

A regular meeting of the Westmoreland County Board of Supervisors was held Monday, June 26, 2023, in the public meeting room of the George D. English, Sr. Memorial Building, located at 111 Polk Street, Montross, Virginia. Those members present were Darryl E. Fisher, W. W. Hynson, Russ Culver, Dorothy Dickerson Tate and Timothy J. Trivett. Also present were Norm Risavi, County Administrator, Karen Lewis, Assistant County Administrator, Debra Whaley, Finance Director and Donna Cogswell, Executive Assistant.

CALL TO ORDER

Chairman Fisher called the meeting to order at 10:06 a.m.

1. APPROVAL OF APPROPRIATION INCREASE/DECREASE REQUESTS

Budget Resolution – Westmoreland County Public Schools appropriation donation for SRO Building in the amount of \$25,000.00.

The County Administrator stated that Dr. Perry was asking for the Board approval for \$25,000.00 which was donated to update bathrooms to accommodate handicap users.

With no questions, upon motion by Dorothy Dickerson Tate, second by Tim Trivett and carried unanimously with Woody Hynson, Tim Trivett, Dorothy Dickerson Tate, Russ Culver and Chairman voting “aye”. The Board approved the Westmoreland County Public Schools Budget Resolution to appropriate the donated \$25,000.00 to facilities fund to pay for bathroom updates to accommodate handicap users.

2. RESOLUTION: Glebe Harbor-Cabin Point Sanitary District – Abatement of Nuisances

County Administrator explained the problem. In speaking with the County Attorney under the Sanitary Code Section there is an allowance with the Board acting as the Sanitary District Board to adopt a Resolution. They are obviously concerned with The upcoming 4th of July weekend because they are having some significant problems with the people climbing on the rocks and oyster beds.

Jeanne Axtell, past President of GH-CP Association and Fred Selby new President of GH-CP. They are here to make the Board aware of a problem they are having. As the Board is aware, there was a significant loan taken out to build the break waters across Cabin Point Beach and to create a living shoreline along that area as well. There are a number of these and they are carefully constructed and they are subject to displacement if people climb, stand or any other type of sudden movement. The front area of each of those break waters has been seeded with oyster shells to create future habitate

for oysters and small fish. The concern is there are a number of people both who live in the community and guests of people who live in the community who now climb on the rocks to see the view or fish. People are now taking chairs and putting them at the top of the rocks to fish, but this past weekend it was reported to their Board that people not only climbed up the back side and when asked to get down they went down the front side and ended up on the oyster beds. They are very concerned about the integrity of the structures if this kind of behavior continues over time. A lot of money has been spent and these not only protect the beach, it protects the marsh behind the beach and the creek behind the marsh. Also concerned about people getting injured and there have been some reports where people have slipped. They need people to respect the area and the investment the Association and the County has made. The Association needs something stronger in place to enforce this matter.

Woody Hynson asked if this is public or does it belong the GH-CP. Mr. Risavi stated it belongs to the Sanitary District and it is leased for 99 years. Ms. Axtel noted the Sanitary District maintains the property for the benefit and use of the owners in the community.

Woody Hynson then asked we want to prevent someone from going.... Mr. Risavi stated people can go to the beach but they cannot go on the rocks.

Woody Hynson then asked how far do we think we need to go to protect this area so do you put up a sign there is an investment and becare or do you put up a sign to prohibit people.

County Administrator stated the County Attorney said there would have to be a No Trespassing Sign with the Code and Section and the sheriff's office could enforce. Ms. Axtel said they currently have signs posted that say "danger rocks".

Russ Culver stated they cannot afford for anyone to get hurt on the larger rocks. There needs to be several signs including in Spanish stated No Trespassing. Signs should be as stern as possible

Discussion continued regarding how many signs and the wording.

No further questions, upon motion by Russ Culver, second by Woody Hynson and carried unanimously with Tim Trivett, Dorothy Dickerson Tate, Russ Culver, Woody Hynson and Chairman voting "aye". The Board approved the Resolution for Glebe Harbor-Cabin Point Sanitary District – Abatement of Nuisances.

**RESOLUTION
GLEBE HARBOR-CABIN POINT SANITARY DISTRICT
ABATEMENT OF NUISANCES**

WHEREAS, the Westmoreland County Board of Supervisors, acting in their capacity as the Glebe Harbor-Cabin Point Sanitary District Board, authorized the \$1.2 million dollar loan to make improvements and a Living Shoreline for the Cabin Point Beach; and

WHEREAS, this project included the installation of numerous rock breaks and oyster beds to protect the Cabin Point Beach shoreline and increase the sand accretion for the beach; and

WHEREAS, it has been brought to the attention of the Glebe Harbor-Cabin Point Sanitary District Board that numerous individuals are climbing and fishing from the rock breaks that pose a potential hazard to such persons and also the displacement of the stones that protect the shoreline and oyster beds; and

WHEREAS, the Virginia Code 21-118 Powers and duties of the governing body Section 9 provides that the governing body shall have the same power and authority for the abatement of nuisances in such sanitary district as is vested by law in councils of cities and towns ... and it shall be the duty of the governing body to exercise such power when any such nuisance shall be shown to exist.

NOW THEREFORE BE IT RESOLVED, as the Glebe Harbor-Cabin Point Sanitary District Board, we order signs to be prepared to indicate climbing onto the rock breaks will be considered trespassing and a nuisance punishable by a Class 1 misdemeanor. This Resolution shall become effective upon passage.

ADOPTED, this 26th day of June, 2023.

Darryl Fisher, Chairman
Westmoreland County Board of Supervisors

Board of Supervisor's Clerk

Darryl Fisher _____
Timothy Trivett _____
Woody Hynson _____
Dorothy Dickerson Tate _____
Russ Culver _____

ADJOURNMENT

There being no further business to come before the Board at this time, upon motion by Woody Hynson, second by Tim Trivett, and carried unanimously, the Board adjourned the meeting at approximately 10:32 a.m. The Board's next regular meeting will be held on Monday, July 10, 2023 at 6:00 p.m. The meeting will be held in the public meeting room at the front entrance of the George D. English, Sr. Memorial Building.

Chairman, *Darryl E. Fisher*