

Planning Board
Minutes

Tuesday, April 9, 2019 at 6:30 p.m.
Banquet Room, Town Hall, 40 Center Street
Fairhaven Ma 02719

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I. ADMINISTRATIVE BUSINESS:

1. Mr. Farrell opened the meeting at 6:30 p.m. and informed the public that this meeting was being televised and recorded.

2. **Attendance:** John Farrell, Ann Richard, Geoff Haworth, Jeffrey Lucas, Rene Fleurent and Jay Malaspino **Absent:** Cathy Melanson

Wayne Haworth acting Town Planner was present.

3. Board of Elections:

Recording Secretary Shallyn Rodriguez addressed the nominations for Chairman. Ann Richard nominated John Farrell for Chairman, Voting passed unanimously. Mr. Farrell was re-elected as Chairman. Mr. Lucas nominated Ann Richard for Vice-Chair, Voting passed unanimously, and Mrs. Richard was re-elected as Vice Chair. Mr. Farrell nominated Cathy Melanson for Clerk, Voting passed unanimously, and Mrs. Melanson was re-elected as Clerk. Mr. Farrell nominated Rene Fleurent was nominated for SRPEDD Commissioner, Voting passed unanimously, and Mr. Fleurent was re-elected as SRPEDD Commissioner. Ann Richard nominated Wayne Hayward for EDC representative but respectfully declined in which Mr. Farrell nominated Mr. Haworth for EDC representative, Voting passed unanimously. Mr. Haworth was elected as EDC representative.

4. Minutes:

Ann Richard made a motion to accept the minutes with corrections, seconded by Mr. Lucas, the motion passed unanimously.

5. Bills: None

6. Correspondence: None

II. PUBLIC HEARINGS:

****PUBLIC HEARING** was now opened.

1) PL19-017 Utility Pole # 43216, in Town public right away, adjacent to 6 Fort Street, Fairhaven Ma.

Cellico Partnership d/b/a as Verizon Wireless is requesting a Special Permit application for installation of small Cell Equipment. Installation includes (1) Cylindrical antenna side mounted at a top height of 25.9' above ground level, two (2) remote radio heads and associated wires, cable, meter and junction boxes to an existing 33' tall utility pole. Plans titled FAIRHAVEN MA SC07 rev. 08/09/2017. Assessors Plat:1 Lot No:11. (Continued from 3/26/19)

Mr. Hayward explained that he set up a meeting on March 2, 2019 regarding permits, eight permits were issued by the Town of Fairhaven. This is to re-due Verizon application, #SC07. He continued to discuss the three-page report and that Kristian White, Building Commissioner doesn't have any issues at this time with the exception of specific permits that must be pulled with approval of the different departments.

Dan Klasnick representative for Verizon wireless was present and explained that he had appeared before the Planning Board before and this time is for an added location. He continued to discuss the application that was filed and the demands and service of Verizon.

Mr. Klasnick explained the concept of the project and its benefits. He also explained that they are working alongside Eversource.

Discussion regarding limitations of utility pole as well as its compliance with the FTC.

Discussion regarding permits for project.

Ann Richard questioned the completion of the Special Permit.

Mr. Klasnick discussed the project being delayed.

Discussion regarding the timeline of the project.

Discussion ensued regarding permits and potential conditions.

Wayne Hayward explained that he recommends the board incorporate specific findings along with the conditions for this project and all future projects.

Mr. Hayward explained that he believes the applicant should coordinate with the Town Lighting contractor.

*** Mr. Farrell opened hearing for public discussion.

Tobey Simmons from 97 Farm Field Street Explained why she is against this project and the health hazards it imposes on the neighborhood.

John Cronon explained why he was against this project and how it affects the community, especially the property values.

** At this time Mr. Farrell read aloud an email, from Karen Vilandry explaining why she was against this project.

Mr. Haworth questioned radiation levels as well as other wireless providers using the same location. He also questioned the safety of the equipment.

Mr. Lucas expressed his concerns regarding health risks and restrictions of project.

Discussion regarding the possibility of denying the project due to all the concerns.

Discussion regarding next steps of project if approved or denied.

Discussion regarding possible conditions of the project.

Discussion regarding what authority the Town of Fairhaven has on the matter and changes to Bylaw.

John Cronon questioned if community has a say in bylaw.

Mr. Hayward reiterated the fact that all discussions should have findings and that the Planning Board should make specific findings regarding location.

Discussion regarding if Mr. Klasnick agreed to Design Criteria Requirements.

Mr. Klasnick explained at this time he had no objections.

***Board discussed access to prior conditions for small cell towers (seven conditions)

*** Mr. Farrell read aloud seven conditions

Tobey Simmons explained that the Town of Burlington was able to deny the Small cell tower and if Fairhaven could do the same.

Ann questioned the cost of Verizon and Eversource regarding equipment and poles.

Discussion regarding fees and cost and their deadlines.

** At this time Town Planner read aloud Special Findings and handed Decision draft to Chairman.

Ann Richard explained that she would feel more comfortable if the conditions and findings were not just read aloud but in report.

Mr. Hayward stated his recommendations.

Rene Fleurent made a motion to approve Special Permit for Utility Pole for 6 Fort Street, Seconded by

Mr. Lucas, This motion for Special permit was denied with five members in favor and Mrs. Richard and

Mr. Haworth in opposition.

III. CURRENT PLANNING:

1. Receipt of Plans:
Wayne Hayward reviewed plans from March 26, 2019
2. Approval of Plans: None

IV. LONG RANGE PLANNING:

1. SRPEDD update:
Discussion regarding remaining hours for SRPEDD
Discussion regarding the maps being more concentrated and that SRPEDD IS great to work with.
2. **Historic Zoning Bylaw Public hearing April 23, 2019**
Brief Discussion regarding the Bylaw
** At this time Wayne Hayward handed out language for next meeting
3. Discussion regarding Storm water Management, IDDE, Soil Erosion and Sediment Control General Bylaw.

Discussion about welcoming the new Town Planner, Paul Foley.

Geoff Haworth made a motion to adjourn at 8:05 p.m. seconded by Mr. Hayward. This motion passed unanimously.

****Documents:**

Plans for PL19-017 Utility Pole # 43216
Staff Report with previous conditions

Respectfully Submitted by

A handwritten signature in cursive script that reads "Shallyn Rodriguez".

Shallyn Rodriguez
Recording Secretary