

From: [Jaclyn Wilburn](#)
To: [MRC - jpa Permits](#)
Subject: 2025/04/14 - JPA - 7140 Ware River Dr.
Date: Monday, April 14, 2025 1:42:25 PM
Attachments: [JPA-Dan-Ray-pdf.pdf](#)



25040206

Dear Beth,

Application for a proposed 90' breakwater.

This application involves unique circumstances, as the applicant doesn't directly own the property, the site is a family cemetery. Please review the attached documents for Daniel T. Ray.

Thank You,
Jaclyn Wilburn

--

Jaclyn Wilburn
Coastal Wetlands Consulting LLC
jaclyn@coastalwetland.com
(757) 810-2028
www.coastalwetland.com

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

FOR AGENCY USE ONLY	
	Notes:
	JPA # 2025-0760

APPLICANTS

Part 1 – General Information

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

Check all that apply				
Pre-Construction Notification (PCN) <input type="checkbox"/>	PASDO – PGP Self Verification <input type="checkbox"/>			
NWP # _____ (For Nationwide Permits ONLY - No DEQ-VWP permit writer will be assigned)	(Replaces Regional Permit 17 (RP-17) checklist)			
County or City in which the project is located: <u>Gloucester</u>				
Waterway at project site: <u>WARE RIVER</u>				
PREVIOUS ACTIONS RELATED TO THE PROPOSED WORK (Include all federal, state, and local pre application coordination, site visits, previous permits, or applications whether issued, withdrawn, or denied)				
Historical information for past permit submittals can be found online with VMRC - https://webapps.mrc.virginia.gov/public/habitat/ - or VIMS - http://ccrm.vims.edu/pems/newpermits.html				
Agency	Action / Activity	Permit/Project number, including any non-reporting Nationwide permits previously used (e.g., NWP 13)	Date of Action	If denied, give reason for denial

Part 1 - General Information (continued)

1. Applicant's legal name* and complete mailing address: Contact Information:

DANIEL RAY
7140 WARE RIVER DR.
GLOUCESTER, VA 23061

Home () _____
Work () _____
Fax () _____
Cell (775) 230-8138
e-mail draynv@gmail.com

State Corporation Commission Name and ID Number (if applicable) _____

2. Property owner(s) legal name* and complete address, if different from applicant: Contact Information:

GLEN ROY ESTATES SEC 2
PARK & CEMETERY
WARE NECK

Home () _____
Work () _____
Fax () _____
Cell () _____
e-mail _____

State Corporation Commission Name and ID Number (if applicable) _____

3. Authorized agent name* and complete mailing address (if applicable):

JACLYN WILBURN
Coastal Wetlands Consulting LLC
9109 Coles Landing Dr. Gloucester, VA 23061

Contact Information:

Home () _____
Work () _____
Fax () _____
Cell (757) 810-2028
e-mail jaclyn@coastalwetland.com

State Corporation Commission Name and ID Number (if applicable) _____

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

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

PROPOSING 90' BREAKWATER WITH SANDFILL AND SPRIGGING WITH SALT MARSH CORDGRASS. SITE TO BE ACCESS FROM THE UPLAND. NO TREE CLEARING REQUIRED.

Part 1 - General Information (continued)

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

Contractor's name* and complete mailing address:

STEVE FIELD
FFL CUSTOMS, LLC
P.O BOX 2382

Contact Information:

Home () _____
Work (804) 815-1394
Fax () _____
Cell () _____
email sfield8769@gmail.com

State Corporation Commission Name and ID Number (if applicable) _____

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

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

Name and complete mailing address:

GLO-MATHEWS GAZETTE JOURNAL
6625 MAIN STREET

Telephone number

(804) 693-3101

**Direct billing to applicant*

7. Give the following project location information:

Street Address (911 address if available) GLEN ROY ESTATES SEC 2

Lot/Block/Parcel# 15326

Subdivision GLEN ROY ESTATES SEC 2

City / County GLOUCESTER ZIP Code 23061

Latitude and Longitude at Center Point of Project Site (Decimal Degrees):

-76.485866 / -37.404767 (Example: 36.41600/-76.30733)

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

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

Primary: To stop the shoreline from eroding using natural solutions.

