

**Minutes of the
Virginia Soil and Water Conservation Board
and the
Virginia Association of Soil and Water Conservation Districts Board of Directors
Wednesday, December 11, 2002
The Hotel Roanoke
Roanoke, Virginia**

Virginia Soil and Water Conservation Board Members Present

David L. Moyer, Chairman	A. Dewey Bond
Linda S. Campbell	M. Denise Doetzer
Robert M. Hall	W.P. Johnson
Granville M. Maitland	Joseph H. Maroon
Jean R. Packard	Dr. John Parumprel (for Kriton Hatzios)
Dr. Steve Umberger (for David Barrett)	

Virginia Soil and Water Conservation Board Members Not Present

J. Carlton Courter, III	Dr. Lorenza Lyons
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Virginia Association of Soil and Water Conservation District Members Present

Jim Byrne, 1 st Vice President	Wilkie N. Chaffin, Secretary
Greg Evans, President	Ricky Rash, 2 nd Vice President

Staff Present

Leon E. App, DCR	Susan M. Block, DCR
William G. Browning, DCR	Wayne Davis, DCR
Jack E. Frye, DCR	Larry Gavan, DCR
Barry Hughes, DCR	Mark Meador, DCR
Kelly Miller, DCR	Jonathan T. Phillippe, DCR
Stuart Wilson, DCR	

Others Present

Dorothy Bailey, Monacan SWCD
John Bailey, Monacan SWCD
Jim Boland, Loudoun SWCD
Leith Campbell, NRCS
Bob Dixon, Peaks of Otter SWCD
Brad Hammer, Chesterfield County Deputy County Administrator
Daphne Jamison, Blue Ridge SWCD
Nic Kortlandt, John Marshall SWCD

W.D. Kreider, James River SWCD
Rachel LeRoy, Culpeper, SWCD
T. Michael Likins, James River SWCD
Stephanie Martin, VASWCD
Linda McAllister, James River SWCD
Nancy Moyer, Monacan SWCD
Sam Neale, Culpeper SWCD
Bob Runkle, Culpeper, SWCD
Mary Lou Trimble, John Marshall SWCD

Call to Order

Chairman Moyer called the meeting to order at 9:00 a.m.

Mr. Evans presented the report of the Virginia Association of Soil and Water Conservation Districts.

- Major issues for the Association are budget reductions and the impact on districts. The association would like the Board to consider writing the Governor to ask that he exempt Soil and Water Conservation Districts from further cuts.
- The Association is concerned about the funding impacts of splitting districts.
- The Association would like to improve communication with the Board. The Association hopes for longer notice regarding agenda items.
- Congratulations were extended regarding the success of the opposition to the merger of the Virginia Soil and Water Conservation Board with the Board of Conservation and Recreation. This will provide an opportunity to review the roles of the Association Board and the Soil and Water Conservation Board.

Ms. Packard extended congratulations to the new officers of the Association.

There being no other business, the joint meeting was adjourned at 9:20 a.m.

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Jean R. Packard	Dr. John Parumprel (for Kriton Hatzios)
Dr. Steve Umberger (for David Barrett)	

Virginia Soil and Water Conservation Board Members Not Present

J. Carlton Courter, III	Dr. Lorenza Lyons
J. Michael Foreman	

Staff Present

Leon E. App, DCR	Susan M. Block, DCR
William G. Browning, DCR	Wayne Davis, DCR
Michael R. Fletcher, DCR	Larry Gavan, DCR
Barry Hughes, DCR	Mark Meador, DCR
Kelly Miller, DCR	Jonathan T. Phillippe, DCR
Stuart Wilson, DCR	

Others Present

Brad Hammer, Chesterfield County Deputy County Administrator
Daphne Jamison, Blue Ridge SWCD
W.D. Kreider, James River SWCD
Stephanie Martin, VASWCD
Linda McAllister, James River SWCD
Nancy Moyer, Monacan SWCD

Call to Order

Chairman Moyer called the meeting to order and declared a quorum present.

