## Sussex County Wetlands & Buffers Working Group

Sussex County West Complex Building 22215 N. DuPont Blvd, Georgetown, DE Wednesday, April 3 2:00 pm – 5:00 pm







### **Process Reminders**

- Working Group Etiquette
- Role of Audience
- Definitions can be revisited
- Presentations/Information Distribution



## Agenda

- 1. Review Prior Meetings
  - Review Draft Definition for Tidal Waters
- 2. Presentations
- 3. Homework Outcomes
- 4. Discussion
  - Buffer Purpose
  - Buffer Activities/Management
  - Mapping
  - Creative Land Use Approaches
- 5. Next Meeting

Meeting Objective: to come to consensus on some qualitative recommendations



# Meeting Outcomes, 3/20

- 1. Reviewed homework ranking outcomes (definitions)
- 2. Definitions for Ephemeral Streams, Intermittent Streams, Non-Tidal Wetland, and Buffer
- 3. Began buffer discussion, recommended presentations for next meeting
- 4. Assigned homework



# Draft Tidal Waters Definition

### CURRENT DEFINITION:

The mean high-water line of any tidal water body, tidal stream, or tidal marsh. The average height of all the high-tide water recorded over a nineteen-year period as defined by the National Oceanic and Atmospheric Administration tidal datum.

### DEFINITION FOR DISCUSSION:

The mean high-water line of any tidal water body, tidal stream, or tidal marsh, which is defined as tThe average height of all the high-tide water as recorded over a nineteen-year period as defined by the National Oceanic and Atmospheric Administration tidal datum.





# Presentations

- Groundwater and Sea Level Rise Dr. Tom McKenna, Hydrogeologist at the Delaware Geological Survey
- 2. Buffer Functions and Examples- Chris Bason, Executive Director at the Delaware Center for the Inland Bays



### Homework Outcomes

| Resources (Defined by Group) |               |               |               |                |                    |  |  |
|------------------------------|---------------|---------------|---------------|----------------|--------------------|--|--|
| Ephemeral                    | Intermittent  | Perennial     | Tidal Waters  | Tidal Wetlands | Non-Tidal Wetlands |  |  |
| 0 ft                         | 0 ft          | 50 ft         | 50 ft         | 50 ft          | 0 ft               |  |  |
| Keep the same                | Keep the same | Keep the same | Keep the same | Keep the same  | Increase           |  |  |
| Keep the same                | Keep the same | Decrease      | Keep the same | Keep the same  | Keep the same      |  |  |
| Keep the same                | Increase      | Increase      | Increase      | Increase       | Increase           |  |  |
| Keep the same                | Keep the same | Decrease      | Decrease      | Decrease       | Keep the same      |  |  |
| Keep the same                | Increase      | Keep the same | Increase      | Increase       | Increase           |  |  |
| Keep the same                | Keep the same | Keep the same | Keep the same | Keep the same  | Keep the same      |  |  |
| Keep the same                | Increase      | Keep the same | Keep the same | Keep the same  | Increase           |  |  |
| Keep the same                | Keep the same | Keep the same | Keep the same | Keep the same  | Keep the same      |  |  |
| Keep the same                | Increase      | Increase      | Increase      | Increase       | Increase           |  |  |
| Keep the same                | Keep the same | Keep the same | Keep the same | Keep the same  | Increase           |  |  |
| Increase                     | Increase      | Keep the same | Keep the same | Keep the same  | Increase           |  |  |
| Keep the same                | Keep the same | Decrease      | Decrease      | Decrease       | Keep the same      |  |  |
| 0                            | 0             | 3             | 2             | 2              | 0                  |  |  |
| 11                           | 7             | 7             | 7             | 7              | 5                  |  |  |
| 1                            | 5             | 2             | 3             | 3              | 7                  |  |  |



Photo credit: Delaware Center for the Inland Bays



# Homework Outcomes

Comments fell within the following categories:

- 1. Buffer purpose
- 2. Activities and management within buffers
- 3. How to define or delineate resources and buffers (mapping)
- 4. Creative land use approaches



# Additional Information

Any questions about additional information circulated with the homework?

- Planners Guide to Wetland Buffers for Local Governments Environmental Law Institute
- Subdivision Design and Flood Hazard Areas American Planning Association
- Watershed Management for Potable Water Supply: Assessing the New York City Strategy; Chapter 10: Setbacks and Buffer Zones National Research Council



# Buffer Purpose

| #    | Purpose                      | Current Sussex<br>Ordinance | Enviro. Law<br>Institute | Nat'l Research<br>Council | Buffer<br>Presentation |
|------|------------------------------|-----------------------------|--------------------------|---------------------------|------------------------|
| 1    | Water Quality                | Х                           | Х                        | Х                         | Х                      |
| 2    | Limit erosion                |                             | Х                        | Х                         | х                      |
| 3    | Reduce pollutants/nutrients  |                             | Х                        | Х                         | х                      |
| 4    | Sediment removal             |                             | Х                        | Х                         | х                      |
| 5    | Maintain water temperature   |                             | Х                        | Х                         | х                      |
| 6    | Groundwater recharge         |                             | Х                        |                           | х                      |
| 7 Fi | Fish, Wildlife, Plant        | Y                           | v                        | V                         | Y                      |
|      | Habitat/Corridor             | X                           | X                        | X                         | X                      |
| 8    | Natural resource protection  |                             | Х                        |                           | х                      |
| 9    | Stormwater management        |                             | Х                        | Х                         | х                      |
| 10   | Flood mitigation             |                             | Х                        | Х                         | х                      |
| 11   | Preserve natural drainage    |                             | Х                        | Х                         | х                      |
| 12   | Property protection          |                             | Х                        | Х                         | х                      |
| 13   | Public health and safety     |                             | Х                        |                           |                        |
| 14   | Scenic beauty                |                             | Х                        |                           |                        |
| 15   | Preserve community character |                             | X                        |                           |                        |



### Buffer Activities/Management

Grandfathering

- What does a buffer look like?
- Permitted activities
- Exempt activities
- Restrictions

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# Mapping

Resource delineations

Buffer delineation

Overlapping resources and buffers

Photo credit: Delaware Center for the Inland Bays



### Creative Land Use Approaches

- Systematic protection
- Single resource protection
- Buffer averaging
- Perimeter buffer exchange
- Other





# Next Meeting

Wednesday, April 17
Anticipated Goals
Homework