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MARINE RESOURCES
COMMISSION

Bevans Oyster Co. General Permit #4 request June 16,2009

June 16, 2009

Steven G. Bowman
Commissioner
Virginia Marine Resources Commission
2600 Washington Avenue
Newport News, VA 23607

Dear Commissioner Bowman:

We are submitting this notification under 4VAC20-1130-10, General Permit #4 for the temporary placement of protective aquaculture structures for culturing oysters. We request permission to deploy aquaculture structures in the Yeocomico River, Westmoreland County. We propose to deploy structures on hard-shelled, traditional leased ground that is far removed from major residential development and void of navigational conflicts within waterways.

Name:

Bevans Oyster Company

Address:

1090 Skipjack Road, Kinsale, VA 22488

Phone:

804.472.2331 (office)
804.761.9408 (mobile)

Location:

Proposed deployment location is in the Yeocomico River, northwest of Mundy Point for Plat #1048 and northeast of Mundy Point for Plat #2269. Both areas are hard-shelled leased oyster ground that will support the placement of protective structures. Plat #1048 is inside Public Ground #114 and is roughly east at the mouth of Wilkins Creek. Plat #2269 is to the southwest of Public Ground #113 and is toward the south at the mouth of the West Yeocomico River.

Size:

Plat #1048 = 3 acres
Plat #2269 = 5 acres

Number of structures:

The average maximum density of 250 cages/acre will be followed.

Description of structure:

Four (4) foot wide by six (6) foot long by one (1) foot high, individually buoyed, oyster aquaculture cages made with a steel frame containing a wire mesh basket and top.

Species to be cultured:

These cages will be used to culture approved shellfish species currently allowed by Virginia Law.

Description of the area:

Plat #1048 is located inshore of Public Ground #114 and just offshore of Mundy Point. The proposed deployment location lies well east and southeast of the navigable waterway and is offshore of only farmland. We propose to deploy aquaculture structures in minus 4.0' to minus 9.0' at mean low water. There are no private nor commercial piers in the vicinity.

Plat # 2269 is to the east of the mouth of the West Yeocomico River and lies just inshore of Public Ground #113. The proposed deployment location lies to the east and southeast of the navigable waterway and is distantly offshore of any private residences. No commercial piers are in the vicinity and only one private pier that will not be impacted due to placement of these structures.

Submerged Aquatic Vegetation (SAV):

Conflict with SAV is not an issue for the proposed deployment area, as historical and recent surveys have not detected active SAV beds (see enclosed).

Date of placement:

We propose to begin deployment of structures as soon as possible, post issuance of the appropriate permit(s).

Permit fee:

Due to previously issued permits we currently have over 2,500 cages and therefore pay \$1,000.00 annually.

Adjacent Property Owner Addresses:

Julia Middleton (see enclosed Adjacent Owner Acknowledgement Form)

Thank you for your time and consideration of this General Permit notification for the placement of temporary protective enclosures for oyster culture in the West Yeocomico River, Northumberland County. Please don't hesitate to contact me should you have any questions or require additional information.

Sincerely,



A.J. Erskine

Bevans Oyster Co.

