MEMORANDUM

TO: MPBPAA
FROM: Lewie Lawrence, Director of Regional Planning
DATE: October 3, 2008
RE: October 10th PAA Meeting

This announcement serves as notice to call a meeting of the Public Access Authority on Friday, October 10, 2008 at 11:00 a.m. The meeting will be held in the MPPDC Regional Board Room. Lunch will be provided.

All materials related to this agenda are attached. If you have any questions, please call (804-758-2311) or e-mail (LLawrence@mpppc.com) me at your convenience.

AGENDA

1. Welcome and Introductions
2. Approval of June 2008 Minutes
3. Financial Report
4. Public Comment
5. CELCP Update
   a. Clay Tract
      Boy Scout trail project
   b. Thurston-Haworth Recreation Area
      Draft Land Management Plan
      Bow hunting zones and hunting registration
6. VDOT Road Ending Transfer Update
   Bill Hogs Landing
   Kings Landing
7. Wetlands Banking Update
8. Middle Peninsula Coastal Access Survey Update
   Draft dredging and public access need maps
10. Public Outreach
11. Other Business
    PAA wins award from Citizens Planning Education Association of Virginia (CPEAV)
12. Chairman Observations
13. Next Meeting
14. Adjourn
1. Welcome and Introductions

The Middle Peninsula Chesapeake Bay Public Access Authority (MPCBPAA or PAA) held its meeting in the Middle Peninsula Planning District Commission Board Room in Saluda, Virginia at 11:00am on June 20, 2008.

Chairman Pleva called the meeting to order. Members and Alternates present were Gary Allen, Essex County Administrator; Steve Whiteway, Mathews County Administrator; Charles “Rick” Allen, Gloucester County Board of Supervisors; and Trenton Funkhouser, Town of West Point Town Manager. Also present were Lewis Lawrence, Director of Regional Planning MPPDC; Sara Stamp, MPPDC Dragon Run SAMP Director; Kelly Price, Virginia Coastal Zone Management Program Coastal Planner; and Jacqueline Shapo, NOAA Coastal Services Center Coastal Management Fellow.

2. Approval of April Minutes

Chairman Pleva requested a motion to approve the April 2008 Minutes. Mr. Whiteway moved that the Minutes be approved. Mr. Funkhouser seconded the motion. Motion carried by unanimous vote.

3. Treasurer’s Report

Chairman Pleva requested a motion to approve the June 2008 Revenue and Expenditure Report subject to audit. Mr. Rick Allen moved that the Report be approved; Mr. Gary Allen seconded the motion. Motion carried by unanimous vote.

4. Public Comment

Mr. Lawrence mentioned that he received a phone call from an Irvington, VA resident, who would like to see the NNCBPAA accomplish more public access projects. Mr. Whiteway suggested that the MPCBPAA host a joint meeting with the NNCBPAA in the near future to encourage the enhancement of public access in the Northern Neck.

5. CELCP Update
   a) Clay Tract: Ms. Shapo reported that the MPCBPAA closed on the Clay Tract with The Nature Conservancy on April 18, 2008. Chairman Pleva represented the PAA at the closing. Ms. Shapo also discussed some recent improvements to the trails system of Clay. The Clay Tract currently has an estimated 20,000-40,000 feet of existing trails (4-8 miles of trails) and 20 acres of natural area open space. Many of the existing trails have not been mapped or maintained for several years. Additionally,
many trails have downed trees or trees recently felled by extreme spring thunderstorms and tornado activity. In order to correct these issues, Ms. Shapo reported that the MPCBPAA utilized residual CELCP funding through Grant # NA05NOS4191239, Task 1.02 to contract with the Middle Peninsula Planning District Commission (MPPDC) for various initial stewardship and public safety enhancement initiatives on the property. All activities were pre-approved by NOAA and were consistent with guidance on the eligible uses of CELCP funds found in the FY2008 CELCP Funding Notice. MPPDC staff conducted an inventory and assessment of existing trails as part of the beginning stages of developing a Clay Tract land management plan and provided the MPCBPAA and the CZM Program with a map denoting the trail network and areas of public safety concern. MPPDC staff also coordinated and administered basic trail maintenance, including brush clearing, bush hogging, limb trimming, and tree removal in order to make the trails safe for public use. The MPCBPAA/MPPDC provided the CZM Program with a final report, which included photos and brief descriptions of all stewardship activities conducted, as part of the June 2008 semi-annual progress report and final deliverables for Task 1.02.

b) **Haworth Tract Land Management Plan**: Ms. Shapo presented the MPCBPAA with the third draft of the Thurston-Haworth Recreation Area (formerly the Haworth Tract) Land Management Plan and all associated draft maps. The Thurston-Haworth Project Steering Committee, which was composed of stakeholders representing different potential user groups on Thurston-Haworth, met in April and May to discuss revisions to the first two drafts of the land management plan. The third draft is a result of all of the feedback provided by the Steering Committee. The MPCBPAA discussed needed immediate revisions to certain sections of the document and associated draft maps. The Board informed Ms. Shapo that it will continue discussions surrounding the plan for the next few months until it has finalized the strategies it intends to implement to effectively manage the recreational uses and protect the ecosystem on Thurston-Haworth.