Minutes of September 20, 2002 Meeting

MOTION: Ms. Packard moved that the minutes of the September 20, 2002 meeting be approved as submitted.

SECOND: Mr. Hall

DISCUSSION: None.

VOTE: Motion carried unanimously.

Lake Martin Update

Mr. Wilson presented an update concerning the Lake Martin issue. A trial date is set for February 3, 2003. The County has filed for summary judgement for partial settlement of the case with a hearing set in Fairfax County Circuit Court on December 13, 2002. EPA is withholding resolution of it's administrative order pending resolution of the County's court case.

MOTION: Mr. Bond moved that the Virginia Soil and Water Conservation Board receive the update of activities from DCR staff outlining the status of the County's lawsuit against the major developer and that the Board request the County to continue its efforts to expedite resolution to facilitate remediation of the Lake Martin watershed. The Board also requests the DCR staff to continue communication with EPA relative to EPA's administrative order and to re-affirm to EPA the Board's interests in an expedited resolution of this matter.

Further, the Virginia Soil and Water Conservation Board directs Fairfax County to continue to provide updates to the Board relative to the resolution of the lawsuit and proposed plans and schedule for commencement of restoration actions and in restoration. The County should insure that affected homeowners are provided input into the process of determining final restoration plans. These updates shall continue until restoration actions have been completed.

SECOND: Mr. Maitland

DISCUSSION: None.

VOTE: Motion carried unanimously.

Culpeper District Request for Director Removal

Chairman Moyer declared that the discussion of this request would constitute an official hearing as provided for in state law and as noticed appropriately. It was noted that Tom Costello, the director in question, was not present.

Mr. Browning presented an overview of the request.

MOTION: Ms. Campbell moved that upon a review of a sworn complaint date November 5, 2002 from a majority of the Directors of the Culpeper Soil and Water Conservation District requesting the Board to remove Tom Costello from his position as Director of the Culpeper Soil and Water Conservation District and on testimony from William G. Browning of the Department of Conservation and Recreation, the Virginia Soil and Water Conservation Board in accordance with state law (§10.1-530 and §10.1-536 of the *Code of Virginia*), adopt the Statement attached hereto, removes Mr. Tom Costello from the position of Culpeper Soil and Water Conservation District Director for neglect of duty, and declares his position vacant. The Board instructs the Culpeper SWCD to submit a recommendation of an individual to fill the vacant Rappahannock County SWCD Director position for the Board's consideration in making an appointment, and further instructs the Board Secretary to execute the attached Statement and provide a Copy to the Culpeper SWCD.

SECOND: Ms. Packard

DISCUSSION: None

VOTE: Motion carried unanimously.

**STATEMENT BY
THE VIRGINIA SOIL AND WATER CONSERVATION BOARD
December 11, 2002
Hotel Roanoke and Conference Center, Roanoke, Virginia**

In the matter of the requested removal of Tom Costello, an elected District Director of the Culpeper Soil and Water Conservation District (SWCD), representing.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

Be it known that a sworn complaint from a majority of the Directors of the Culpeper Soil and Water Conservation District dated November 5, 2002 requested

the Board to remove Tom Costello from his position as Director of the Culpeper Soil and Water Conservation District for the following reasons: 1) failure to perform the duties of the office because he has only attended one meeting of the SWCD since being elected in 2002; and 2) because, to the best of SWCD Directors knowledge, he no longer resides in Rappahannock County; and

Be it known that copies of excerpts of the minutes of the District Board from January 4, 2000 to November 5, 2002 show that Tom Costello was absent from every SWCD Board Meeting except the meeting held on January 4, 2000; and

Be it known that the testimony this day from William G. Browning, Department of Conservation and Recreation and Richard McNear from the SWCD showed their diligent but unsuccessful efforts to locate Mr. Costello and that his last known address was in Taiwan; and