Secondary: Improve wildlife habitat & minimize upland erosion.

Need: The shoreline continues to erode.

Part 1 - General Information (continued)

9. Proposed use (check one):
☐ Single user (private, non-commercial, residential)
☒ Multi-user (community, commercial, industrial, government)
10. Describe alternatives considered and the measures that will be taken to avoid and minimize impacts, to the maximum extent practicable, to wetlands, surface waters, submerged lands, and buffer areas associated with any disturbance (clearing, grading, excavating) during and after project construction. *Please be advised that unavoidable losses of tidal wetlands and/or aquatic resources may require compensatory mitigation.*
This is a living shoreline.
11. Is this application being submitted for after-the-fact authorization for work which has already begun or been completed? ☐ Yes ☒ No. If yes, be sure to clearly depict the portions of the project which are already complete in the project drawings.
12. Approximate cost of the entire project (materials, labor, etc.): \$>\$10,000- < \$100,00
Approximate cost of that portion of the project that is channelward of mean low water:
\$same
13. Completion date of the proposed work: ASAP ONCE APPROVED - _____
14. Adjacent Property Owner Information: List the name and complete **mailing address**, including zip code, of each adjacent property owner to the project. (NOTE: If you own the adjacent lot, provide the requested information for the first adjacent parcel beyond your property line.) Failure to provide this information may result in a delay in the processing of your application by VMRC.

DANIEL RAY
7140 WARE RIVER DR
GLOUCESTER, VA 23061
RPC: 15604
TAX MAP #: 33B (2)-7

GLEN ROY ESTATES SEC 2
WARE RIVER DR
GLOUCESTER, VA 23061
RPC: 15326
TAX MAP #: 33B(2)-5B

Part 2 - Signatures

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

NOTE: REQUIRED FOR ALL PROJECTS

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

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

DANIEL RAY

Applicant's Legal Name (printed/typed)

(Use if more than one applicant)


Applicant's Signature

(Use if more than one applicant)

4 / 11 / 2025

Date

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

(Use if more than one owner)

Property Owner's Signature

(Use if more than one owner)

Date

Part 2 – Signatures (continued)

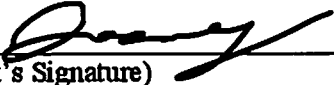
2. Applicants having agents (if applicable)

CERTIFICATION OF AUTHORIZATION

I (we), DANIEL RAY, hereby certify that I (we) have authorized JACLYN WILBURN
(Applicant's legal name(s)) (Agent's name(s))

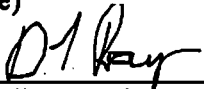
to act on my behalf and take all actions necessary to the processing, issuance and acceptance of this permit and any and all standard and special conditions attached.

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


(Agent's Signature)

(Use if more than one agent)

4/10/2025
(Date)


(Applicant's Signature)

(Use if more than one applicant)

4 / 11 / 2025
(Date)

3. Applicant's having contractors (if applicable)

CONTRACTOR ACKNOWLEDGEMENT

I (we), DANIEL RAY, have contracted STEVE FIELD
(Applicant's legal name(s)) (Contractor's name(s))

to perform the work described in this Joint Permit Application, signed and dated _____.

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

FFL CUSTOMS, LLC
Contractor's name or name of firm

P.O. BOX 2382 GLOUCESTER, VA
Contractor's or firms address

2705-103099

Contractor's signature and title

Contractor's License Number

Applicant's signature

(use if more than one applicant)

Date

Part 2 – Signatures (continued)

ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I (we), _____, own land next to (across the water
(Print adjacent/nearby property owner's name)

from/on the same cove as) the land of _____.
(Print applicant's name(s))

I have reviewed the applicant's project drawings dated _____
(Date)

to be submitted for all necessary federal, state and local permits.

I HAVE NO COMMENT _____ ABOUT THE PROJECT.

I DO NOT OBJECT _____ TO THE PROJECT.

I OBJECT _____ TO THE PROJECT.

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

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

Adjacent/nearby property owner's signature(s)

Date

Note: If you object to the proposal, the reason(s) you oppose the project must be submitted in writing to VMRC. An objection will not necessarily result in denial of the project; however, valid complaints will be given full consideration during the permit review process.