6. **VDOT Road Ending Transfer Update**

Mr. Lawrence reported that the property owner adjacent to Lower Guinea Landing (Bill Hoggs Landing) on Kings Creek Road called Delegate Harvey Morgan, who then called Mr. Lawrence, to report that he read the recent newspaper articles on the public access work the MPCBPAA is accomplishing and its intentions for Lower Guinea Landing. The adjacent property owner is quite impressed and informed Delegate Morgan that he looks forward to working with the PAA to ensure that the public has continued access at the landing, once the MPCBPAA takes ownership of it.

Chairman Pleva and Mr. Gary Allen suggested that Mr. Lawrence schedule another meeting with the Gloucester County Board of Supervisors to provide them with updates related to the transfer of the landing’s title and the continuing mission and public access work the MPCBPAA is conducting.
7. Wetlands Banking Update

Mr. Lawrence presented the MPCBPAA with the Middle Peninsula Chesapeake Bay Public Access Authority Discussion Document of the Principles for Establishing a Tidal Wetlands Bank. The document was prepared at the request of Lane Ramsey, Interim Gloucester County Administrator. It articulates what the PAA is proposing and can be used to facilitate a discussion with the Gloucester County Board of Supervisors about leasing some of the FEMA buy-out parcels to the MPCBPAA for tidal wetlands banking opportunities and passive public access. Discussion was held related to the entire document, especially Section “C” #2, entitled Leased Land: Land leased to the PAA from participating localities under certain terms and conditions. The PAA conversed about the possibility of developing a flexible rate schedule, as part of the Wetlands Bank Operation Plan, for the timing and release of credits. The schedule could be designed to prioritize the order in which localities may purchase bank credits. It could also provide a rate differential for those Middle Peninsula localities who are represented on the MPCBPAA, as compared to Middle Peninsula localities who are not represented on the MPCBPAA, localities outside of Gloucester County (the current host locality of the wetlands bank), and communities outside of the York Watershed. The MPCBPAA did determine that Gloucester County will receive a benefit as the host community of the bank. Further discussion will need to be held to determine what the exact benefit will be; i.e., whether the PAA will set aside bank credits for the host locality, provide a discounted rate to the host county when it purchases credits, require that the host locality pay the same rate as every other locality but receive a portion of the proceeds collected by the bank, or some other appropriate option. Mr. Funkhouser suggested that a “kick-out clause” be written into the Wetlands Bank Operation Plan, if the PAA decides to set aside bank credits for a wetlands bank host locality. This will ensure that if a host locality doesn’t use credits within a specific period of time, the credits can be reentered into the main pool for other communities to use for mitigation purposes.

Chairman Pleva requested a motion to approve the Middle Peninsula Chesapeake Bay Public Access Authority Discussion Document of the Principles for Establishing a Tidal Wetlands Bank subject to discussed changes. Mr. Rick Allen moved that the discussion document be approved; Mr. Whiteway seconded the motion. Motion carried by unanimous vote.

8. Middle Peninsula Coastal Access Survey Update

Mr. Lawrence reported that 225 individuals have responded to the coastal access survey. The PAA will leave the survey on the Virginia Institute of Marine Science Water Access 2007 website for another 30 days, before a final analysis of results commences.


Mr. Lawrence presented the PAA with the final draft of the FY 2009 Annual Work Plan. He mentioned that ~$10,000 has not been allocated for FY 09. It has been set aside in a rainy day fund to accomplish additional public access or working waterfronts projects not already accounted for in the plan or address public access needs identified by participating localities throughout the year. Such projects could include creating a public-private seafood co-op by funding some of the local seafood companies in the Middle Peninsula. Future discussion will need to be held to determine if the PAA wishes to champion this effort and acquire seafood co-op infrastructure to protect working waterfronts.
Chairman Pleva requested a motion to approve the FY 2009 Annual Work Plan. Mr. Gary Allen moved that the work plan be approved; Mr. Funkhouser seconded the motion. Motion carried by unanimous vote.