Be it known that the letter dated November 12, 2002 was sent to Mr. Costello at his last known address (with copies to two previous addresses in Flint Hill, Virginia and Washington, D.C.) giving him notice of this hearing on the sworn complaint and requesting his participation, and that the Flint Hill, Virginia Post Office responded saying the letter was undeliverable; and

Be it known that neither Mr. Costello nor his representative responded to the Chairman's request at the Board's Public Hearing that they speak; and

Futher, the Board, after considering the testimony and other evidence presented, makes the following FINDINGS OF FACT:

1. Mr. Costello has attended one meeting of the SWCD Board and has missed thirty-six meetings since he was elected in 1999.
2. Mr. Costello does not now reside in Rappahannock County; and

Futher, the Board, after considering the testimony and other evidence presented, makes the following CONCLUSIONS OF LAW:

1. Tom Costello's failure to attend all but one of the District Board meetings held since he was elected constitutes a neglect of duty under §10.1-536 of the *Code of Virginia*.
2. A vacancy exists in the Rappahannock seat of the Culpeper Soil and Water Conservation District as the result of Tom Costello's removal and his residence from the district, pursuant to §10.1-530 (C) of the *Code of Virginia*; and

Further, the Board instructs the Culpeper SWCD to submit a recommendation of an individual to the Board for their consideration in making an appointment to fill the vacant Rappahannock County SWCD Director position.

In witness whereof the Virginia Soil and Water Conservation Board has caused these presents to be executed by its Secretary under the seal of the Board this 11th day of December, 2002.

Local Urban Programs Update

Mr. Gavan presented an update concerning local urban programs.

Mr. Gavan noted that DCR staff recommended the final approval of the proposed New Kent County Alternative Inspection program.

MOTION: Ms. Campbell moved that the Virginia Soil and Water Conservation Board approve New Kent County's Proposed Alternative Inspection Program, which was accepted for consideration in September 2002.

SECOND: Mr. Maitland

DISCUSSION: None.

VOTE: Motion carried unanimously.

Mr. Gavan noted that DCR staff recommended the final approval of the proposed Gloucester County Alternative Inspection Program.

MOTION: Ms. Packard moved that the Virginia Soil and Water Conservation Board approve Gloucester County's Alternative Inspection Program, which was accepted for consideration in September 2002.

SECOND: Mr. Hall

DISCUSSION: None.

VOTE: Motion carried unanimously.

Mr. Gavan noted that Fluvanna County staff and DCR staff worked together to draft the proposed Fluvanna County Alternative Inspection Program to effectively utilize local resources and to address specific development and environmental concerns within the County in accordance with the approved guidelines.

MOTION: Ms. Packard moved that the Virginia Soil and Water Conservation Board accept Fluvanna County's Proposed Alternative Inspection Program for consideration.

SECOND: Mr. Hall.

DISCUSSION: None.

VOTE: Motion carried unanimously.

Mr. Gavan noted that DCR staff recommend the final approval of Fairfax County's Alternative Inspection Program.

MOTION: Ms. Packard moved that the Virginia Soil and Water Conservation Board approve Fairfax County's Proposed Alternative Inspection Program, which was distributed in March of 2001.

Mr. Gavan noted that Grayson County staff and DCR staff worked together to draft the proposed Grayson County Alternative Inspection Program to effectively utilize local resources and to address specific development and environmental concerns within the County. The proposed alternative inspection program deviates from approved guidelines and the regulations.

MOTION: Mr. Bond moved that the Virginia Soil and Water Conservation Board accept Grayson County's Proposed Alternative Inspection Program for consideration with an amendment addressing the amount of disturbed area for the project.

SECOND: Ms. Packard

DISCUSSION: None.

VOTE: Motion carried unanimously.

Mr. Gavan presented the following list of localities for the proposed program review schedule in 2003.

