

## **AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING**

### **ITEM #8: SUBMITTED PUBLIC COMMENTS**

There are no recently submitted written public comments. Any new written public comments will be distributed as a handout at the meeting.

### **ITEM #9: PUBLIC COMMENT PERIOD**

Members of the public are invited to address the Hampton Roads Planning District Commission. Each speaker is limited to three minutes.

### **ITEM #10: APPROVAL OF REGULAR AGENDA ITEMS**

#### **A. MINUTES**

The Minutes of the HRPDC Quarterly Commission meeting of July 18, 2013 are attached.

Attachment 10-A

#### **RECOMMENDED ACTION:**

The HRPDC staff recommends approval of the minutes.

#### **B. TREASURER'S REPORT**

The Balance Sheet and Statement of Revenue and Expenditure for July 2013 are attached. This statement reflects the financial status of the HRPDC as a whole.

Attachment 10-B

#### **RECOMMENDED ACTION:**

The HRPDC staff recommends the Treasurer's Report be accepted.

#### **C. REGIONAL REVIEWS**

##### **1. PNRs**

The HRPDC staff is routinely involved in the review of applications for grants to support projects involving federal or state funding. To ensure that all Commissioners are aware of projects being reviewed, brief summaries of these projects and anticipated review schedules are included in the Agenda. The HRPDC staff will continue to request comments directly from staff in localities that appear to be directly affected by a project. Review and comment by more than one locality is requested when a project may affect the entire region or a sub-regional area. There were no outstanding comments as of September 6, 2013 on these projects.

Attachment 10-C1

#### **RECOMMENDED ACTION:**

None required.

## **2. ENVIRONMENTAL IMPACT ASSESSMENT/STATEMENT REVIEW**

The HRPDC staff is routinely involved in the review of environmental impact assessments and statements for projects involving federal funding or permits as well as state development projects. To ensure that all Commissioners are aware of projects being reviewed, brief summaries of these projects and anticipated review schedules are included. The HRPDC staff will continue to request comments directly from staff in localities that appear to be directly affected by a project. There were no outstanding comments as of September 6, 2013 on these projects.

Attachment 10-C2

### **RECOMMENDED ACTION:**

None required.

**Hampton Roads Planning District Commission**  
**Quarterly Commission Meeting**  
**Minutes of July 18, 2013**

The Quarterly Commission Meeting of the Hampton Roads Planning District Commission was called to order at 9:30 a.m. in the Regional Boardroom, 723 Woodlake Drive, Chesapeake, Virginia, with the following in attendance:

**COMMISSIONERS:**

Thomas Shepperd, Chairman (YK)	Jim Bourey (NN)
Kenneth Wright, Vice Chairman (PO)	J. Randall Wheeler (PQ)
James Baker (CH)	Michael W. Johnson (SH)
Randy Martin (FR)	Barry Porter (SH)
Mary Bunting (HA)	Selena Cuffee-Glenn (SU)
Will J. Moffett (HA)	John Seward (SY)
Christopher Stuart (HA)*	Barbara Henley (VB)
W. Douglas Caskey (IW)	Amelia Ross-Hammond (VB)
Dee Dee Darden (IW)	James Spore (VB)
Mary Jones (JC)	Jackson C. Tuttle, II (WM)
Robert Middaugh (JC)	James O. McReynolds, Treasurer (YK)

**Executive Director:**

Dwight L. Farmer

**ABSENT:**

Amar Dwarkanath (CH)	Thomas Smigiel (NO)
Debbie Ritter (CH)	Angelia Williams (NO)
Scott Matheson (CH)	John Rowe (PO)
Dr. Ella P. Ward (CH)	W. Eugene Hunt (PQ)
Barry Cheatham (FR)	Linda T. Johnson (SU)
Carter Borden (GL)	Tyrone Franklin (SY)
Brenda Garton (GL)	Robert Dyer (VB)
McKinley Price (NN)	John Moss (VB)
Sharon Scott (NN)	John Uhrin (VB)
Anthony Burfoot (NO)	Louis R. Jones (VB)
Paul D. Fraim (NO)	Clyde Haulman (WM)
Marcus Jones (NO)	

