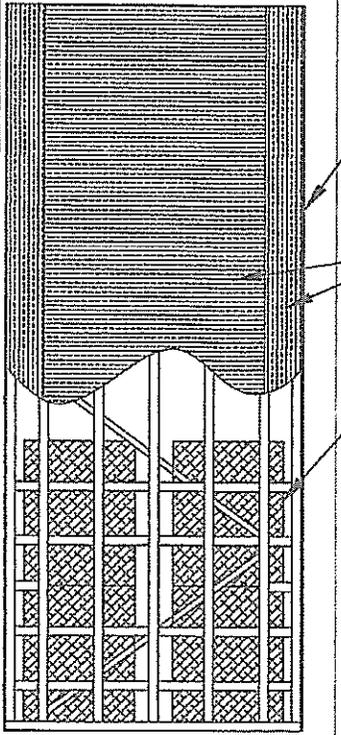
3x3 TUBE  
2x2 TUBE  
25x3 FLAT BAR



CROSS SECTION DETAIL



CROSS SECTION DETAIL





COMMONWEALTH of VIRGINIA

W. Tayloe Murphy, Jr.  
Secretary of Natural Resources

*Marine Resources Commission*  
2600 Washington Avenue  
Third Floor  
Newport News, Virginia 23607

William A. Pruitt  
Commissioner

July 12, 2004

Mr. Eugene Hofmeyer, Jr.  
River's Rest Motel & Marina L.C.  
c/o Mr. David L. Resnick  
129 Sherwood Dr.  
Colonial Heights, VA 23834

RE: VMRC #04-0189

Dear Mr. Hofmeyer:

Enclosed is the Marine Resources Commission permit for your proposal to install floating piers to create a total of 60 wet slips at your existing marina facility impacting 11,542 square feet of State-owned subaqueous land within the Chickahominy River, a tributary to the James River, in Charles City County.

A yellow placard is also enclosed. This placard reflects the authorized activities for inspection purposes and must be conspicuously displayed at the work site throughout the construction phase. Failure to properly post the placard in a prominent location will be considered a violation of your permit conditions.

YOU ARE REMINDED THAT ANY DEVIATION FROM THE PERMIT OR ATTACHED DRAWINGS REQUIRES PRIOR AUTHORIZATION FROM THE MARINE RESOURCES COMMISSION. FAILURE TO OBTAIN THE NECESSARY MODIFICATION WILL BE CONSIDERED A VIOLATION AND COULD SUBJECT YOU TO CIVIL CHARGES IN AMOUNTS NOT TO EXCEED \$10,000 PER VIOLATION.

*An Agency of the Natural Resources Secretariat*  
Telephone (757) 247-2200 (757) 247-2292 V/TDD Information and Emergency Hotline 1-800-541-4646 V/TDD

Received by VMRC March 3, 2020 /blh

The following special conditions are imposed on this permit:

- (16) This permit includes an assessment of a one-time royalty of \$5,771.00 under §28.2-1205 (D) of the Code of Virginia. Inasmuch as this charge for private uses of State-owned submerged lands is presently under review, this assessment is not now due and payable. In the event the charge is determined to be assessable, you will be sent a letter reminder and bill for the royalties which have been held in abeyance
- (17) The yellow placard accompanying this permit document must be conspicuously displayed at the work site throughout the construction phase of the authorized activity.
- (18) Permittee agrees to notify the Commission a minimum of 15 days prior to the start of the construction activities authorized by this permit.



COMMONWEALTH of VIRGINIA  
DEPARTMENT OF ENVIRONMENTAL QUALITY

W. Tayloe Murphy, Jr.  
Secretary of Natural Resources

PIEDMONT REGIONAL OFFICE

4949-A Cox Road  
Glen Allen, Virginia 23060  
(804) 527-5020  
Fax (804) 527-5106  
[www.deq.state.va.us](http://www.deq.state.va.us)

Robert G. Burnley  
Director  
Gerard Sealey, Jr.  
Piedmont Regional Director

February 12, 2004

River's Rest Motel & Marina L.C.  
Attn: Eugene J. Hofmeyer Jr.  
9100 Willcox Neck Road  
Charles City, VA 23030

RE: Joint Permit Application Number 04-0189  
Notification of No Permit Required

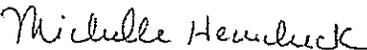
Dear Mr. Hofmeyer:

The Department of Environmental Quality has received your application to construct boat slips on the Chickahominy River at Charles City County, Virginia.

Because the water quality impacts should be minimal and temporary in nature, the project as presented qualifies for a general permit from the USACE on which DEQ has provided unconditional § 401 Certification, a Virginia Water Protection (VWP) general or individual permit will not be required for this project. **This letter constitutes the § 401 Certification of your § 404 permit for this project.** You are advised that this does not give you the authority to violate Virginia's State Water Quality Standards.

Please note that should the size and scope of the project change, a VWP general or individual permit may be required. If you have any questions, please do not hesitate to contact me at 804-527-5071 or [mmhenicheck@deq.state.va.us](mailto:mmhenicheck@deq.state.va.us).

Sincerely,

  
Michelle Henicheck  
Environmental Specialist II

cc: U.S. Army Corps of Engineers  
Virginia Marine Resources Commission  
VWP Permit File

## RIVER'S REST MARINA SPILL CONTAINMENT PLAN

The following procedures shall be followed should a fuel spill from anywhere within the fuel dispensing system occur at River's Rest Marina.

### 1. Halt the Spill

The use of leaking and/or damaged unit(s) will stop immediately until the unit(s) is repaired.

### 2. Contain the Spill

**On Land:** Use hay bales and/or absorbent containment strips to prevent the spill from moving further outward and/or downhill.

**In the Water:** Use floating absorbent containment strips as booms to prevent fuel from washing further in to the river. Strips are to soak up fuel from the surface of the water.

### 3. Clean-up the Spill

Remove contaminated hay bales and/or absorbent boom materials to a secure location and dispose of them in an appropriate and legal manner. Remove any and all contaminated soil and dispose of in an approved location.

### 4. Report the Spill

Report the spill as soon as possible (within 24 hours) to the Charles City Environmental Officer, James Johnson at (804) 652-4510 (804-762-2096 after hours), and the Department of Environmental Quality, Water Division (804) 527-5000. Use the following format:

U = What spilled (gasoline, marine fuel, etc.)

T = Time of the spill

E = Equipment being used to control the spill and how it is being used

### 5. Management of Spill

Everyone involved with the fuel system shall be trained in proper fuel pumping, monitoring the filling of fuel tanks, and actions to be taken in the event of a fuel spill. The spill control plan shall be posted at each of the fuel pumps, on the above-ground tanks and the storage container. A container large enough to store 100 linear feet of absorbent boom, gloves and tools needed to install the boom and/or hay bales shall be placed at the store. This box shall be accessible to all employees. A stock of hay bales and/or acceptable substitute shall be stored near the site.

# Commonwealth of Virginia

## Application for Construction of Sanitary and Sewerage Facilities at Marinas and Other Places Where Boats are Moored

VDH Use Only
Health Department ID# _____
Due Date _____

Facility Name: RIVER'S REST MARINA  
Site Address: 9100 WILCOX NECK ROAD Site County/City: CHARLES CITY COUNTY  
Water Body: (river, creek, bay, etc.): CHICKAHOMINY RIVER Latitude/Longitude: 37.362841 - 76.912518  
Did you apply for a VMRC Permit? YES VMRC permit #: \_\_\_\_\_ Directions to property if no  
911 address available: 9100 WILCOX NECK ROAD, CHARLES CITY, VA 23030

Owner: RRHoldCo, LLC c/o JON ONDRAK

Phone: (804) 410-9161

Mailing Address: JON ONDRAK, MHM PRESIDENT, LOCKE LANE MGMT.

Cell: (804) 404-5231

P. O. BOX 12226 RICHMOND, VA 23241

Fax: \_\_\_\_\_

Email: info@L-Lmgmt.com

Agent\* KARLA HAVENS, MID-ATLANTIC RESOURCE CONSULTING

Phone: (804) 785-2107

Mailing Address 1095 CHERRY ROW LANE

Cell: (804) 366-1768

PLAINVIEW, VA 23156

Fax: \_\_\_\_\_

Email: karlashavens@gmail.com

Dockmaster/Manager: Jennifer Perkins Phone: \_\_\_\_\_

Email: info@L-Lmgmt.com Website Address: \_\_\_\_\_

Subdivision and Lot: \_\_\_\_\_ Tax Map: 45 - 7

Other Property Identification (i.e. GPIN): Acct # 4110

**Purpose of project** (briefly describe project and whether this is a new facility, existing, or an expansion/repair of an existing one):

The existing 60 wet slip marina was recently purchased by RRHoldCo, LLC. The new owners would like to remove and replace the 60 wet slip floating marina and the 5' x 70' tending pier in order to make the marina a safe place to gain access to the water and store a boat.

Additional Services offered (check all that apply):  fuel (on dock);  electric (on dock);  water (on dock);  
 boat ramp;  boat hoist;  railway;  boat repair;  store;  restaurant;  laundry;  lodging;  
 campground;  swimming pool;  snack bar;  cable/satellite;  wifi;  picnic area;  kayak/canoe launch;  
 playground;  boat sales;  boat wash;  other, please list \_\_\_\_\_

**Total Facility Sewage Flow**

<b>1. Wet Storage</b>			
Number of boat slips:	Existing	<u>60</u>	Proposed <u>60</u>
<b>2. Dry storage</b>			
Number of storage spaces:	Existing	_____	Proposed _____
<b>3. Live aboard</b>			
Number of boat slips:	Existing	_____	Proposed _____
<b>4. Boating Access Ramp</b>			
Number of trailer spaces:	Existing	_____	Proposed _____
<b>TOTAL SEWAGE FLOW calculation =</b>			
total wet storage above	_____ X 25 gallons =	_____	_____ gallons per day
total dry storage above	_____ X 25 gallons = _____ divided by 3 =	_____	_____ gallons per day
total live aboard slips above	_____ X 50 gallons =	_____	_____ gallons per day
total boat trailer spaces above	_____ x 10 gallons =	_____	_____ gallons per day
<b>Add up totals in <i>right</i> column for TOTAL MARINA SEWAGE FLOW* =</b>			_____ gallons per day

**Sanitary Facilities (restrooms)**

	EXISTING FACILITIES			PROPOSED FACILITIES		
	Men	Women	Unisex	Men	Women	Unisex
Commodes	_____	_____	<u>4</u>	_____	_____	_____
Urinals	<u>0</u>	_____	_____	_____	_____	_____
Lavatories	_____	_____	<u>4</u>	_____	_____	_____
Showers	_____	_____	<u>4</u>	_____	_____	_____
Privies*	_____	_____	_____	_____	_____	_____

\*only permitted under certain circumstances

**A. Marina Sewage Collection, Treatment, and Disposal (excluding waste from boat holding tanks)**

- Type of proposed/existing sewage system(s):  None (if so, explain);  conventional onsite sewage system;  alternative onsite sewage system;  discharge system;  pump and haul;  public sewer;  commercial privy
- This application is for a  New;  Existing; or  Modification (expansion) of a Marina Facility. If you checked "new" or "modification", you may need to submit an application for a Sewage Disposal System Construction Permit with this application. **Contact the local health department for an application and requirements.** The system must be able to accommodate the total sewage flow from the Sewage Flow Calculation above.

3. If an existing septic system will be used, has it been previously approved by the local Health Department for the proposed use?  Yes;  No. Has the septic tank been pumped on the system in the last five years?  Yes;  No. If it is an alternative system, has maintenance been provided in the last year?  Yes;  No. Date provided and maintenance provider: \_\_\_\_\_
4. If you have any other information about your sewage disposal system such as permit number and capacity, please include it or attach copies: \_\_\_\_\_

**B. Boat Sewage, Collection, Treatment, and Disposal**

1. What type and size of vessels will be using the facility?  Recreational;  Commercial;  <26' (no type III holding tanks or installed toilets);  26'-40';  40' to 65';  65'+;  Powered;  Sail  Other (kayak, canoe, paddle)

2. Slip sizes: # of slips <26' 60; # of slips >26' and <40' \_\_\_\_\_; # of slips over 40' \_\_\_\_\_.

3. Sewage Dump station facilities may be required for disposal of portable toilet tanks. Will you have a dump station available?  Yes;  No. If no, please how you will accommodate boaters with portable toilets  
\_\_\_\_\_

4. Pump-Out Facilities for Removing Contents of Sewage Holding Tanks on Boats are required. Will you have a pump out unit available?  Yes;  No. If not, please explain why: \_\_\_\_\_

5. Where will the boat sewage be conveyed to:  Public Sewer  Holding Tank (describe method and name of permitted septic hauler)  other (please describe) \_\_\_\_\_

6. If installing a Pump-Out Unit or Dump Station, please provide manufacturer's cut sheets and a diagram of the of proposed boat sewage pump-out AND dump stations including:

Equipment ratings and manufactures specs  
Pump type (diaphragm, centrifugal, etc.)  
Pump motor type (gasoline, electric)  
Pump horsepower and gallons per minute  
Type and size of pumping appurtenances  
Conveyance lines - pipe materials and size  
Utility locations (electric, gas, water mains)  
Check valves & shut off valves (type, location)  
Holding tank (if required) size, specifications, alarms, access ports

Nozzles, fittings, rinse line specifications  
Suction hose size/type  
Mean Low Water level (MLW)  
Air gap/backflow prevention type and locations to prevent cross connections to water supplies  
Elevations from MLW to the:  
Dock tread, center line of pump, discharge point, and highpoint of discharge line

7. Hours of pump-out availability (hours, days of the week and dates in service). 24 / 7

3. Indicate how you will prevent spills and leakage of sewage when pump out is not in use: \_\_\_\_\_

C. Water Supply Source

1. What type of water supply will be available:  Public;  Private Well;  Public Well;  No water will be available;  
 Other (please describe): \_\_\_\_\_

2. This application is for a  New,  Existing, or  Modification (expansion) of a Marina Facility. If you checked new or modification, you may need to submit an application for a Private Well Construction Permit with this application or apply for a Waterworks Construction or Operations Permit from the Department of Health Division of Drinking Water. Contact the local health department for an application and requirements.

3. If offering water to customers please indicate approximate number of customers, length of customers stay at the facility, and the total number of potable water connections (boat slips, lodging units, camp sites, etc.)  
\_\_\_\_\_

4. Please provide permit number, municipality, or water system I.D.: \_\_\_\_\_

**Signature and Authorization**

It is fully recognized and understood that additional sanitary facilities and holding tanks will be required should the need arise and this understanding is hereby acknowledged in this application. It is further understood that failure to provide additional facilities as may be required will result in cancellation of the State Health Department Certificate. I certify that I have filled out this application completely and accurately to the best of my knowledge. I give permission to the Virginia Department of Health to enter onto the property during normal business hours for the purpose of processing this application and to perform quality assurance checks of evaluations and designs until an operation permit is approved. Periodic inspections for compliance are a condition of the Certificate to Operate once it is issued.

\_\_\_\_\_  
Applicants Signature \_\_\_\_\_  
Date  
\_\_\_\_\_  
Applicants Name (print)

**IF APPLICANT IS NOT THE OWNER of the Business or Property:**

I, \_\_\_\_\_, hereby certify that I have authorized \_\_\_\_\_ to act on my behalf and to take all actions necessary to the processing, issuance, and acceptance of this permit and any and all standard and special conditions attached. We hereby certify that the information submitted in this application is true and accurate to the best of our knowledge.