City of Hampton	Town of Cape Charles	King William County
James City County	Mecklenburg County	City of Roanoke
County of Albemarle	Campbell County	Prince George County
City of Richmond	Town of Christiansburg	Floyd County
City of Bristol	Washington County	Rappahannock County
Stafford County	Town of Bridgewater	County of Rockingham
Town of Warrenton	Town of Dumfries	

MOTION: Ms. Packard moved that the Virginia Soil and Water Conservation Board approve the 2003 Local Program Review Schedule as presented.

SECOND: Mr. Hall

DISCUSSION: None.

VOTE: Motion carried unanimously.

Soil and Water Conservation District Funding

MOTION: Ms. Packard moved that the Virginia Soil and Water Conservation Board authorize the Chairman to write a letter to Governor Warner expressing the concern of the Association and of the Board that Soil and Water Conservation Districts be exempt from any further spending cuts effective December 10, 2002.

SECOND: Ms. Campbell.

DISCUSSION: None.

VOTE: Motion carried with Mr. Maroon abstaining.

Mr. Maroon noted that the effective date on the letter should reflect the budget announcements of October 15, 2002.

MOTION: Ms. Packard moved for the reconsideration of the previous motion.

SECOND: Ms. Campbell

DISCUSSION: None.

VOTE: Motion carried unanimously.

MOTION: Ms. Packard moved that the Virginia Soil and Water Conservation Board authorize the Chairman to write a letter to Governor Warner expressing the concern of the Association and of the Board that Soil and Water Conservation Districts be exempt from any further spending cuts beyond those announced on October 15, 2002.

SECOND: Ms. Campbell

DISCUSSION: None.

VOTE: Motion carried with Mr. Maroon abstaining.

District Director Resignations and Appointments and SWCD Appointments Recommended for a Four-Year Term Beginning January 1, 2003

Mr. Browning presented the following list of District Director resignations and appointments and SWCD appointments recommended for a four-year term beginning January 1, 2003.

Mountain Castles

Recommendation of Stanley Myers, Craig County, to fill unexpired elected term of Carla H. Williams (term of office to begin on or before 1/10/03 – 1/1/04).

Northern Neck

Recommendation of James E. Minor, Westmoreland County, to fill four-year appointed position (term of office to begin on 1/1/03 – 1/1/07).

Peter Francisco

Resignation of James A. Myers, Buckingham County, effective 1/1/03, appointed Extension Agent director position (term of office expires 1/1/05).

Recommendation of Mark D. Davis, Cumberland County, to fill unexpired Extension Agent term of James A. Myers (term of office to begin on 1/1/03 or before 1/10/03 – 1/1/05).

Piedmont

Resignation of Jennifer Morris, Nottoway County, effective 10/10/02, appointed Extension Agent director position (term of office expires 1/1/04).

Recommendation of J.B. Daniel, Amelia County, to fill unexpired Extension Agent term of Jennifer Morris (term of office to begin on or before 1/10/03 – 1/1/05).

Robert E. Lee

Recommendation of Gilliam Cobbs (incumbent), City of Lynchburg, to fill four-year appointed position (term of office to begin on 1/1/03 – 1/1/07).

Skyline

Resignation of Douglas P. Thompson, Floyd County, effective 10/16/02, elected director position (term of office expires 1/1/04).

Recommendation of Kenneth W. Blackwell, Floyd County, to fill unexpired elected term of Douglas P. Thompson (term of office to begin on or before 1/10/03 – 1/1/04).

Thomas Jefferson

Recommendation of Richard Bean, Nelson County, to fill unexpired elected term of Robert Bard (*deceased*) (term of office to begin on or before 1/10/03 – 1/1/04).

MOTION: Mr. Maitland moved that the Virginia Soil and Water Conservation Board approve two four-year appointments and other resignation and

appointments as documented and presented by DCR staff and direct staff to communicate the Board actions to the affected Soil and Water Conservation Districts.