\*Late arrival or early departure

**OTHERS RECORDED ATTENDING:**

Earl Sorey (CH); Dale Castellow, Bryan Pennington (NO); Michael King, Ross McFarland, Jerri Wilson, (NN); Brannon Godfrey, Sherri Neil (PO); Sherry Hunt, Eric Nielsen (SU); Senator Tommy Normant, Virginia General Assembly; Cathy Aiello, Aiello Enterprises Inc.; W. Dewey Hurley, Richard I. Coggins, Branscome Inc.; Glen Elmers, Ten Henifin, HRSD; Ray Amoruso, HRT; Bruce McClure, JMT; Marly Williams, RCS LLC; Dennis Heuer, RK&K; Ellis James, Sierra Club Observer; L. Frank Mach, U.S. DOT; Stephen Rowan, Eric Stringfield, VDOT; David Eisenbraund, Virginia Beach PD & D; Peter Huber, Willcox & Savage; Staff: Randy Keaton, Camelia Ravanbakht, Sam Belfield, Shernita Bethea, Curtis Brown, Rick Case, Jennifer Coleman, Nancy Collins, Katie Cullipher, Rebekah Eastep, Kathlene Grauberger, Greg Grootendorst, Julia Hillegass, Jim Hummer, Whitney Katchmark, Sara Kidd, Robert Lawrence, Mike Long, Jai McBride, Ben McFarlane, Kelli Peterson, Joe Turner, Chris Vaigneur.

Chairman Shepperd indicated the meeting was being called to order as an Executive Committee due to a lack of quorum for a full Commission Meeting.

### **APPROVAL/MODIFICATION OF AGENDA**

Chairman Shepperd asked if there were any modifications or additions/deletions to the agenda.

Commissioner Kenneth Wright Moved to approve the agenda; seconded by Commissioner Amelia Ross-Hammond. The Motion Carried.

Chairman Shepperd welcomed Commissioner Ross-Hammond to the HRPDC.

### **WORKSHOP AGENDA**

#### **FY 2014 BUDGET – STAFF PERFORMANCE COMPENSATION**

Chairman Shepperd reminded the Commission the two percent performance adjustment was originally included in the budget which was presented and passed at the April 18, 2013 meeting. He additionally explained members were provided with two charts. One, displaying the gap between locality salary adjustments and the increase in the Consumer Price Index for FY 2009-2014. The other detailed the raises and bonuses and displayed the weighted local government average for each locality, SPSA, HRSD and the HRPDC for FY 2009-2014.

Chairman Shepperd stated all HRPDC staff would receive varying amounts up to four percent depending on evaluations by Mr. Dwight Farmer and HRPDC Senior staff, but the average amount would be two percent.

Commissioner Mary Bunting asked if the Virginia Retirement System (VRS) conversion amounts were included in the calculations.

Mr. Dwight Farmer explained Cost of Living Adjustments (COLA), merits, step adjustments and bonuses were included.

*Commissioner Christopher Stuart arrives*

#### **HOUSING PROGRAM UPDATE**

Ms. Shernita Bethea, HRPDC Housing/Human Services Administrator briefed the Commission on the activities of the Housing and Human Services Department of the HRPDC.

The Hampton Roads Loan Fund Partnership (HRLF) is a regional down payment and closing cost assistance program funded by the Virginia Department of Housing and Community Development (DHCD) and other federal home funds. This program has assisted over 650 buyers, and with the recent increase of down payment assistance program suspensions by localities, there has been an increased necessity of the HRLF.

A regional web-based portal for consumers and case managers, the Hampton Roads Housing Resource can be used as a tool to find housing services in the region and as a “one stop shop” for adequate and reliable housing topics. This initiative is in the creation phase and all of the work is being performed in-house with collaboration of the Information Technology (IT), Communications and Emergency Management Departments.

The Hampton Roads Housing Consortium (HRHC) is a coalition of 16 cities and counties in the region and the main purpose is to act as a networking and resource organization for affordable housing. Originally created in 1996 as a State mandate, the HRPDC continues to support and maintain HRHC.

The Disability Service Board, formerly the South Hampton Roads Disability Services Board, remained active after the 2009 Code of Virginia mandate change. The Board expanded the focus to include all areas of disability and plans on increasing representation to encompass both Southside and Peninsula localities. Currently only the Cities of Portsmouth, Norfolk, Virginia Beach, Chesapeake and Suffolk participate.

Ms. Bethea detailed a housing symposium held in Charlottesville, Virginia in June. Keynote speakers included Department of Housing and Urban Development (HUD) Deputy Secretary Maurice Jones and Senator Mark Warner. The following projects were highlighted:

- Project rebuild
- 203K program
- Low income tax credit program
- Ladders of opportunity

Housing Virginia and the HRPDC have collaborated on the Housing 2020 project. This includes analytical data in four major categories: demographic characteristics, economic conditions, “green” housing and housing finance, and the effect on housing and housing planning in Hampton Roads.