Part 2 – Signatures (continued)

ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I (we), _____, own land next to (across the water
(Print adjacent/nearby property owner's name)

from/on the same cove as) the land of _____.
(Print applicant's name(s))

I have reviewed the applicant's project drawings dated _____
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I HAVE NO COMMENT _____ ABOUT THE PROJECT.

I DO NOT OBJECT _____ TO THE PROJECT.

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

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

Adjacent/nearby property owner's signature(s)

Date

Note: If you object to the proposal, the reason(s) you oppose the project must be submitted in writing to VMRC. An objection will not necessarily result in denial of the project; however, valid complaints will be given full consideration during the permit review process.

Part 3 – Appendices (continued)

Appendix B: Projects for Shoreline Stabilization in tidal wetlands, tidal waters and dunes/beaches including riprap revetments and associated backfill, marsh toe stabilization, bulkheads and associated backfill, breakwaters, beach nourishment, groins, jetties, and living shoreline projects. Answer all questions that apply. Please provide any reports provided from the Shoreline Erosion Advisory Service or VIMS.

NOTE: It is the policy of the Commonwealth that living shorelines are the preferred alternative for stabilizing tidal shorelines (Va. Code § 28.2-104.1). **Information on non-structural, vegetative alternatives (i.e., Living Shoreline) for shoreline stabilization is available at http://ccrm.vims.edu/coastal_zone/living_shorelines/index.html.**

1. Describe each **revetment, bulkhead, marsh toe, breakwater, groin, jetty, other structure, or living shoreline project** separately in the space below. Include the overall length in linear feet, the amount of impacts in acres, and volume of associated backfill below mean high water and/or ordinary high water in cubic yards, as applicable:

INSTALL A 14' X 90' CLASS I BREAKWATER WITH BEACH NOURISHMENT AND SPRIGGING WITH SALT MARSH CORDGRASS.

2. What is the maximum encroachment channelward of mean high water? 22 feet.
Channelward of mean low water? 14 feet.
Channelward of the back edge of the dune or beach? N/A feet.
3. Please calculate the square footage of encroachment over:
 - Vegetated wetlands 0 square feet
 - Non-vegetated wetlands 0 square feet
 - Subaqueous bottom 1,260 square feet
 - Dune and/or beach N/A square feet
4. For bulkheads, is any part of the project maintenance or replacement of a previously authorized, currently serviceable, existing structure? Yes No.

If yes, will the construction of the new bulkhead be no further than two (2) feet channelward of the existing bulkhead? Yes No.

If no, please provide an explanation for the purpose and need for the additional encroachment.

Part 3 – Appendices (continued)

5. Describe the type of construction and **all** materials to be used, including source of backfill material, if applicable (e.g., vinyl sheet-pile bulkhead, timber stringers and butt piles, 100% sand backfill from upland source; broken concrete core material with Class II quarry stone armor over filter cloth).

NOTE: Drawings must include construction details, including dimensions, design and all materials, including fittings if used.

A1 CORE STONE, CLASS I ARMOR STONE, FLITER CLOTH. BEACH QUALITY SAND, FROM A UPLAND SOURCE, SALTMARSH CORDGRASS FROM A REPUTABLE DEALER.

