



TOWN OF FAIRHAVEN, MASSACHUSETTS

CONSERVATION COMMISSION

Town Hall · 40 Center Street · Fairhaven, MA 02719

2019 APR - 3 P 3:58

PUBLIC MEETING AGENDA **Monday, April 8, 2019 at 6:30 pm** **Town Hall, 40 Center Street** **Fairhaven, Massachusetts**

1. Chairman's Welcome and Media Notification
2. Quorum/Attendance
3. Approval of Minutes of the meetings of March 18, 2019
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-19-029 200 Mill Road – previously continued to 4/22**
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.
- b) **CON-19-037 497 Sconticut Neck Road – previously continued to 4/22**
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.
- c) **CON-19-039 102 Fir Street – previously continued to 4/22**
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.
- d) **CON-19-042 9 Goulart Memorial Drive – previously continued to 4/22**
Notice of Intent filed by Fernando and Diane Lemos for a landscaping project at the property located at 9 Goulart Memorial Drive, Assessors Map 42, Lot 15G. Work to take place within Salt Marsh, Buffer Zone to Salt Marsh, Bordering Vegetated Wetland, Buffer Zone to Bordering Vegetated Wetland, and Land Subject to Coastal Storm Flowage/Zone VE.

(AGENDA CONTINUED ON NEXT PAGE)

- e) **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.

- f) **CON-19-013 30 Alder Street – request for withdrawal**
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.

- g) **CON-19-043 4 Balsam Street**
Request for Determination of Applicability filed by Sylvester J. Vercellone for the determination of whether the proposed construction of a shed is subject to the jurisdiction of the Wetlands Protection Act and the Fairhaven Wetlands Bylaw at the property located at 4 Balsam Street, Assessors Map 43C, Lot 38. Work to take place within the Buffer Zone to Coastal Bank and Land Subject to Coastal Storm Flowage/Zone VE.

New Public Hearings

- h) **CON-19-045 8 Chambers Street**
Request for Determination of Applicability filed by Christopher and Teresa Augenti for the construction of a 16' x 28' accessory building at the property located at 8 Chambers Street, Assessors Map 41, Lot 58. Work to take place in Land Subject to Coastal Storm Flowage/Zone VE.

- i) **CON-19-044 35 Alder Street**
Notice of Intent filed by Lee and Elizabeth Stewart to demolish the existing cottage and construct a 2-story single-family dwelling in compliance with FEMA and Mass Building Code for construction within a Velocity Zone at the property located at 35 Alder Street, Assessors Map 43A, Lots 65 and 66. Work to take place in Land Subject to Coastal Storm Flowage/Zone VE.

Other Public Hearings

- j) Proposed Protection of Buffer Zone Article

5. **Requests for Extensions:** None

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

(AGENDA CONTINUED ON NEXT PAGE)

7. Violations/Enforcement Orders:

- a) 10 Roseanne Drive (Assessors Map 36, Parcel 1B) – filling of wetland with woodchips
- b) Assessors Map 41, Lots 60-67 and 74-81 (owner resides at 1 Pavillion Way) – clearing of vegetation, filling, and grading in a wetland
- c) Tootle Lane (Assessors Map 37, Parcels 1C, 2, 3, 15) – potential draining of wetlands and pumping of water into a wetland
- d) 55 Bayview Drive – follow up
- e) 3 North Street – update

8. General Business:

- a) Payment of Bills
- b) Roles and Responsibilities of the Commission and the Agent
- c) Mullen Rule Discussion

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) Massachusetts Open Space Conference, Saturday, April 27, 9:00am-3:00pm, Gardner, MA
- b) 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