## **REGIONAL SEWER CONSOLIDATION STUDY UPDATE**

Mr. Glen Elmers with HDR reviewed the results of the Regional Sewer Consolidation Study with the Commission. Primary objectives of the study were comparing the costs of providing wastewater service in 14 Hampton Roads localities under a regionalized or non-regionalized scenario.

Regionalization offered significant cost savings to Hampton Roads wastewater payers and \$1 billion in savings in consent order capital improvements. Additional benefits include:

- More effective management of risk in program implementation and achieving wet weather flow reductions.
- Effective management of consent order negotiations and reduced risk of non-compliance.
- Less complex project logistics.

The study displayed cost savings due to the reduction of redundant management and administrative positions through natural attrition once the following assumptions were made:

- Locality sewer infrastructure and equipment would be donated to the regional entity.
- Taxes, payment in lieu of taxes and transfer payments were not included.
- All locality sewer personnel and rolling stock would transfer to the regional entity
- Localities keep operations and maintenance facilities.
- An increased cost for future consent order requirements.

Mr. Elmers stated existing locality debt of \$882 million would transfer to the regional entity and be refinanced over 30 years at five percent, which would allow for equal allocation between current and future rate payers.

The Commission was shown a table describing the 30-year net present values of both a regionalized and non-regionalized approach. Savings of \$890 million and a capital cost savings of an estimated \$1.1 billion were available in the regionalized scenario.

The new regional entity would be under Hampton Roads Sanitation District (HRSD) governance with expansion from the current eight member, Governor-appointed HRSD board to a Governor-appointed member from each jurisdiction. Appointees would be chosen from three candidates nominated by each locality with a maximum of two successive four year terms. Also recommended, a 17 member non-voting board with a locality appointed local government employee.

The study proposed HRSD expand planning and analysis staff to handle new connections and service extensions under the regionalized scenario and suggested the creation of the following positions: Economic Development Coordinator and Government Liaison for both North and South shores.

A graphic displaying the timeline with the final submittal of the study to Virginia Department of Quality (DEQ) and Environmental Protection Agency (EPA) on August 31, 2013.

Mr. Ted Henifin with HRSD informed the Commission there were three options to regionalization. First, not consolidating sewer assets at all; second, consolidation with conditions; and finally, consolidation per the full recommendations of the report.

The final decision is due to DEQ and EPA by February 2014. If the localities decide to regionalize, the process must be completed by August 2015. Additionally, depending on if most or all localities want to consolidate sewer assets or not, the region still needs to develop and submit a wet weather management plan. The submittal date for those plans would be October 2015 or 2016 dependent on the final decision.

Chairman Shepperd reiterated the briefing was for informational purposes only and urged HRSD to present future briefings to ensure information was being disseminated.

Commissioner Selena Cuffee-Glenn questioned the decision process of choosing between the localities of Suffolk and Isle of Wight representatives on the HRSD Board.

Mr. Henifin explained the current governance board is composed in that manner, and it is at the Governor's discretion which locality is appointed. He further detailed the report proposed one representative from each jurisdiction.

Commissioner Christopher Stuart asked the number of localities needed for regionalization and the consequences of a locality not wanting to participate in the regional entity.

Mr. Henifin confirmed Commissioner Stuart was asking if a locality decided not to participate after already agreeing to.

Commissioner Stuart inquired about the process of a locality withdrawing years ahead and the effect on the overall regional entity, if regionalization occurred.

Mr. Henifin responded not all scenarios have been worked out, but all locality assets would be under the regional entity's control.

## **NOMINATING COMMITTEE APPOINTMENTS**

Chairman Shepperd stated a change of Chair and Vice Chair will occur in October. Additionally, Chairman Shepperd agreed to be Chair of the Nominating Committee and if any of the members on the Committee do not wish to participate, a replacement must be found and Chairman Shepperd notified.

## **REGULAR AGENDA**

Chairman Shepperd welcomed the newly appointed Newport News City Manager, James M. Bourey to the Commission.

### **Public Comment**

One person requested to address the Hampton Roads Planning District Commission.

#### ***Ellis W. James***

*Thank you very much, Mr. Chairman, Members of the Commission. My name is Ellis W. James, I reside in the good city of Norfolk and have for a little while. The heat is upon us, and I would like to once again urge all of the communities in the family of the HRPDC to pay close attention right now to the plight of our elderly and our homeless which includes a number of too many veterans. I think we really need to pay close attention to the Tidewater heat. It can be devastating and it is upon us big time at this point. My other concern that I wanted to address the Board on was, I'm sure most of you saw the contained excitement, it's all about Craney Island and the impending changes that will take place in our area. There's several aspects of this that concern me a great deal. One is, and I think most of you know that I'm very much opposed to the offshore drilling proposals, but one of the problems that we may be confronted with is with the expansion to our south, of the Panama Canal, and the larger ships coming in. We need to be well prepared even if we are inland communities somewhat away from the coast. If we are not prepared for what we saw last year, that happened with the stackups and backups of the coal colliers, then we're asking for trouble. It could be a very significant*

*problem and the impact economically on the port would be great. I don't think, once again, that we need to mix oil rigs and increased container traffic and shipping. They just don't mix. I would hope that we pay close attention to this evolving situation, and that we make sure we have the plans in place to be able to accommodate those adjustments that we're going to need to have. Thank you Mr. Chairman.*

### **Submitted Public Comments**

Chairman Shepperd indicated there were no submitted public comments.

