

Zoning Board of Appeals
Minutes

Banquet room Fairhaven Town Hall/ Zoom

<https://zoom.us/j/261078330?pwd=VVdydWFyVVB3eG0vV0xMY0wrbCt1UT09>

or call 1-929-205-6099 Meeting ID: 261 078 330 Password: 067421

Tuesday ,May 5, 2020 40 Center Street , Fairhaven Town Hall Fairhaven Ma 02719

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TOWN CLERK

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FAIRHAVEN,
MASS.

I. ADMINISTRATIVE BUSINESS

Quorum/Attendance: Chairman Peter Deterra, Vice-Chair Francis Cox, Jamie Desousa, Peg Cook, Darryl Manchester, Rui Dasilva and Al Silva. Absent: Ken Kendall,

Kristian White, Building Commissioner was also present

● Acceptance of Minutes – April 7, 2020

Francis Cox made a motion to accept the minutes of April 7, 2020, seconded by Rui Dasilva this motion passed unanimously

Mr. Chairman Deterra opened the meeting at 6:00 p.m on May 5, 2020. This meeting was televised and recorded by Zoom.

II. PUBLIC HEARINGS:

1. Administrative Appeal by Fairhaven Shipyard – re: 7 Union Street. Seeking reversal of zoning determination by the Town of Fairhaven Building Commissioner dated February 20, 2020. (Application attached) – Continued from April 7, 2020.

Francis Cox made a motion to approve the request for continuance of Administrative Appeal by Fairhaven Shipyard – 7 Union Street, seconded by Al Silva, this motion passed unanimously.

2. 5 Vincent Street – 198-16: Special Permit request for an in-law apartment in a RA District Dave D'avignon was present and represented petitioner Ronald Oliverira. Mr. Davignon then expressed the concept of plan. Mr. Davignon expressed that this parcel contains a reconstruction of a single family home that was torn down in 2018. They would like to utilize a wing of the house as an inlaw apartment. The wing is 27ft x 32 ½ feet 878 sq ft with two separate entrances, however the wing is connected to the main house. It is one story with five rooms and the owners do have a temporary occupancy permit since the construction started in 2018.

Francis Cox made a motion to approve 5 Vincent Street – 198-16: Special Permit request for an in-law apartment in a RA District, seconded by Rui Dasilva, this motion passed unanimously.

3. 5 Vincent Street – 198-18: Variance request for a 3.6' variance from a previously approved building setback of 22' vs. the 30'; specifically, requesting a variance to allow the setback of the deck to be 18.4' from the rear lot line.

Mr. Davigon was present for petitioner Ronald Oliveira. Mr. White recommended that the hearing be split into two separate hearings. Mr. Davignon explained the concept of plan. The owners of property obtained a building permit for the house on the original site plan, there was a four foot deep deck in the rear which met the 22ft setback which was originally approved by the ZBA . After survey being done, they are short 3.6ft on rear setback from original 22ft. he's requesting a variance for the 3.6 ft .

Al Silva made a motion to approve 5 Vincent Street – 198-18: Variance request , seconded by Francis Cox, this motion passed unanimously.

4. 43 Shaw Road – 198-16: Special Permit for 6 chickens in a RA District.
Courtney Benoit, petitioner, was present and explained why she wanted the six chickens which were for ticks prevention and eggs.

Three abutters were in favor of this proposed special permit.

made a motion to approve 43 Shaw Road – 198-16: Special Permit for 6 chickens in a RA District. Seconded by Al Silva, this motion passed unanimously.

III. BILLS

****Three present members signed bills at the end of the meeting.**

made a motion to adjourn meeting at 6:11p.m, seconded by Jamie Desousa, this motion passed unanimously.

Respectfully Submitted,
Shallyn Rodriguez