



TOWN OF FAIRHAVEN, MASSACHUSETTS

CONSERVATION COMMISSION

Town Hall · 40 Center Street · Fairhaven, MA 02719

PUBLIC MEETING AGENDA

Monday, January 7, 2019 at 6:30 pm

Banquet Room, Town Hall, 40 Center Street
Fairhaven, Massachusetts

FAIRHAVEN,
MASS.

2019 JAN -2 P 4: 22

RECEIVED
TOWN CLERK

1. Chairman's Welcome and Media Notification
2. Quorum/Attendance
3. Approval of Minutes of the meetings of November 19, December 3, and December 17, 2018
4. **Public Hearings** pursuant to the Massachusetts Wetlands Protection Act (M.G.L. c. 131, s. 40) and the Code of the Town of Fairhaven Chapter 192, Wetlands:
 - a) **CON-19-024 7 Union Street**
Notice of Intent filed by Fairhaven Shipyard Companies, Inc. for the construction of a pile-supported platform, gangway and pile-anchored float, the demolition of an existing building, construction of a new building, installation of a temporary building, and the repaving of existing paved areas at the property located at 7 Union Street, Assessors Map 7, Parcel 11. Work to take place within Designated Port Area, Land Under Ocean, Land Containing Shellfish, and Land Subject to Coastal Storm Flowage/Zone AE.
 - b) **CON-19-025 5 Almond Street**
Notice of Intent filed by David and Sharon Armistead for the expansion of an existing front deck at the property located at 5 Almond Street, Assessors Map 43B, Parcel 19. Work to take place within Land Subject to Coastal Storm Flowage/Zone V. Work has already been completed on this project.
 - c) **CON-19-026 Clark Street**
Request for Determination of Applicability filed by The Clark Street Real Estate Trust, David K. Sykes, Trustee, for the construction of a single-family home, with associated utilities, filling and grading at the property located at Clark Street, Assessors Map 20, Parcels 196 & 197. Work to take place within the Buffer Zone to an Intermittent Stream.

(AGENDA CONTINUED ON NEXT PAGE)

- d) **CON-19-027 46 Sconticut Neck Road**
Abbreviated Notice of Resource Area Delineation filed by Joshua Alves, Alexander Grey Development LLC, requesting confirmation of a boundary delineation of a Bordering Vegetated Wetland and Bordering Land Subject to Flooding, at the property located at 46 Sconticut Neck Road, Assessors Map 28, Parcel 24.

- e) **CON-19-028 Hiller Avenue & Timothy Street**
Request for Determination of Applicability filed by Robert Rodrigues for a determination of whether the proposed subdivision is subject to the jurisdiction of the Fairhaven Wetlands Bylaw based on a still-current Order of Conditions, for the property located at Hiller Avenue & Timothy Street, Assessors Map 28C, Parcels 71 & 71A. Work proposed to take place within the Buffer Zone to a Bordering Vegetated Wetland.

- f) **CON-19-013 30 Alder Street – request for continuance to February 18**
Notice of Intent filed by April and Joel Briner for the construction of a new one-bay garage, and two additions and a new deck on the existing house at the property located at 30 Alder Street, Assessors Map 43A, Lot 15. Work to take place within Land Subject to Coastal Storm Flowage/Flood Zone V and Buffer Zone to Beach and Bank resource areas.

5. **Requests for Extensions:** None

6. **Requests for Certificates of Compliance:** None

7. **Enforcement Orders:**

- a) 3 North Street – out of compliance with existing Order of Conditions
- b) Parcel across from 1 Main Street (Assessors Map 5, Parcel 4) and 1 Main Street (Assessors Map 5, Parcel 2) – fill on Parcel 4 and removal of a tree on Parcel 2
- c) Land behind Deerfield Lane and Tootle Lane (Assessors Map 37, Parcel 1C) – potential draining of wetlands
- d) 10 Roseanne Drive (Assessors Map 36, Parcel 1B) – possible filling of wetland with woodchips

8. **General Business:**

- a) Payment of Bills
- b) Discussion regarding an offer to donate land on Pine Grove Street to the Town
- c) Discussion regarding an offer to donate land on Worth Street to the Town
- d) Discussion regarding previously filled wetlands in Fairhaven
- e) Discussion regarding a bylaw amendment to establish a 25-ft no disturb zone

9. **Any other business** that may properly come before the Commission not reasonably anticipated 48 hours in advance of the meeting.

(AGENDA CONTINUED ON NEXT PAGE)

Informational Items and Placeholders:

- a) Friday January 11 at 9:00 am, Buzzard Bay Coalition annual monitoring of the Weeden Road and Nasketucket Fields properties
- b) Tuesday January 29 at 10:00 am, Buzzard Bay Coalition annual monitoring of the Shaw Farm property
- c) Old Enforcement Orders:
 - 40 Wapatma Lane – violation letter sent to remove fencing; waiting for NOI to be filed
 - 62R/64 Manhattan Ave – check in the spring to see if vegetation has grown back
 - Town Beach on West Island – check in spring to see if vegetation has grown back
 - 5 Almond Street (adjacent vacant lot) – violation for rototilling beach grass in a beach resource area – check in spring to see if vegetation has grown back

Jay Simmons, Chair

Fairhaven Conservation Commission

Posted by the Town Clerk: www.fairhaven-ma.gov