



FAIRHAVEN SELECT BOARD AGENDA

July 17, 2023, 6:30 p.m.

Town Hall – 40 Center Street – Fairhaven

The meeting can also be viewed on Channel 18 or on FairhavenTV.com

FAIRHAVEN TOWN CLERK
BOUD 2023 JUL 13 PM 2:55

On March 24, 2023, the bill to extend Open Meeting Law regulations governing remote participation has passed MA legislation and been signed by the Governor. This bill will allow remote and hybrid meeting options for public bodies through March 31, 2025.

Pursuant to an amendment to Town Bylaw Chapter 50 § 13, all government meetings are available through web/video conference and are recorded.

A. EXECUTIVE SESSION

Pursuant to G.L. c. 30A, § 21(a)(3) To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares (New England Preservation and Development, LLC/Mayo v. Fairhaven)

RETURN TO OPEN SESSION 7:00PM

B. PUBLIC HEARING – 7:00PM – Continued from April 18, 2023

Eversource: petition for FO pole installation and conduit under public road; Causeway Rd. and Alder St.

C. MINUTES

1. Approve the minutes of June 5, 2023 – Open Session

D. TOWN ADMINISTRATOR

1. Benoit Square Update (MassDOT)
2. Goulart Memorial Bridge: Contractor update
3. Staffing Updates
4. Staff Liaisons for Boards/Committees/Commissions
5. Town Departments Municipal Aggregate for natural gas
6. Town Departments review of fees
7. Council on Aging Intergenerational event on August 23, 2023
8. MassDOT Sumner Tunnel route detour
9. Mass DEP Title 5 phase changes
10. Legislation on Cable PEG costs
11. Other

E. ACTION / DISCUSSION

1. Historic Commission Appointment request: Richard George Martin
2. Special 3-Day Liquor License: Our Lady of Angels Catholic Association Feast, September 2-4, 2023
3. Change of Corporate Name/Structure: Gene's Seafood Inc.
4. Event Request: Conrad Roy III 5K on Saturday, September 9, 2023
5. Pledge of Collateral for Mike's Restaurant: Change to Bay Coast Bank
6. ARPA Update and Funding
7. Disposal of Surplus Property Policy
8. Set Special Town Meeting Date
9. Government Meeting recording policy discussion

F. CORRESPONDENCE

1. Buzzard's Bay Coalition 2022 State of Buzzards Bay report
2. Eversource Notice of Five-Year Vegetation Management Plan (VMP)

Subject matter listed in the agenda consists of items reasonably anticipated (by the Chair) to be discussed. Not all items listed may be discussed and other items not listed (such as urgent business not available at the time of posting) may also be brought up for discussion in accordance with applicable law.

G. COMMITTEE LIAISON REPORTS

H. PUBLIC COMMENT

I. BOARD MEMBER ITEMS

J. NEWS AND ANNOUNCEMENTS

1. The next regularly scheduled Select Board meeting is *Monday, August 21, 2023* at 6:30 p.m., Town Hall Banquet Room

ADJOURNMENT

<https://us06web.zoom.us/j/89485993911?pwd=OFd5MzJvVnBxQkxLzdQcFRlbVMQQT09>

Log on or call 1-929-205-6099, Meeting ID: 894 8599 3911, Passcode: 330130

Fairhaven Select Board Public Hearing Notice

**Notice is hereby given that the Fairhaven Select Board will conduct a
Public Hearing in the Town Hall 40 Center Street, Fairhaven, MA**

The purpose of the hearing will be to install 2 new FO poles on Causeway Rd, 1 new FO pole on Alder St, approximately 80' of conduit under public Road on Alder St, Fairhaven. The overall purpose is to increase reliability to West Island, Fairhaven

For:

**Eversource
NSTAR Electric
d/b/a Eversource Energy**

April 4, 2023
RE: 4412416

Select Board
Town of Fairhaven
Town Hall
40 Center Street
Fairhaven, MA 02719

Dear Select Board Members:

Enclosed is a petition to install 2 new FO poles on Causeway Road, 1 new FO pole on Alder St, approximately 3207 feet of conduit under the public road and 10 new manholes on Goulart Memorial Drive, and approximately 80' of conduit under public road on Alder Street, Fairhaven.

