



TOWN OF FAIRHAVEN, MASSACHUSETTS

CONSERVATION COMMISSION

Town Hall • 40 Center Street • Fairhaven, MA 02719

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

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1. Chairman's Welcome and Media Notification
2. Quorum/Attendance
3. Approval of Minutes of the meetings of May 20, June 3, and June 17, 2019
4. **Requests for Extensions**
 - a) **CON 023-072: Scoticut Neck Road, Assessors Map 29, Lot 1C (SE 023-1239)**
Cutting of overgrown vegetation for the purposes of performing Land Surveying, specifically to obtain topography and locate stone walls and pertinent site features. Said clearing will be performed with a track-brush cutting machine. No grubbing of the root systems is proposed. All cutting will occur within upland areas with the exception of the access paths.
5. **Requests for Certificates of Compliance**
 - a) **CON-19-067: 15 Diamond Street (SE 023-315)**
Construction of an 8' x 12' wood deck on the front of house in Land Subject to Coastal Storm Flowage/Zone VE.
 - b) **CON-19-068: 12 Howland Road (SE 023-778)**
Construction of a bulk oil transport truck offloading and storage facility at an existing manufacturing facility in Riverfront Area.
 - c) **CON-19-025: 5 Almond Street (SE 023-1285)**
Expansion of existing front deck on single-family residence.
6. Request from Buzzards Bay Coalition for Amendment of the Shaw Farm Conservation Restriction
7. **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-19-037: 497 Scoticut 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 Scoticut Neck Road, Assessors Map 29, Lot 28B. Work to take place within the Buffer Zone to Bordering Vegetated Wetland.

(AGENDA CONTINUED ON NEXT PAGE)

- b) **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.
- c) **CON-19-050: 46 Scoticut Neck Road**
Notice of Intent filed by Joshua Alves, Alexander Grey Development LLC, for the construction of an 8-house subdivision, roadway, stormwater facility, and utilities and for wetland mitigation of historical impacts at the property located at 46 Scoticut Neck Road, Assessors Map 28, Lot 24. Work to take place within Bordering Vegetated Wetland and Buffer Zone to Bordering Vegetated Wetland.
- d) **CON-19-051: Hiller Avenue & Timothy Street, Assessors Map 28C, Lots 71 and 71A**
Notice of Intent filed by Robert Roderiques for the construction of paved roadways and stormwater management systems and the installation of utilities including the placement of fill for the aforementioned work for a proposed 16-lot subdivision at the property located at Assessors Map 28C, Lots 71 and 71A. Work to take place within the Buffer Zone to Bordering Vegetated Wetland.

New Public Hearings

- e) **CON-19-064: 27 Alder Street**
Request for Determination of Applicability filed by Christine Smith for the installation of three 12-inch sonotubes in a flood zone area only at the property located at 27 Alder Street, Assessors Map 43A, Lot 70. Work to take place within Land Subject to Coastal Storm Flowage/Zone VE.
- f) **CON-19-065: 1 Alcobia Drive**
Request for Determination of Applicability filed by Richard J. McCarthy for the removal of hurricane/storm-downed trees, dying/dead trees, broken/dying limbs and branches extending over the roofline, stumps to remain, the placement of a stockade fence adjacent to the south border, and a gate at the property located at 1 Alcobia Drive, Assessors Map 42, Lots 66, 67, and 68. Work to take place in Buffer Zone to Salt Marsh and Land Subject to Coastal Storm Flowage/Zone VE.
- g) **CON 023-069: Farmfield Street (Assessors Map 4, Lot 106)**
Request for Determination of Applicability filed by Andrew Blicharz, Eversource Energy Service Co., for the excavation of approximately 30 cubic yards in a 500-square-foot area of the former Harbor View Substation site for remediation at the property located on Farmfield Street, Assessors Map 4, Lot 106. Work to take place in Land Subject to Coastal Storm Flowage/Zone VE and Buffer Zone to Bordering Vegetated Wetland.
- h) **CON 023-070: 3 Ellis Place**
Request for Determination of Applicability filed by Nawal Robitaille to demolish the existing cottage and stabilize the disturbed areas with screened loam and seed at the property located at 3 Ellis Place, Assessors Map 2, Lots 9 and 192. Work to take place in Land Subject to Coastal Storm Flowage/Zone VE and Buffer Zone to Coastal Beach and Coastal Dune.

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- i) **CON-19-062: 20 Balsam Street**
Notice of Intent filed by Stephen B. Bowling and Judith Nielsen to raze the existing house and to construct a new flood-zone compliant home within FEMA Zone VE-18, plus associated site work and utilities at the property located at 20 Balsam Street, Assessors Map 43C, Lot 31. Work to take place within Land Subject to Coastal Storm Flowage and in Buffer Zone to Coastal Bank and Buffer Zone to Coastal Beach.
- j) **CON-19-066: 6 Emerson Avenue**
Notice of Intent filed by Natalie Reis for the installation of a garage, stamped patio, and concrete driveway at the property located at 6 Emerson Avenue, Assessors Map 29A, Lot 119. Work to take place within Land Subject to Coastal Storm Flowage/Zone VE and Buffer Zone to Coastal Beach.
- k) **CON-19-055: 25 Abbey Street**
Notice of Intent filed by Agostinho Pinto for the razing of the existing dwelling and garage and construction of a new flood zone-compliant single-family dwelling at the property located at 25 Abbey Street, Assessors Map 6, Lot 102. Work to take place in Land Subject to Coastal Storm Flowage/Zone VE and Buffer Zone to Bordering Vegetated Wetland.
- l) **CON 023-071: 3 North Street (SE 023-1273)**
Request for an Amended Order of Conditions (DEP File No. SE 023-1273) filed by Lee and Elizett Miguel to add an upper retaining wall, mulch beds, and an arborvitae shrub row, to reconfigure the previously approved steps, and to replace two trees at the property located at 3 North Street, Assessors Map 13, Lot 4. Work to take place in Buffer Zone to Bordering Vegetated Wetland.

8. Violations/Enforcement Orders/Cease and Desist Notices:

- a) 40 Wapatma Lane
- b) Town Beach on West Island – follow up
- c) 62R/64 Manhattan Ave – check in the spring to see if vegetation has grown back
- d) 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
- e) Sconticut Neck Road/Nobska Avenue (Assessors Map 43, Lots 193-195)

9. General Business:

- a) Payment/Approval of Bills
- b) Isolated Vegetated Wetland Discussion

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

Jay Simmons, Chair

Fairhaven Conservation Commission

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