SECOND: Mr. Bond

DISCUSSION: None.

VOTE: Motion carried unanimously.

Chesterfield County Petition to Create a New Soil and Water Conservation District

Chairman Moyer noted that he would like to allow the Board to have ample time to review the information presented from the two public hearings. He asked if the Board might have other issues they wish to consider in the determination of this request.

Ms. Campbell noted that the Board had been presented the information and that it appeared that the process involved two steps. First, the Board must determine if a need exists for the creation of a new district. Second, the Board must determine if the creation of a new district is administratively practical.

Mr. Bond asked for a clarification as to whom the September 24, 2002 letter requesting additional information was mailed.

Mr. Browning said that the letter in question was sent to the Chesterfield County Administrator, the James River Soil and Water Conservation District and was copied to several individuals including the Prince George County Administrator.

Mr. Moyer called for public comment.

Mr. Hammer of Chesterfield County noted that the officials of both counties are in support of the request. He said that with pending budget cuts, funding issues will change because all localities will have to offer greater support to districts.

Mr. W.D. Kreider, Chair of the James River Soil and Water Conservation District noted that both counties are aware that local funding will need to increase. He said that two districts would function more efficiently.

Ms. Packard noted a concern that there was no written commitment of financial support from Prince George County.

MOTION: Mr. Bond moved that the Virginia Soil and Water Conservation Board determine after due consideration of the relevant facts that there is no need for a new, Chesterfield Soil and Water Conservation District to function in the territory comprised of Chesterfield County and that the

Board deny the petition submitted by the Chesterfield County Board of Supervisors.

SECOND: Mr. Hall.

DISCUSSION: Ms. Doetzer noted that there may be a need, but that the administration of a new district may not be practical.

Mr. Maroon noted that current funding information would affect the first year and that the second year remains uncertain. He noted that additional information would be forthcoming from the Governor on December 20th and suggested that the Board may wish to ask both counties to commit to address available support for the biennium.

Mr. Maitland said he thought all Districts should be asked to comment.

Ms. Campbell said that she could see the need, but that the new district did not appear to be administratively practical.

MOTION: Ms. Packard moved to table the motion until the January meeting pending the receipt of the Governor's Budget information, and written statements of projected budget support from Chesterfield and Prince George Counties for the next two years.

SECOND: Ms. Campbell.

VOTE: Yes: Campbell, Johnson, Maitland, Packard

No: Bond, Hall, Umberger

Abstain: Maroon, Moyer

Lake Barcroft WID New Trustee

Mr. Browning presented information regarding the appointment of a new trustee for the Lake Barcroft WID.

Mr. Bond said that the Northern Virginia District had reviewed and supported the appointment.

MOTION: Mr. Bond moved that upon recommendation of the Northern Virginia Soil and Water Conservation District and in accordance with state law (§10.1-623 of the *Code of Virginia*), the Virginia Soil and Water Conservation Board appoint Peter Silvia as trustee of the Lake Barcroft Watershed Improvement District (WID), effective December 11, 2002 to

fill the trustee position vacated by the resignation of Sammy Guy and that the Board Secretary be instructed to notify the Lake Barcroft WID.

SECOND: Ms. Campbell

DISCUSSION: None.

VOTE: Motion carried unanimously.

Natural Tunnel Soil and Water Conservation District Name Change Request

MOTION: Mr. Maitland moved that upon a review of a July 9, 2002 petition and an October 8, 2002 resolution from the Natural Tunnel Soil and Water Conservation District requesting the Natural Tunnel SWCD name be changed to the Scott County Soil and Water Conservation District, the Virginia Soil and Water Conservation Board concurs with the name change and in accordance with state law (§10.1-518 of the *Code of Virginia*), and instructs the Board Secretary to present the October 8, 2002 Resolution and the Board's December 11, 2002 statement (provided below) to the Secretary of the Commonwealth, requesting a new certificate of organization be issued to the District.

