

Fairhaven Planning Board

Minutes

Saturday, May 4, 2019

Class Room, Hastings Middle Room

30 School Street, Fairhaven Ma 02719

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1. GENERAL BUSINESS:

1. Mr. Farrell opened the meeting at 8:30 am.
2. Attendance: There was a quorum of six. Present: John K. Farrell Jr. (Chairman), Ann Richard, Wayne Hayward, Jeffrey T. Lucas, Cathy Melanson and John (Jay) Malaspino. Absent: Geoff Haworth and Rene Fleurent. Town Planner Paul Foley was present.
3. The Chairman reviewed the Agenda. As this was a special meeting of the Planning Board before Town Meeting there were no Minutes, Bills or Correspondence.

2. PUBLIC HEARINGS: None

3. CURRENT PLANNING:

1. Approval of plans: None
2. Receipt of plans –None

4. DISCUSSION ITEMS:

1. Proposed Bylaw for Stormwater Management, Illicit Discharge, Soil Erosion and Sediment Control required by EPA to meet MS4 Permit Requirements.

Chairman Farrell noted that the reason for this meeting is that there is a deadline from the State for the Town to adopt storm water regulations as soon as possible otherwise the Town could be subject to fines. He added that he is comfortable with the language which was drafted by Conservation Agent Whitney McClees and longtime Planning Board member Wayne Hayward who was also acting Town Planner for the past few months. The document had also been reviewed by Town Counsel.

He asked the Board if anyone had any questions.

Ann Richard asked how people would know that this is the new law. Wayne Hayward said that the DPW will send out flyers, place an advertisement on the local cable television channel and they will put out the MS4 (Municipal Separate Storm Sewer System) Regulations.

Ann Richard noted that this was rushed but added that she appreciates the work that Whitney and Wayne put into this.

Wayne Hayward said that the only changes from the previous version that was distributed to the Planning Board was that Town Counsel changed who would be responsible. Basically he changed everything over to the Board of Public Works rather than the Planning or Conservation Departments. He added that it should be to the Department of Public Works not the Board. Several Board members noted that it is the DPW that is sometimes the biggest offender. Ann Richard said that Conservation has more information than DPW. Wayne Hayward noted that the BPW was not in this document until two days previously.

Wayne Hayward said the other big change was that the regulations would now include land disturbance activities. His main remaining question was what about when the DPW does road construction. Who is overseeing that?

Ann Richard made a motion to support the proposed storm water regulations with a positive recommendation from the Planning Board which was Seconded by Mr. Lucas and passed unanimously.

I. LONG RANGE PLANNING:

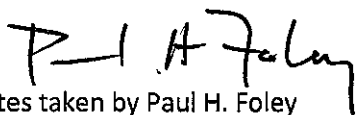
1. None for this meeting

5. OTHER BUSINESS:

1. SRPEDD Annual Meeting – Weds., May 22, 2019- 6:00 p.m.-Barrett's Fireside Grille-Middleboro.
2. Wayne Hayward said that Verizon has filed an appeal of the denial of a small cell on Fort Street. He said they appealed to Land Court rather than Superior Court. John Farrell said he thought this was something that could be resolved in mediation.

Documents:

1. Draft of Proposed Stormwater Management, Illicit Discharge, Soil Erosion and Sediment Control Zoning Bylaw Amendment



Notes taken by Paul H. Foley
Director of Planning & Economic Development