



CONSERVATION COMMISSION

Town Hall · 40 Center Street · Fairhaven, MA 02719

PUBLIC MEETING AGENDA

Monday, January 8, 2024 at 6:00 pm

Pursuant to Chapter 20 of the Acts of 2021 (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 November 20, 2023 meeting minutes
4. Continuances requested in advance
 - a. CON 023-372: 29 Silver Shell Beach Drive, Map 41, Lot 53
 - b. SE 023-1391, CON 023-291: Bridge Street, Map 36, Lot 15J
 - c. SE 023-14 __, CON 023-371: 217 Alden Road, Map 36, Lot 085 (Continued until March 18, 2024)
 - d. SE 023-1385, CON 023-279: 27 Silver Shell Beach Drive, Map 41, Lot 54
5. Attorney, Marc Deshaies to discuss the Conservation Restriction at the G. Bourne Knowles property
6. Requests for Certificates of Compliance
 - a. SE 023-1312, CON 023-113: 12 Almond Street, Map 43B, Lots 8, 9 & 10
 - b. SE 023-1368, CON 023-252: 184 Balsam Street, Map 43B, Lot 41
 - c. SE 023-1411, CON 023-348: 184 Balsam Street, Map 43B, Lot 41
 - d. SE 023-1421, CON 023-361: 2 Bayside Street, Map 42, Lot 34
7. 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 Resource Area Delineation

- a. SE 023-1389, CON 023-284: Ebony Street, Assessor's Map 43C, Lots 389-400
Request for Abbreviated Notice of Resource Area Delineation filed by Michael Ristuccia to delineate wetlands located at Ebony Street, Assessor's Map 43C, Lots 389-400.

Requests for Determination of Applicability

b. CON 023-381: 58 Balsam Street, Map 43C, lot 012

Request for Determination of Applicability filed by Adam Gibson to construct an open deck along the north and west sides of the existing house to connect a landing to an existing open deck. The property is located within Land Subject to Coastal Storm Flowage (LSCSF), Land Under the Ocean and within FEMA Flood Zone VE (El.19'). Work to take place at Assessor's Map 43C, Lot 012.

c. CON 023-385: 120 Balsam Street, Map 43A, Lot 023

Request for Determination of Applicability filed by Sarah DeWalt to install an 8-foot by 14-foot shed secured with four helical piles elevated 6" above the pre-existing lawn. Also requesting to relocate parking area from the front of the house to the right with crushed stone; will add native perennial garden and a pervious paver walkway with cobblestone edge. Work to take place in Land Subject to Coastal Storm Flowage (LSCSF), FEMA Flood Zone VE (El.18'), Coastal Beach and Coastal Bank at Assessor's Map 43A, Lot 023.

d. CON 023-386: 110 Middle Street, Map 12, Lot 17

Request for Determination of Applicability filed by Uday Patel for the installation of twelve sonotubes with "Big Foot" footings. The sonotubes will anchor a new tent at the outdoor function location adjacent to the marina at the end of the rear parking lot. Work to take place within FEMA Flood Zone AE (EL.6') and Land Subject to Coastal Storm Flowage (LSCSF) at Assessor's Map 12, Lot 17.

Notices of Intent

e. SE 023-1410, CON 023-347: Bonney Street, Assessor's Map 28B, Lots 488 & 489

Notice of Intent filed by David Menard to construct a single-family residence, sewer and water connections and associated site work located within the 100-year flood plain (F.E.M.A. Zone VE, El.16') and partially within the Buffer Zone of Bordering Vegetated Wetlands (BVW) located at Assessor's Map 28B, Lots 488 & 489.

f. SE 023-1423, CON 023-364: Bridge Street, Map 30A, Lot 87 & 87A

Notice of Intent filed by Carricorp Industries, Ltd. proposing a 5,850-sf commercial style building. A driveway and parking lot with approximately 34 parking spaces to service the proposed building. Stormwater from all proposed paved areas will be collected by deep sump catch basins sent to a subsurface infiltration system. Other proposed utilities include municipal water and sewer and an enclosed dumpster with pad. Work to take place at Assessor's Map 30A, Lots 87 & 87A.

g. SE 023-1429, CON 023-377: 270 Sconticut Neck Road, Map 29A, Lot 101 & 96

Notice of Intent filed by Alexander & Jean Easterday to modify an elevated walkway over the Salt Marsh from house to Coastal Dune and beach, located within the 100-year flood plain at Assessor's Map 29A, Lot 101 & 96.

h. SE 023-1430, CON 023-376: 50 Fort Street, Map 5, Lot 16

Notice of Intent filed by Kevin McLaughlin to install (4) 4" electrical conduits encased in a concrete rack system and (1) 2" water pipe that will provide power and water to the existing fixed pier and floating docks. In order to install utilities, the contractor will need to excavate a 900 linear foot, 4-foot-wide trench to meet the requirements for the utility spacing. The

proposed project will impact Land Subject to Coastal Storm Flowage (LSCSF) and the 25', 50', and 100' Buffer Zones of Coastal Beach located at Assessor's Map 5, Lot 16.

i. SE 023-1432, CON 023-380: 18 Almond Street, Map 43B, Lot 012

Notice of Intent filed by Jeffrey White to install a concrete pad within the 100-foot Buffer Zone to the Coastal Bank, Salt Marsh, Coastal Beach, and Land Subject to Coastal Storm Flowage (LSCSF), and FEMA Flood Zone VE, (El. 16' & 17'), located at Assessor's Map 43B, Lot 012.

8. Violation/Enforcement Orders/Cease and Desist Notices

9. Correspondence

- a. SE 023-1329, CON 023-167: 108 Sycamore Street – Extension granted by the MassDEP

10. General Business

- a. Next scheduled site visits: January 11, 2024
- b. Next Scheduled Public Hearing Date: January 22, 2024
- c. Discuss possible (additional) meeting Tuesday, February 20, 2024
- d. Training Opportunities
- e. 2023 Annual Report
- f. Storm Damage Update

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

12. Motion to adjourn

Jay Simmons, Chair

Fairhaven Conservation Commission

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