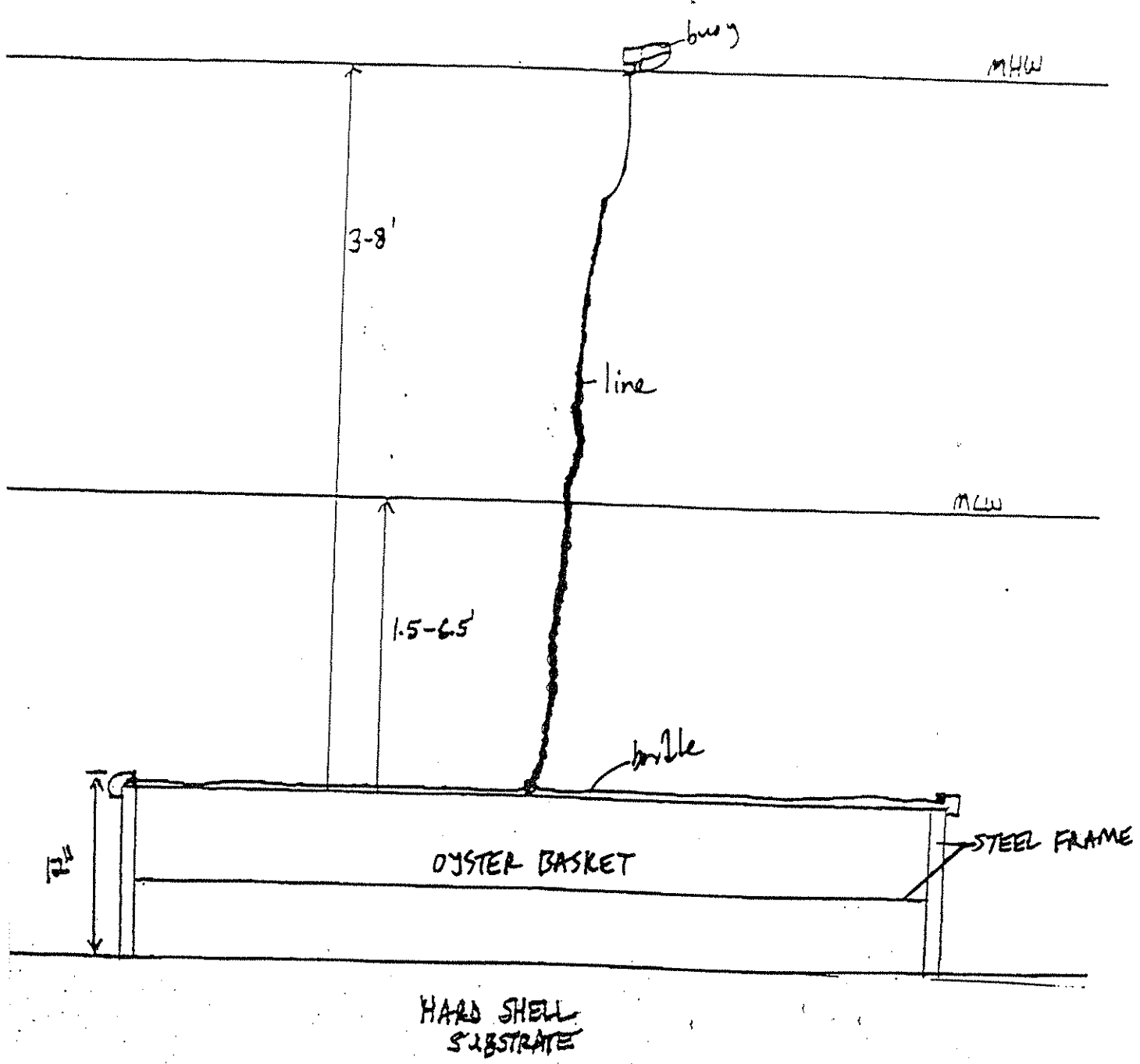
ajerskine@bevansoyster.com

804.761.9408

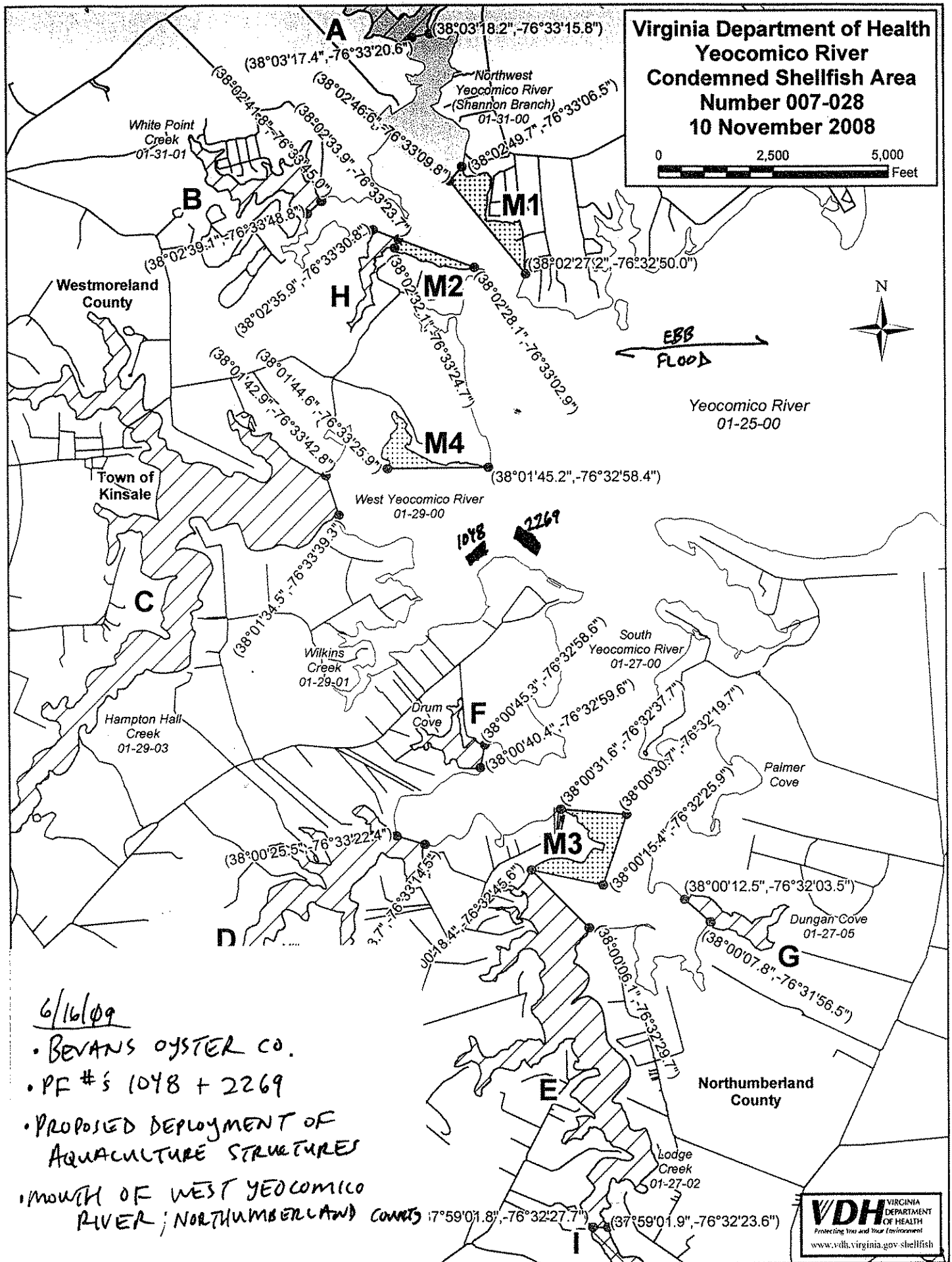
BEVANS OYSTER CO.
6/16/09

NOTIFICATION TO REQUEST APPROVAL
TO DEPLOY OYSTER STRUCTURES ON
LEASED GROUND IN COAN RIVER
PF #1048 + 2269

DRAWING OF OYSTER AQUACULTURE CASE