### **Approval of Consent Items**

Commissioner Mary Jones commented James City County Emergency Management staff had not had ample time to review and provide any comments on Item F, *the Hampton Roads Hazard Mitigation Plan*.

Chairman Shepperd asked for approval of the following consent items:

- A. Minutes of June 20, 2013 Meeting
- B. Treasurer's Report of May 31, 2013
- C. Regional PNRS Reviews
- D. Regional Environmental Impact Assessment/Statement Review
- E. FY 2014 Budget – Staff Performance Compensation
- F. Hampton Roads Hazard Mitigation Plan
- G. Senior Services of Southeastern Virginia Board of Directors Appointment
- H. Industrial Stormwater General Permit Comments
- I. Coastal Zone Program – Coastal Resiliency Final Report

Commissioner Mary Jones requested to pull Item F, *Hampton Roads Hazard Mitigation Plan*. Commissioner James Spore Moved to approve the consent items, seconded by Commissioner James McReynolds. The Motion Carried.

### **HRPDC Three Month Tentative Schedule**

Chairman Shepperd stated the August Commission Meeting was cancelled and the election of officers in October.

Mr. Farmer reported the Richmond Regional PDC Executive Director, Mr. Robert Crum, contacted him about the mega-region topic discussed at the HRPDC Retreat in February. Mr. Crum noted the Richmond PDC and Crater PDC Executive Director, Mr. Dennis Morris would suggest a small group consisting of the Executive Directors, Chairs and Vice Chairs, and City Managers from the localities to discuss the potential of a mega-region before having a joint meeting with the full boards from the Hampton Roads PDC, Richmond Regional PDC, and the Crater PDC.

Chairman Shepperd reinforced the meeting would only be for informational purposes, no action would be taken.

### **Project Status Reports**

Chairman Shepperd highlighted the Project Status Reports section of the agenda.

### **Correspondence of Interest**

Chairman Shepperd referenced the Correspondence of Interest section of the agenda.

### **For Your Information**

Chairman Shepperd reviewed the For Your Information section of the agenda.

### **Old/New Business**

Chairman Shepperd noted the Old/New Business section of the agenda.

### **Adjournment**

With no further business to come before the Hampton Roads Planning District Commission, the meeting adjourned at 10:15 a.m.

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Thomas G. Shepperd, Jr.  
Chairman

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Dwight L. Farmer  
Executive Director/Secretary

**FISCAL YEAR 2013  
7/31/2013  
BALANCE SHEET**

<b>ASSETS</b>		<b>LIABILITIES &amp; NET ASSETS</b>	
Cash & Cash Equivalents	504,363	Current Liabilities	1,726,880
Accounts Receivables	1,458,456	Net Assets	4,157,132
Investments	2,536,340		
Other Current Assets	664		
Net Capital Assets	<u>1,384,188</u>		
<b>Total Assets</b>	<u><u>5,884,011</u></u>	<b>Total Liabilities &amp; Equity</b>	<u><u>5,884,011</u></u>

**STATEMENT OF REVENUES AND EXPENDITURES**

<b>REVENUES</b>	<u>Annual Budget</u>	<u>Current Month</u>	<u>YTD</u>
Grant and Contract Revenue	4,591,533	149,765	149,765
VDHCD State Allocation	151,943	-	-
Interest Income	18,000	235	235
Local Jurisdiction Contributions	1,340,182	-	-
Other Local Assessment	1,548,624	-	-
Sales and Miscellaneous Revenue	94,350	120	120
Special Contracts/Pass thru	1,889,236	-	-
<b>Total Revenue</b>	<u><u>9,633,868</u></u>	<u><u>150,120</u></u>	<u><u>150,120</u></u>
<b>EXPENDITURES</b>			
Personnel	4,499,834	332,119	332,119
Standard Contracts	202,945	12,623	12,623
Special Contracts / Pass-Through	4,199,391	5,881	5,881
Office Services	731,698	18,849	18,849
Capital Assets		-	-
<b>Total Expenses</b>	<u><u>9,633,868</u></u>	<u><u>369,472</u></u>	<u><u>369,472</u></u>
<b>Agency Balance</b>	<u><u>-</u></u>	<u><u>(219,352)</u></u>	<u><u>(219,352)</u></u>