This proposed location is to increase reliability to West Island in Fairhaven. This petition will require a notice to abutters and a hearing.

Will you please present this petition before the Board for customary action and approval?

If you have any questions, please email Jessica.elder@eversource.com.

Warm Regards,

Jessica Elder

Jessica Elder
Right of Way Agent
NSTAR Electric
d/b/a EVERSOURCE ENERGY

**FAIRHAVEN SELECT BOARD****Meeting Minutes****June 5, 2023-DRAFT**

Present: Chair Leon Correy, Clerk Stasia Powers, Select Board member Keith Silvia, Select Board member Robert Espindola, and Town Administrator Angie Lopes Ellison.

Not Present: Vice-Chair Charles Murphy Sr.

The meeting was videotaped by Cable access and Zoom meeting application.

Mr. Correy opened the Select Board meeting at 6:30PM

A moment of silence was observed for Frances Cox Sr.

MINUTES

Motion: Mr. Espindola motioned to accept the Open Session minutes of April 18, 2023. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to accept the Open Session minutes of May 1, 2023. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to accept the Executive Session minutes of May 1, 2023. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to accept the Open Session minutes of May 6, 2023. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to take the Town Administrator Report out of order, Ms. Powers seconded. The motion passed unanimously (4-0-0).

TOWN ADMINISTRATOR REPORT

Ms. Ellison updated the Board on:

- Staffing updates: The Town is staffing for Town Planner and Finance Director/Treasurer/Collector. There may also be some shifts in clerical staffing and cross training for coverage of offices.
- FairhavenTV won the 2023 Hometown Media Award for the “Best Magazine Show”
- The Rogers School clean up date was rescheduled to June 10, 2023.
- Vineyard Wind Project: The work is in New Bedford Harbor and there will be vessels docked in Fairhaven waters for about a year starting July 1st. The Harbormaster is working with Ms. Ellison on a fee structure and agreement. Concerns include hurricane season.

Public Hearings:

The Public Hearing for change of manager, Paul’s Sports Corner, Inc. was opened at 6:40PM

Mr. Correy read the notice into record, change of manager from Nancy Gordon to Michael Scott Landry.

No Public Comment was received

The Public Hearing for change of manager, Paul’s Sports Corner, Inc. was closed at 6:42PM

Motion: Mr. Espindola motioned to approve the change of manager for Paul's Sports Corner, Inc, from Nancy Gordon to Michael Scott Landry. Ms. Powers seconded. The motion passed unanimously (4-0-0).

The Public Hearing for Blue Stream Shellfish, LLC's application to install a shellfish nursery in municipal waters was rescinded by the requestor.

TOWN ADMINISTRATOR REPORT (continued)

- Zach Fentross from Marcum LLP joined via zoom to review the FY22 audit report and management letter. The Board asked questions about the opinions in the report for Fiscal Year 2022 and details of the management letter. The management letter contains recommendations and Mr. Fentross pointed out that differences in format are attributed to methodology of report preparation some recommendations may have previously been verbally reviewed and are in the letter. (*Attachment A*). He thanked Anne Carreiro and Wendy Graves for their preparation and timely response to their requests during the audit.
- The Select Board Retreat is scheduled for Saturday, July 15th from 9am-3pm. Mr. Correy stated his concern about spending funds for a retreat. Ms. Ellison explained the purpose and that the cost was under one-thousand dollars. Mr. Espindola asked if the start time could be earlier. Ms. Ellison will check with the facilitator on an earlier start time.

Mr. Espindola asked follow-up questions after Ms. Ellison completed her report regarding a request for Fairhaven Wind reports, the status of the Good Energy Municipal Aggregation presentation and a letter from the Police Brotherhood regarding Collective Bargaining Concerns.

Ms. Ellison explained the Fairhaven Wind reports would be forwarded to the Board once they are received, the Good Energy presentation was moved to June 20th at their request due to negotiations in other towns and collective bargaining is not open for discussion tonight; it has been discussed in previous Select Board meetings.

Fairhaven Fire Fundraiser for Muscular Dystrophy

This informational piece sent to the Board requires no vote or action to be taken.

