



TOWN OF FAIRHAVEN, MASSACHUSETTS

FAIRHAVEN TOWN CLERK  
RCUD 2023 MAY 11 PM 3:08

# CONSERVATION COMMISSION

Town Hall · 40 Center Street · Fairhaven, MA 02719

## PUBLIC MEETING AGENDA

Monday, May 15, 2023 at 6:00 pm

*Pursuant to Chapter 22 of the Acts of 2022 (extension), public bodies will continue holding meetings remotely without a quorum of the public body physically present at a meeting location, but will now provide "adequate/alternative" access to members of the public. Access the meeting via remote means in the following manner:*

<https://us06web.zoom.us/j/86953155076?pwd=VFdUQkhzdVYrNzJlQktiVi9XSgppZz09>

or CALL 1-929-205-6099

Meeting ID: 869 5315 5076

Passcode: 633695

*In-person attendance is permitted for the public at Town Hall at 40 Center Street*

1. Chairman's Welcome and Media Notification
2. Quorum/Attendance
3. Approval of the April 24, 2023 minutes
4. Continuances requested in advance
  - a. SE 023-1389, CON 023-284: Ebony Street, Assessor's Map 43C, Lots 389-400 – *Continued from August 8, 2022*
  - b. SE 023-1407, CON 023-337: 23 Goulart Memorial Drive, Assessor's Map 42, Lot 022B
  - c. SE 023-1410, CON 023-347: Bonney Street, Assessor's Map 28B, Lots 488 & 489
  - d. SE 023-1411, CON 023-348: 184 Balsam Street, Map 43B, Lots 40&41
  - e. SE 023-1412, CON 023-350: Littleneck Road, Assessor's Map 43A, Lot, Littleneck Road Right-of-way
  - f. SE 023-1413, CON 023-351: Cove Street Improvement, Assessor's Map 28B
  - g. SE 023-14--, CON 023-352: Phoenix Rail Trail, Assessor's Map 27, Lot 14
5. **Certificate of Compliance**
  - a. SE 023-920, CON 023-326, 10 Jeannette Street Map 34A, Lot 062Q – *To be continued to June 5, 2023*
  - b. SE 023-1090, CON 023-338, 7 Hickory Street, Map 24, Lot 189-198 – *To be continued to June 5, 2023*
6. **Public Hearings** pursuant to the Massachusetts Wetlands Protection Act (M.G.L. c. 131, s. 40) and/or the Code of the Town of Fairhaven Chapter 192, Wetlands:

### **Request for Abbreviated Notice of Resource Area Delineation**

- a. **SE 023-1408, CON 023-344: 481 Sconticut Neck Road, Assessor's Map 29, Lot 27**  
Abbreviated Notice of Resource Area Delineation filed by Antone Arruda to verify delineated wetlands. The location includes Bordering Vegetated Wetlands (BVW) and is located at Assessor's Map 29, Lot 27.

### **Requests for Determination of Applicability**

**b. CON 0230349: 128 Balsam Street, Assessor's Map 43A, Lot 069**

Request for Determination of Applicability filed by Matthew Brodo to add second floor master bedroom suite eliminating a first-floor bedroom which will convert to a stairwell. This project will require 8 concrete footings and piers to elevate and create a freestanding second floor above and out of the FEMA elevation criteria. Additionally, the request is for 4 smaller piers for a first-floor porch to create a second point of egress. Work located at Assessor's Map 43A, Lot 069

**c. CON 023-343: 6 Camel Street, Assessor's Map 29, Lot 63**

Request for Determination of Applicability filed by Eric Moniz for the construction of a detached garage with associated driveway. The proposed garage falls within the 100-foot buffer zone to a wetland Resource Area with most of the proposed building and driveway falling outside the buffer zone. The site is shown in FEMA flood zone X. This property is located at Assessor's Map 29, Lot 63.

**d. CON 023-346: 11 Alexander Lane, Assessor's Map 30, Lot 045U**

Request for Determination of Applicability filed by Thomas Ferreira to build 22' x 22' addition in the rear of the house. The property is located in Bordering Vegetated Wetlands (BVW) at Assessor's Map 30, Lot 045U.

### **Notices of Intent**

**e. SE 023-1385, CON 023-279: 27 Silver Shell Beach Drive, Map 41, Lot 54 – Continued from July 25, 2022**

Notice of Intent filed by Nancy Blouin to upgrade the existing septic system to a Title 5-compliant system and all associated grading and utilities. Also seeking to relocate shed, re-build deck, move fence, and re-plant landscaped areas at the property located at 27 Silver Shell Beach Drive, Assessor's Map 41, Lot 54. Work to take place in Land Subject to Coastal Storm Flowage and the 100-foot buffer zone to Coastal Dune.