\_\_\_\_\_  
Agent's Signature (applicant) 3-3-20  
Date  
\_\_\_\_\_  
Owner's Signature \_\_\_\_\_  
Owners Name (Print)

THIS IS NOT A BUILDING PERMIT, AND NO WORK, WHICH INCLUDES BRINGING A MANUFACTURED OR REGISTERED INDUSTRIALIZED BUILDING UNIT/DWELLING INTO CHARLES CITY COUNTY, AS WELL AS, DIGGING ANY FOOTINGS AND/OR PIER FOOTINGS, MAY BE DONE BEFORE THE PERMIT HAS BEEN ISSUED. IF WORK BEGINS BEFORE THE PERMIT HAS BEEN ISSUED, THE PERMIT FEE WILL BE DOUBLED ACCORDING TO CHARLES CITY COUNTY CODE, §8-26.

<input checked="" type="checkbox"/> <b>Permit Holder</b>		<b>Name (Full Name) (Property Owner or Non-Permit Holder)</b>		<b>Mailing Address - Number, Street, City, State, Zip Code</b>		<b>Phone</b>		<b>FAX</b>	
PROPERTY INFORMATION		Number	Street	Lot Number	Parcel Type	Zip Code	Parcel Number	Zoning	Acres
PROPERTY OWNER		Company	9100 Willow Hole	2A	Residential (R)	22020	167	7-15	7.15
PROPERTY APPLICANT		Last	9100 Willow Hole	2A	Commercial (C)	22020	167	7-15	7.15
PROPERTY ARCHITECT		Company	9100 Willow Hole	2A	Other (O)	22020	167	7-15	7.15
PROPERTY CONTRACTOR		Last	9100 Willow Hole	2A		22020	167	7-15	7.15
PROPERTY MECHANICS LIEN AGENT		Company	9100 Willow Hole	2A		22020	167	7-15	7.15
LICENSE NUMBER (ex - 2701-12345)		Expiration Date							
CLASSIFICATION (A, B, C)		Classification	<input type="checkbox"/> BLD <input type="checkbox"/> ELE <input type="checkbox"/> HAH <input type="checkbox"/> HVA <input type="checkbox"/> PLB <input type="checkbox"/> CAES <input type="checkbox"/> UALS <input type="checkbox"/> CASB <input type="checkbox"/> BEC <input type="checkbox"/> BRK <input type="checkbox"/> BSC <input type="checkbox"/> OEM <input type="checkbox"/> OIC <input type="checkbox"/> EEC <input type="checkbox"/> ENC <input type="checkbox"/> EMW <input type="checkbox"/> ENV <input type="checkbox"/> FAS <input type="checkbox"/> FIC <input type="checkbox"/> FSP <input type="checkbox"/> GFC <input type="checkbox"/> HIC <input type="checkbox"/> ISC <input type="checkbox"/> LAC <input type="checkbox"/> LSC <input type="checkbox"/> LPS <input type="checkbox"/> MBO <input type="checkbox"/> MOC <input type="checkbox"/> MSC <input type="checkbox"/> NGR <input type="checkbox"/> PAF <input type="checkbox"/> PES <input type="checkbox"/> POL <input type="checkbox"/> PTC <input type="checkbox"/> REF <input type="checkbox"/> RFC <input type="checkbox"/> RMC <input type="checkbox"/> ROC <input type="checkbox"/> SDS <input type="checkbox"/> SPR <input type="checkbox"/> VCC <input type="checkbox"/> VWP						

**OWNER AFFIDAVIT**  
Complete this section only if you are an OWNER doing your own work, and are not subject to licensure as a contractor or subcontractor.  
If you are an owner and intend to do the work or subcontract the work, and Owner Affidavit is required certifying that you are the owner of this tract or parcel of land, that you have applied for this permit, and are not subject to licensure as a contractor. Signing the Owner Affidavit, and in turn obtaining the permit in your name, designates you, as the owner, responsible for the quality of the work and compliance with applicable state and local codes. This Owner Affidavit must be completed with the signature of a person who witnessed your signature to this document, acknowledging your compliance with Section 54-1-1111 of the Code of Virginia.  
I, as the OWNER, will be responsible for the work performance of the contractor.  
I, as the OWNER, will be responsible for compliance with all state laws regulating building construction and use, and compliance with all county ordinances.  
I, as a WITNESS, saw the owner of this property affix his/her signature to this document.  
WITNESS SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_  
I, the witness, certify that he is not subject to licensure as a contractor or subcontractor in the state of Virginia.  
PLEASE PRINT WITNESS NAME LEGIBLY: \_\_\_\_\_ DATE: \_\_\_\_\_

**CERTIFICATION**  
I hereby certify that I have the authority to make this application, that the information given is true and correct, and that the construction will conform to the regulations in the current adopted Virginia Uniform Statewide Building Code, the Zoning Ordinance and Charles City County Codes.  WORK HAS NOT STARTED  WORK HAS STARTED  WORK IS COMPLETED  
Applicant Signature: \_\_\_\_\_  
Date: 3/15/20

**TOTAL ASSUMED VALUE OF CONSTRUCTION INCLUDING VALUE OF MATERIALS, LABOR AND SET UP (NO LAND, WELL, OR SEPTIC):** \$ \_\_\_\_\_

**VALIDATION FOR DEPARTMENT USE ONLY**

Building Permit Application Number: \_\_\_\_\_ Date: 2/10/20

Building Permit: \$ \_\_\_\_\_ Bldg Permit Penalty - BUDDP: \$ \_\_\_\_\_ Amendment Fee - AMEND: \$ \_\_\_\_\_

Re-inspection - REIN: \$ \_\_\_\_\_ Re-Connect Electric - RECE: \$ \_\_\_\_\_

Cent of Occup - OCCPY: \$ \_\_\_\_\_ Temp Cent of Occup - OCCPYT: \$ \_\_\_\_\_

2% St Surcharge - STSU: \$ \_\_\_\_\_ 2% State Surcharge Penalty - STSUP: \$ \_\_\_\_\_

**TOTAL FEE** \$ \_\_\_\_\_

The following checklist is designed to be completed at the time of application for a Building Permit for a single family residence. Provide the information as best possible. Accuracy is important, however for review purposes, the completeness of the application will make the process quicker.

Final review of a specific area will be performed by the appropriate staff.

- TYPE OF CONSTRUCTION:
- |   |   |   |  |
|---|---|---|--|
| <input type="checkbox"/> Dwelling         | <input type="checkbox"/> IPR Dwelling         | <input type="checkbox"/> Replacement    |  |
| <input type="checkbox"/> SW Manufact Hm   | <input type="checkbox"/> DW Manufact Hm       | <input type="checkbox"/> TW Manufact Hm | <input type="checkbox"/> Replacement                             |
| <input type="checkbox"/> On Frame Modular | <input type="checkbox"/> Off Frame Modular    | <input type="checkbox"/> Replacement    | <input type="checkbox"/> Replacement<br><i>for deck/painting</i> |
| <input type="checkbox"/> Addition         | <input type="checkbox"/> Garage               | <input type="checkbox"/> Deck           | <input type="checkbox"/> Car Port                                |
| <input type="checkbox"/> Pool             | <input type="checkbox"/> Utility Shed/Trailer | <input type="checkbox"/> Pier           | <input type="checkbox"/> Bulk Head                               |

- N/A 1) Proof of ownership (copy of deed if purchased within the last 6 months that shows the deed book and page number in upper right hand corner or Commissioner of Revenue computer file - the Building Official's Office can obtain this file, you do not need to get it from the Commissioner of Revenue)
- ✓/M.O.I. 2) Letter of delegation of authority to an agent if appropriate (Permission of property owner for builder/manufactured home company or property tenant to apply for permit)
- N/A 3) A plat/survey (County Clerks Office may have one on file) is necessary for site plan
- N/A 4) Accurate site plan (is proposed building location shown and it's distance from nearest property lines, as well as, any possible driveways, septic tank(s), drain field(s), well(s) and any other structures located on property)
- N/A 5) Health Department Permit OR copy of contract for hook up to county water and sewer from Public Works
- ✓ 6) Contractor's information (licenses, certifications)
- ✓ 7) Building Costs (**Contract Price from Licensed Contractor**, see your contractor; use permit fee schedule; manufactured and modular homes use purchase price of home plus set up fee)
- N/A 8) Accurate construction information (house plans, truss specifications (if used), footing, roof and wall details, etc. from builder, **3 sets are required**)
- N/A 9) Installation of Metal Car Ports require that you provide a specification sheet that shows the wind and snow load and anchoring of the car port.
- N/A 10) Owners/Agents certification of all documents (IE- site plan, permit application, etc.)
- N/A 11) Agreement in Lieu of Soil and Erosion Control Agreement signed
- N/A 12) Do setbacks given on application agree with the setbacks given on site plan?
- N/A 13) All required signatures of either the owner or agent
- 14) Check for complete building permit application

*add for exterior work only.*

 Owner/Agent 3/3/20 Date

Received by: \_\_\_\_\_ County Staff

Revised 7/09

# Virginia Marine Resources Commission

## Permit Application 20200385

Printed: Tuesday May 26, 2020 4:48 PM



---

**Applicant:** RRHoldCo, LLC  
Post Office Box 12226  
Richmond, VA 23241-0226

---

<b>Application Number:</b>	20200385	<b>Engineer:</b>	Allison Lay
<b>Application Date:</b>	March 4, 2020	<b>Locality:</b>	Charles City
<b>Permit Type:</b>	VMRC Subaqueous	<b>Waterway:</b>	Chickahominy River
<b>Permit Status:</b>	Pending	<b>Expiration Date:</b>	
<b>Wetlands Board Action:</b>		<b>Public Hearing Date:</b>	May 4, 2020

**Project Description:** Commercial Pier @ Rivers Rest Marina

**Project Dimensions:**

---

Boatslips: 60 Each

---

Pier: 70 Linear Feet

---



Security footage surveillance video and pictures show the suspects and their vehicle that was used in a larceny on March 26 at FasMart in Bottoms Bridge.

## Suspects wanted in larceny of FasMart in Bottoms Bridge

New Kent Sheriff's Office is seeking information relating to an early morning larceny on March 26 in the Bottoms Bridge area of the county.

Around 1:40 a.m., three suspects entered the FasMart located at the 2000 block of Pocahontas Trail. Items stolen from the incident were cigarettes and lottery tickets.

Video footage showed the three males exiting a black jeep. Suspect one, identified as the driver, is described as a white male with a brown beard, wearing a gray Columbia American flag cap, blue jacket,

a light-colored shirt, blue jeans, and muck boots. The second suspect is identified as a light-skinned male wearing a black jacket, dark colored pants, and possibly glasses. Suspect three is described as a black male with black facial hair, a gray beanie cap, blue hoodie with a red and white stripe on the sleeves, blue pants with markings on the front, and a red and white stripe on its side.

If you have information, please contact New Kent Sheriff's Office at 966-9500 or Crime Stoppers at 780-1000.

## COVID-19

Continued from previous page.

can't take advantage of it," Spiak added. "We got to be prepared to when we go back and have everybody ready to start playing when we do."

### Aysia Wallace-Senior, Charles City High School

Among those who are affected the most is the graduating Class of 2020. The combination of sitting out from school along with no known date to return to the classroom has impacted many seniors. For Charles City High School Senior student-athlete Aysia Wallace, it has been more of how to decipher the situation and being patient.

"I've been handling it pretty well right now," she said. "I have to have more self-

motivation to do work without having the teachers here. It kind of has its pros and cons."

But for Wallace, she also is a member of the high school's track and field team. With no clue if the season will take place, she has to continue to work out in the confines of her own home until the facility re-opens for practice.

"I'm anxious to get back into the activities," Wallace says, mentioning how track and field is one of her motivators that keeps her going. "I don't know how long we are going to be out with the virus thing going on."

"I'm handling thing and if there is a possibility to go back, I'm going to be ready," she said as she began to wrap up the interview. "I have to uphold to everything that I'm doing now and provide a little more effort in both the classroom and the athletic field."

## PUBLIC NOTICE

Notice is hereby given that RRHoldCo, LLC has requested authorization from the Virginia Marine Resources Commission to replace existing tending pier and floating piers consisting of 60 wet slips at Rivers Rest Marina (9100 Wilcox Neck Road) along the Chickahominy River in Charles City County.

Send comments/inquiries within 15 days to: Marine Resources Commission, Habitat Management Division, 380 Fenwick Road, Bldg. 96, Hampton, VA, Virginia 23651.

## FRANCISCO ROBINSON & ASSOC.

9411 Pocahontas Trl., P.O. Box 25

Providence Forge, VA



(804) 966-2388 www.franciscorobinson.com



### CHARLES CITY, HOLDCE \$365,000.00

15 Acres of woodland privacy provides a tranquil setting for this immaculate home. From the full front sitting porch to the open great room with gleaming beamed ceilings, to the master bedroom suite with a hot tub on the back porch, this home is a relaxing, comfortable living with unique charm and rustic character. A room and workshop plus tool and garden equipment storage are in a shed with fenced pen provides space for small livestock. To explore contact Paul Robinson, 804-966-2388.

### CHICKAHOMINY RIVE OUTSTANDING RIVERFRONT \$179,000.00



5 Acres with deep water. 120' from shore. 120' from home site, 250' near marina!

## LAND FOR SALE

Stonehouse - On Richardson's Mill Pond - 1.3 Acre wooded site in a home community on James City/New Kent Co. line. Bargain price

New Kent - Tunstall area - 2 Acres wooded upward sloping land. \$59,900.00

New Kent - Quinton - 11.8 Acres wooded home site, less than 5 min frontage on 2 state roads, elevated level site for home, great privacy. 1

Possibly the best acreage site available in Quinton! \$129,950.00

Charles City - Near Rt. 106 - 5 wooded acres, rectangular shaped, frontage on Rt. 106. \$30,000.00

Barnes Rd. - James City Co. - 3 acres, wooded home site convenient to 227 and U.S. 60. \$95,000.00

James City - Just Listed - 8.63 ac. predominantly level, open field with front less than 1 mile from I-64 Croaker/Norge Exit. \$199,000.00

## FOR LEASE

Providence Forge - small office bldg. on 2+/- acres, zoned - industrial. \$600.00 per month. Call J. C. Francisco, Francisco Robinson - 804-966-2388

For Information about these or other properties, call Paul Robinson at (804) 966-2388 paulrobinson@franciscorobinson.com

WQIA

# Charles City County, Virginia

Department of Planning  
P.O. Box 66, Charles City, VA 23030  
Phone: 804-652-4707 Fax: 804-652-5819

## Water Quality Impact Assessment (WQIA) Application

OFFICE USE ONLY	
Application #:	_____
Tax Map # _____	Surety Amount: \$ _____
Decision: <input type="checkbox"/> Approval <input type="checkbox"/> Denied	
Conditions/Comments:	_____
_____	
_____	
_____	
_____	
Environmental Program Administrator _____	Date _____

### APPLICANT INFORMATION

Name: Karla S. Havens Mid-Atlantic Resource Consulting  
Address: 1095 Cherry Row Lane  
City/State/Zip: Plainview VA 23156  
Phone: 804 785-2107 cell: 804 366-1768 Fax: \_\_\_\_\_  
E-mail: KarlaShavens@gmail.com

### PROPERTY OWNER INFORMATION

Name: RR Hold Co, LLC Yo Jon Ondrak  
Address: P.O. Box 12226  
City/State/Zip: Richmond, VA 23241  
Phone: 804 410-9161 cell: 804 404-5231 Fax: \_\_\_\_\_  
E-mail: jon@L-LMGMT.com

### RESPONSIBLE LAND DISTURBER (Required if over 2,500 SF of land disturbance)

Name: \_\_\_\_\_ RLD# \_\_\_\_\_  
Address: \_\_\_\_\_  
City/State/Zip: \_\_\_\_\_  
Phone: \_\_\_\_\_ Cell: \_\_\_\_\_ Fax: \_\_\_\_\_  
E-mail: \_\_\_\_\_

**PROJECT INFORMATION**

Tax Map Number: 45-7 E911/Street Address: 9100 Wilcox Neck Rd.  
 Magisterial District: Chickahominy  
 Lot Size (in Acres): 16.34 Acres  
 Existing Land Use: Zoned B-3, special use of recreational resort community  
 Purpose of Request: Replace an existing timber commercial pier at Rivers Rest Marina.

