



TOWN OF FAIRHAVEN, MASSACHUSETTS

CONSERVATION COMMISSION

Town Hall · 40 Center Street · Fairhaven, MA 02719

PUBLIC MEETING AGENDA

Monday, August 7, 2023 at 6:00 pm

FAIRHAVEN TOWN CLERK
ROUD 2023 AUG 8 AM 11:53

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=VFdUQkhzdVYrNzJIQktiVi9XSGppZz09>

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 July 17, 2023 meeting minutes
4. Requests for Minor Field Change
 - a. **SE 023-1378, CON 023-266:** 148 Main Street, Map 12, Lot 12A – Request to strike item 8 under Findings, Plans, and Documents in Attachment A, and item 14 under Special Conditions, B. Prior to Construction.
 - b. **SE 023-1369, CON 023-255:** 10 Diamond Street, Map 29, Lots 46 & 72 – Applicant would like to substitute (2) Pin Oak or White Oak for the Red Oak and American Beech called for on the plan due to availability issues.
5. Continuances requested in advance
 - a. **SE 023-1389, CON 023-284:** Ebony Street, Assessor's Map 43C, Lots 389-400
 - b. **SE 023-1385, CON 023-279:** 27 Silver Shell Beach Drive, Map 41, Lot 54
 - c. **SE 023-1391, CON 023-291:** Bridge Street, Map 36, Lot 15J
 - d. **SE 023-1410, CON 023-347:** Bonney Street, Assessor's Map 28B, Lots 488 & 489
6. Requests for Extension
 - a. **SE 023-1298, CON 19-052:** 7 Union Street, Map 7, Lot 11
 - b. **SE 023-1320, CON 023-146:** 14 Wigwam Beach Road, Map 29, Lot 16F

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:

Requests for Determination of Applicability

- a. **CON 023-349: 128 Balsam Street, Assessor's Map 43A, Lot 069**
Request for Determination of Applicability filed by Matthew Brodo to add second floor master bedroom suite eliminating a first-floor bedroom which will convert to a stairwell. This project will require 8 concrete footings and piers to elevate and create a freestanding second floor above and out of the FEMA elevation criteria. Additionally, the request is for 4 smaller piers for a first-floor porch to create a second point of egress. Work located at Assessor's Map 43A, Lot 069.
- b. **CON 023-360: 30 Cherry Street, Map 15, Lot 047**
Request for Determination filed by Kathy Morin to install a 9-foot wide by 70' long concrete driveway, including driveway entrance at town property and walkway at the end of driveway to the back stairs. The work to take place within Buffer Zone and Land Subject to Coastal Storm Flowage (LSCSF) at Assessor's Map 15, Lot 047.

Notices of Intent

- c. **SE 023-1407, CON 023-337: 23 Goulart Memorial Drive, Assessor's Map 42, Lot 022B**
Notice of Intent filed by Chanda Kale to repair frame and replace the supported concrete and timber pilings for the handicapped ramp at deck level. Also, to repair and replace timber frame, support, and surface for the walkway. Work to take place for the property located at 23 Goulart Memorial Drive, Assessor's Map 42, Lot 022B. Work to take place within Barrier Beach and FEMA Zone VE, EL.19'.
- d. **SE 023-1413, CON 023-351: Cove Street Improvement, Assessor's Map 28B, Lot Cove Street Right-of-Way**
Notice of Intent filed by Vincent Furtado of the Board of Public Works (BPW) to install two new catch basins and convert an existing drop inlet structure to drainage manhole for drainage improvements. New water main to loop the existing water network. Paving existing gravel roadway (Cove Street) with hot mix asphalt pavement.
- e. **SE 023-1415, CON 023-354: 837 Sconticut Neck Road, Assessor's Map 42, Lot 015R**
Notice of Intent filed by Marc & Donna Oliveira to install a 28' x 26' carport with associated grading. This area is currently a paved driveway and part landscaped area. Work to take place within Land Subject to Coastal Storm Flowage (LSCSF) and located at Assessor's Map 42, Lot 015R.
- f. **SE 023-1419, CON 023-357: 28 Welcome Street, Map 31B, Lot 1D**
Notice of Intent filed by Robert J. Rogers to construct a 20'x60' paved driveway and installation of a 10'x16' shed within the Buffer Zone to Bordering Vegetated Wetlands at Assessor's Map 31B, Lot 1D.
- g. **SE 023-1421, CON 023-361: 2 Bayside Street, Map 42, Lot 34**
Notice of Intent filed by Christopher and Donna Braga to complete seawall maintenance by pouring a 6" thick steel reinforced concrete cap. Additionally, will pour a 4" thick concrete face and top on the existing upper-level vertical wall. Work to take place within Coastal Storm

Flowage, Flood Zones VE (El. 20 & 23). The stone/concrete seawall to be repaired is the Coastal Bank. The site also contains Coastal Beach between the face of the seawall and mean low water. The entire site falls within the 100-foot Buffer Zone of the top of the Coastal Bank located at Assessor's Map 42, Lot 34.

8. Violations/Enforcement Orders

- a. **EO 023-019: 6 Jeannette Street, Map 34A, 62K:** BVW Delineation Spring 2023; Commission awaiting restoration plan; agent to give an update
- b. **EO 023-020: 8 Jeannette Street, Map 34A, Lot 62P:** BVW Delineation Spring 2023; Commission awaiting restoration plan; agent to give an update
- c. **0 Beachwood Drive, Map 28B, Lot 122:** Filling of an Isolated Vegetated Wetland; agent to address and give an update
- d. **17 Beachwood, Map 28B, Lot 117:** agent to address and give an update
- e. **40 Point Street, Map 28B, Lot 119:** Continued mowing and clearing in an Isolated Vegetated Wetland after notification by the Conservation Agent; agent to give an update
- f. **EO 023-022: 344-346 New Boston Road, Map 40, Lots 23B & 23C:** agent to provide an update

9. Correspondence

10. General Business

- a. Bills
- b. Proposed Minor Buffer Zone Activities Bylaw
- c. Proposed Restructuring Application Fees
- d. Next Meeting: Tuesday, September 5, 2023
- e. Next site visit: Monday, August 21, 2023

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

Karen Isherwood, Acting Chair

Fairhaven Conservation Commission

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