**f. SE 023-1391, CON 023-291: Bridge Street, Map 36, Lot 15J – Continued from August 8, 2022**

Notice of Intent filed by Fairhaven Properties, LLC for proposed redevelopment work located at Map 36, Lot 15J, Bridge Street. Fairhaven Properties proposes to redevelop the site into a two-building self-storage facility. Development includes landscaping, as well as stormwater and utility infrastructure improvements. A portion of the proposed work is located within 100 feet of a wetland resource area, previously delineated and approved under an Order of Resource Area Determination (ORAD), issued in January 2022.

**g. SE 023-1395, CON 023-319: 1 Island View Road, Map 43, Lot 201 – Continued from November 7, 2022**

Notice of Intent filed by Peter Armanetti to construct a single-family dwelling with associated gravel driveway, grading and utilities located at Map 43, Lot 201. Work to take place within 100 feet of a Bordering Vegetated Wetland (BVW) and Bordering Land Subject to Flooding – VE 18 & 19.

**h. SE 023-1396, CON 023-320: 2 Island View Road, Map 43, Lot 201 – Continued from November 7, 2022**

Notice of Intent filed by Peter Armanetti to construct a single-family dwelling with associated gravel driveway, grading and utilities located at Map 43, Lot 201. Work to take place within 100 feet of a Bordering Vegetated Wetland (BVW) and Bordering Land Subject to Flooding – VE 18 & 19.

**i. SE 023-1398, CON 023-315: 2 Starboard Drive, Map 42, Lots 9A, 9D, & 9E – Continued from November 7, 2022**

Notice of Intent filed by Dennis Arsenault for the construction of a residential 8-lot subdivision, including the demolition of 1 existing dwelling, a paved roadway, and grading and site development within the 100-foot Buffer Zone and Land Subject to Coastal Storm Flowage (LSCSF), Flood Zone VE-20, located at Map 42, Lots 9A, 9D, and 9E.

**j. SE 023-1403, CON 023-330: Rear Arsene Street, Map 28, Lot 008 – Continued from December 12, 2022**

Notice of Intent filed by Vincent Furtado (Board of Public Works) for various improvements to the Water Pollution Control Facility to replace aging infrastructure and install additional treatment to comply with regulatory nitrogen limits, issued by the EPA and the current NPDES permit requirements, located at Rear Arsene Street, Assessor's Map 28, Lot 008. The proposed activities are subject to the Town of Fairhaven Wetlands Bylaw, work to impact Bordering Vegetated Wetlands (BVW), 0-25 Foot Buffer Zone, 25–50-foot Buffer Zone, and the 50-100 Foot Buffer Zone Resource Area.

**k. SE 023-1409, CON 023-345: 12 Mark Drive, Assessor's Map 32, Lot 19L**

Notice of Intent filed by Maurine & Todd Rodrigues to remove a 14'x20' 3-season room, which is currently supported by sono-tubes & replace with an 18' by 20' living space expansion constructed on a crawlspace foundation. This will require a 4' wide expansion of the 3-season room footprint. Work to take place in the 100' foot Buffer of Inland Bank (pond) at 12 Mark Drive, Assessor's Map 32, Lot 19L.

**l. SE 023-1414, CON 023-353: 51 Balsam Street, Assessor's Map 43C, Lots 89, 90, 93, 94 & 95**

Notice of Intent filed by Paul & Catherine Muller to construct a 24' x 26' detached 2-story garage for the parking of two vehicles with a 2<sup>nd</sup> story for an office and general storage. Work located within Land Subject to Coastal Storm Flowage (LSCSF), Flood Zone VE (El.18) and the easterly and southerly portions of the site fall within the 100-foot Buffer Zone of Bordering Vegetated Wetlands (BVW) located at Assessor's Map 43C, Lots 89, 90, 93, 94 & 95.

**7. General Business**

- a. Bills
- b. The Commission to vote on a policy and standard for meeting minutes (structure and content), which should conform to the guiding principles of the Robert's Rules of Order
- c. The Commission to vote to approve transferring signing authority of bills to Conservation Agent, Bruce Webb

- d. The Commission to discuss protocol for outstanding Administrative Approvals
  - e. Next Public Hearing: Monday, June 5, 2023
  - f. The Commission to discuss a separate meeting date for current violations
9. **Any other business** that may properly come before the Commission not reasonably anticipated 48 hours in advance of the meeting.
10. **Motion to adjourn**