Conservation Restriction request from Buzzards Bay Coalition: Salt Winds

Allan Decker from the Buzzards Bay Coalition (BBC) reviewed the proposal to hold over three acres of land on Sciticut Neck Road (*Attachment B*). The BBC acquired part of the land and the Town assigned the rights to BBC in July 2022. The other portion shown on the map was sold and the property owner placed it under a conservation restriction. Town Meeting voted to approve the use of Community Preservation Commission funds in May 2023 for this project.

Motion: Mr. Espindola motioned to grant a conservation restriction to Salt Wind at 732 Sciticut Neck Road as outlined in the deed Fairhaven CR #20. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Event Procession Approval: Our Lady of Angels, Saturday, September 2nd and Monday, September 4th

This is for use of town and portions of state roads for the procession of the Our Lady of Angels Feast on Saturday, September 2nd and then on Monday, September 4th. An event request will be sent for a future agenda.

Motion: Mr. Espindola motioned to approve the use of town and portions of state roads for the Our Lady of Angels Procession to be held on September 2, 2023 and September 4, 2023 in accordance with the attached documents (*Attachment C*). Ms. Powers seconded. The motion passed unanimously (4-0-0).

Intermunicipal Agreement: Public Health Excellence Grant

Ms. Ellison explained this is a grant used for shared services in New Bedford, Fairhaven and Acushnet through the Board of Health.

Motion: Mr. Espindola approve the intermunicipal agreement. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Board, Committee, Commission alternate positions

Ms. Ellison advised the Board this is a follow-up to the previous meeting during discussion of the Conservation Report and Town Counsel's recommendation to only have alternate or associate members when statutorily required.

Appointment of Boards and Committees

The Board reviewed the appointment requests from existing members and new applicants and made the following appointments:

Motion: Mr. Espindola motioned to appoint Mark Badwey as Art Curator for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Kelly Smith as Assistant Art Curator for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Doug Brady to the Bell Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Lee Baumgartner to the Bell Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Nils Isaksen to the Bell Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Jacqueline Kenworthy to the Bell Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Helena Oliveira to the Bell Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Jessica Fidalgo to the Belonging Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Laura Barillaro to the Belonging Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Rachel Medeiros to the Belonging Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Eryn Tomascik to the Belonging Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Gregory Weider to the Belonging Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Amy Roderick to the Bikeway Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Tim Garcia to the Bikeway Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Will Gardner to the Bikeway Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Chip Hawthorn to the Bikeway Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Sean Powers to the Broadband Study Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Alyssa Botelho to the Broadband Study Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Sean Daly to the Broadband Study Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Barbara Acksen to the Cable Advisory Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Maria Carvalho to the Cable Advisory Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Ronnie Medina to the Cable Advisory Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint John Methia to the Cable Advisory Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Cathy Melanson to the Capital Improvement Planning Committee for a term to end May, 31, 2026. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Ann Richard and Terrence Meredith to the Community Preservation Commission for a term to end May, 31, 2026. Ms. Powers seconded. The motion passed unanimously (4-0-0).

The Board reviewed the list of applicants for the Conservation Commission. Chelsea Isherwood spoke to the Board regarding her application and interest.

After discussion, the Board tabled appointments to the Conservation Commission in order to have applicants come and speak to their interest in joining the Conservation Commission at the June 20th meeting and also review the legal opinion from the prior meeting's executive session.

Motion: Mr. Espindola motioned to take Item I, Special Election Results out of order. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Special Election Results

Interim Town Clerk Elisabeth Horan reviewed the unofficial results from the Town's Special Election. The Town had 16.6% of registered voters casting votes as follows:

Ballot Question: *Operating Budget Proposition 2 ½ Override Ballot Question, Shall the Town of Fairhaven be allowed to assess an additional \$450,000 in real estate and personal property taxes for the fiscal year beginning July first, two thousand twenty-three.*

YES – 690 votes

NO – 1423 votes

Mr. Correy thanked Ms. Horan for preparing the results.