**Virginia Department of Health
Yeocomico River
Condemned Shellfish Area
Number 007-028
10 November 2008**



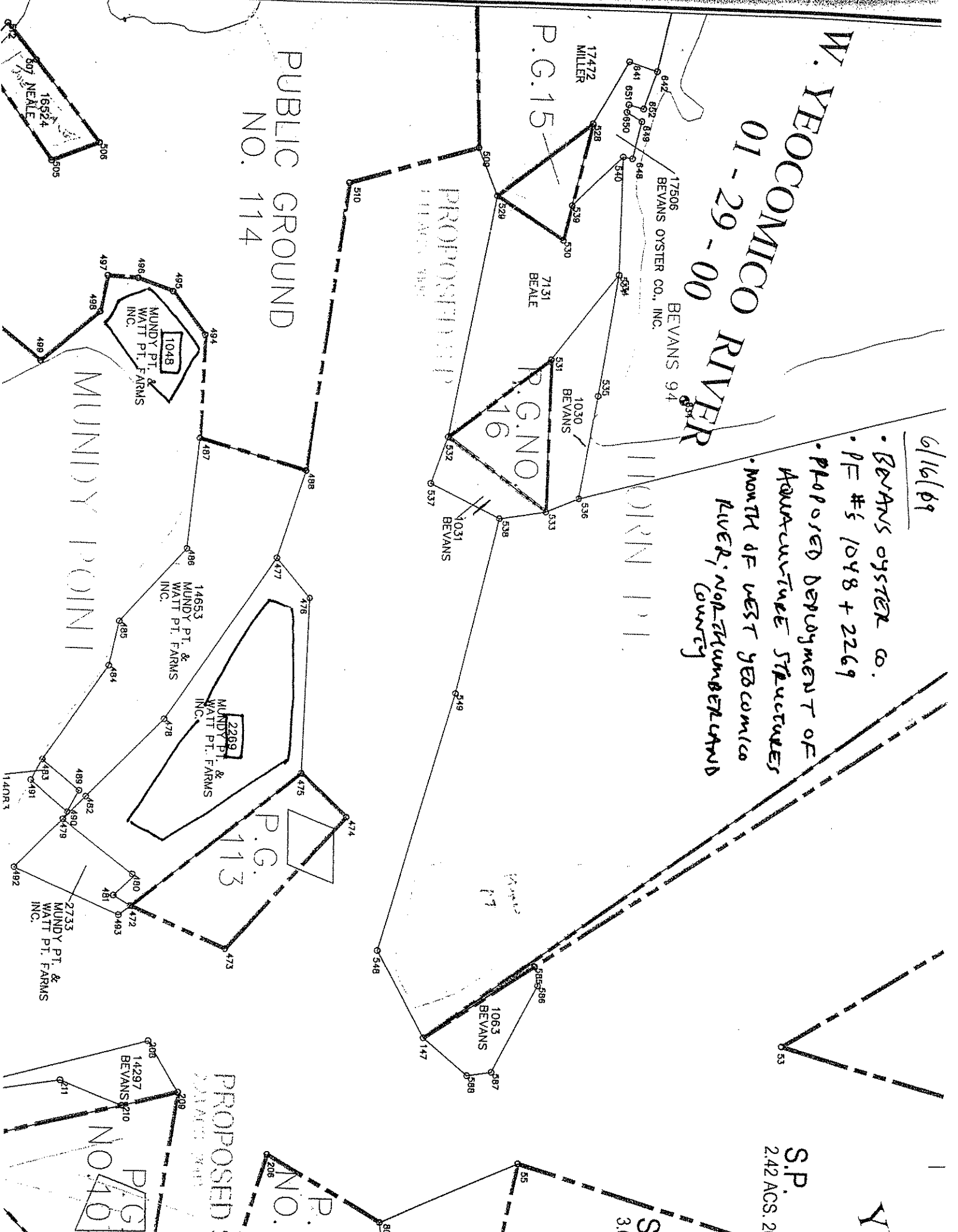
6/16/09
 • BEVANS OYSTER CO.
 • PF #s 1048 + 2269
 • PROPOSED DEPLOYMENT OF
 AQUACULTURE STRUCTURES
 IN MOUTH OF WEST YEOCOMICO
 RIVER; NORTHUMBERLAND COUNTY