# Project Notification and Reviews

**Date** 8/22/2013 **CH #** POW:252

**Title** FY14-16 Leaking Underground Storage Tank Fund

**Applicant** Virginia Dept. of Environmental Quality

**State/Federal Program** EPA - Leaking Underground Storage Tank Trust Fund Corrective Action Pro

**Type of Impact** Statewide

**Project Staff** Sara Kidd

## Project Description

The proposal will enable Virginia to continue to utilize federal trust funds in support of its training, enforcement, and cleanup management of leaking underground storage tanks. These funds complement the Virginia Petroleum Storage Tank Fund.

<b>Federal</b>	\$3,774,000.00	<b>Local</b>	\$0.00
<b>Applicant</b>	\$419,334.00	<b>Other</b>	\$0.00
<b>State</b>	\$0.00	<b>Income</b>	\$0.00
<b>TOTAL</b>		\$4,193,334.00	

**Date** 8/22/2013 **CH #** POW:254

**Title** FY14-16 LUST Prevention Program

**Applicant** Virginia Dept. of Environmental Quality

**State/Federal Program** EPA - Underground Storage Tank Prevention, Detection and Compliance Pro

**Type of Impact** Statewide

**Project Staff** Sara Kidd

## Project Description

This proposal will provide Virginia with Federal funds to support Virginia's underground storage tank program. Major objectives include enhancement of leak detection and compliance, streamlining corrective action for leaking UST's, providing guidance to the regulated community for compliance with new tank upgrading requirements, and maintaining regulatory and statutory authorities for state program approval which was achieved in October 1998.

<b>Federal</b>	\$2,190,000.00	<b>Local</b>	\$0.00
<b>Applicant</b>	\$729,999.00	<b>Other</b>	\$0.00
<b>State</b>	\$0.00	<b>Income</b>	\$0.00
<b>TOTAL</b>		\$2,919,999.00	

**Date** 8/22/2013 **CH #** POW:252

**Title** FY14 VADEQ Water Quality Management Program

**Applicant** Virginia Dept. of Environmental Quality

**State/Federal Program** EPA - Water Quality Management Planning

**Type of Impact** Statewide

**Project Staff** Sara Kidd

**Project Description**

DEQ utilizes funds from this program to conduct water quality management projects and provide support for projects managed by the PDCs and interstate organizations throughout the state. This proposal provides funds to continue project oversight for both internal and external projects related to TMDL development.

<b>Federal</b>	\$552,000.00	<b>Local</b>	\$0.00
<b>Applicant</b>	\$0.00	<b>Other</b>	\$0.00
<b>State</b>	\$0.00	<b>Income</b>	\$0.00
<b>TOTAL</b>			\$552,000.00

# Environmental Impact Reviews

**Received** 7/9/2013

**Number** 13-129F

**Name** 87th Hampton Cup Regatta

**Sponsor** DHS/U.S. Coast Guard

## **Description**

The Coast Guard intends to issue a CG-4424 Permit for Marine Event to the City of Hampton/Hampton Cup Regatta Racing Club, the event sponsors, for the 87th Hampton Cup Regatta. The event will take place on Mill Creek, adjacent to Fort Monroe, in Hampton. The boundaries of the event are: to the north: a line along latitude 37-01-11 N; to the east: a line along longitude 076-18-30W; to the south: a line parallel with the shoreline adjacent to Fort Monroe; and to the west: a line parallel with the Route 258 Mercury Boulevard Bridge. The event will take place on August 10 and 11, 2013, between 11:00 AM and 6:00 PM each day. There will be approximately 75 boats, hydroplane and jersey speed skiffs, participating in a hydroplane race. Since docks are already provided, the sponsors will not construct any type of structure. Bleachers will be placed on the Mercury Boulevard Bridge for spectators. The sponsors will place buoys to mark the race course, but they will be placed for a limited duration and will not be intended for general navigation. The Coast Guard has an established Special Local Regulation #8, in the table to 33 CFR section 100.501(c) to promote safety before, during, and after the event.

**Affected Localities** Hampton

## **Finding**

The proposed project is consistent with local and regional plans and policies.