Appointment of Boards and Committees (continued)

The Board reviewed the appointment requests from existing members and new applicants and made the following appointments:

Motion: Mr. Espindola motioned to appoint Joan Mello to the Council on Aging for a term to end May, 31, 2026. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Lisa Breese, Wendy Drumm and Jennifer Frasier to the Cultural Council for a term to end May, 31, 2026. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Mr. Correy advised the Board he would abstain from the vote for Economic Development Committee (EDC) based on his past relationship with Mr. Hinds. The Board discussed the number of members to appoint, concerns on perceived conflict of interest for an EDC member to be on the Planning Board as well. Cathy Melanson addressed the Board and clarified the roles of the EDC. Ms. Ellison advised the Board that Town Counsel had reviewed the concern about a conflict of interest and did not find there to be one.

Motion: Mr. Espindola motioned to appoint Cathy Melanson, Patrick Carr, Suzanne Dwyer, Karyn Ferreira and John Hinds to the Economic Development Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (3-0-1, Leon Correy abstained).

Motion: Mr. Espindola motioned to appoint Maria Carvalho, Cristina Pinto, Jenny Fialho, Krystyn Caisse and Tanya Henicke to the Lagoa Friendship Pact Committee for a term to end May, 31, 2025. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Michael McNamara, Andrew Jones, Michelle Porter, David Hebert and Robert Pink, Jr. to the Marine Resources Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Nils Isaksen, Beverly Rasmussen, Doug Brady and Susan Loo to the Rogers Reuse Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Tim Garcia, Ann Richard, Susan Spooner, Karen Gent, Christin Ritz and Laura Gardner to the Sustainability Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

The Board reviewed the number of appointment vacancies on the Zoning Board of Appeals (ZBA) and perceived conflict of interest between ZBA and the Planning Board. Cathy Melanson addressed the Board on this item and advised that the ZBA does not handle all Planning Board issues, they address zoning issues throughout the Town.

Motion: Mr. Espindola motioned to appoint Ruy DaSilva to the Zoning Board of Appeals a term to end May, 31, 2028. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Patrick Carr to the Zoning Board of Appeals for a term to end May, 31, 2026. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Andrew Romano to the Zoning Board of Appeals for a term to end May, 31, 2026. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to appoint Andrew Romano to the Cable Advisory Committee for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Appointment of Constables

The Board reviewed the list of Constables and made the following appointments:

Motion: Mr. Espindola motioned to appoint Steven Borges, Matthew M. Botelho, Pamela A. Bourgault, Richard E. Ferreira, Joseph Latimer, Robert F. Jones, Kevin W. Kobza, Lawrence Machado, Scott McGarty, David Miller, Nicholas Sylvia, Herve W. Vandal, Jr. and Milan Whitaker as Constables for the Town of Fairhaven for a term to end May, 31, 2024. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Hedge Street Phase 3 Budget Amendment

Ms. Ellison advised the Board that this item allows for the transfer of any salary not expended back to the Hedge Street Phase 3 construction project.

Motion: Mr. Espindola motioned to request the Executive Office of Housing and Livable Communities transfer \$11,205.63 in surplus CDBG administrative funds to the Hedge Street Phase 3 construction project and to authorize the chair to sign the related documents. Ms. Powers seconded. The motion passed unanimously (4-0-0).

Southeastern Massachusetts Metropolitan Planning Organization (SMMPO) Appointment

The Board had previously recommended Ms. Powers consider applying for consideration to be appointed to the SMMPO representing the Town of Fairhaven.

CORRESPONDENCE

- Mass. Dept. of Agricultural Resources (MDAR) notice of Eversource's Vegetation Management Plan
- Public Notification: Status Report Cumberland Farms Station V0015 to MassDEP
- SRPEDD selected to host an American Connections Corps (ACC) member for 2023-24 Program Year
- Fort Phoenix Beach Clean-up

COMMITTEE LIAISON REPORTS

Mr. Espindola reported:

Updates from the Broadband Housing Authority and recent Request for Proposal and Fairhaven Bikeway Committee (**Attachment D**).

Ms. Powers had no meetings to report

Mr. Correy reported:

Broadband-Digital Equity contract had revisions from to be completed by and sent back at the state level for approval.

Mr. Silvia had no meetings to report

PUBLIC COMMENT:

No Public Comment received

BOARD MEMBER ITEMS

Mr. Espindola recognized Fairhaven TV for their recent awards and the work they do.

Ms. Powers reminded everyone about the All Board, Committee, Commission Meeting on Tuesday, June 13th at 6:00PM. Ms. Ellison added that all appointed and elected member should attend and sign in.