W. YEOCCOMICO RIVER

01-29-00

6/16/69

- BEVANS OYSTER CO.
- PE #s 1048 + 2269
- PROPOSED DEVELOPMENT OF AQUACULTURE STRUCTURES
- MOUTH OF WEST YEOCCOMICO RIVER, NORTHAMPTON COUNTY



PUBLIC GROUND
NO. 114

PROPOSED
DAM

P.G. 15

P.G. NO. 16

P.G. NO. 113

PROPOSED
DAM

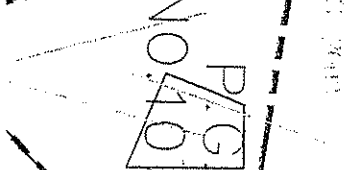
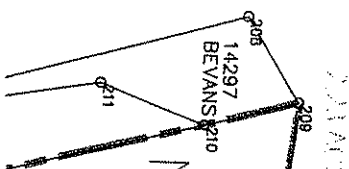
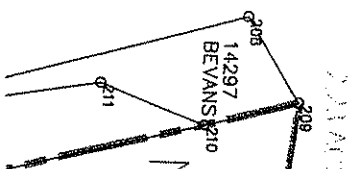
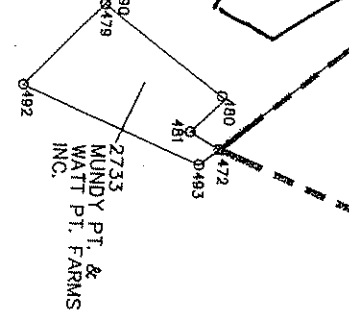
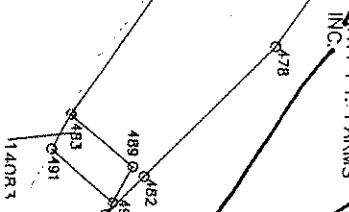
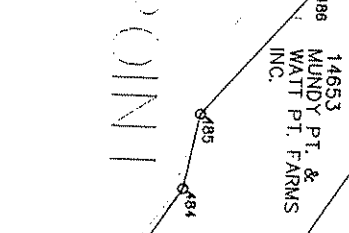
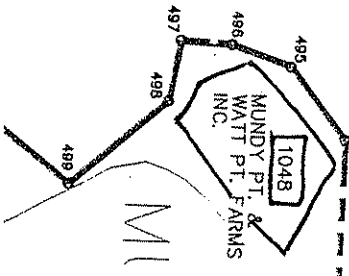
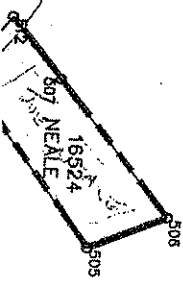
P.G. NO. 114