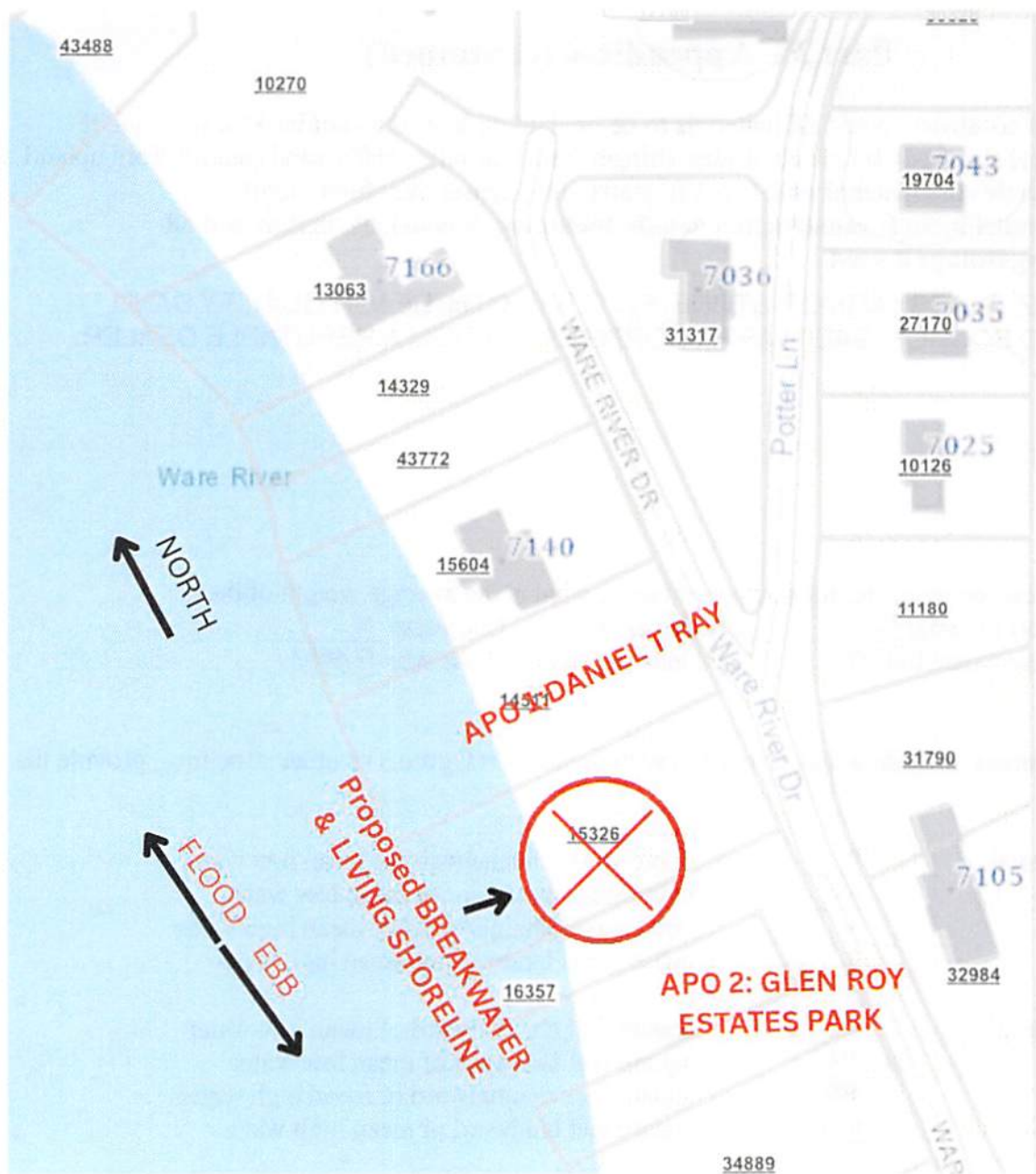
6. If using stone, broken concrete, etc. for your structure(s), what is the average weight of the:
 Core (inner layer) material 50 pounds per stone Class size A1
 Armor (outer layer) material 125 pounds per stone Class size CLASS I
7. For **beach nourishment**, including that associated with breakwaters, groins or other structures, provide the following:

- Volume of material

0	cubic yards channelward of mean low water
45	cubic yards landward of mean low water
45	cubic yards channelward of mean high water
0	cubic yards landward of mean high water
- Area to be covered

0	square feet channelward of mean low water
800	square feet landward of mean low water
800	square feet channelward of mean high water
0	square feet landward of mean high water
- Source of material, composition (e.g. 90% sand, 10% clay): 100% BEACH QUALITY SAND
- Method of transportation and placement:
TRUCKED IN FROM AN UPLAND PIT AND PLACED WITH A SKID STEER LOADER
- Describe any proposed vegetative stabilization measures to be used, including planting schedule, spacing, monitoring, etc. Additional guidance is available at
<http://www.vims.edu/about/search/index.php?q=planting+guidelines>:

SP. ALT. SPRIGGED ON ALTERNATING 24-INCH CENTERS. FERTILIZE AT TIME OF PLANTING WITH 10 oz SLOW-RELEASE FERTILIZER (10-10-10) IN PLANTING HOLE AT TIME OF PLANTING. RE-PLANT AREAS OF PLANT MORTALITY AFTER FIRST GROWING SEASON, FOR FIRST YEAR.



