



TOWN OF FAIRHAVEN, MASSACHUSETTS

CONSERVATION COMMISSION

Town Hall • 40 Center Street • Fairhaven, MA 02719

PUBLIC MEETING AGENDA
Monday, March 4, 2019 at 6:30 pm
East Room, Town Hall, 40 Center Street
Fairhaven, Massachusetts

FAIRHAVEN,
MASS.

2019 FEB 27 P 12:10

RECEIVED
TOWN CLERK

1. Chairman's Welcome and Media Notification
2. Quorum/Attendance
3. Approval of Minutes of the meeting of February 4
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:

Continued Public Hearings

- 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-19-027 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.
- c) **CON-19-013 30 Alder Street – request for continuance to 3/18**
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.

New Public Hearings

- d) **CON-19-029 200 Mill Road**
Notice of Intent filed by Paul Downey, Mill Bridge Holdings LLC, for the construction of a 72-space parking expansion within the 100-foot buffer zone to a Bordering Vegetated Wetland at the property located at 200 Mill Road, Assessors Map 36, Lot 11A.

(AGENDA CONTINUED ON NEXT PAGE)

- e) **CON-19-030 128 Huttleston Ave**
Abbreviated Notice of Resource Area Delineation filed by Rachel Charrier, Gingera LLC, requesting confirmation of all the jurisdictional wetland resource areas under the Wetlands Protection Act and the Fairhaven Wetlands Bylaw at the property located at 128 Huttleston Ave, Assessors Map 25, Lots 240C & 243.
- f) **CON-19-031 80 Fort Street**
Request for an Amended Order of Conditions (DEP File No. SE23-1256) filed by Amanda and Francis Grueter to add 4 pilings for a future boat lift and add water and power to the dock at the property located at 80 Fort Street, Assessors Map 5, Lot 9. Work to take place within Land Under Ocean, Non-Eroding Coastal Bank, Coastal Beach, and Land Containing Shellfish.
- g) **CON-19-034 Torrington Road, Assessors Map 29B, Lot 171**
Notice of Intent filed by Edward and Lisa Lavalette for the development of a vacant residential house lot, including the construction of a 3-story single family building, in-ground swimming pool, driveway, and associated utilities at the property located on Torrington Road, Assessors Map 29B, Lot 171. Work to take place within the Buffer Zone to Bordering Vegetated Wetland and Land Subject to Coastal Storm Flowage/Zone AE.
- h) **CON-19-036 Torrington Road, Assessors Map 29B, Lot 128**
Notice of Intent filed by Nolan & Karen Cook for the development of a vacant residential house lot, including the construction of a 3-story single family building, driveway, and associated utilities at the property located on Torrington Road, Assessors Map 29B, Lot 128. Work to take place within the Buffer Zone to Bordering Vegetated Wetland and Land Subject to Coastal Storm Flowage/Zone AE.
- i) **CON-19-035 307R Sconticut Neck Road**
Notice of Intent filed by Luis Pacheco for the construction of a patio, swimming pool, outdoor kitchen, paved driveway, and lawn area with ancillary grading at an existing dwelling at the property located at 307R Sconticut Neck Road, Assessors Map 29/29D, Lot 16F/1C. Work to take place within Land Subject to Coastal Storm Flowage, the Buffer Zone to Coastal Bank, and the Buffer Zone to Salt Marsh.
- j) **CON-19-037 497 Sconticut Neck Road**
Notice of Intent filed by Martha Tichon for the removal of a horse paddock encroaching on Bordering Vegetated Wetland and the creation of a new paddock in an upland area at the property located at 497 Sconticut Neck Road, Assessors Map 29, Lot 28B. Work to take place within the Buffer Zone to Bordering Vegetated Wetland.
- k) **CON-19-038 Little Bay Conservation Area, Assessors Maps 28 & 28B, Lots 14 & 568**
Request for Determination of Applicability filed by Buzzards Bay National Estuary Program, MCZM, for a determination of whether the proposed monitoring work is subject to the jurisdiction of the Wetlands Protection Act and the Fairhaven Wetlands Bylaw at locations within the Little Bay Conservation Area, Assessors Map 28, Lot 14 and in front of Assessors Map 28B, Lot 568. Work to take place within Salt Marsh, the Buffer Zone to Salt Marsh, and Land Subject to Coastal Storm Flowage/Zone VE.

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l) **CON-19-039 102 Fir Street**

Notice of Intent filed by Anthony and Lisa DeAngelis for the conversion of the existing cottage into a garage and the construction of a new home with associated grading and utilities, which will require wetland replication at the property at 102 Fir Street, Assessors Map 43A, Lot 327. Work to take place in Bordering Vegetated Wetland and the Buffer Zone to Bordering Vegetated Wetland.

5. **Requests for Extensions:** None

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

7. **Violations/Enforcement Orders:**

- a) Town Beach on West Island - update
- b) 10 Roseanne Drive (Assessors Map 36, Parcel 1B) – filling of wetland with woodchips
- c) 1 Main Street – removal of a tree
- d) Assessors Map 15, Lot 43 (owner resides at 3 North Street) – clearing of vegetation in the buffer zone

8. **General Business:**

- a) Payment of Bills
- b) Plan Review: 3 North Street
- c) 47 Mangham Way - drainage
- d) Discussion regarding an offer to donate land on Pine Grove Street to the Town
- e) Discussion regarding an offer to donate land on Worth Street to the Town
- f) Discussion regarding previously filled wetlands in Fairhaven
- g) Discussion regarding the Town Meeting Article on a no-disturb zone

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

Informational Items and Placeholders:

- a) Old Enforcement Orders:
 - 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