**WATER QUALITY IMPACT ASSESSMENT**

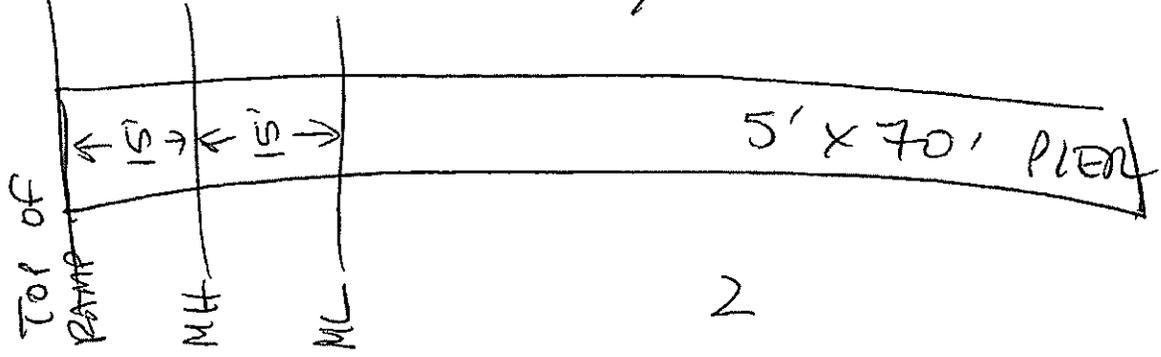
- A. Total Lot Area (ft<sup>2</sup>): 711,770 SF (16.34 Ac.) (43,560)
- B. Total Amount of Disturbed Area (ft<sup>2</sup>): (5' x 30") 150 SF ABOVE MLW
- C. Total Amount of Clearing (ft<sup>2</sup>): ∅ 75 SF ABOVE MHLW
- D. Total Amount of Grading (ft<sup>2</sup>): ∅
- E. Impacts on Existing Vegetation:
  - Total Amount of Underbrush Removed (ft<sup>2</sup>): ∅
  - Number of Healthy Trees Removed: ∅
  - Number of Dead/Dying/Diseased Trees Removed: ∅

**F. Proposed Erosion and Sedimentation Control Practices:**

- |                          |                             |                          |                                 |
|--------------------------|-----------------------------|--------------------------|---------------------------------|
| <input type="checkbox"/> | Silt Fencing                | <input type="checkbox"/> | Temporary Construction Entrance |
| <input type="checkbox"/> | Straw Bale Barrier(s)       | <input type="checkbox"/> | Inlet Protection                |
| <input type="checkbox"/> | Temporary/Permanent Seeding | <input type="checkbox"/> | Mulching                        |
| <input type="checkbox"/> | Tree Protection             | <input type="checkbox"/> | Sediment Trap                   |
| <input type="checkbox"/> | Other: _____                |                          |                                 |

**G. Proposed Mitigation Measures:** Attached mitigation plan showing location of vegetation.

Number of New Trees Proposed: ∅ Min size: \_\_\_\_\_  
 Number of New Shrubs Proposed: ∅ Min size: \_\_\_\_\_  
 Number/Amount of groundcover proposed: ∅ Min. size: \_\_\_\_\_



### APPLICANT STATEMENT

I hereby certify that I have the authority to make the foregoing application, that the information given is complete and correct to the best of my knowledge, and that development and/or construction will conform with the regulations as set forth in the Charles City County Chesapeake Bay Preservation Ordinance as written and also with the description contained in this application.

*Paula Stever*  
Applicant's Signature (if not Property Owner)

5-26-20  
Date

### PROPERTY OWNER(S) STATEMENT

I hereby certify that I/we own the above described property, that the information given is complete and correct to the best of my knowledge, and that the above person(s), group, corporation or agent has the full and complete permission of the undersigned owner(s) to make application for WOIA Permit approval.

*Jaw Ondrak*  
Property Owner's Signature, *Jaw Ondrak, Agent*  
*for RR Holdco, LLC*

5-26-2020  
Date

### CONDITIONS

1. This permit application is not valid unless all property owner(s) signatures are affixed and dated.
2. All permit application charges are nonrefundable, regardless of whether the permit application is approved or denied once submitted. All checks for payment should be made payable to Charles City County.
3. Any approval of a WOIA is issued on the basis of plans and applications being approved and authorizes only the use, arrangement and construction set forth in such approved plans and applications. Any deviations from the plans and applications submitted shall render an approved WOIA null and void.
4. Signing this application serves as authorization for the Charles City County Environmental Program Administrator or designated personnel and other agencies' staff as deemed necessary for review of proposed activity by Charles City County to enter upon property where approval is requested.
5. A Revolving Irrevocable Letter of Credit or Cash/Check Bonding is required prior to approval if a Certificate of Occupancy is desired prior to the completion of the required landscaping, stormwater management facilities or other specifications of an approved work.

For Reference Purposes: Every tree or sapling 1 1/2" - 2 1/2" caliper planted or to be planted requires a bonding amount of \$50.00. For every tree  $\geq$  2 1/2" caliper planted or to be planted requires a bonding amount of \$100.00. For each shrub planted or to be planted requires a bonding amount of \$40.00. Once all vegetation has been planted according to the approved mitigation plan, the Environmental Codes Compliance Officer or designated personnel will continue to complete site inspections for a period of 18 months prior to releasing the Bond.

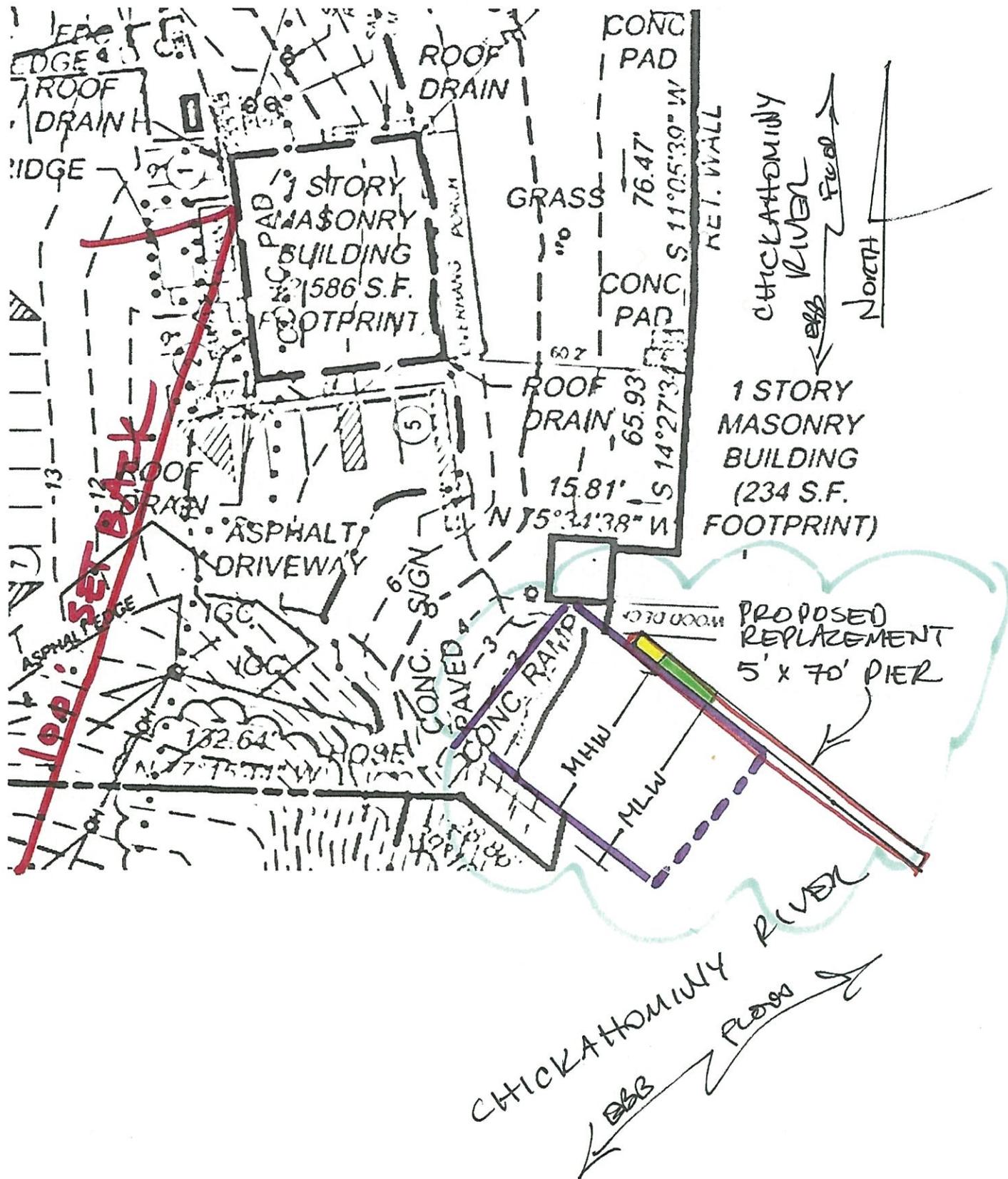
**H. Proposed Best Management Practices (if applicable):**

- Vegetated Filter Strip(s)
- Grass Swale(s)
- Dry Well(s)
- Infiltration Trench(es)
- Other: \_\_\_\_\_

**PLAN DRAWING REQUIRED**

*A site drawing, in accordance with Section 111(H) of the Chesapeake Bay Preservation Ordinance, must be attached to this water quality impact assessment that shows the following:*

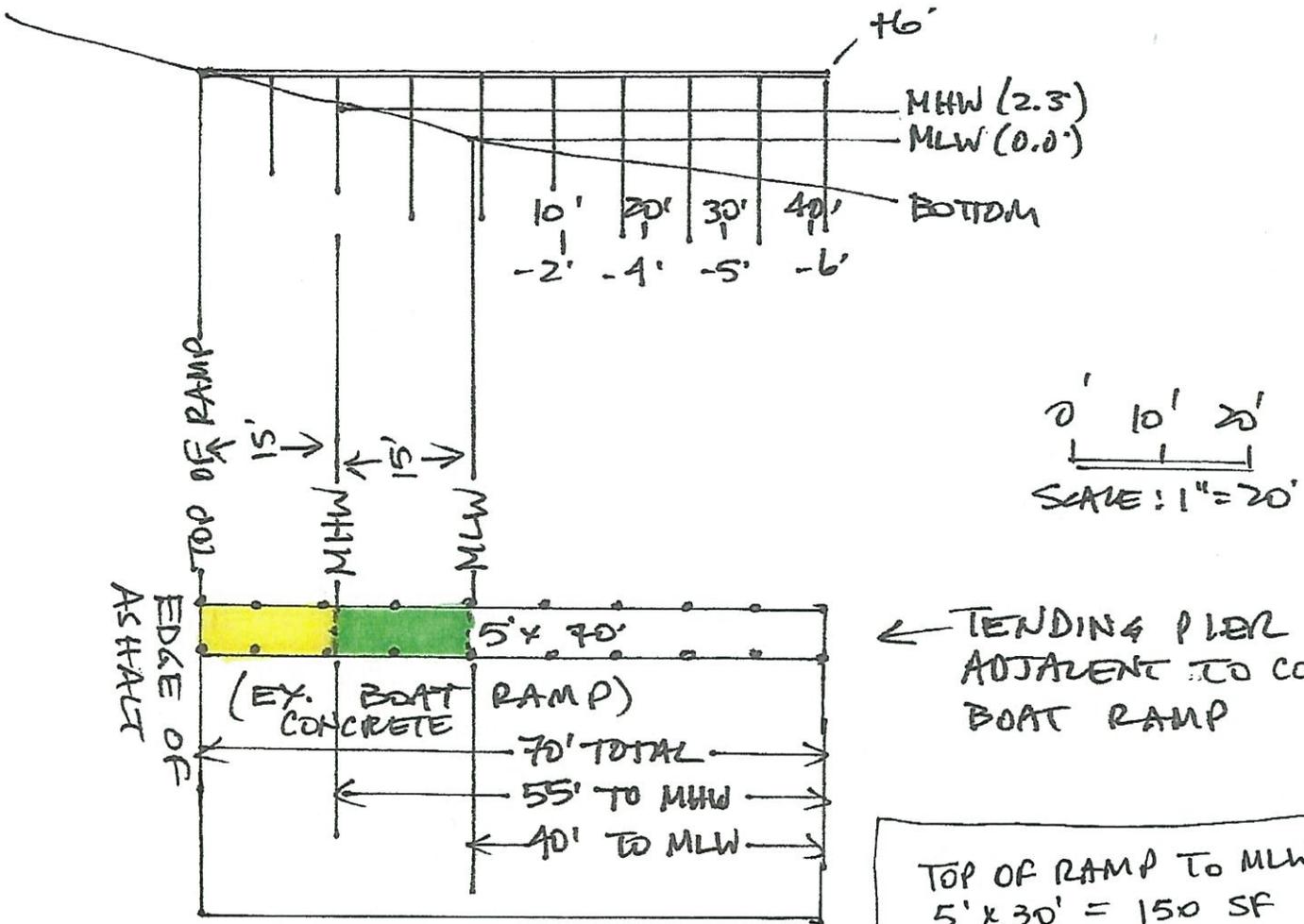
1. Location of the components of the RPA (streams, rivers, wetlands), including the 100-foot buffer area;
2. Existing structures
3. Property lines (When possible, provide information on a copy of survey or plat)
4. **Location and nature of any proposed encroachment into the buffer area, including, type of paving material; areas of clearing or grading; location of any structures, drives, or other impervious cover; and sewage disposal systems or reserve drainfield sites;**
5. Type and location of proposed best management practices to mitigate the proposed encroachment;
6. Type and location of proposed erosion and sedimentation control devices;
7. Location of existing vegetation onsite, including the number, size, type of trees and other vegetation to be removed in the buffer to accommodate the encroachment or modification; and
8. Type, size and location of replacement vegetation.
9. Attach photos depicting the vegetation to be removed. Photos may also be taken by county staff to include in the file.



Note: Mid-Atlantic Resource Consulting is responsible only for applying to obtain local wetland, Virginia Marine Resources Commission and U.S. Army Corps of Engineers permits. Mid-Atlantic Resource Consulting is not responsible for any land disturbing activities or construction activities associated with the project.