10. Public Outreach

Mr. Lawrence reported that certain 501(c)(3)s in Maine are currently posting advertisements in local newspapers to ask for donations to enhance public access and working waterfronts throughout the state. Mr. Lawrence asked whether the government could solicit donations from the public concerning the same issue, especially since Coastal Access Survey results to-date indicated that the public would be happy giving money or donating property to the government to improve public access in the Middle Peninsula. The Board believed that it would be possible for the MPCBPAA to solicit public access enhancement donations from the public. Mr. Lawrence provided his interpretation of such an advertisement in Virginia for the Board to reflect on. Discussion was held as to what tax benefits would be available to an individual, who donates property to the PAA for public access/working waterfronts, and whether any credit or tax benefit could be provided to newspapers, who agree to run the advertisement for free.

11. Other Business

Chairman Pleva and the Board thanked Ms. Shapo for her outstanding work with the MPCBPAA during her two-year tenure as the NOAA Coastal Services Center Coastal Management Fellow in Virginia. The Board wished Ms. Shapo well in her next position with Angler Environmental.

12. Chairman Observations

None

13. Next Meeting

The next meeting of the Middle Peninsula Chesapeake Bay Public Access Authority will be held Friday, August 8, 2008 at 11:00am.

14. Adjourn

Chairman Pleva requested a motion to adjourn the meeting. Mr. Gary Allen moved that the motion be approved; Mr. Whiteway seconded the motion. Meeting was adjourned.

Frank Pleva
### Revenue and Expenditure Report by Element

**Middle Peninsula Planning District Commission**

**Period** 07/01/08 to 09/30/08  
**Run Date:** 10/03/2008  
**Run Time:** 3:07:40 pm  
**Page 23 of 27**

### 32007 PAA Administration

**Project Period** 7/1/2007 to 6/30/2009

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<th>Current</th>
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<th>Proj Tot</th>
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<th>% Bud</th>
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### 320070 Administration

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<th>Un/Ovr</th>
<th>% Bud</th>
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### 320071 Land Acquisition

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<th>YTD</th>
<th>Proj Tot</th>
<th>Un/Ovr</th>
<th>% Bud</th>
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Note: The table above provides a detailed breakdown of revenues and expenses for the specified period, including various categories such as Salaries, Fringe Benefits, Office Supplies, and more. The figures are compared against prior years and projected totals, with an emphasis on budget and over/under allocation. The balance at the end of the period is also calculated and reported.
### Revenue and Expenditure Report by Element

**Middle Peninsula Planning District Commission**

**Period 07/01/08 to 09/30/08**

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<th>Element Code &amp; Description</th>
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<th>Prior Year</th>
<th>Current</th>
<th>YTD</th>
<th>Proj Tot</th>
<th>Un/Ovr</th>
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### 320072 Access Infrastructure Improvements

#### Revenues
- 41700 VDCR: 900.00
- 44012 PAA Prior Year's Unspe: 0.00
  
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#### Expenses
- 53400 Office Supplies: 500.00
- 56400 Consulting/Contractual S: 400.00

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### 320073 Water Access Strategic Planning

#### Expenses
- 50000 SALARIES: 14,483.48
- 50500 FRINGE BENEFITS: 4,775.77
- 56400 Consulting/Contractual S: 2,819.70
- 59700 INDIRECT COSTS: 9,004.49

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### 320076 WL Mitigation

#### Expenses
- 56400 Consulting/Contractual S: 10,000.00

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#### Project Revenues:

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#### Project Expenses:

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#### Project Balance:

| Project Balance: | 6,576.16 | 0.00 | -607.54 | 43,677.31 | 43,677.31 |        |         |
Thurston- Hayworth Hunting Zones 2008-2009 Season: Bow Hunting Only

Although this data has been used by the Middle Peninsula Chesapeake Bay Public Access Authority (MPCBPAA), no warranty, expressed or implied is made by the MPCBPAA as to the accuracy or application of the database and related materials, nor shall the fact of distribution constitute any such warranty; and no responsibility is assumed by the MPCBPAA in connection herewith.

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LEGEND
- Hunting Zone Boundary
- Property Line- 170 Acres
- Swamp / Riparian Buffer
- Access Roads
- Limited Parking
- Posts and Gate Blocking Trail
- Roads / REC Power Line

No Hunting

Drainage

ZONE 1
ZONE 2
ZONE 3
ZONE 4
ZONE 5
ZONE 6

LEFT GATE
RIGHT GATE
MAIN WELCOME/INFORMATIONAL KIOSK

RT. 608
DRAGON RUN
NO HUNTING
NO HUNTING
NO HUNTING

LIMITED PARKING

P

Property Line- 170 Acres
Swamp / Riparian Buffer
Access Roads
Limited Parking
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Draft Preliminary Water Access Survey Results

Illustrations of problem areas by Middle Peninsula survey responses

The darker the red, more respondents indicated a public access problem along a river reach. The larger the blue dot, the more responses specifically indicated a public access issue at a known location. The larger the yellow dot, the more people indicated a dredging problem at a specific place.