Mr. Correy thanked Bristol Agricultural High School and Greater New Bedford Regional Vocational Technical High School and Fairhaven High School for the graduation invitations. He will be speaking at the Little Free Library on June 19th for the Juneteenth Holiday. He also reminded everyone to get involved and thanked new volunteers.

Meeting adjourned at 9:51PM

Respectfully submitted on behalf of the Select Board Clerk (ah)

Attachments:

- A. Town of Fairhaven FY22 Management Letter**
- B. Salt Winds Conservation Restriction**
- C. Our Lady of Angels Event Procession Request**
- D. Committee Liaison Report – Robert Espindola**

Approved on _____, 2023

DRAFT



Goulart Memorial Bridge: Contractor update



GOULART MEMORIAL BRIDGE AND CAUSEWAY

Planning for Maintenance and Resiliency

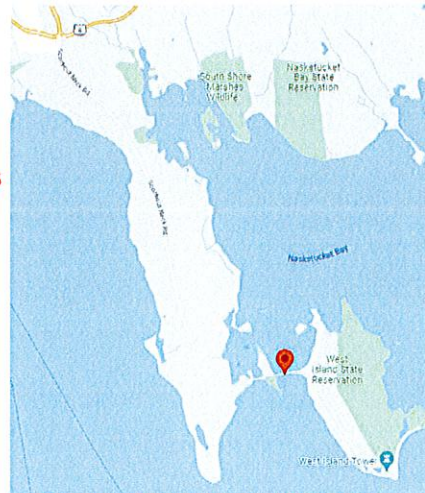
Project Manager: Eric Ohanian, PE

Tighe&Bond

1

PRESENTATION OUTLINE

- Introduction
- Site Constraints
- Short term considerations
- Long term considerations
- Options
- The Big Picture
- Discussion



<https://www.google.com/maps/@41.1928035,47.7122670,21.505029,8%22W/@41.602978,-70.9613728,13t/data=!3m1!1e3!3m2!1s41.5965533,-70.8416111>

Tighe&Bond

2

PURPOSE OF STUDY

- Review condition of existing bridge and causeway
- Evaluate short term rehabilitation/repairs
- Evaluate long term rehabilitation/repairs
- Regulatory compliance review: potential climate change and sea level rise

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3

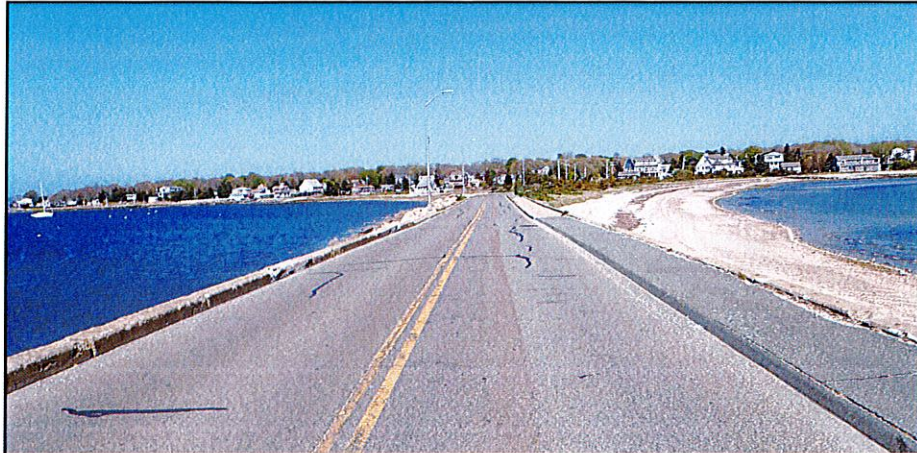
SITE CONSTRAINTS

- Existing Causeway
- Sconticut Neck Approach
- Hoppy's Landing
- Marina
- Existing Bridge
- West Island



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4



SHORT TERM CONCERNS

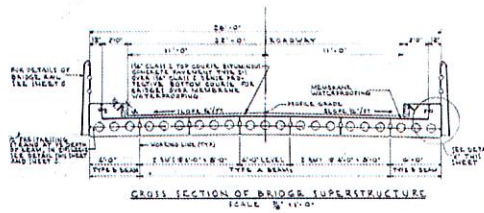
Condition of Bridge/ Rehabilitation
 Condition of Causeway
 Safety Concerns- Causeway Protection