<p>Adjacent Property Owners</p> <ol style="list-style-type: none"> <li>Stephen M. &amp; Gina R. Hart</li> <li>Joanne F. Daniel</li> </ol>	<p>SITE PLAN</p> <p>Charles City County Tax Map # 45 - 7</p>	<p>RRHoldCo, LLC</p> <p>9100 Wilcox Neck Road - Charles City County On the Chickahominy River</p> <p>Date: 5-22-20 Sheet 1 of 2</p>
---	--	---

Prepared by: Mid-Atlantic Resource Consulting - 1095 Cherry Row Lane - Plainview, VA 23156 (804) 366-1768 - karlashavens@gmail.com



- MHW TO MHW > 1,000'
- CHANNEL > 400' FROM MHW.
- ALL LUMBER TREATED
- ALL HARDWARE H.D.G.
- ALL DELKING, SURESTEP PECKING.
- 20 TIMBER PILES, 10" MAX. DIAMETER, LENGTH AS REQUIRED FOR 5' x 70' TENDING PIER, INSTALLED BY VIBRATORY HAMMER.
- TWO TEMP. CONSTRUCTION VESSELS.

TOP OF RAMP TO MLW = 5' x 30' = 150 SF  
 TOP OF RAMP TO MHW = 5' x 15 = 75 SF

Note: Mid-Atlantic Resource Consulting is responsible only for applying to obtain local wetland, Virginia Marine Resources Commission and U.S. Army Corps of Engineers permits. Mid-Atlantic Resource Consulting is not responsible for any land disturbing activities or construction activities associated with the project.

Adjacent Property Owners 1. Stephen M. & Gina R. Hart 2. Joanne F. Daniel	DETAIL Charles City County Tax Map # 45 - 7	RRHoldCo, LLC 9100 Wilcox Neck Road - Charles City County On the Chickahominy River Date: 5-22-20 Sheet 2 of 2
---	---	---





MAP SOURCE: GOOGLE EARTH

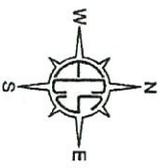
**LEGEND**

- PERENNIAL STREAM CHANNEL BOUNDARY (R3)
- EPHEMERAL STREAM CHANNEL (R3)
- PALUSTRINE EMERGENT (PEM) WETLAND
- PALUSTRINE FORESTED (PFO) WETLAND
- PALUSTRINE EMERGENT (PEM) WETLAND
- PALUSTRINE FORESTED (PFO) WETLAND
- APPROXIMATE WETLAND DATAPoint LOCATION
- APPROXIMATE PERENNIAL FLOW DETERMINATION LOCATION
- PRELIMINARY 100' RESOURCE PROTECTION AREA BUFFER
- STUDY AREA

\*WATER FEATURES WERE DELINEATED BY ECS ON FEBRUARY 10, 2020 AND LOCATED USING A SUBMETER RESOURCES GPS UNIT.  
 \*\*WATER FEATURES DEPICTED HEREIN SHOULD BE CONSIDERED PRELIMINARY UNTIL CONFIRMED BY REGULATORY PERSONNEL.

**REPLACE PIERS**

**REPLACE FLOTTING MARINA**



<p><b>WATERS OF THE U.S.</b>  <b>DELINEATION MAP</b>          HG DESIGN STUDIO</p>		<p><b>RIVER'S REST PROPERTY</b>  <b>9100 WILCOX NECK ROAD</b>  <b>CHARLES CITY COUNTY, VIRGINIA</b></p>
<p>ECS REVISIONS          CV 228/2020</p>		
<p>ENGINEER DRAFTING          ANM JAC</p>		
<p>SCALE          1" = 150'</p>		
<p>PROJECT NO.          47:9771</p>		
<p>SHEET          1 OF 1</p>		
<p>DATE          02-25-2020</p>		

8

# Chesapeake Bay Preservation

## Water Quality Impact Assessment

Major (> 5,000 SF land disturbance)  Minor (< 5,000 SF land disturbance)

Date: 5-26-20 Project Name: RIVERS BEST  
Tax Map #s: 45-7 Owner's Name: JON ONDRAK  
Address: RR HOLD CO, LLC P.O. BOX 12226 RICHMOND 23241  
Business Phone: (804) 410-9161 E-mail: jon@L-LMGMT.COM

Have you reviewed the Chesapeake Bay Preservation Area Maps?  Yes  No  
Have you conducted a field inspection on the proposed development site?  Yes  No  
Have you reviewed the Charles City County Soil Survey?  Yes  No

Resource Protection Area: Does the site contain the following (check all that apply):

- Tidal Wetlands  Tidal Shores  A 100-foot buffer adjacent to any RPA component
- Nontidal wetlands connected by surface flow & contiguous to tidal wetlands or water bodies with perennial flows
- Provide site specific RPA determination  Not Applicable

Resource Management Area: Does the site contain the following (check all that apply):

- Highly erodible soils  Highly permeable soils  Floodplain
- Nontidal wetlands  Within 300 feet of an RPA Buffer  Adjacent to RPA
- Not Applicable  Adjacent to RPA provide floodplain and soil data to document RMA boundary

Location of any RPA features, 100-year floodplains and wetlands must be field surveyed and shown on all applicable site plan sheets.

Will there be any land disturbance within a Chesapeake Bay Preservation Area?  Yes  No  
If Yes, please state the area (acres or square feet), of land disturbance within the RPA or RMA and describe the nature of the disturbance on separate sheet. MAX. 5' x 15' = 45 SF

Describe impact on existing vegetation: number of healthy trees removed, number of dead, diseased, and dying trees removed.

0 TREES IMPACTED.

Provide a separate site drawing and restoration plan per section 4-8 of the County ordinance

- Site Drawing per §4-8(c)(5) or 4-8(d)(8), as appropriate
- Restoration Plan per §4-8(c)(3) or 4-8(d)(5), as appropriate

## WQIA - Continued

Provide a justification for encroachment, per §4-8(c)(1) of the Charles City County Combined Water Protection (CWPO) ordinance and demonstrate how remaining buffer and proposed mitigation will be effective in retarding runoff, preventing erosion, and filtering non-point source pollution, per §4-18(b)(2) of the (CWPO).

REPLACING AN EXISTING PREVIOUSLY-PERMITTED

PERM. # 2006-0442

Discuss how the proposal meets the required findings listed in §4-16(c)(5) and 4-18(b)(2) of the CWPO, as appropriate.

REPLACING AN EXISTING PREVIOUSLY-PERMITTED

PERM. # 2006-0442

I certify that I have determined through a review of mapping resources and site analysis that the proposed development meets the requirements of Article XV, Section 17 of the Charles City County Zoning Ordinance.

Signature: \_\_\_\_\_

Professional License: \_\_\_\_\_

Name (Printed): \_\_\_\_\_

VA License Number: \_\_\_\_\_

# Previously Approved Permit & Staff Evaluation

**COMMONWEALTH OF VIRGINIA  
MARINE RESOURCES COMMISSION  
PERMIT**

The Commonwealth of Virginia, Marine Resources Commission, hereinafter referred to as the Commission, on this 22nd day of June 2003, hereby grants unto: **River's Rest Motel & Marina, L. C.**  
**9100 Willcox Neck Road**  
**Charles City, Virginia 23030**

hereinafter referred to as the Permittee, permission to:

- Encroach in, on, or over State-owned subaqueous bottoms pursuant to Chapter 12, Subtitle III, of Title 28.2 of the Code of Virginia.
- Use or develop tidal wetlands pursuant to Chapter 13, Subtitle III, of Title 28.2 of the Code of Virginia.

Permittee is hereby authorized to install floating piers to create a total of 60 wet slips at the applicant's existing marina facility impacting 11,542 square feet of State-owned subaqueous land within the Chickahominy River, a tributary to the James River, in Charles City County. All activities authorized herein shall be accomplished in conformance with revised plans and drawings dated received 06/07/2004, which are attached and made a part of this permit.

This permit is granted subject to the following conditions:

- (1) The work authorized by this permit shall be completed by **June 30, 2007**. The Permittee shall notify the Commission when the project is completed. The completion date may be extended by the Commission in its discretion. Any such application for extension of time shall be in writing prior to the above completion date and shall specify the reason for such extension and the expected date of completion of construction. All other conditions remain in effect until revoked by the Commission or the General Assembly.
- (2) This permit grants no authority to the Permittee to encroach upon the property rights, including riparian rights, of others.
- (3) The duly authorized agents of the Commission shall have the right to enter upon the premises at reasonable times, for the purpose of inspecting the work being done pursuant to this permit.
- (4) The Permittee shall comply with the water quality standards as established by the Department of Environmental Quality, Water Division, and all other applicable laws, ordinances, rules and regulations affecting the conduct of the project. The granting of this permit shall not relieve the Permittee of the responsibility of obtaining any and all other permits or authority for the projects.
- (5) This permit shall not be transferred without written consent of the Commissioner.
- (6) This permit shall not affect or interfere with the right vouchsafed to the people of Virginia concerning fishing, fowling and the catching of and taking of oysters and other shellfish in and from the bottom of acres and waters not included within the terms of this permit.
- (7) The Permittee shall, to the greatest extent practicable, minimize the adverse effects of the project upon adjacent properties and wetlands and upon the natural resources of the Commonwealth.
- (8) This permit may be revoked at any time by the Commission upon the failure of the Permittee to comply with any of the terms and conditions hereof or at the will of the General Assembly of Virginia.
- (9) There is expressly excluded from the permit any portion of the waters within the boundaries of the Baylor Survey.
- (10) This permit is subject to any lease of oyster planting ground in effect on the date of this permit. Nothing in this permit shall be construed as allowing the Permittee to encroach on any lease without the consent of the leaseholder. The Permittee shall be liable for any damages to such lease.
- (11) The issuance of this permit does not confer upon the Permittee any interest or title to the beds of the waters.
- (12) All structures authorized by this permit which are not maintained in good repair shall be completely removed from State-owned bottom within three (3) months after notification by the Commission.
- (13) The Permittee agrees to comply with all of the terms and conditions as set forth in this permit and that the project will be accomplished within the boundaries as outlined in the plans attached hereto. Any encroachment beyond the limits of this permit shall constitute a Class 1 misdemeanor.
- (14) This permit authorizes no claim to archaeological artifacts which may be encountered during the course of construction. If, however, archaeological remains are encountered, the Permittee agrees to notify the Commission, who will, in turn notify the Department of Historic Resources. The Permittee further agrees to cooperate with agencies of the Commonwealth in the recovery of archaeological remains if deemed necessary.
- (15) The Permittee agrees to indemnify and save harmless the Commonwealth of Virginia from any liability arising from the establishment, operation or maintenance of said project.

The following special conditions are imposed on this permit:

- (16) This permit includes an assessment of a one-time royalty of **\$5,771.00** under §28.2-1205 (D) of the Code of Virginia. Inasmuch as this charge for private uses of State-owned submerged lands is presently under review, this assessment is not now due and payable. In the event the charge is determined to be assessable, you will be sent a letter reminder and bill for the royalties which have been held in abeyance
- (17) The yellow placard accompanying this permit document must be conspicuously displayed at the work site throughout the construction phase of the authorized activity.
- (18) Permittee agrees to notify the Commission a minimum of 15 days prior to the start of the construction activities authorized by this permit.

A permit issuing fee of: \$ 100.00

and a royalty of: \$5,771.00

for the encroachment over 11,542 square feet of State-owned subaqueous bottomland at a rate of \$0.50 per square foot.

for a total of \$5,871.00

This permit consists of 4 sheets.

PERMITTEE

Permittee's signature is affixed hereto as evidence of acceptance of all of the terms and conditions herein.

In cases where the Permittee is a corporation, agency or political jurisdiction, please assure that the individual who signs for the Permittee has proper authorization to bind the organization to the financial and performance obligations which result from activity authorized by this permit.

PERMITTEE

Accepted for River's Rest Motel & Marina L.C.

12th day of July, 20 04

By David L. Resnick Major Partner  
(Name) (Title)

State of Virginia

City (~~or County~~) of Newport News, to-wit:

I, Barbara A. Cundiff a Notary Public in and for said City (~~or County~~) and State hereby certify that David L. Resnick, Permittee, whose name is signed to the foregoing, has acknowledged the same before me in my City (~~or County~~) and State aforesaid.

Given under my hand this 12th day of July, 20 04

My Commission Expires: 4-30-2007

Notary Public Barbara A. Cundiff

COMMISSION

IN WITNESS WHEREOF, the Commonwealth of Virginia, Marine Resources Commission has caused these presents to be executed in its behalf by Robert W. Grabb, Chief, Habitat Management  
(Name) (Title) Marine Resources Commission

12th day of July, 20 04

b y [Signature]

State of Virginia

City of Newport News, to wit:

I, Barbara A. Cundiff, a Notary Public within and for said City, State of Virginia, hereby certify that Robert W. Grabb, whose name is signed to the foregoing, bearing the 22<sup>nd</sup> day of June 2004, has acknowledged the same before me in City aforesaid.

Given under my hand this 12th day of July, 20 04

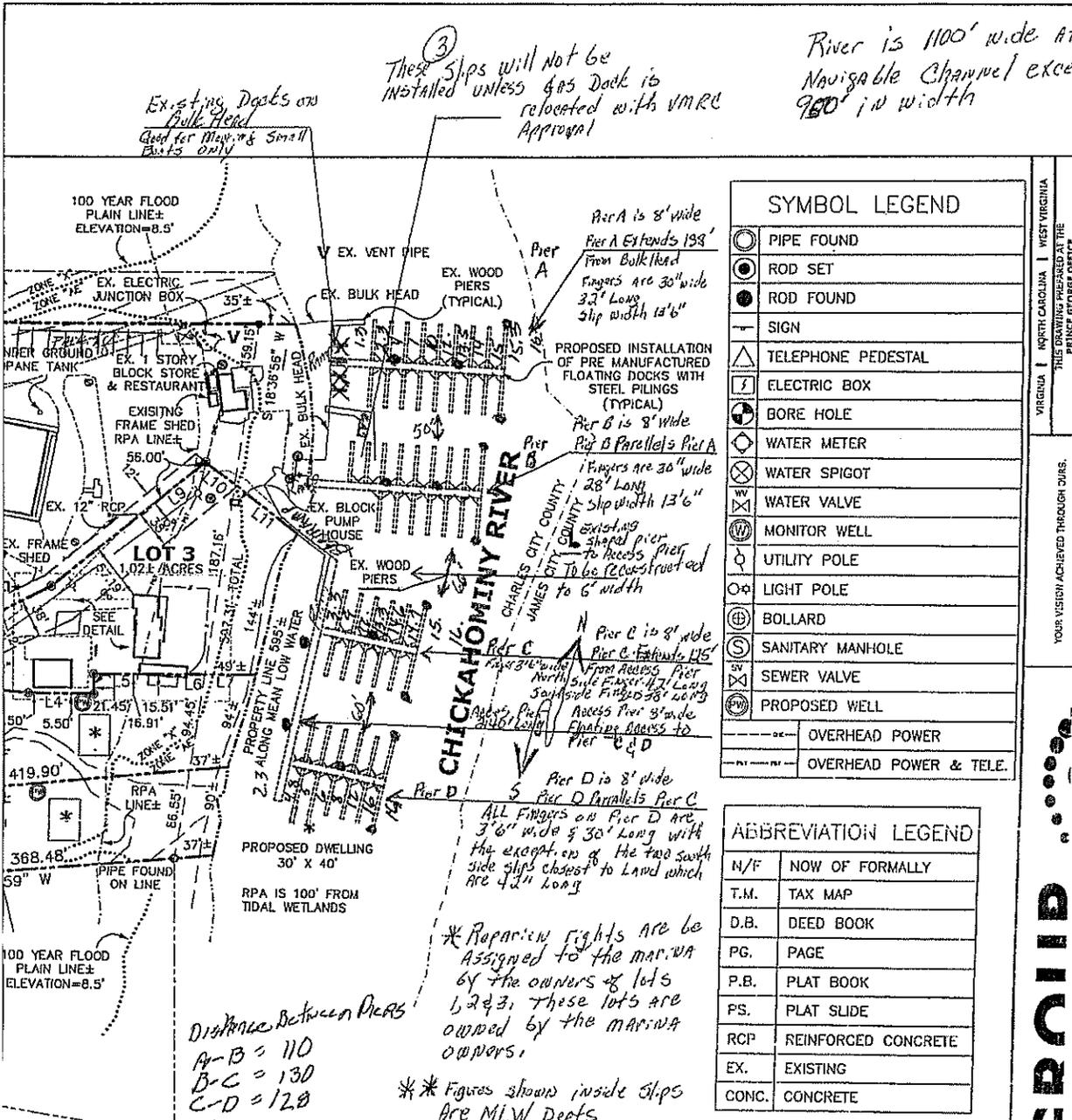
My Commission Expires: 4-30-2007

Notary Public Barbara A. Cundiff

River is 1100' wide at Navigable Channel except 900' in width

These 3 Ships will not be installed unless gas Dock is relocated with VMRC Approval

Existing Docks on Bulk Head Good for Marine & Small Boats Only



SYMBOL LEGEND	
	PIPE FOUND
	ROD SET
	ROD FOUND
	SIGN
	TELEPHONE PEDESTAL
	ELECTRIC BOX
	BORE HOLE
	WATER METER
	WATER SPIGOT
	WATER VALVE
	MONITOR WELL
	UTILITY POLE
	LIGHT POLE
	BOLLARD
	SANITARY MANHOLE
	SEWER VALVE
	PROPOSED WELL
	OVERHEAD POWER
	OVERHEAD POWER & TELE.