**Comments Sent** 7/30/2013

**Final State Comments Received** 8/5/2013

**Received** 7/11/2013

**Number** 13-132F

**Name** Atlantic Fleet Aerial Target Operations Consolidation

**Sponsor** DOD/Department of the Navy

**Description**

The Department of the Navy (Navy) proposes to construct the Atlantic Fleet Aerial Target Operations Facility (ATOF) at Naval Air Station Oceana, Dam Neck Annex in the City of Virginia Beach. The project consists of the construction of a 1,635 square meter (m2), two-story ATOF, and a 115 m2 stand-alone Center-of-Gravity (CG) Alignment and Range Operations Facility for Naval Air Warfare Center Aircraft Division/Atlantic Target Marine Operations (NAWCAD/ATMO). The Proposed Action would also include the demolition of four buildings at Dam Neck Annex. NAWCAD/ATMO provides an average of fifty-four BQM-74 aerial target launches per year in support of critical Fleet air-to-air and surface-to-air training in Operating Area `W-72' (VACAPES). This project would provide for uninterrupted, critical mission essential surface/aviation operations systems, weapons and radar systems training. The Navy has submitted a Federal Consistency Determination that finds the proposed action consistent, to the maximum extent practicable, with the Virginia Coastal Zone Management Program.

**Affected Localities** Virginia Beach

**Finding**

The proposed project is consistent with local and regional plans and policies.

**Comments Sent** 8/12/2013

**Final State Comments Received** 9/4/2013

**Received** 7/22/2013

**Number** 13-140F

**Name** Intracoastal Marine Dredging Project

**Sponsor** DOD/Dept. of the Army/Army Corps of Engineers

**Description**

Intracoastal Marine (ICM) (applicant) intends to submit a Joint Permit Application to the U.S. Army Corps of Engineers (Corps) for the issuance of an individual permit pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act to dredge an existing barge berth located on Scuffletown Creek in the City of Chesapeake. Scuffletown Creek is a tributary to the Southern Branch of the Elizabeth River. The area is adjacent to a bulkhead that is currently used to berth barges and vessels. ICM proposes to expand its capability to handle larger barges and vessels and is planning to dredge a 1,145-foot long by 80-foot wide berth/access channel to the Southern Branch channel which will impact 115,950 square feet (2.66 acres) of state-owned bottomland. The existing average depths along the bulkhead and in the creek range between -3 feet mean low water (MLW) and -8 feet MLW. ICM proposes to mechanically dredge the material and barge it to the Craney Island Dredged Material Management Area (CIDMMA) for disposal. Depending on sediment characteristics and the project economics, an alternative approved disposal location may be utilized. The applicant has submitted a Federal Consistency Certification that finds the proposed project consistent with the enforceable policies of the Virginia Coastal Zone Management Program.

**Affected Localities** Chesapeake

**Finding**

**Comments Sent**

**Final State Comments Received**

**Received** 7/22/2013

**Number** 13-139F

**Name** Shoreline Restoration & Protection Project at Joint Expeditionary Base Little Creek/Fort St

**Sponsor** DOD/Department of the Navy

**Description**

The Department of the Navy (Navy) proposes to construct a shoreline restoration and protection project at Joint Expeditionary Base (JEB) Little Creek/Fort Story in the City of Virginia Beach. The shoreline at JEB Fort Story, particularly the beaches and primary dunes, has experienced sporadic episodes of severe erosion during major storm events placing both rare terrestrial habitats and man-made structures, including aids to navigation, military training facilities, and historic resources, at risk of damage or destruction. Under the proposed action, sand on the beaches at JEB Fort Story would be replenished and a single stone breakwater would be constructed as follows: 1) sand would be replenished along approximately 2,500 linear feet of shoreline, and the toe of the existing dune would be replenished and reshaped at the Omaha Beach training area; 2) sand would be replenished along approximately 1,300 linear feet of shoreline across from the Department of Public Works (DPW) building; and 3) one stone breakwater would be constructed to provide storm protection and sand would be replenished along approximately 370 linear feet of shoreline north and east of Building 734 at the northern terminus of Leyte Road. Under the proposed action, a total of approximately 845,800 cubic yards of sand would be required for the beach and dune replenishment. Sand for the replenishment would be obtained and transported from one or a combination of two federal navigation channels: 1) the Thimble Shoals Channel; or 2) the Atlantic Ocean Channel and the Cape Henry Channel. The Navy has submitted a Federal Consistency Determination that finds the proposed action consistent, to the maximum extent practicable, with the Virginia Coastal Zone Management Program.

**Affected Localities** Virginia Beach

**Finding**

The proposed project is consistent with local and regional plans and policies.