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5

EXISTING BRIDGE

- **Constructed 1970**
- **On 1920 abutments**
- **Prestressed butted box beams**



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6

BRIDGE CONDITION

Rated "5" by MassDOT

9	EXCELLENT
8	VERY GOOD
7	GOOD
6	SATISFACTORY
5	FAIR
4	POOR
3	SERIOUS
2	CRITICAL
1	IMMINENT FAILURE
0	FAILED

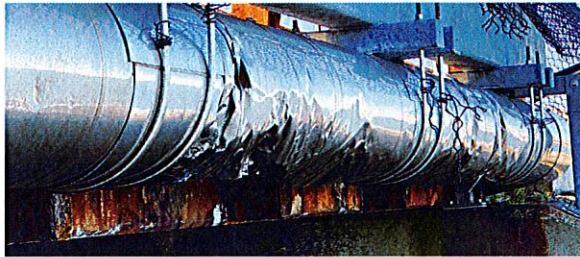
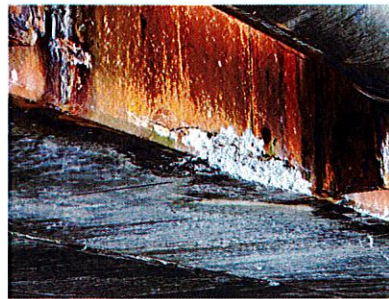