GLOUCESTER GIS MAP

Note: Coastal wetlands consulting LLC is responsible only for applying to obtain local wetlands – Virginia Marine, resource commission and US Army corpse of engineer permits. Coastal wetlands consulting is not responsible for any land, disturbing activities or construction activities associated with project.

<p>Adjacent Property Owners</p> <p>APO 1: DANIEL T. RAY APO 2: GLEN ROY ESTATES PARK</p>	<p>VICINITY MAP</p> <p>GLOUCESTER COUNTY WARE NECK RD RPC - 15326 TAX MAP- 33B(2)-5B</p>	<p>GLEN ROY ESTATES SEC 2 PARK & CEMETERY GLOUCESTER, VA 23061</p> <p>Date: 4/8/2025 Sheet: 1 of 5</p>
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Prepare by: Coastal Wetlands Consulting LLC - 9190 Coles Landing Dr - Gloucester, VA 23061 (757) 810- 2028- jaclyn@coastalwetland.com



GOOGLE EARTH MAP 2022



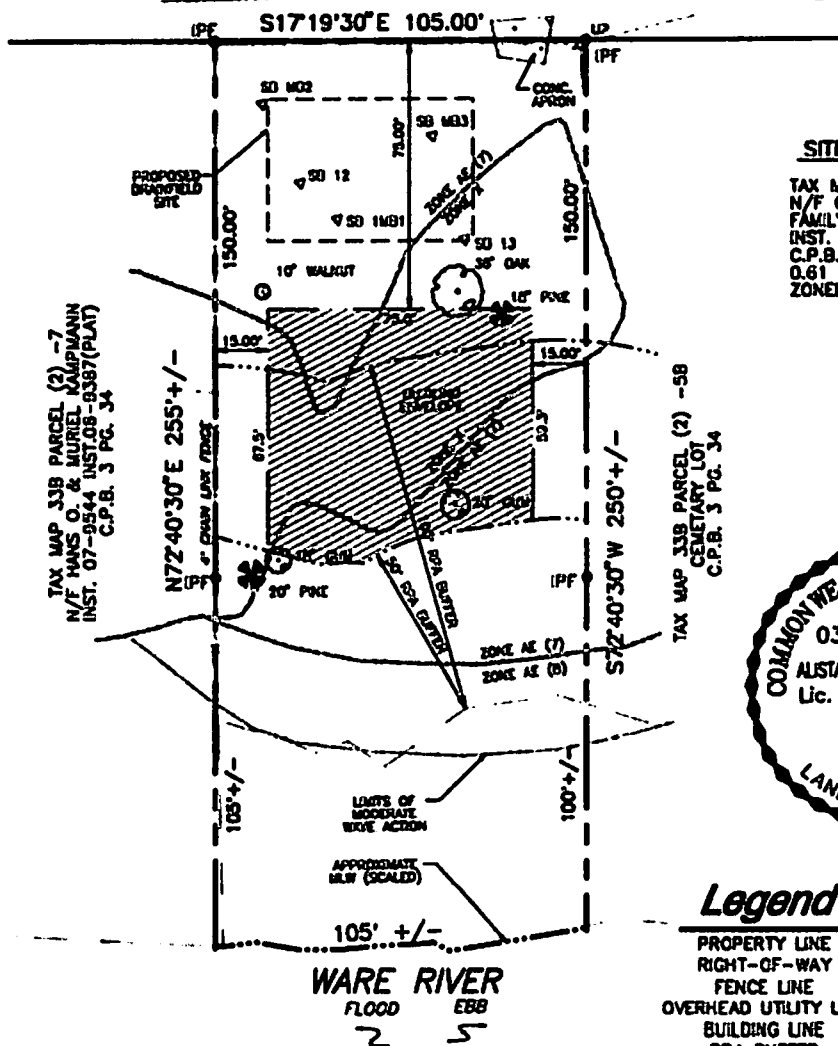
Note: Coastal wetlands consulting LLC is responsible only for applying to obtain local wetlands – Virginia Marine, resource commission and US Army corps of engineer permits. Coastal wetlands consulting is not responsible for any land, disturbing activities or construction activities associated with project.