**Comments Sent** 8/23/2013

**Final State Comments Received**

**Received** 7/23/2013

**Number** 13-141F

**Name** Safety Zone for Naval Live Fire and Explosive Training Exercise

**Sponsor** DHS/U.S. Coast Guard

**Description**

The U.S. Coast Guard intends to promulgate a regulation to establish a safety zone in support of a live fire and explosive training exercise within the confines of the U.S. Navy's Motor Vessel SS Del Monte. The safety zone will be enforced by the Coast Guard in the waters of the James River in the vicinity of the James River Reserve Fleet at Newport News, specifically within a 1500-foot radius of the vessel. The vessel will be anchored in the approximate position 37-06-11 N/076-38-40 W. The safety zone will be enforced during the training period, from 8:00 AM on August 19, 2013 through 4:00 PM on August 22, 2013. The purpose of the safety zone is to mariners from the hazards associated with live fire and explosives. The Coast Guard intends to establish a temporary final rule in Table 33 CFR section 165.506 to enforce the safety zone. The Coast Guard states that the proposed activity is consistent, to the maximum extent practicable, with the enforceable policies of Virginia's Coastal Zone Management Program.

**Affected Localities** Newport News

**Finding**

The proposed project is consistent with local and regional plans and policies.

**Comments Sent** 8/12/2013

**Final State Comments Received** 8/14/2013

**Received** 7/26/2013

**Number** 13-142S

**Name** Renovate Bayside Building (Includes Construction), Tidewater Community College

**Sponsor** Virginia Community College System

**Description**

The Virginia Community College System (VCCS) submitted an environmental impact report for construction associated with the renovation of the Bayside Building on the Tidewater Community Campus in the City of Virginia Beach. New entrances will be added to the building. The project site is located within the footprint of the existing Bayside Building and adjacent landscaped lawn areas.

**Affected Localities** Virginia Beach

**Finding**

The proposed project is consistent with local and regional plans and policies.

**Comments Sent** 8/23/2013

**Final State Comments Received**

**Received** 8/2/2013

**Number** 13-146F

**Name** Hampton Bay Days Fireworks Event, September 7, 2013

**Sponsor** DHS/U.S. Coast Guard

**Description**

The Coast Guard has a Special Local Regulation (SLR) which promotes the safety of life on navigable waters before, during, and after a marine event. The marine event in question is a fireworks event over the waters of Sunset Creek and the Hampton River in Hampton scheduled for 9:20 PM to 10:00 PM on September 7, 2013. Because the LSR covers the second and third September weekends but not the first, the Coast Guard will publish a Temporary Final Rule to reflect the change in the date covered by the SLR.

The fireworks will be fired from several locations:

- 1) 37-01.33 N/76-20.11 W;
- 2) 37-01.37 N/76-20.11 W;
- 3) 37-01.35 N/76-20.11 W.

The Coast Guard finds that the proposed event is consistent, to the maximum extent practicable, with the enforceable policies of Virginia's Coastal Zone Management Program (VCP).

**Affected Localities** Hampton

**Finding**

The proposed project is consistent with local and regional plans and policies.

**Comments Sent** 8/20/2013

**Final State Comments Received** 8/22/2013

**Received** 8/5/2013

**Number** 13-147F

**Name** Research Lease on the Outer Continental Shelf Offshore Virginia

**Sponsor** DOI/Bureau of Ocean Energy Management

**Description**

The Department of the Interior (DOI) Bureau of Ocean Energy Management has issued a public notice of an unsolicited request for an Outer Continental Shelf (OCS) Research Lease, Request for Competitive Interest (RFCI), and Request for Public Comment. On February 13, 2013, BOEM received an unsolicited request for a research lease from DMME. The objective of DMME is to obtain a lease under 30 CFR 585.238 for renewable energy research activities, including wind turbine installation and operational testing and the installation of metocean monitoring equipment. The objective of the DMME proposal is to design, develop, and demonstrate a grid-connected 12 megawatt (MW) offshore wind test facility on the OCS off the coast of Virginia. The purpose of the public notice is to: (1) Describe the proposal submitted to BOEM by the Commonwealth of Virginia, Department of Mines, Minerals and Energy (DMME) to acquire an OCS lease for wind energy research activities; (2) solicit indications of interest in a renewable energy lease in the area identified by DMME for substantially similar wind energy activities; and (3) solicit public input regarding the proposal, its potential environmental consequences, and the use of the area in which the proposed project would be located.

**Affected Localities** Virginia Beach

**Finding**

Based on this review, we do not have any substantive comments.