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7

BRIDGE CONDITION

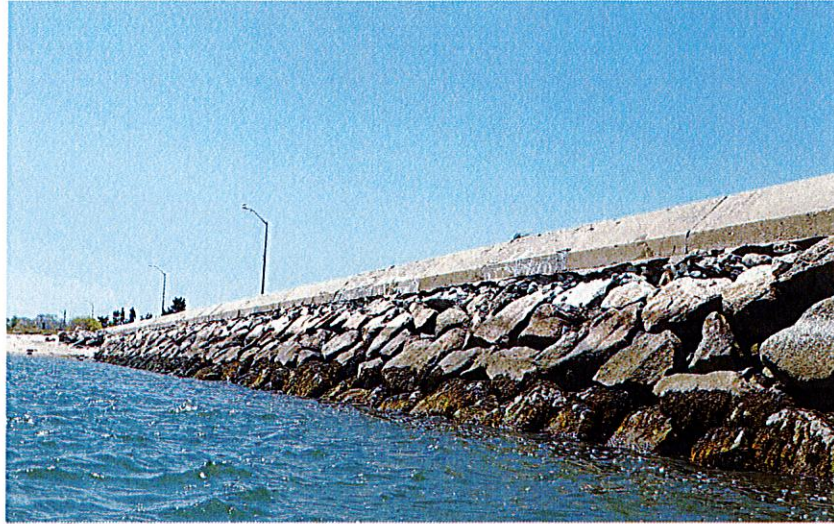
Errant Vessel Damage and Repair



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8

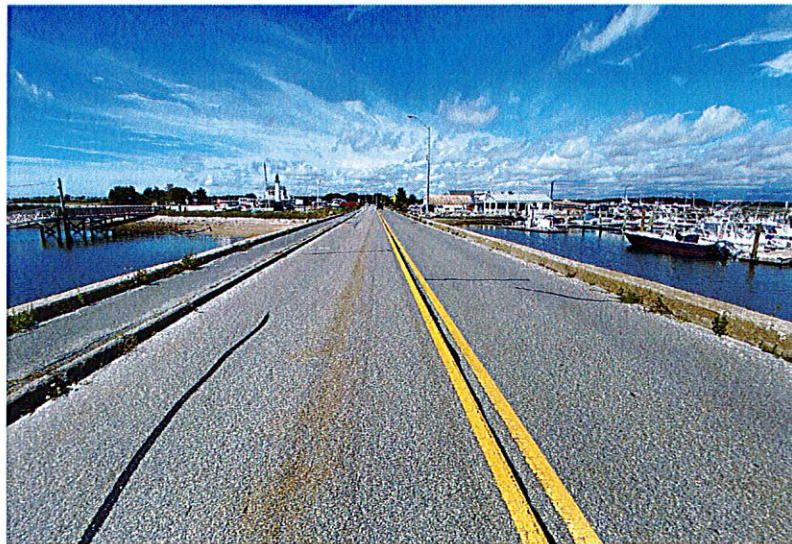
CAUSEWAY SETTLEMENT



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9

SAFETY ON CAUSEWAY AND BRIDGE



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10

SUBSTANDARD ROADWAY WIDTHS/ SIDEWALKS/ ACCESS FOR CYCLISTS



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11

MAINTENANCE OF UTILITIES



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12



LONG TERM CONCERNS

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13

SEA LEVEL RISE



<https://www.patricedger.com/story/news/2011/08/29/massachusetts-sizes-up-what-hwa/400395007/>

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14

RESILIENCY OF CONNECTION TO WEST ISLAND



<https://www.wbo.com/1519053>

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15



OPTIONS

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16

ADDRESSING SHORT TERM CONCERNS

Safety/ Highway Barrier

**Bridge Rehabilitation / Replacement
(in kind)**

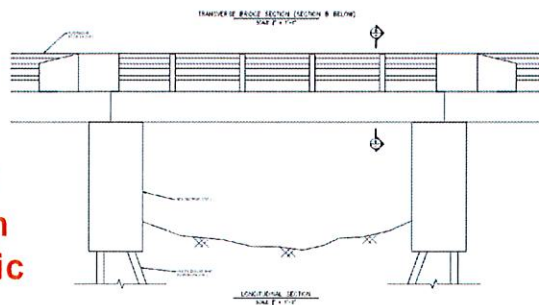
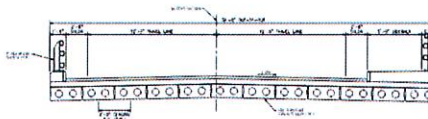
ADDRESSING LONG TERM CONCERNS

**Bridge Replacement
(higher elevation)**

Raised Causeway

BRIDGE REPLACEMENT (IN KIND)

**Design to meet
current standards**



Consider

- **Roadway width**
- **Causeway width**
- **Temporary traffic**
- **Service life**



21



22



23

HOW MUCH HIGHER?

- FEMA 10-yr high tide Elevation 6.7'
 - 1.0' Storm Surge
 - 3.5' Wave Height
 - 1.0' Freeboard
 - 3.25' Sea-level rise (Year 2100)
 - 4.0' Superstructure depth

 - Top of Roadway Elevation 19.5' (proposed)
 - Top of Roadway Elevation 9.1' (existing)
- $\Delta = 10.4'$ higher

or $\Delta = 7.2'$ higher (excluding SLR)

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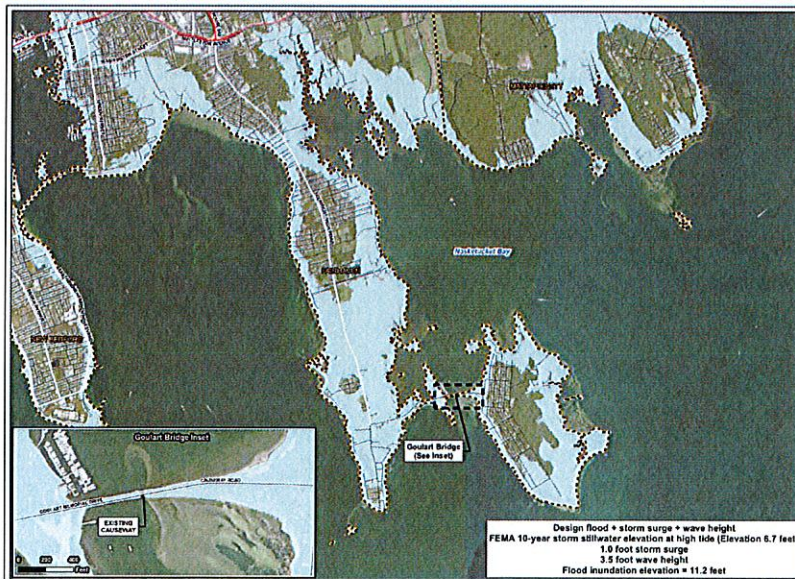