SECOND: Mr. Hall.

DISCUSSION: None.

VOTE: Motion carries unanimously.

**STATEMENT BY
THE VIRGINIA SOIL AND WATER CONSERVATION BOARD**

In the matter of the requested name change by the Natural Tunnel Soil and Water Conservation District (SWCD or district)

**TO ALL TO WHOM THESE PRESENTS SHALL SHALL COME,
GREETINGS:**

Be it known at on the 8th of October, 2002, a resolution, as required by State Law, was adopted without opposition by the Natural Tunnel SWCD board of directors, a copy herewith enclosed.

Further, as required by State Law, that the resolution is supported by a petition subscribed to by more than twenty-five landowners from Scott County (which solely comprises the district), that specifies the name of the Natural Tunnel SWCD be changed to the Scott County Soil and Water Conservation District.

That by a unanimous vote taken at its December 11th, 2002 meeting, the Virginia Soil and Water Conservation Board concurs with the proposed name change and hereby requests that the Secretary of the Commonwealth take favorable action on this request by filing the resolution and issuing a new certificate of organization.

In witness whereof the Virginia Soil and Water Conservation Board has caused these presents to be executed by its secretary under the seal of the Board this 11th day of December, 2002.

DCR Assessment of Soil and Water Conservation District Compliance with DCR/SWCD FY 2001-2002 Grant Agreement Deliverables

Mr. Browning presented a summary of the DCR assessment of Soil and Water Conservation District Compliance with DCR/SWCD FY 2001-2002 Grant Agreement Deliverables. Copy attached.

Dam Safety Certificates and Permits

Mr. Phillippe presented the following list of Dam Safety Certificates and Permits:

INV. NO.	NAME	CITY/COUNTY
<u>Dam Safety Alteration Permit</u>		
None		
<u>Dam Safety Construction Permit</u>		
None		
<u>Dam Safety Operation & Maintenance Certificates</u>		
<u>Class I Regular</u>		
04706	Mountain Run Dam #18 (Catalpa)	CULPEPER
16303	Robertson Dam	ROCKBRIDGE
17704	Motts Run Reservoir Dam	SPOTSYLVANIA
<u>Class I Conditional</u>		
02303	Rainbow Forest Dam	BOTETOURT
16301	Goshen Dam (Lake Merriweather)	ROCKBRIDGE
<u>Class II Regular</u>		
05934	NVCC Annandale Campus Dam*	FAIRFAX
06501	Lake Monticello	FLUVANNA
06901	Lake Serene Dam*	FREDERICK
08712	Wilde Lake Dam*	HENRICO
14302	Cherrystone Creek Dam #1	PITTSYLVANIA

14303	Cherrystone Creek Dam #2	PITTSYLVANIA
15324	NVCC Woodbridge Campus Dam*	PRINCE WILLIAM

Class II Conditional

06903	Lake St. Clair Dam*	FREDERICK
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Class III Regular

00385	Chimney Rock Dam	ALBEMARLE
04145	Chesterfield Power Station Dam	CHESTERFIELD
08542	Hartford Lake Dam	HANOVER
10706	McGhee Dam	LOUDOUN

Class III Conditional

None

Extension to January 2003 Board Meeting

06520 (2R)	Bremo Power Station	FLUVANNA
01102 (3R)	East Fork Falling River #7 (Gala Lake)	APPOMATTOX
01103 (3R)	East Fork Falling River #15 (Caldwell L.)	APPOMATTOX
01104 (3R)	East Fork Falling River # 21	APPOMATTOX
03101 (3R)	Little Falling River Dam #1	CAMPBELL
03103 (3R)	Little Falling River Dam #2	CAMPBELL
03104 (3R)	Little Falling River Dam #3	CAMPBELL
14704 (3R)	Prince Edward Dam (Twin Lakes #1)	PRINCE EDWARD