P.G. NO. 115

S.P.
2.42 ACS. 20

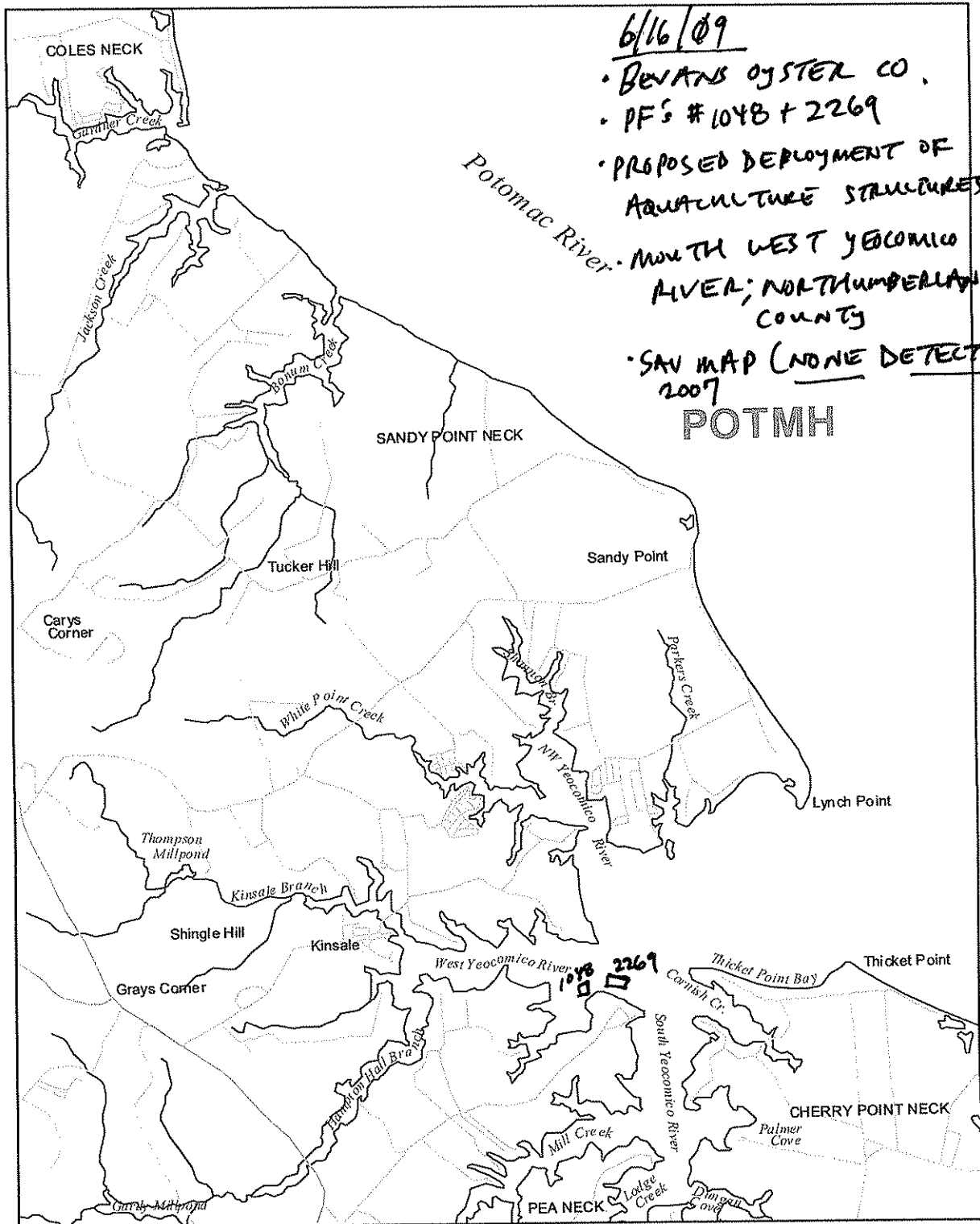
S 36

Y



Submerged Aquatic Vegetation 2007 (No SAV)

Kinsale, Va.- Md. (88)



Part 2 – Signatures (continued)

ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I (we), JULIA MIDDLETON, own land next to (across
(Print adjacent/nearby property owner's name)

the water from/on the same cove as) the land of BEVANS OYSTER CO.
(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 X 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).

Julia C. Middleton - Mandy Point & Wall Point Farms, Inc.
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.