<p>Adjacent Property Owners</p> <p>APO 1: DANIEL T. RAY APO 2: GLEN ROY ESTATES PARK</p>	<p>SITE MAP</p> <p>GLOUCESTER COUNTY WARE NECK RD RPC - 15326 TAX MAP- 33B(2)-5B</p>	<p>GLEN ROY ESTATES SEC 2 PARK & CEMETERY GLOUCESTER, VA 23061</p> <p>Date: 4/ 8 /2025 Sheet: 2 of 5</p>
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Prepare by: Coastal Wetlands Consulting LLC - 9190 Coles Landing Dr - Gloucester, VA 23061 (757) 810- 2028- jaclyn@coastalwetland.com

Recieved by VMRC April 17, 2025 map

WARE RIVER DRIVE 40' RIGHT-OF-WAY (PRIVATE)

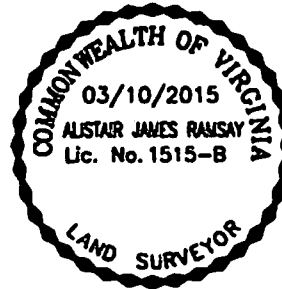


SITE STATISTICS:

TAX MAP 33B PARCEL (2)-6
N/F CHARLES J. KERNS SR.
FAMILY U LLC
INST. 07-8609
C.P.B. 3 C. 34
0.61 ACRE +/-
ZONED SF-1

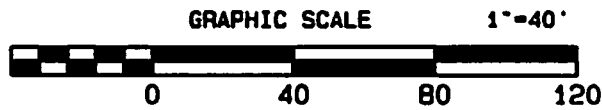
TAX MAP 33B PARCEL (2) -7
N/F HANS O. & MURIEL KALPMANN
INST. 07-0544 INST. 08-9387 (PLAT)
C.P.B. 3 PG. 34

TAX MAP 33B PARCEL (2) -5B
CEMETERY LOT
C.P.B. 3 PG. 34



Legend

- PROPERTY LINE
- RIGHT-OF-WAY
- FENCE LINE
- OVERHEAD UTILITY LINE
- BUILDING LINE
- RPA BUFFER
- TOE OF SLOPE
- FLOOD ZONE LINE
- IRON PIPE FOUND
- UTILITY POLE
- SOIL BORING LOCATION



NOTES:

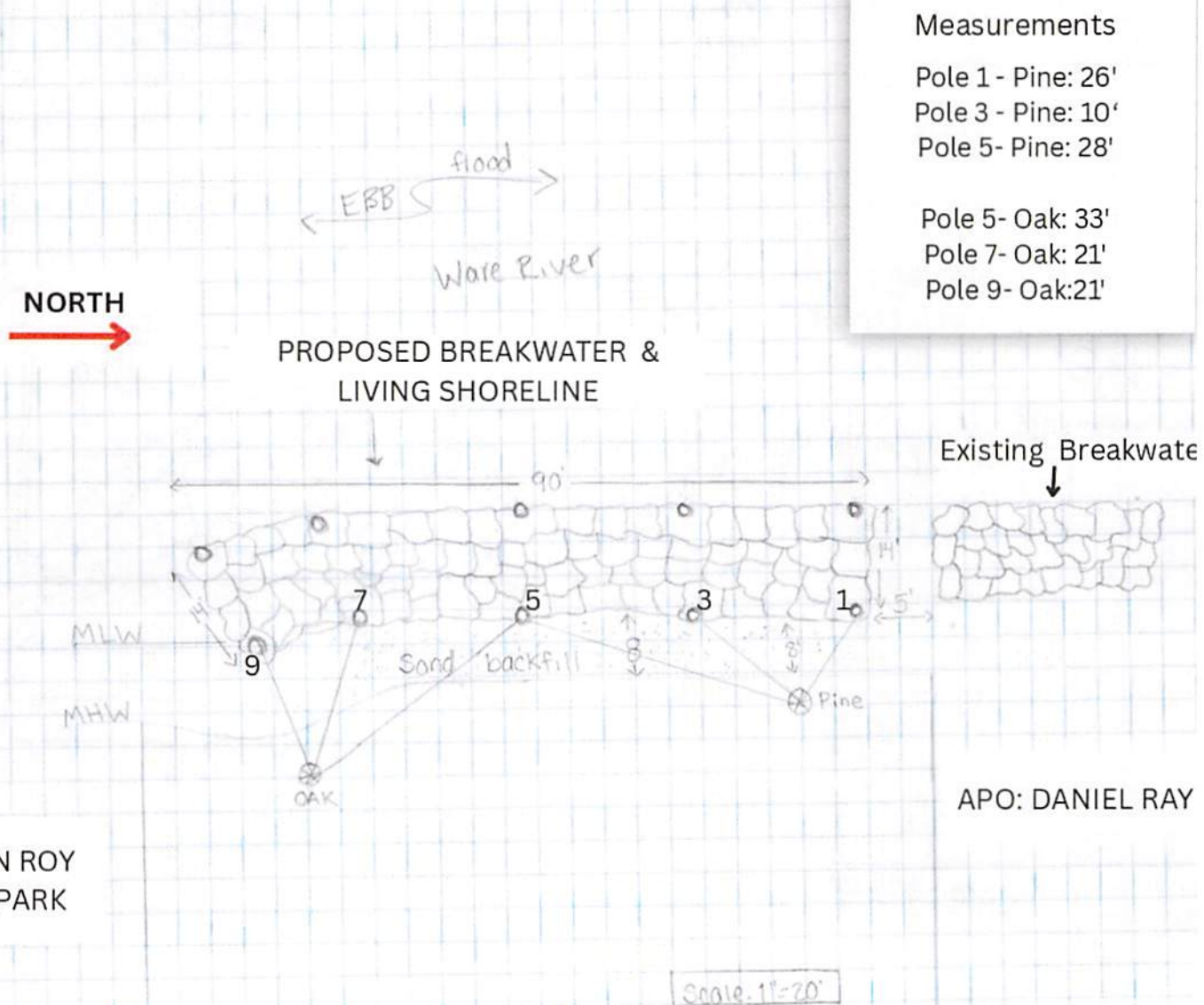
1. THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT, AND AS SUCH MAY NOT REFLECT ALL TITLE MATTERS AFFECTING THE SUBJECT PROPERTY.
2. FLOOD ZONE SCALED FROM FEMA MAP

CONSTRAINTS SURVEY OF GLEN ROY ESTATES

SITE SURVEY

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<p>Adjacent Property Owners APO 1: DANIEL T. RAY APO 2: GLEN ROY ESTATES PARK</p>	<p>SITE SURVEY GLOUCESTER COUNTY WARE NECK RD RPC - 15326 TAX MAP - 33B(2)-5B</p>	<p>GLEN ROY ESTATES SEC 2 PARK & CEMETERY GLOUCESTER, VA 23061 Date: 4/8/2025 Sheet: 3 of 5</p>
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<p>Adjacent Property Owners APO 1: DANIEL T. RAY APO 2: GLEN ROY ESTATES PARK</p>	<p>SITE DETAIL GLOUCESTER COUNTY WARE NECK RD RPC - 15326 TAX MAP - 33B(2)-5B</p>	<p>GLEN ROY ESTATES SEC 2 PARK & CEMETERY GLOUCESTER, VA 23061</p> <p>Date: 4/8/2025 Sheet: 4 of 5</p>
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Recieved by VMRC April 17, 2025 map

WARE
RIVER

Side

EBB
flood
North

S.P. ACT.
on 24" - center

PVC1

2.0

1.0

+ 4'

1.5

1.0

PVC2

2.5 MH

0.0 ML

Sand

8'

14'

Filter Cloth

Existing Bottom

0' 2' 4'

Scale: 1" = 4'

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Adjacent Property Owners
APO 1: DANIEL T. RAY
APO 2: GLEN ROY
ESTATES PARK

SITE DETAIL
GLOUCESTER COUNTY
WARE NECK RD
RPC - 15326
TAX MAP - 33B(2)-5B

GLEN ROY ESTATES SEC 2
PARK & CEMETERY
GLOUCESTER, VA 23061

Date: 4/8/2025 Sheet: 5 of 5