ABBREVIATION LEGEND	
N/F	NOW OF FORMALLY
T.M.	TAX MAP
D.B.	DEED BOOK
PG.	PAGE
P.B.	PLAT BOOK
PS.	PLAT SLIDE
RCP	REINFORCED CONCRETE
EX.	EXISTING
CONC.	CONCRETE

Distance Between Piers  
 A-B = 110  
 B-C = 130  
 C-D = 120

\* Riparian Rights are to be Assigned to the marina by the owners of lots 1, 2 & 3. These lots are owned by the marina owners.

\*\* Figures shown inside Ships are MLW Depths

\*\*\* Piers & Ships are Commercially Constructed of 6" California Redwood with Commercial Grade Flotation enclosed.

\*\*\*\* All Fingers are Reinforced where they join Piers with 6" Thick Triangles

\*\*\*\*\* All construction is Thru Bolted.



ZONE "AE" - ELEVATION 8.5'

PLAT SHOWING A MINOR SUBDIVISION :  
 KNOWN AS  
**RIVER'S REST**  
 LOCATED ON THE EAST SIDE OF  
 STATE ROUTE 623, WILLCOX NECK ROAD  
 CHICKAHOMINY DISTRICT  
 CHARLES CITY, VIRGINIA

DATE: JANUARY 14, 2004 SCALE: 1"=100'

IMMONS GRID  
 YOUR VISION ACHIEVED THROUGH OURS.  
 NORTH CAROLINA | WEST VIRGINIA  
 THIS DRAWING PREPARED AT THE PRINCE GEORGE OFFICE

LINE  
ITAL

LINE  
ITAL

ADDITIONAL INFO  
REVISION

JUNE 7 2004

MARINE RESOURCES CONSULTING



# COMMONWEALTH of VIRGINIA

Department of Health

ROBERT B. STROUBE, M.D., M.P.H.  
STATE HEALTH COMMISSIONER

P O BOX 2448  
RICHMOND, VA 23218

TTY 7-1-1 OR  
1-800-828-1120

April 13, 2004

SUBJECT: Charles City County  
Permit Application # 04-0189  
River's Rest Motel and  
Marina, LLC

Mr. Robert W. Grabb, Chief  
Habitat Management Division  
Virginia Marine Resources Commission  
2600 Washington Avenue, 3<sup>rd</sup> Floor  
Newport News, Virginia 23607

Dear Mr. Grabb:

This Department has previously recommended to you that the subject permit not be issued until plans for sanitary facilities are approved or a variance to the *Sanitary Regulations for Marinas and Boat Moorings* is granted. This is to advise you that the applicant has submitted an approved plan for sanitary facilities and this Department no longer has any objection to the issuance of this permit.

By copy of this letter, we are advising the other state and federal permitting agencies of our comments on this project.

Sincerely,

Preston K. Smith  
Office of Environmental Health Services

cc: OWRM, DEQ  
Division of Shellfish Sanitation  
Corps of Engineers  
River's Rest Motel and Marina, LLC  
David L. Resnick  
Charles City County Health Department

RECEIVED  
APR 16 2004  
MARINE RESOURCES COMMISSION  
By \_\_\_\_\_

DATE 6-11-04

APPLICANT River's Rest Motel & Marina LC  
VMRC# 04-0189 EE CODE 19  
OLD VMRC # \_\_\_\_\_  
DATE REC'D 06-07-04

*\* oversize dwg not copied*

**Corps of Engineers #6:**

VMRC sent to COE JUN 08 2004  
 VMRC rec'd from COE \_\_\_\_\_

Applicant/Agent sent to COE \_\_\_\_\_  
 LWB sent to COE \_\_\_\_\_

**Local Wetlands Board:**

VMRC sent to LWB \_\_\_\_\_  
 VMRC rec'd from LWB \_\_\_\_\_

Applicant/Agent sent to LWB \_\_\_\_\_  
 Corps sent to LWB \_\_\_\_\_

VMRC sent to VIMS JUN 08 2004

VMRC sent to DEQ#5 JUN 08 2004

Applicant/Agent sent to DEQ \_\_\_\_\_

\_\_\_\_\_  No Permit Necessary

\_\_\_\_\_  No Action Necessary

\_\_\_\_\_  Prepare Field Check

\_\_\_\_\_  Notify for Agency Comments:

DEQ  VHD-BWE  VHD-BSS  VDGIF  VDCR  Other

\_\_\_\_\_  Notify FYI Only:

DEQ  VHD-BWE  VHD-BSS  VDGIF  VDCR  VDHR  
 PDC  VDOT  Marine Patrol Officer  Other \_\_\_\_\_

\_\_\_\_\_  Notify Adjoining Property Owners

\_\_\_\_\_  Prepare OPG Check --

\_\_\_\_\_  Prepare FFD Check

\_\_\_\_\_  Notify OPG Leaseholder(s)

\_\_\_\_\_  Notify FFD Licensee(s)

\_\_\_\_\_  Newspaper Notice:  Subaqueous  Wetlands  Dunes/Beaches

Issue

Hold

\_\_\_\_\_  **VIMS Report Printed**

\_\_\_\_\_  Acknowledgement Letter:  Form Letter  Attached Letter

\_\_\_\_\_  Project Description Completed/Entered by Engineer

\_\_\_\_\_  File

**ADDITIONAL INFO REVISION**

*Revised information*

**CAL I, LLC/DAVID L. RESNICK**

129 SHERWOOD DRIVE  
COLONIAL HEIGHTS, VIRGINIA 23834  
USA

Phone 804-732-5307  
Fax 804-732-5737  
Home Phone 804-720-5598  
Email GLD868@CS.COM

March 10, 2004

04-0189

MR. BEN STAGG, ENV. ENGINEER  
VMRC-HABITAT MNGT. DIV.  
2600 WASHINGTON AVE., 3RD FLOOR  
NEWPORT NEWS, VA 23607

RECEIVED  
MARCH 10 2004  
MARINE TECHNOLOGICAL GROUP  
By \_\_\_\_\_

Dear MR. STAGG,

THIS LETTER IS IN RESPONSE TO YOUR LETTER DATED 2/27/2004. ALL EXISTING SLIPS WILL REMAIN WITH THE EXCEPTION OF THE ONE WHICH FALLS IN LINE WITH PIER "A". THE PIER TO PIER "C" WILL BE LEFT WITH THE EXCEPTION OF THE PIECE WHICH PARALLELS LAND, SEE ILLUSTRATION ATTACHED. ALL NEW MAIN PIERS ARE 8 FOOT IN WIDTH. "A" PIER EXTENDS 188 FEET FROM THE EXISTING BULKHEAD. THE FINGERS ON PIER "A" ARE 2 FEET 6 INCHES IN WIDTH AND 32 FEET LONG. THE SLIP IS 13 FEET 6 INCHES WIDE. PIER "B" PARALLELS PIER "A" AND EXTENDS EVENLY. THE FINGERS ON PIER "B" ARE 28 FEET LONG AND 2 FEET 6 INCHES WIDE. ALL SLIPS ON PIER "B" ARE 13 FEET 6 INCHES WIDE. PIER "C" PARALLELS THE EXISTING BOAT RAMP AND EXTENDS 180 FEET FROM LAND. ALL FINGERS ON THE NORTH SIDE OF PIER "C" ARE 42 FEET LONG AND ARE 3 FEET 6 INCHES WIDE. ALL FINGERS ON THE SOUTH SIDE OF PIER "C" ARE 38 FEET LONG AND ARE 3 FEET 6 INCHES WIDE. ALL SLIPS ON PIER "C" ARE 15 FEET IN WIDTH. PIER "D" PARALLELS PIER "C". FINGERS ON THE NORTH SIDE OF PIER "D" ARE 30 FEET LONG AND ARE 3 FEET 6 INCHES WIDE. FINGERS ON THE SOUTH SIDE OF PIER OF PIER "D" ARE 30 FEET LONG WITH THE EXCEPTION OF THE TWO SLIPS CLOSEST TO SHORE WHICH ARE 42 FEET LONG AND ALL ARE 3 FEET 6 INCHES WIDE. ALL SLIPS ON PIER "D" ARE 14 FEET WIDE. THE CHANNEL IS APPROXIMATELY 1000 FEET WIDE AT THIS LOCATION AND THE LONGEST PIER IS AT CHANNEL DEPTH BUT ALLOWS ANOTHER 700 TO 800 FEET OF NAVIGABLE CHANNEL. THE AGREEMENT WITH THE HEALTH DEPARTMENT IS THAT A PUMPING FACILITY WILL EXIST WITH A STORAGE TANK FOR A PUMP AND HAUL FROM PROPERTY. IF ANY FURTHER INFORMATION IS NEEDED PLEASE CONTACT ME AT ONE OF THE ABOVE TELEPHONE, FAX OR ADDRESS.

THANK YOU,

DAVID L. RESNICK, AGENT RIVERSREST MARINA AND MOTEL

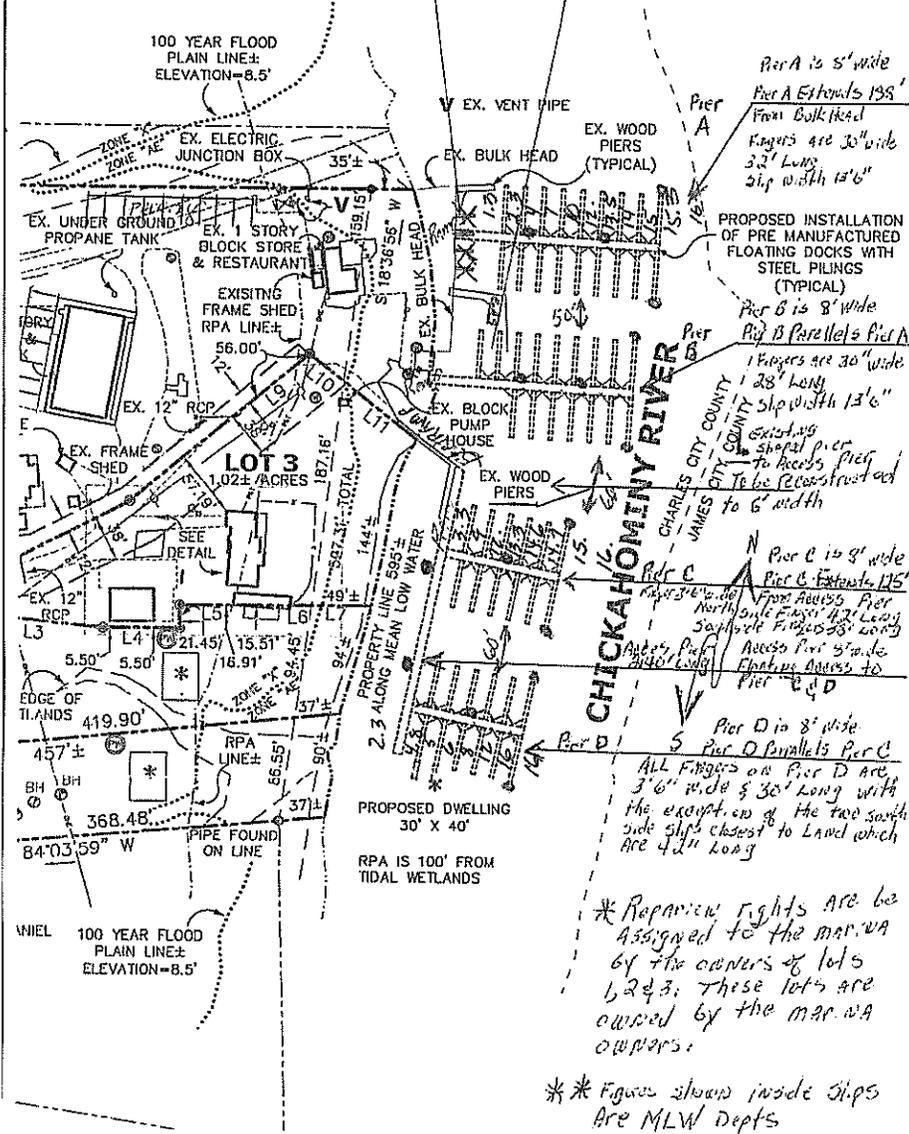
*Channel encroachment marked with white fender buoy.*

REVISIONAL MARK  
REVISION

Existing Docks on Bulk Head  
Good for Blowing Small Boats only

③ These Slips will not be installed unless gas dock is relocated with VMRC Approval

River is 1100' wide & Navigable Channel ex 950' in width



SYMBOL LEGEND	
⊙	PIPE FOUND
⊗	ROD SET
●	ROD FOUND
+	SIGN
△	TELEPHONE PEDESTAL
⚡	ELECTRIC BOX
⊖	BORE HOLE
⊕	WATER METER
⊗	WATER SPIGOT
⊕	WATER VALVE
⊗	MONITOR WELL
⊕	UTILITY POLE
⊕	LIGHT POLE
⊕	BOLLARD
⊕	SANITARY MANHOLE
⊕	SEWER VALVE
⊕	PROPOSED WELL
---	OVERHEAD POWER
---	OVERHEAD POWER & TELE.

ABBREVIATION LEGEND	
N/F	NOW OF FORMALLY
T.M.	TAX MAP
D.B.	DEED BOOK
PG.	PAGE
P.B.	PLAT BOOK
PS.	PLAT SLIDE
RCP	REINFORCED CONCRETE
EX.	EXISTING
CONC.	CONCRETE

\* Riparian rights are be assigned to the mar.wa by the owners of lots 1, 2 & 3. These lots are owned by the mar.wa owners.