* 7/01/02 Revised Impoundment Definition Dams

Extension to March 2003 Board Meeting

00347 (3R)	Chisholm Dam	ALBEMARLE
00924 (2R)	Buffalo River Dam #4 (Mill Crk.)	AMHERST
01904 (2R)	Stoney Creek Reservoir Dam (Bedford Res.)	BEDFORD
01906 (2C)	Springhill Lake Dam	BEDFORD
01911 (3R)	Evergreen Lake Dam	BEDFORD
02901 (3R)	Willis River Dam #1A	BUCKINGHAM
02902 (3R)	Willis River Dam #1E	BUCKINGHAM
02909 (3R)	Willis River Dam #7	BUCKINGHAM
02919 (3R)	Willis River Dam #2	BUCKINGHAM
03108 (2R)	Wildwood Recreation Dam #1	CAMPBELL
05910 (2R)	Lake Fairfax Dam	FAIRFAX
06118 (2R)	Coventry Dam	FAUQUIER
06707 (3R)	Melody Lake Dam	FRANKLIN
08902 (2C)	Leatherwood Creek Dam #5	HENRY
08904 (2C)	Leatherwood Creek Dam #3	HENRY
08905 (2R)	Leatherwood Creek Dam #2A	HENRY
08907 (2C)	Leatherwood Creek Dam #6	HENRY
08908 (1C)	Marrowbone Creek Dam #1	HENRY

08910 (2C)	Lanier Dam	HENRY
09905 (3R)	Madison Dam	KING GEORGE
14506 (3R)	Lower Byers Dam	POWHATAN
14701 (3R)	Buffalo Creek Dam #1 (Grandview L.)	PRINCE EDWARD
14702 (3R)	Buffalo Creek Dam #3 (Little Ck. L.)	PRINCE EDWARD
14703 (3R)	Buffalo Creek Dam #4 (Spring Ck. L.)	PRINCE EDWARD
14706 (3R)	Buffalo Creek Dam #2 (Stockton L.)	PRINCE EDWARD
14707 (3R)	Buffalo Creek Dam #5 (L. Buffalo)	PRINCE EDWARD
14708 (3R)	Buffalo Creek Dam #6 (Bell L.)	PRINCE EDWARD
14709 (3R)	Buffalo Creek Dam #7 L. Gayle)	PRINCE EDWARD
14710 (3R)	Buffalo Creek Dam #8 (L. Abilene)	PRINCE EDWARD
14711 (3R)	Buffalo Creek Dam #9 (Wilks L.)	PRINCE EDWARD
14734 (2R)	Bush River Dam #2	PRINCE EDWARD
14736 (3R)	Bush River Dam #7	PRINCE EDWARD

Extension to May 2003 Board Meeting

80002 (2R)	Lake Kilby Dam	SUFFOLK
80003 (1C)	Lake Burnt Mills Dam	SUFFOLK
80011 (1C)	Western Branch Dam	SUFFOLK

Out of Compliance

07915	Greene Mountain Lake (Class 2 Cond.)**	GREENE
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** Board-Directed Letter Being Prepared

Mr. Maroon noted that he would need to abstain from a vote on the Lake Merriweather and the Twin Lakes dams.

MOTION: Ms. Campbell moved that the list of Dam Safety Certificates and Permits be approved as submitted with the exclusion of the Lake Merriweather and Twin Lakes dams.

SECOND: Mr. Maitland.

DISCUSSION: None.

VOTE: Motion carried unanimously.

MOTION: Ms. Campbell moved that the certificates for Lake Merriweather and Twin Lakes dams be approved as recommended.

SECOND: Mr. Maitland.

DISCUSSION: None.

VOTE: Motion carried with Mr. Maroon abstaining.

Agency Reports

Natural Resources Conservation Service

Ms. Doetzer said that NRCS has received approval of the Buena Vista Watershed plan. The next step is for the Senate to appropriate funding.

