



TOWN OF FAIRHAVEN, MASSACHUSETTS

CONSERVATION COMMISSION

Town Hall · 40 Center Street · Fairhaven, MA 02719

PUBLIC MEETING AGENDA Monday, September 18, 2023 at 6:00 pm

FAIRHAVEN TOWN CLERK
RCUD 2023 SEP 14 PM2:06

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. Continuances requested in advance
 - a. SE 023-1389, CON 023-284: Ebony Street, Assessor's Map 43C, Lots 389-400
 - b. SE 023-1413, CON 023-351: Cove Street Improvement, Assessor's Map 28B
 - c. SE 023-1385, CON 023-279: 27 Silver Shell Beach Drive, Map 41, Lot 54
 - d. CON 023-362: 61 Nakata Avenue, Map 43, Lot 103-104
 - e. CON 023-372: 29 Silver Shell Beach Drive, Map 41, Lot 53
4. **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:

Notices of Intent

- a. **SE 023-1410, CON 023-347: Bonney Street, Assessor's Map 28B, Lots 488 & 489**
Notice of Intent filed by David Menard to construct a single-family residence, sewer and water connections and associated site work located within the 100-year flood plain FEMA Zone VE, EL.16' and partially within the Buffer Zone of Bordering Vegetated Wetlands (BVW), located at Assessor's Map 28B, Lots 488 & 489.
- b. **SE 023-1424, CON 023-367: 11 Alexander Lane, Map 30, Lot 045U**
Notice of Intent filed by Thomas Ferreira and Nicole Bourgeois to remove previously placed debris (i.e., yard and household items) within the Buffer Zone to a Bordering Vegetated Wetland (BVW) located on the southerly portion of the site; and the construction of an addition onto the existing single-family dwelling that will be within the Buffer Zone to the BVW. All work located at Assessor's Map 30, Lot 045U.
- c. **SE 023-___, CON 023-368: 43 Reservation Road, Map 29A, Lot 351**
Notice of Intent filed by Natalie Caetano for a retroactive approval of a paved driveway and to construct a circular area approximately 16'x16' landing for sitting and bird watching. Work to take place in Land Subject to Coastal Storm Flowage (LSCSF), FEMA Zone VE, EL.16', Buffer to BVW, Coastal Dune, Salt Marsh, and Coastal Beach all at Assessor's Map 29A, Lot 351.

- d. **SE 023-1426, CON 023-369: Goulart Memorial/Causeway, Map 43A**
Notice of Intent filed by James Clancy of Eversource Energy for the construction, reconstruction, and maintenance of the following structures associated with and essential to an electric generating facility. Work to take place within Land Under the Ocean (LUO), Coastal Beach, Coastal Dune, Coastal Bank, Salt Marsh, Land Containing Shellfish, Isolated Land Subject to Flooding (ISLF), and Land Subject to Coastal Storm Flowage (LSCSF) at Assessor's Map 43A.
 - e. **SE 023-____, CON 023-371: 217 Alden Road, Map 36, Lot 085**
Notice of Intent filed by Shaun DeGrace for a concrete patio (13'x47') with drainage in the back of the house, an extension of the asphalt driveway (30'x15') and add a 6' fence within 100 ft. to the Bordering Vegetated Wetlands (BVW). Work to take place within Buffer Zone to BVW at Assessor's Map 36, Lot 085.
 - f. **SE 023-____, CON 023-373: 481 Sconticut Neck Road, Map 29, Portion of Lot 27 ("Lot 2")**
Notice of Intent filed by Antone & Donna Arruda to construct a single-family dwelling, including a paved driveway, utilities, and grading. The wetland boundary was approved by the Conservation Commission under an Order of Resource Area Delineation (ORAD) issued July 26, 2023; much of the lot is located within the 100-foot wetland buffer at Assessor's Map 29, Portion of Lot 27 ("Lot 2").
5. **Violations/Enforcement Orders/Cease and Desist Notices**
 - a. **EO 023-019: 6 Jeannette Street, Map 34A, 62K:** BVW Delineation Spring 2023; Commission awaiting restoration plan; discuss stay of fines
 - b. **EO 023-020: 8 Jeannette Street, Map 34A, Lot 62P:** BVW Delineation Spring 2023; Commission awaiting restoration plan; discuss stay of fines
 6. **General Business**
 - a. Bills
 - b. Next Meeting: Monday, September 25, 2023 (Executive Session & Violations)
 - c. Next Site Visit Date: Tuesday, September 26, 2023
 - d. Next Public Hearing: Tuesday, October 10, 2023
 9. **Any other business** that may properly come before the Commission not reasonably anticipated 48 hours in advance of the meeting.
 10. **Motion to adjourn**

Jay Simmons, Chair

Fairhaven Conservation Commission

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