



TOWN OF FAIRHAVEN, MASSACHUSETTS

CONSERVATION COMMISSION

Town Hall · 40 Center Street · Fairhaven, MA 02719

PUBLIC MEETING AGENDA Monday, August 29, 2022 at 6:00 pm

REVISED
See Item 5b: 78 Akin Street

Pursuant to Chapter 22 of the Acts of 2022, the meeting/public hearings will be conducted via remote means. Members of the public who wish to access the meeting may do so in the following manner:

<https://us06web.zoom.us/j/86953155076?pwd=VFdUQkhzdVYrNzJIQktiVi9XSGppZz09>

or CALL 1-929-205-6099

Meeting ID: 869 5315 5076

Passcode: 633695

No in-person attendance of members of the public will be permitted, and public participation in any public hearing conducted during this meeting shall be by remote means only.

1. Chairman's Welcome and Media Notification
2. Quorum/Attendance
3. Introduction of New Conservation Commission Agent
4. Approval of July 25th Meeting Minutes
5. **Request for Certificate of Compliance**
 - a) SE 023-816, CON 023-298: 28 Whisper Lane
 - b) CON 023-292: 78 Akin Street
6. **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 Abbreviated Notice of Resource Area Delineation

- a) SE 023-1389, CON 023-284: **Ebony Street, Assessor's Map 43C, Lots 389-400** – *Continued from August 8, 2022*

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.

- b) CON 023-301: **Rocky Point Road, Map 43C, Lots 110, 113, 114**
Abbreviated Notice of Resource Area Delineation (ANRAD) filed by Michael Ristuccia to delineate wetlands located at Rocky Point Road, Assessor's Map 43C, Lots 110, 113, 114. Work will occur in Flood Zone VE.

Notices of Intent

- c) SE 023-1385, CON 023-279: **27 Silver Shell Beach Drive** – *Continued from July 25, 2022*
Notice of Intent filed by Nancy Blouin to upgrade the existing septic system to a Title 5-compliant system and associated site work at the property located at 27 Silver Shell Beach Drive, Assessor's Map 41, Lot 54. Work to take place in Land Subject to Coastal Storm Flowage and the 100-foot buffer zone to Coastal Dune.

- d) SE 023-1387, CON 023-288: **5 Sippican Street** – *Continued from August 8, 2022*
Notice of Intent filed by Clarisse Fairbanks to repair seawall located at 5 Sippican Street, Assessor's Map 42A, Lot 261. Work will occur within Coastal Banks and Land Subject to Coastal Storm Flowage.
- e) SE 023-1388, CON 023-290: **7 Sippican Street** – *Continued from August 8, 2022*
Notice of Intent filed by Frederick Miller to repair seawall located at 7 Sippican Street, Assessor's Map 42A, Lots 257 & 259. Work will occur within Coastal Banks and Land Subject to Coastal Storm Flowage.
- f) SE 023-1391, CON 023-291: **Bridge Street, Map 36, Lot 15J** – *Continued from August 8, 2022*
Notice of Intent filed by Fairhaven Properties, LLC for proposed redevelopment work located at Map 36, Lot 15J, Bridge Street. Fairhaven Properties proposes to redevelop the site into a two-building self-storage facility. Development includes landscaping, as well as stormwater and utility infrastructure improvements. A portion of the proposed work is located within 100 feet of a wetland resource area, previously delineated and approved under an Order of Resource Area Determination (ORAD), issued in January 2022.
- g) SE 023-1390, CON 023-293: **28 Fort Street** – *Continued from August 8, 2022*
Notice of Intent filed by Jose & Bernadette Cordeiro to repair the existing seawall located at 28 Fort Street, Assessor's Map 03, Lot 004, by resetting stones and raising the height by 36 inches. The purpose of the installation is to increase shoreline protection of the property and match the height of the neighboring seawall. Work will occur in Coastal Land Subject to Coastal Storm Flowage, Coastal Beaches, Coastal Bank, and Land Containing Shellfish.
- h) SE 023-1392, CON 023-300: **83 Pleasant Street**
Notice of Intent Filed by Tetra Tech for the permanent closure in-place of an existing sand-filled underground fuel storage vault located on the former Atlas Tack property at 83 Pleasant Street, Assessor's Map 08, Lot 094. Work will occur within Land Subject to Coastal Storm Flowage or the 100-year coastal flood zone.

Requests for Determination of Applicability

- i) CON 023-302: **56 Goulart Memorial Drive**
Request for Determination of Applicability filed by Christopher Ingrande to place stage/deck in Land Subject to Coastal Storm Flowage (VE17), Assessor's Map 42, Lot 23B. Stage to be placed during the summer season and then to be removed at the end of the season, or in the event of a hurricane.
- j) CON 023-299: **8 Chambers Street**
Request for Determination of Applicability filed by Christopher and Teresa Augenti to install a FEMA-compliant shadow box fence, west of the property line, 160 feet in length requiring 20 cemented posts located at 8 Chambers Street, Map 41, Lot 058. Work will occur in Land Subject to Coastal Storm Flowage (LSCSF) Zone VE.
- k) CON 023-297: **28 Cherry Street**

Request for Determination of Applicability filed by Claudia Warrington to add (9'x16') extension to existing deck (8'x12') utilizing 2 sono tubes, Assessor's Map 15, Lot 48. Work will occur in Flood Zone AE.

7. Violations/Enforcement Orders/Cease and Desist Notices

- a) **28 Cherry Street:** Unpermitted work on deck.
- b) **9 Goulart:** Mulch encroaching on wetland.

8. Correspondence

- a) SE 023-1333, CON 023-181: 18 Point Street
Applicant has submitted Certificate of Understanding and is ready to commence work. The Conservation office to discuss pre-construction site visit to inspect and approve erosion controls.
- b) Correspondence from DEP's Waterways Regulation Program regarding an application by Anwar Faisal proposing the reconstruction and maintenance of two groins and a seawall, the maintenance of existing structures, and the dredging of a causeway at 1 Bella Vista Island.

9. Ongoing Projects

10. Upcoming Projects

11. General Business

- a) Bills
- b) Signing of Bills
- c) Chair decision state of the Commission
- d) Discussion about John Rockwell
- e) Brent Andrade: Prospective Volunteer
- f) Administrative Approvals
- g) Building Permits
- h) Budget
- i) Land Donation: Assessor's Map 29C, Lot 606
- j) Next Meeting: Monday, September 19, 2022

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

Geoff Haworth, Chair

Fairhaven Conservation Commission

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