The Farm Bill was passed. Ms. Doetzer distributed a document outlining the interim final rule for comments regarding the Technical Service Provider Assistance. That document is available on the Internet at http://www.nrcs.usda.gov/news/tsp_rules.html.

Virginia Department of Forestry

Not represented.

Virginia Cooperative Extension Service

Dr. Umberger presented the following report:

- **Budget Cuts to Virginia Cooperative Extension (VCE):** In less than one year, VCE received an unprecedented 20% reduction in State funding, which was equivalent to a \$6.4 million cut to the State portion of the budget. With over 85% of the budget committed to salaries, the only way to deal with cuts of this magnitude was through a reduction in workforce. Including round one and round two budget cuts, 84 Agents and 20 Specialists will have retired through July 2003. Of the 84 Agents (68 in round one and 16 in round two) approved for retirement, 34 came from agriculture and natural resources. In round two, 23 support staff and two district directors also were approved for retirement by July 2003.
- **Phosphorus Index Evaluation Study:** Under the leadership of Dr. Greg Mullins, Department of Crop and Soil Environmental Sciences, a two-year project is underway to conduct a statewide evaluation of the newly developed Virginia Phosphorus Index. This project is funded through a 319 Grant administered through the Department of Conservation and Recreation. The purpose of the study is to evaluate the use of the P Index throughout the State to make sure it is functioning as intended in all locations.
- **Update of VALUES Recommendations:** Under the leadership of Drs. Greg Mullins and Jim Baker, Department of Crop and Soil Environmental Sciences, new estimates are being developed to update the Virginia Agronomic Land Use Evaluation System (VALUES). This system is used as the basis to formulate fertilization recommendations provided through the Virginia Tech Soil Testing Laboratory. A proposal has been submitted to DCR for funding of this project.
- **New pH Program initiated in Virginia Tech Soil Testing Laboratory:** A new buffer-based pH-testing program will be put into operation in the Virginia Tech Soil Testing Laboratory starting in early 2003. This new program will take the pH component of soil

testing from a subjective estimate of potential acidity using soil texture to a more quantitative measure of potential acidity.

- **Study to Assess the Quality of Best Management Practices:** Dr. Brian Benham, Department of Biological Systems Engineering, is conducting a new project funded by DCR to evaluate agricultural best management practices (BMPs) in the James River Basin. The goal of this study is to compare the quality and performance of BMPs implemented with and without financial assistance.
- **New Extension Publications:** Under the leadership of Dr. Brian Benham, Department of Biological Systems Engineering, the following Extension Publications were produced in 2002:

A Glossary of Water-Related Terms – Extension Publication 442-758

TMDLs – Terms and Definitions – Extension Publication 442-550

These publications can be accessed on the Virginia Cooperative Extension's Public Web Site at: <http://www.ext.vt.edu/resources/anrpublications.html>

Virginia Department of Agriculture and Consumer Services

Not represented.

Virginia Department of Conservation and Recreation

Mr. Frye noted that a leadership retreat for districts will be held on February 27 and 28.

Public Comment

There was no additional public comment.

Other Business

MOTION: Ms. Packard moved that the Virginia Soil and Water Conservation Board authorize the Chairman to write to the Governor on behalf of the Board and express concern that further budget reductions not come from the Natural Resources Secretariat.

SECOND: Mr. Maitland

DISCUSSION: Ms. Packard noted that the current Natural Resources budget represented only 7/10 of one percent of the state budget.

VOTE: Motion carried with Mr. Maroon abstaining.

Next Meeting

The next meeting of the Virginia Soil and Water Conservation Board will be Tuesday, January 14, 2003 at 9:00 a.m. at the offices of the Natural Resources Conservation Service in Richmond.

Adjournment

There being no additional business, the meeting was adjourned.

Respectfully submitted,

David L. Moyer
Chairman

Joseph H. Maroon
Recording Secretary