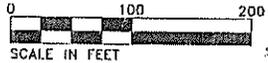
\*\* Figures shown inside Slips are MLW Depths

\*\*\* Piers & Slips are Commercially Constructed of 6" California Redwood with Commercial Grade Flotation encasement.

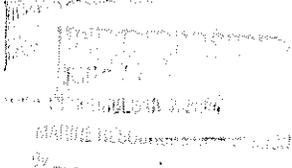
\*\*\*\* All Fingers are Beveled where they join Piers with 6" thick Triangles

\*\*\*\*\* All construction is Thru Bolted.

4'	TIE LINE TOTAL
24'	
17'	
6'	
3'	TIE LINE TOTAL
51'	
±	
11'	
16'	
8'	TIE LINE TOTAL
±	
5'	



ADDITIONAL INFO AVAILABLE



PLAT SHOWING A MINOR SUBDIVISION  
KNOWN AS  
**RIVER'S REST**  
LOCATED ON THE EAST SIDE OF  
STATE ROUTE 623, WILLCOX NECK ROAD  
CHICKAHOMINY DISTRICT  
CHARLES CITY, VIRGINIA

VIRGINIA | NORTH CAROLINA | WEST VIRGINIA  
THIS DRAWING PREPARED AT THE  
YOUR VISITING ARCHITECTURAL FIRM

IMMEDIATE CONTACT



# COMMONWEALTH of VIRGINIA

W. Tayloe Murphy, Jr.  
Secretary of Natural Resources

***Marine Resources Commission***  
*2600 Washington Avenue*  
*Third Floor*  
*Newport News, Virginia 23607*

William A. Pruitt  
Commissioner

June 8, 2004

## **MEMORANDUM**

**TO:** Charles City County Wetlands Board

**FROM:** Habitat Management Division

**SUBJECT:** River's Rest Motel & Marina LC  
#04-0189  
Additional Information/Revision

The attached is for your information.

/blh  
HM  
Attachment

# PROJECT COMPLIANCE ASSESSMENT

8/31/2007

VMRC Subaqueous

ESTIMATED PROJECT  
COMPLETION DATE:

Sep 30, 2004

VMRC#: 20040189

INSPECTOR: ~~Stagg~~ Reams

SITE VISIT

DATE/TIME: 8/28/07 100pm

OTHERS PRESENT: \_\_\_\_\_

1. PERMITTEE River's Rest Motel & Marina L.C.,
2. LOCATION WATERWAY: Chickahominy River  
CITY/COUNTY: Charles City
3. PROJECT DESCRIPTION Marina(6 existing + 54 new slips)
4. PROJECT COMPLETED? Yes
5. DATE OF PERMIT EXPIRATION VMRC Jun 30, 2007  
LWB \_\_\_\_\_
6. PROJECT DIMENSIONS AS PERMITTED Dock A 184x7, Dock B 170x7  
Dock C 144x7, Dock D 145x7
7. PROJECT DIMENSIONS AS CONSTRUCTED same
8. CAN PERMIT COMPLIANCE BE DETERMINED? yes
9. DEGREE OF PERMIT COMPLIANCE:  
 IN COMPLIANCE      MODERATE      OUT OF COMPLIANCE
10. ADDITIONAL COMMENTS \_\_\_\_\_
11. CONTRACTOR? \_\_\_\_\_
12. # OF PICTURES TAKEN

20040189-1c  
-2c  
-3c  
-4c  
-5c



## COMMONWEALTH of VIRGINIA

W. Tayloe Murphy, Jr.  
Secretary of Natural Resources

*Marine Resources Commission*  
2600 Washington Avenue  
Third Floor  
Newport News, Virginia 23607

William A. Pruitt  
Commissioner

July 12, 2004

Mr. Eugene Hofmeyer, Jr.  
River's Rest Motel & Marina L.C.  
c/o Mr. David L. Resnick  
129 Sherwood Dr.  
Colonial Heights, VA 23834

RE: VMRC #04-0189

Dear Mr. Hofmeyer:

Enclosed is the Marine Resources Commission permit for your proposal to install floating piers to create a total of 60 wetslips at your existing marina facility impacting 11,542 square feet of State-owned subaqueous land within the Chickahominy River, a tributary to the James River, in Charles City County.

A yellow placard is also enclosed. This placard reflects the authorized activities for inspection purposes and must be conspicuously displayed at the work site throughout the construction phase. Failure to properly post the placard in a prominent location will be considered a violation of your permit conditions.

YOU ARE REMINDED THAT ANY DEVIATION FROM THE PERMIT OR ATTACHED DRAWINGS REQUIRES PRIOR AUTHORIZATION FROM THE MARINE RESOURCES COMMISSION. FAILURE TO OBTAIN THE NECESSARY MODIFICATION WILL BE CONSIDERED A VIOLATION AND COULD SUBJECT YOU TO CIVIL CHARGES IN AMOUNTS NOT TO EXCEED \$10,000 PER VIOLATION.

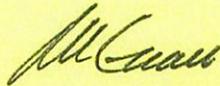
River's Rest Motel & Marina, L. C.  
VMRC #04-0189  
Page 2

July 12, 2004

The work authorized by this permit is to be completed by June 30, 2007. Please note that in conformance with Special Condition 18 of your permit you are to notify the Commission prior to commencement of your permitted project. The enclosed self-addressed, stamped post card is to be used for this purpose. All other conditions of the permit will remain in effect.

Please be advised that you may also require issuance of a U. S. Army Corps of Engineers permit before you begin work on this project. You may wish to contact them directly to verify any permitting requirements.

Sincerely,



Robert W. Grabb  
Chief, Habitat Management

RWG/bac  
HM  
Enclosure

cc: U. S. Army Corps of Engineers  
Charles City County Wetlands Board  
Applicant

DATE 1-24-04

APPLICANT River's Rest Motel & Marina L.C.  
VMRC# 04-0189 EE CODE 19  
OLD VMRC # \_\_\_\_\_  
DATE REC'D 1-27-04

**Corps of Engineers #6:**

- VMRC sent to COE \_\_\_\_\_
- VMRC rec'd from COE \_\_\_\_\_
- Applicant/Agent sent to COE \_\_\_\_\_
- LWB sent to COE \_\_\_\_\_

JAN 29 2004

**Local Wetlands Board:**

- VMRC sent to LWB \_\_\_\_\_
- VMRC rec'd from LWB \_\_\_\_\_
- VMRC sent to VIMS \_\_\_\_\_
- VMRC sent to DEQ#5 \_\_\_\_\_
- Applicant/Agent sent to LWB \_\_\_\_\_
- Corps sent to LWB \_\_\_\_\_
- Agent sent to DEQ# \_\_\_\_\_

JAN 29 2004

JAN 29 2004

JAN 29 2004

- No Permit Necessary
- No Action Necessary

Prepare Field Check

Notify for Agency Comments:

- DEQ
- VHD-BWE
- VHD-BSS
- VDGIF
- VDCR
- Other

Notify FYI Only:

- DEQ
- VHD-BWE
- VHD-BSS
- VDGIF
- VDCR
- VDHR
- PDC
- VDOT
- Marine Patrol Officer
- Other \_\_\_\_\_

Notify Adjoining Property Owners

Prepare OPG Check -

Prepare FFD Check

Notify OPG Leaseholder(s)

Notify FFD Licensee(s)

Newspaper Notice:  Subaqueous  Wetlands  Dunes/Beaches

Issue

Hold

VIMS Report Printed

Acknowledgement Letter:  Form Letter  Attached Letter

Project Description Completed/Entered by Engineer

File

JPA requesting authorization to install floating piers to create a total of 60 wetslips at the existing River's Rest Motel and Marina facility situated along the Chickahominy River in Charles City County.

JOINT PERMIT APPLICATION

PART I - GENERAL INFORMATION

PLEASE PRINT OR TYPE ALL ANSWERS: If a question does not apply to your project please print N/A (not applicable) in the block or space provided. If additional space needed, attach extra 8-1/2" x 11" sheets of paper.

If using JPA as Pre-Construction Notification, please indicate so here:  PCN

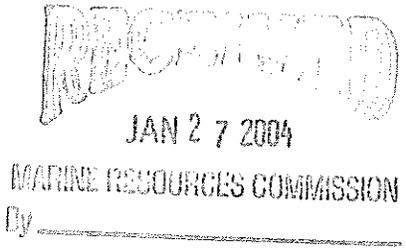
1. Applicant's name and complete mailing address: *River's Rest Motel & Marina L.C.*  
*9100 Wilcox Neck Rd.*  
*Charles City, VA. 23030*

Contact Information:  
Home ( ) \_\_\_\_\_  
Work (804) *829-2753*  
Fax ( ) \_\_\_\_\_  
Mobile/Pager( ) \_\_\_\_\_  
E-mail *www.riversrest.com*
2. Property Owner's name and complete mailing address: *Eugene J. Hofmeyer Jr.*  
*1409 John Tyler Highway*  
*Williamsburg, VA. 23185*

Contact Information:  
Home (757) *229-0305*  
Work (804) *829-2753*  
Fax ( ) \_\_\_\_\_  
Mobile/Pager( ) \_\_\_\_\_  
E-mail *www.riversrest.com*
3. Authorized agent's name and complete mailing address (if applicable): *David L. Resnick*  
*129 Sherwood Dr.*  
*Colonial Heights, VA. 23834*

Contact Information:  
Home (804) *520-2555*  
Work (804) *732-5307*  
Fax (804) *732-5737*  
Mobile/Pager (804) *720-559*  
E-mail *GLD868@CS.Corr.*

FOR AGENCY USE ONLY

	NOTES:
	JPA #: <i>04-0189</i>

4. Have you obtained a contractor for the project? \_\_\_ Yes  No. If your answer is "yes" complete the remainder of this question and submit the Applicant's and Contractor's Acknowledgement Form on page \_\_\_ with your application.

Contractor's name and complete mailing address:

Contact Information:

Home ( ) \_\_\_\_\_  
Work ( ) \_\_\_\_\_  
Fax ( ) \_\_\_\_\_  
Mobile/Pager( ) \_\_\_\_\_  
E-mail \_\_\_\_\_

5. List the name, address, and telephone number of the newspaper having general circulation in the area of the project. Failure to complete this question may delay Local and State processing.

Name and complete mailing address:

Telephone number:

DAILY PRESS  
7505 WARWICK BLVD.  
NEWPORT NEWS VA, 23607

(757) 247-4800

6a. Give the following project location information:

Street Address 9100 Willcox Neck Rd. Charles City, VA. 23030  
Lot/Block/Parcel # TM 45-7  
Subdivision \_\_\_\_\_  
City/County Charles City, VA. 23030

b. If project is located in a rural area, please give driving directions From Williamsburg  
St Route #5 North - Cross Chickahominy River - Turn Right  
on Route 623 - go 5 miles - bear right on 623 .3 mile.

c. List the waterbody(ies) within the project boundaries: Chickahominy River

Tributary(ies) of \_\_\_\_\_

**NOTE: IF THE PROJECT IS IN AN UNDEVELOPED SUBDIVISION OR PROPERTY, CLEARLY STAKE AND IDENTIFY PROPERTY LINES AND LOCATION OF PROPOSED PROJECT. A SUPPLEMENTAL MAP SHOWING HOW THE PROPERTY IS TO BE SUBDIVIDED SHOULD ALSO BE PROVIDED.**

7. Provide a detailed description of the project and primary and secondary purposes. For example, a description may be "construction of a timber bulk head, 125 linear feet, 6 feet high, etc." and the purpose may be "to protect a property from erosion due to boat wakes".

CONSTRUCTION OF FLOATING DOCKS FOR 60 BOATS.  
TO PROVIDE DOCKAGE FOR 60 BOATS. ON A PERMANENT AND  
TRANSIENT BASES.

8. Proposed use (check one):  
 single user (private, non-commercial, residential)  
 multi-user (community, commercial, industrial, government)

9. Attach a description of the measures taken during project design and development to avoid and minimize impacts to surface waters, including wetlands, to the maximum extent practicable. *No Draining required.*

*Wetland delineation has been completed - attach plat*

10. Have you previously had a site visit, applied to, or obtained a permit from any agency (Federal, State, or Local) for any portion of the project described in this application or any other project at the site?

Yes  No If your answer is "Yes", provide the following information:

<u>Agency/Representative</u>	<u>Activity</u>	<u>Application No.</u>	<u>Action* &amp; Date</u>
<i>Army Corp Eng. Randy Steffey</i>	<i>Pre Application Vis. 4</i>		<i>11/6/03</i>

\* Issued, Denied, Withdrawn, or Site Visit

11a. Has any work commenced or has any portion of the project for which you are seeking a permit been completed?  Yes  No

b. Are you submitting this application at the direction of any state, local or federal agency?  Yes  No

If your answer to either question above is "YES", give details below stating when the work was completed, who performed the work, and which agency (if any) directed you to submit this application. Please clearly differentiate between completed work and proposed work on application drawings.

12. Approximate cost of the entire project (materials, labor, etc): \$ 400,000  
 Approximate cost of only that portion of the project which affects State Waters (below normal low water in tidal areas or ordinary high water in nontidal areas): \$ 400,000.00

13a. Will the project be located at the site of any historic property? (Note: historic properties include but are not limited to archeological sites, Civil War earthworks, graveyards, buildings, bridges, canals, etc.)  Yes  No. If "Yes", please provide a map showing the location.

b. Is your project located within a historic district?  Yes  No  Uncertain. If "Yes" please indicate which district: \_\_\_\_\_

c. Have you previously contacted the Virginia Department of Historic Resources concerning this project?  Yes  No. If "Yes", please provide copies of all correspondence concerning your project. *Not in Historic Area per Charles City Planning Commission*

d. Has a survey to locate archeological sites and/or historic structures been carried out on the property?  Yes  No. If "Yes", please provide the following information:

Date of survey: \_\_\_\_\_

Name of firm: \_\_\_\_\_

Is there a report on file with the Virginia Department of Historic Resources? \_\_\_\_\_

Was any historic property located? \_\_\_\_\_

14. List the name and complete mailing address, including zip code, of each adjacent property owner (APO) to the project (other than yourself).

*William D. Nolan III  
8920 Wilcox Neck Rd  
Charles City, VA. 23030*

*Mark & Joanne Daniel  
P.O. Box 382  
Quinton, VA. 23141*

## SIGNATURES

### I. APPLICANTS AND PROPERTY OWNERS (REQUIRED)

**PRIVACY ACT STATEMENT:** The Department of the Army permit program is authorized by Section 10 of the Flood Control and Harbors Act of 1899, Section 404 of the Clean Water Act, and Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972. These laws require that individuals obtain permits that authorize structures and work in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping into ocean waters prior to undertaking the activity. Information provided in the joint permit application will be used in the permit review process and is a matter of public record once the application is filed. Disclosure of the requested information is voluntary; but it may not be possible to evaluate the permit application or issue a permit if the information requested is not provided.

I hereby apply for all necessary permits for the activities I have described herein. I agree to allow the duly authorized representatives of any regulatory or advisory agency to enter upon the premises of the project site at reasonable times to inspect and photograph site conditions. I certify that the information submitted in this application is true and accurate to the best of my knowledge.