**Comments Sent** 8/23/2013

**Final State Comments Received** 8/29/2013

**Received** 8/12/2013

**Number** 13-151F

**Name** Safety Zone, Submarine Cable Repair, Coleman Bridge, York River

**Sponsor** DHS/U.S. Coast Guard

**Description**

The Coast Guard intends to establish a safety zone closing a section of the York River Channel so that the Department of Transportation can facilitate the installation of submarine cables for the Coleman Bridge between Yorktown (York County) and Gloucester Point (Gloucester County). The work will take place in the York River underneath the bridge from 6:00 AM on September 3, 2013 until 11:59 PM on September 7, 2013. The safety zone will be bound by a box formed by the following coordinates:

- 37-14.6 N/076-30.3 W;
- 37-14.4 N/076-30.4 W;
- 37-14.5 N/076-30.5 W, and
- 37-14.7 N/076-30.4 W.

The safety zone is established to protect mariners from the hazards associated with marine repair work and to ensure the successful completion of the work.

**Affected Localities** Gloucester Cou York County

**Finding**

The proposed project is consistent with local and regional plans and policies. We recommend that the Coast Guard coordinate with both Gloucester County and York County to maintain access during this project to the piers and boat launch facilities at Riverwalk Landing in Yorktown and Gloucester Point Beach Park if possible.

**Comments Sent** 8/23/2013

**Final State Comments Received** 8/26/2013

**Received** 8/21/2013

**Number** 13-157F

**Name** Lynnhaven River Basin Ecosystem Restoration Project

**Sponsor** DOD/Dept. of the Army/Army Corps of Engineers

**Description**

The U.S. Army Corps of Engineers (Corps) proposes to conduct an ecosystem restoration project in the Lynnhaven River in the City of Virginia Beach. The project includes four elements: (1) Ninety-four acres in the main stem and Broad Bay will be seeded to produce submerged aquatic vegetation (SAV) habitat. (2) When the SAV becomes established, bay scallops will be grown on site to build a self-sustaining population. (3) Hard reef structures will be placed in Broad Bay and Lynnhaven Bay through the placement of reefs. (4) Restoration efforts will occur at four wetland sites. The Corps has submitted a Federal Consistency Determination that finds the proposed project consistent, to the maximum extent practicable, with the enforceable policies of the Virginia Coastal Zone Management Program.

**Affected Localities** Virginia Beach

**Finding**

**Comments Sent**

**Final State Comments Received**

**Received** 8/28/2013

**Number** 13-162F

**Name** U.S. Army Flight Concepts Division Compound Improvements, Joint Base Langley-Eustis

**Sponsor** DOD/Dept. of the Army/Dept. of the Air Force

**Description**

The Department of the Army (Army) proposes to construct a new Flight Concepts Division (FCD) compound at Joint Base Langley-Eustis in the City of Newport News. The FCD compound would be located at Felker Army Airfield south of Runway 14/32, on the opposite side of the runway from its current location. The proposed compound would provide a secure, professional, purpose-built office, training, and research and development complex consistent with the requirements of FCD's mission. The proposed new compound would consist of a basically linear layout with the hangars and repair shops on the east end and facilities for various FCD functions on the west end. The new compound would also include a training field, parking, aircraft aprons, a taxiway bridge to Runway 14/32 and a paved access road. The new compound would be surrounded by vegetated buffer and would not be visible from the surrounding training area. The facility would be surrounded by fences and a security system would be installed. The Army has submitted an Environmental Assessment for the proposed action which includes a Federal Consistency Determination that finds the proposed action consistent, to the maximum extent practicable, with the Virginia Coastal Zone Management Program.

**Affected Localities** Newport News

**Finding**

**Comments Sent**

**Final State Comments Received**

**Received** 9/5/2013

**Number** 13-164F

**Name** Safety Zone for Virginia Symphony Fireworks

**Sponsor** DHS/U.S. Coast Guard

**Description**

The Coast Guard intends to promulgate a regulation for the establishment of a safety zone to support the Virginia Symphony Orchestra Fireworks event. The event sponsor is Beach Events/Integrated Management Group, LLC. The event will take place in the Atlantic Ocean off the Virginia Beach oceanfront, on September 12, 2013 from approximately 9:20 PM to 10:10 PM. The safety zone will include all waters of the ocean within a 1000-yard radius of the position 36-51-12 N/075-58-06 W. The Coast Guard plans to establish a temporary final rule in Table 33, CFR 165.506 to enforce the safety zone. The safety zone is for the purpose of protecting mariners and spectators from the hazards of fireworks displays, including accidental discharge, dangerous projectiles, and falling hot embers or other debris. The Coast Guard states that the proposed event will be conducted in a manner consistent, to the maximum extent practicable, with the enforceable policies of the Virginia Coastal Zone Management Program.

**Affected Localities** Virginia Beach

**Finding**

**Comments Sent**

**Final State Comments Received**