\_\_\_\_\_  
APPLICANT'S NAME (PRINTED/TYPED)

\_\_\_\_\_  
(use if more than one applicant)

River's Rest Motel & Marina, L.C.

by Eugene J. Hofmeyer, Jr.  
\_\_\_\_\_  
APPLICANT'S SIGNATURE

\_\_\_\_\_  
(use if more than one applicant)

\_\_\_\_\_  
DATE

1/21/04

\_\_\_\_\_  
PROPERTY OWNER'S NAME (if different from above)  
(PRINTED/TYPED)

\_\_\_\_\_  
(use if more than one owner)

\_\_\_\_\_  
PROPERTY OWNER'S SIGNATURE

\_\_\_\_\_  
(use if more than one owner)

\_\_\_\_\_  
DATE

### II. APPLICANTS HAVING AGENTS (IF APPLICABLE)

#### CERTIFICATION OF AUTHORIZATION

I, Eugene J. Hofmeyer Jr., hereby certify that I have authorized David L. Resnick  
(APPLICANT'S NAME) (AGENT'S NAME)

to act on my behalf and take all actions necessary to the processing, issuance, and acceptance of this permit and any and all standard and special conditions attached.

We hereby certify that the information submitted in this application is true and accurate to the best of our knowledge.

David L. Rosmer  
AGENT'S SIGNATURE  
River's Rest Motel & Marina, L.C.  
by Eugene J. Hofmeyer, Jr.  
APPLICANT'S SIGNATURE

1/21/04  
DATE  
  
(use if more than one applicant)

1/21/04  
DATE

**III. APPLICANTS HAVING CONTRACTORS (IF APPLICABLE)**

**CONTRACTOR ACKNOWLEDGEMENT**

I, \_\_\_\_\_, have contracted \_\_\_\_\_  
(APPLICANT'S NAME) (CONTRACTOR/COMPANY NAME)  
to perform the work described in this Joint Permit Application, signed and dated \_\_\_\_\_.

We will read and abide by all conditions as set forth in all Federal, State, and Local permits as required for this project. We understand that failure to follow the conditions of the permits may constitute a violation of applicable Federal, State, and Local statutes and that we will be liable for any civil and/or criminal penalties imposed by these statutes.

In addition, we agree to make available a copy of any permit to any regulatory representative visiting the project site to ensure permit compliance. If we fail to provide the applicable permit upon request, we understand that the representative will have the option of stopping our operation until it has been determined that we have a properly signed and executed permit and are in full compliance with all terms and conditions.

\_\_\_\_\_  
CONTRACTOR'S NAME OR NAME OF FIRM  
(PRINTED/TYPED)

\_\_\_\_\_  
\_\_\_\_\_  
CONTRACTOR'S OR FIRM'S ADDRESS

\_\_\_\_\_  
CONTRACTOR'S LICENSE NO.

\_\_\_\_\_  
CONTRACTOR'S SIGNATURE AND TITLE

\_\_\_\_\_  
DATE

\_\_\_\_\_  
APPLICANT'S SIGNATURE

\_\_\_\_\_  
(use if more than one applicant)

\_\_\_\_\_  
DATE

## APPENDIX C - MARINAS, COMMERCIAL & COMMUNITY PIERS

*Questions:*

1. Have you obtained the State Health Department's approval for sanitary facilities?  
 \_\_\_ Yes  No (You are required to obtain this approval or a variance before a VMRC permit can be issued.)

2. Will petroleum products or other hazardous materials be stored or handled at the facility?  
 Yes \_\_\_ No If your answer is yes, please attach your spill contingency plan.

3. Will the facility be equipped to off-load sewage from boats?  Yes \_\_\_ No

4. Indicate the number and type of slips:

	Wet Slips	Dry Storage
Existing	0	0
Proposed Additional	54	0

*Specific Information for Plan View Drawing:*

- limits of vegetated wetlands, if applicable
- width of the waterway, measuring from mean high water to mean high water (tidal areas) or ordinary high water to ordinary high water (nontidal areas)
- location and distance from existing channels (marked and/or unmarked)
- soundings taken at mean low water (tidal areas) or at full pool level (nontidal areas) at 10-foot intervals
- channelward encroachment (including mooring piles) relative to mean high and mean low water lines
- distance between structure(s) and mooring piles
- proposed structures for collection and handling of hazardous material (include settling tanks for collection of travel lift washdown water, paint chips, etc.)
- size and location of gasoline storage tanks

*Specific Information for Cross-Sectional and End View Drawing:*

- existing contours of the bottom (depths relative to MLW or OHW)
- height of roof over mean high and mean low water levels, and over wetlands if applicable
- material to be used for construction

**Note:** Land disturbance or removal of vegetation associated with projects located in Chesapeake Bay Preservation Areas will require approval from local governments. Please contact your local government to determine local Chesapeake Bay Preservation Act requirements concurrent with this application.

**ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM**

I, William D. Ndar, own land next to (across  
(Print Adjacent/Nearby Property Owner's Name)

the water from/ on the same cove as) the land of Rene Hoffman.  
(Print Applicant's Name)

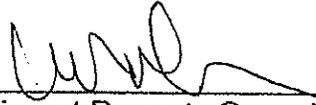
I have reviewed the applicant's project drawings dated 12/20/03 to be  
(Date)

submitted for all necessary Federal, State, and Local permits.

I  HAVE NO COMMENT  DO NOT OBJECT  OBJECT to the project.

**The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.**

(Before signing this form, please be sure you have checked the appropriate option above).

  
Adjacent Property Owner's Signature

12/28/03  
Date

**NOTE: IF YOU OBJECT TO THE PROPOSAL, THE REASON(S) YOU OPPOSE THE PROJECT MUST BE SUBMITTED TO VMRC IN WRITING. AN OBJECTION WILL NOT NECESSARILY RESULT IN DENIAL OF THE PROJECT; HOWEVER, VALID COMPLAINTS WILL BE GIVEN FULL CONSIDERATION DURING THE PERMIT REVIEW PROCESS.**

# ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I, MARK DANIEL, own land next to (across  
(Print Adjacent/Nearby Property Owner's Name)

the water from/ on the same cove as) the land of \_\_\_\_\_  
(Print Applicant's Name)

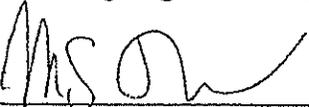
I have reviewed the applicant's project drawings dated 12/11/03 to be  
(Date)

submitted for all necessary Federal, State, and Local permits.

I  HAVE NO COMMENT  DO NOT OBJECT  OBJECT to the project.

**The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.**

(Before signing this form, please be sure you have checked the appropriate option above).



Adjacent Property Owner's Signature

1 / 7 / 04  
Date

**NOTE: IF YOU OBJECT TO THE PROPOSAL, THE REASON(S) YOU OPPOSE THE PROJECT MUST BE SUBMITTED TO VMRC IN WRITING. AN OBJECTION WILL NOT NECESSARILY RESULT IN DENIAL OF THE PROJECT; HOWEVER, VALID COMPLAINTS WILL BE GIVEN FULL CONSIDERATION DURING THE PERMIT REVIEW PROCESS.**

## SPILL CONTAINMENT PLAN FOR RIVERS REST MARINA

The following procedure is to be followed should a spill of fuel from any where in the fuel dispensing system occur at the RIVER'S REST MOTEL&MARINA

1) Halt the spill The use of leaking or damaged unit will stop immediately until the unit is repaired.

### 2) Contain the Spill

ON LAND Use haybales or absorbant containment strips to prevent the spill from moving further down hill

IN THE WATER Use the floating absorbant containment strips as booms to prevent fuel from washing further into the River. These strips are to soak up the fuel on top of the water.

3) CLEANUP Remove the contaminated haybales and absorbant boom to a secure location and dispose of these appropriately. Remove any contaminated soil and dispose of it in an approved location.

4) REPORTING Information about the spill is to be relayed as soon as possible (W/I 24 hours) to the County Environmental Officer (804-829-9217) and Department of Environmental Quality - Water Division (804-527-5000) Use the following format:

U What spilled (ie gasoline, marine fuel etc.)

T Time of the spill

E What equipment is being used and how is it being used to control the spill

5) MANAGEMENT Everyone involved with the fuel system will be trained in properly pumping fuel, the monitoring of the filling of the fuel tanks; and the actions to be taken in the event of a spill of fuel. The spill control plan will be posted at each of the fuel pumps, on the above ground tanks and the storage container. A container large enough to store 100 linear foot of absorbent boom, gloves and tools needed to install the boom or haybales will be placed at the store. This box will be accessible to all employees. A stock of haybales or acceptable substitute will be stored near the site.



**DEPARTMENT OF THE ARMY**  
NORFOLK DISTRICT, CORPS OF ENGINEERS  
FORT NORFOLK, 803 FRONT STREET  
NORFOLK, VIRGINIA 23510-1096

REPLY TO  
ATTENTION OF: CENAO-TS-G

November 6, 2003

Southern Virginia Regulatory Section  
03-R11994 (Chickahominy River)

Mr. David Resnick  
129 Sherwood Drive  
Colonial Heights, Virginia 23834

Dear Mr. Resnick:

This letter is in reference to a pre-application site visit Mr. Randy Steffey of my staff conducted with you on November 4, 2003 at 9100 Wilcox Neck Road in Charles City County, VA. The purpose of his visit was to investigate your request to construct 54 boat slips associated with a commercial marina along the Chickahominy River.

Your proposed work is a regulated activity by the United States Army Corps of Engineers under Section 10 of the Rivers and Harbors Act, therefore a permit will be required from our office before work commences. Based on initial review of the structure, it appears you should have little difficulty obtaining a Department of Army Regional Permit 19 for commercial piers. A copy of the permit's requirements and conditions has been enclosed for your convenience to help aid you in the design of your project. Once you have finished designing the structure, complete the enclosed Joint Permit Application and submit it to the Virginia Marine Resource Commission to begin the permitting review process. Please note this letter does not authorize you to begin construction. Work without authorization from the Department of Army is a direct violation of Section 10 of the Rivers and Harbors Act and would constitute enforcement action.

If you have questions concerning this letter please do not hesitate to contact Mr. Randy Steffey of my staff at (757) 441-7327.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Harold Jones".

R. Harold Jones, P.W.S.  
Chief, Southern Virginia  
Regulatory Section



January 29, 2004

Date

**MEMORANDUM**

**TO:** Charles City County Wetlands Board  
**FROM:** Virginia Marine Resources Commission, Habitat Management  
**SUBJECT:** VMRC #04-0189 River's Rest Motel & Mraina L.C.

Attached may involve wetlands. The Environmental Engineer responsible for your area has not yet seen this application and no determination has been made regarding its completeness. Please advise us of your determination in this matter and when a public hearing is scheduled if, in your judgment, wetlands are involved. You may also want to forward a copy of your response to the U.S. Army Corps of Engineers, Norfolk District, to advise them of your findings concerning this project.

*Beth Howell*

Division Office Manager

/blh  
Attachment

Date

**MEMORANDUM**

**TO:** Virginia Marine Resources Commission, Habitat Management Division  
**FROM:** Wetlands Board Staff

Review of the above-referenced application indicates this project:

- Does not involve wetlands. A letter will be forwarded to the applicant advising that no permit will be required from this Board.
- Does involve wetlands and a permit will be required. A public hearing has been tentatively scheduled for \_\_\_\_\_ at \_\_\_\_\_.
- Does involve wetlands but a permit will not be required because \_\_\_\_\_  
\_\_\_\_\_.
- Site inspection conducted on \_\_\_\_\_.
- No site inspection conducted.

Wetlands Board Staff Contact



# COMMONWEALTH of VIRGINIA

Department of Health

ROBERT B. STROUBE, M.D., M.P.H.  
STATE HEALTH COMMISSIONER

P O BOX 2448  
RICHMOND, VA 23218

TTY 7-1-1 OR  
1-800-828-1120

March 15, 2004

SUBJECT: Charles City County  
Permit Application # 04-0189  
River's Rest Motel and  
Marina, LLC

Mr. Robert W. Grabb, Chief  
Habitat Management Division  
Virginia Marine Resources Commission  
2600 Washington Avenue, 3<sup>rd</sup> Floor  
Newport News, Virginia 23607

RECEIVED  
MAR 16 2004

MARINE RESOURCES COMMISSION

Dear Mr. Grabb:

By \_\_\_\_\_

This Department has reviewed Permit Application # 04-0189. This Department has not received an application for sewerage facilities for the project, nor has the applicant been granted a variance for sewerage facilities. We recommend that the application be denied until a plan for sanitary facilities is approved, or a variance granted.

By copy of this letter, we are advising the other state and federal permitting agencies of our comments on this project.

Sincerely,

Preston K. Smith  
Office of Environmental Health Services

cc: OWRM, DEQ  
Division of Shellfish Sanitation  
Corps of Engineers  
River's Rest Motel and Marina, LLC  
David L. Resnick  
Charles City County Health Department

# VIRGINIA DEPARTMENT OF HEALTH

Richmond, Virginia



## Inter-Office Correspondence

**DATE:** March 4, 2004

**TO:** Preston K. Smith, Marina Consultant  
Office of Environmental Health Services

**FROM:**  Robert E. Croonenberghs, PhD., Director  
Division of Shellfish Sanitation

**SUBJECT:** Virginia Marine Resources Commission Project Comments

City/County: Charles City County Growing Area: Nonshellfish

Waterbody: Chickahominy River

Application Number: #04-0189

Owner/Applicant: River's Rest Motel ans Maarina, LLC

Project Name: Construct 60 Floating Docks

The project will not affect shellfish growing waters.

The Division has no comments on the proposal. The project will involve approved shellfish growing waters, though a change in classification will not be required.

The Division has no comments on the proposal. The project will involve approved shellfish growing waters. However, activities at this location will not require a seasonal closure as the number of slips does not exceed ten (10).

The Division has no comments on the proposal. The project will involve approved shellfish growing waters. however, activities at this location will not require a seasonal closure provided use of the facilities is restricted to property owners and their bona fide guests, and/or there is no overnight occupancy aboard moored boats. If the use changes, a seasonal closure may be required in the future.

The Division has no comments on the proposal. The project will affect condemned shellfish growing waters and will not cause an increase in the size of the closure.

A seasonal closure has been previously established in the vicinity of this marina. This project will not require a change in the current closure.

A seasonal closure has been previously established in the vicinity of this marina. The closure will have to be revised due to a change in the number of slips. Map attached.

This project will involve approved shellfish waters. If this proposal is approved, a seasonal closure will be established in the vicinity of the marina. Map attached.

Use of the facilities should be restricted to property owners and their bona fide guests, and/or no overnight occupancy aboard moored boats should be allowed. If the use changes and/or the water quality is reclassified as approved shellfish growing waters, a seasonal closure may be required.

Other comments In accordance with Section 28.1205 of the *Code of Virginia*, it is recommended that this project not be permitted unless the facility is in conformance with the *Marina Rules and Regulations*.

W. Tayloe Murphy, Jr.  
Secretary of Natural  
Resources



Joseph H. Maroon  
Director

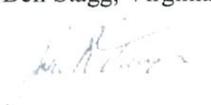
**COMMONWEALTH of VIRGINIA**  
**DEPARTMENT OF CONSERVATION AND RECREATION**

203 Governor Street  
Richmond, Virginia 23219-2010  
TDD (804) 786-2121

MEMORANDUM

Date: 9 March 2004

To: Ben Stagg, Virginia Marine Resources Commission

From:  John R. Davy, Director, Planning & Recreation Resources

Subject: MRC#04-0189: River's Best Motel and Marina

The Department of Conservation and Recreation (DCR) functions to preserve and protect the environment of the Commonwealth of Virginia and advocate the wise use of its scenic, cultural, recreation and natural heritage resources. Natural heritage resources are defined as the habitat of rare, threatened, or endangered plant and animal species, state unique or exemplary natural communities, significant geologic formations and similar features of scientific interest.

DCR has searched its Biotics Data System for occurrences of natural heritage resources from the area outlined on the submitted maps. Biotics documents the presence of natural heritage resources in the project vicinity. However, due to the scope of the activity and the distance to the resources, we do not anticipate that this project will adversely impact these natural heritage resources.

Under a Memorandum of Agreement established between the Virginia Department of Agriculture and Consumer Services (VDACS) and the Virginia Department of Conservation and Recreation, DCR represents VDACS in comments regarding potential impacts on state-listed threatened and endangered plant and insect species. The current activity will not affect any documented state-listed plants or insects.

Any absence of data may indicate that the project area has not been surveyed, rather than confirm that the area lacks additional natural heritage resources. New and updated information is continually added to Biotics. Please contact DCR if a significant amount of time passes before it is utilized.

No state scenic, state recreation or state natural area preserves under DCR's jurisdiction will be impacted by this project.

Thank you for the opportunity to offer comments on this permit.



COMMONWEALTH of VIRGINIA  
DEPARTMENT OF ENVIRONMENTAL QUALITY

W. Tayloe Murphy, Jr.  
Secretary of Natural Resources

PIEDMONT REGIONAL OFFICE  
4949-A Cox Road  
Glen Allen, Virginia 23060  
(804) 527-5020  
Fax (804) 527-5106  
www.deq.state.va.us

Robert G. Burnley  
Director  
Gerard Seeley, Jr.  
Piedmont Regional Director

February 12, 2004

River's Rest Motel & Marina L.C.  
Attn: Eugene J. Hofmeyer Jr.  
9100 Willcox Neck Road  
Charles City, VA 23030

RE: Joint Permit Application Number 04-0189  
Notification of No Permit Required

Dear Mr. Hofmeyer:

The Department of Environmental Quality has received your application to construct boat slips on the Chickahominy River at Charles City County, Virginia.

Because the water quality impacts should be minimal and temporary in nature, the project as presented qualifies for a general permit from the USACE on which DEQ has provided unconditional § 401 Certification, a Virginia Water Protection (VWP) general or individual permit will not be required for this project. **This letter constitutes the § 401 Certification of your § 404 permit for this project.** You are advised that this does not give you the authority to violate Virginia's State Water Quality Standards.

Please note that should the size and scope of the project change, a VWP general or individual permit may be required. If you have any questions, please do not hesitate to contact me at 804-527-5071 or [mmhenicheck@deq.state.va.us](mailto:mmhenicheck@deq.state.va.us).

Sincerely,

*Michelle Henicheck*  
Michelle Henicheck  
Environmental Specialist II

cc: U.S. Army Corps of Engineers  
Virginia Marine Resources Commission  
VWP Permit File

MAY 13 2004  
MARINE RESOURCES COMMISSION  
By \_\_\_\_\_



COMMONWEALTH of VIRGINIA

W. Tayloe Murphy, Jr.  
Secretary of Natural Resources

**Marine Resources Commission**

2600 Washington Avenue  
Third Floor  
Newport News, Virginia 23607

William A. Pruitt  
Commissioner

July 8, 2004

Mr. Eugene Hofmeyer, Jr.  
River's Rest Motel & Marina L.C.  
c/o Mr. David L. Resnick  
129 Sherwood Dr.  
Colonial Heights, VA 23834

RE: VMRC #04-0189

Dear Mr. Hofmeyer:

The enclosed permit will be issued to you after the necessary signatures are affixed and notarized.

1. Please review these documents.
2. **Sign both copies before a Notary Public.**
3. **Return both copies to this office in the enclosed self-addressed envelope.**
4. A check or money order should be made payable to the Marine Resources Commission as follows:

Permit fee.....\$ 100.00

Royalty for the encroachment over 11,542 square feet of State-owned subaqueous bottom at a rate of \$0.50 per square foot.....\$5,771.00

Note Special Condition #16 in the attached permit regarding payment of royalty assessed for encroachment over State-owned submerged land.

TOTAL AMOUNT DUE TO MARINE RESOURCES COMMISSION.....\$ 100.00

**Please pay only the total amount shown above at this time.**

River's Rest Motel & Marina L.C.  
VMRC #04-0189  
Page 2

July 8, 2004

Upon receipt of the signed documents bearing the proper signatures, the Marine Resources Commission will execute your permit and return it to you.

**The permit is not valid until signed by the Permittee(s), a Notary Public and the Commissioner.** Be sure to include the title of the person accepting the financial and performance obligations explicit in the permit.

If for any reason you cannot return these documents within sixty days, please inform me of the reasons for the delay.

Sincerely,



Robert W. Grabb  
Chief, Habitat Management

RWG/bac  
HM  
Enclosure

cc: U. S. Army Corps of Engineers  
Applicant

**CAL I, LLC/DAVID L. RESNICK**

129 SHERWOOD DRIVE  
COLONIAL HEIGHTS, VIRGINIA 23834  
USA

Phone 804-732-5307  
Fax 804-732-5737  
Home Phone 804-720-5598  
Email GLD868@CS.COM

March 10, 2004

MR. BEN STAGG, ENV. ENGINEER  
VMRC-HABITAT MNGT. DIV.  
2600 WASHINGTON AVE., 3RD FLOOR  
NEWPORT NEWS, VA 23607

CA-0189

Dear MR. STAGG,

THIS LETTER IS IN RESPONSE TO YOUR LETTER DATED 2/27/2004. ALL EXISTING SLIPS WILL REMAIN WITH THE EXCEPTION OF THE ONE WHICH FALLS IN LINE WITH PIER "A". THE PIER TO PIER "C" WILL BE LEFT WITH THE EXCEPTION OF THE PIECE WHICH PARALLELS LAND, SEE ILLUSTRATION ATTACHED. ALL NEW MAIN PIERS ARE 8 FOOT IN WIDTH. "A" PIER EXTENDS 188 FEET FROM THE EXISTING BULKHEAD. THE FINGERS ON PIER "A" ARE 2 FEET 6 INCHES IN WIDTH AND 32 FEET LONG. THE SLIP IS 13 FEET 6 INCHES WIDE. PIER "B" PARALLELS PIER "A" AND EXTENDS EVENLY. THE FINGERS ON PIER "B" ARE 28 FEET LONG AND 2 FEET 6 INCHES WIDE. ALL SLIPS ON PIER "B" ARE 13 FEET 6 INCHES WIDE. PIER "C" PARALLELS THE EXISTING BOAT RAMP AND EXTENDS 180 FEET FROM LAND. ALL FINGERS ON THE NORTH SIDE OF PIER "C" ARE 42 FEET LONG AND ARE 3 FEET 6 INCHES WIDE. ALL FINGERS ON THE SOUTH SIDE OF PIER "C" ARE 38 FEET LONG AND ARE 3 FEET 6 INCHES WIDE. ALL SLIPS ON PIER "C" ARE 15 FEET IN WIDTH. PIER "D" PARALLELS PIER "C". FINGERS ON THE NORTH SIDE OF PIER "D" ARE 30 FEET LONG AND ARE 3 FEET 6 INCHES WIDE. FINGERS ON THE SOUTH SIDE OF PIER OF PIER "D" ARE 30 FEET LONG WITH THE EXCEPTION OF THE TWO SLIPS CLOSEST TO SHORE WHICH ARE 42 FEET LONG AND ALL ARE 3 FEET 6 INCHES WIDE. ALL SLIPS ON PIER "D" ARE 14 FEET WIDE. THE CHANNEL IS APPROXIMATELY 1000 FEET WIDE AT THIS LOCATION AND THE LONGEST PIER IS AT CHANNEL DEPTH BUT ALLOWS ANOTHER 700 TO 800 FEET OF NAVIGABLE CHANNEL. THE AGREEMENT WITH THE HEALTH DEPARTMENT IS THAT A PUMPING FACILITY WILL EXIST WITH A STORAGE TANK FOR A PUMP AND HAUL FROM PROPERTY. IF ANY FURTHER INFORMATION IS NEEDED PLEASE CONTACT ME AT ONE OF THE ABOVE TELEPHONE, FAX OR ADDRESS.

THANK YOU,



DAVID L. RESNICK, AGENT RIVERSREST MARINA AND MOTEL

ADDITIONAL INFO  
REVISION  
MAR 11 2004  
WATER RESOURCES COMMISSION  
By \_\_\_\_\_

EX. BULK HEAD

EX. WOOD  
PIERS  
(TYPICAL)

EX. BULK HEAD

EX. BLOCK  
PUMP HOUSE

EX. WOOD  
PIERS

PROPERTY LINE 595' ±  
ALONG MEAN LOW WATER

**CHICKAHOMINY RIVER**

CHARLES CITY COUNTY  
JAMES CITY COUNTY

(A)  
Pier 8' 2.5 x 5  
Pier 13' 5 x 10  
Slip

180  
17  
13

Pier 8' 2.5 x 10  
Pier 13' 5 x 10  
Slip

Pier 3.5 x 38  
Pier 3.5 x 42  
Slip 15'

ADDITIONAL INFO  
DIVISION

MAR 11 2004

MAINE PRESIDENTS COMMISSION

\*  
PROPOSED DWELLING



Rivers Rest January 14, 2004



**DEPARTMENT OF DEVELOPMENT  
STAFF REPORT**

**To:** Charles City County Planning Commission  
**From:** John Bragg – Development Planner

**GENERAL INFORMATION**

**APPLICANT:** Rivers Rest Motel and Marina LLC  
9100 Wilcox Neck Road  
Charles City, Virginia 23030

**APPLICATION:** REZ 2-04

**TAX MAP PARCEL:** 45-7

**ACREAGE:** 12.97 Acres of a 16.34-Acre parcel

**REQUESTED ACTION:** Conditional Zoning; Rezone 12.97 acres from A-1 to B-1-C

**PURPOSE:** To expand the use of an existing Motel and Marina by adding additional mooring slips and dry boat storage. Associated boating support facility will provide a fueling station, restaurant, ships stores sales and dumping station. A 24-room motel with pool will be available.

**SITE LOCATION:** 9100 Wilcox Neck Road (see Attached location map).

**EXISTING LANDUSE AND ZONING:** Agriculture (A-1). A Conditional use permit was issued August 1988 that permits a new 24 room motel and allows upgrades to an existing store. A small store selling light meals and fishing gear, five mooring piers, and bulkhead and boat ramp are non conforming uses.

**SURROUNDING LANDUSE AND ZONING:** Parcel is surrounded by Agricultural (A-1) zoning. Landuse is roadside residential

*(Existing Landuse map, Map 13, page 86 CC Comprehensive Landuse Plan)*

**COMPREHENSIVE PLAN:** This area is designated to remain rural (*Future Landuse map, Map 16, pg178 CC Comprehensive Landuse Plan*) The third commercial strategy from the *May 12, 1998 Comprehensive Landuse Plan* is to promote tourist oriented commercial activities provided these uses are developed in a manner that is compatible with surrounding land uses and road capacities (*page 147, Development policy 2*). This strategy also states that provisions will be

Staff report dated 1-14-04

made for tourist related commercial development in locations that take advantage of the transportation network or that are close to local tourist attractions without being detrimental to that attraction. The second agricultural and forestal resources strategy is to assure that where development does take place, it is compatible with agricultural and forestal landuses. The third environmental resources strategy requires that any proposed development locating on a river or stream shore demonstrate the necessity of locating on the shore and provide an analysis of potential negative impacts on the environment and water quality and actions that will be taken to mitigate these potential impacts. (Page 161, *Third environmental resources strategy*).

**LANDUSE ORDINANCE REQUIREMENTS:** Waterfront businesses such as wholesale and retail marine activities, such as boat docks; piers; small boat docks; yacht clubs and servicing facilities for the same; docks and areas for the receipt, storage and transshipment of waterborne commerce; seafood and shell fish receiving, packing and shipping plants, and recreational activities primarily conducted on or about a waterfront. All such uses shall be contiguous to a waterfront, Retail Stores, Gift Shops, Restaurants, hotels and motels are allowed in Business 1.

### **SPECIAL INFORMATION**

**PUBLIC SERVICES:** This area is served by public water and wastewater. Marina pump out is to managed by the Marina in accordance with appropriate state code. No Sewage from the boat pumping station will enter the County wastewater system.

**TRANSPORTATION:** Existing Route 623 will service the facility. A letter from the Virginia Department Of Transportation is to be provided stating impact of proposed rezoning on the road system.

**SENSITIVE FEATURES:** There are sensitive landforms such as 100-year floodplain and Chesapeake Bay Preservation Area features on the site. Soils characteristics are appropriate for the proposed activity. The site is well drained with 2% to 5% slopes.

### **ANALYSIS**

The Comprehensive plan encourages development of tourist oriented commercial activities provided these uses are developed in a manner that is compatible with surrounding land uses and road capacities. Staff has concerns that uses allowed by right in B-1 may not be compatible with an area with the primary use of roadside residential. The applicant has however limited the uses proposed for the area to those compatible with a tourist business. This has been accomplished through the attached application and through voluntary proffers.

The third environmental resources strategy requires that any proposed development locating on a river or stream shore demonstrate the necessity of locating on the shore and provide an analysis of potential negative impacts on the environment and water quality and actions that will be taken to mitigate these potential impacts. (Page 161, *Third environmental resources strategy*). Staff has reviewed the proposed marina expansion details against the Virginia Institute of Marine Science guidelines and generally believes that the expanded facility will meet the guidelines. Approvals from Department of Environmental Quality for any dumping station and approval of

Rivers Rest January 14, 2004

the expanded mooring facilities by both the Virginia Marine Resources Commission and the Corps of Engineers will satisfy key environmental concerns. This site is also subject to the County Environmental Control Ordinances such as the Chesapeake Bay Ordinance. Any additional expansion on land must meet these standards.

## **RECOMMENDATIONS**

Staff believe that this application for conditional rezoning with proffers are in accordance with the development strategies set forth in the Comprehensive Land Use Plan Adopted May 12 of 1998. Staff recommends that this application to rezone 12.97 acres of A-1 to B-1-C be favorably considered and forwarded to the Board of Supervisors.

John Bragg  
Staff Planner

I David L. Resnick do hereby proffer the following conditions in regards to the rezoning of the referenced property, as they relate to the type of business that will operate at the location..

1. Business will be a facility primarily used for storing, fueling, berthing, securing and launching of watercraft that may include the sale of fuel and incidental supplies for the boat owners, crews and guests, as well as incidental servicing and repairing.
2. Additional business will be limited to tourist related commercial activities such as lodging, restaurants or recreational facilities appropriate for this location.

-----  
David L Resnick  
Rivers Rest Motel and Marina  
Agent

COMMONWEALTH OF VIRGINIA  
COUNTY OF CHARLES CITY

I \_\_\_\_\_ A NOTARY PUBLIC IN AND FOR THE COUNTY OF CHARLES CITY,  
COMMONWEALTH OF VIRGINIA DO HEREBY CERTIFY THAT THOSE WHOSE NAMES ARE SIGNED  
TO THE FOREGOING WRITING HAVE ACKNOWLEDGED BEFORE THE SAME BEFORE ME IN MY  
COUNTY AND COMMONWEALTH AFORESAID.

GIVEN UNDER MY HAND AND SEAL THIS \_\_\_\_ DAY OF \_\_\_\_\_, 200 \_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC

MY COMMISSION EXPIRES \_\_\_\_\_.