THE BIG PICTURE

Tighe&Bond

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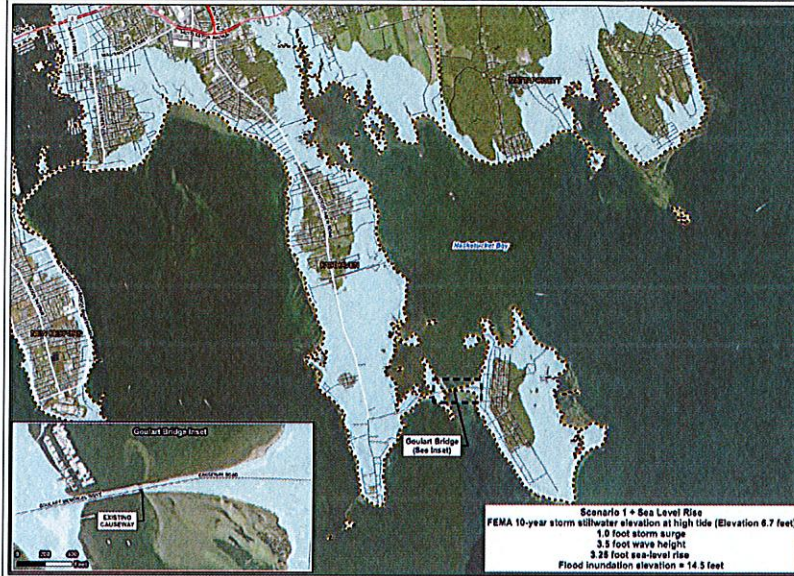
THE BIG PICTURE – PHASED IMPROVEMENTS



Tighe&Bond

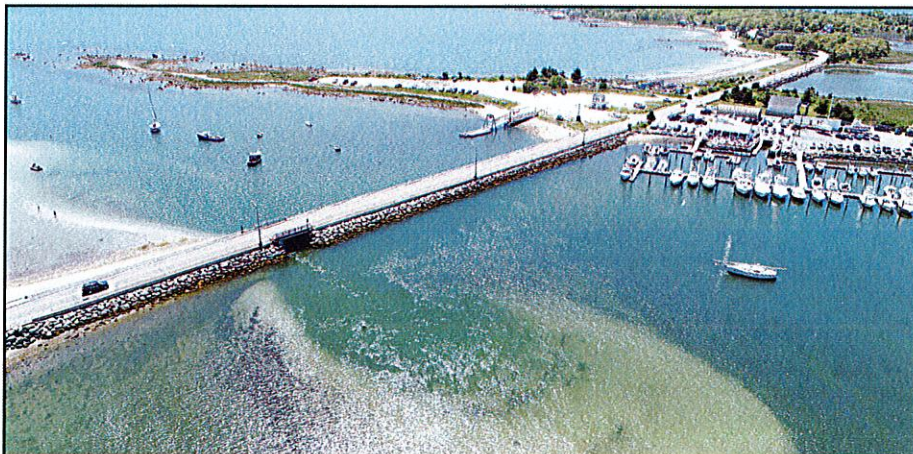
26

THE BIG PICTURE – PHASED IMPROVEMENTS



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27



DISCUSSION

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Staff Liaisons for Boards/Committees/Commissions

Board	SB Member / TA	Staff Liaison
Affirmative Action Officer	Angie Lopes Ellison	Angie
Art Curator		
Belonging Committee	Leon Correy	Cam Durant
Bikeway Committee	Bob Espindola	
Board of Assessors		Joanne Correia
Board of Health		Dave Flaherty
Board of Public Works		Vinnie Furtado
Bristol County Advisory Board	Stasia Powers	
Broadband Study Committee	Bob Espindola	Derek Frates
Cable Advisory Committee	Leon Correy	Derek Frates
Capital Planning Committee	Leon Correy	Anne/Finance Dir.
Commission on Disability	Keith Silvia	Cam Durant
Community Preservation Commission		Planning Director
Conservation Commission		Bruce Webb
Council on Aging		Martha Reed
Cultural Council		
Economic Development Committee	Stasia Powers	Planning Director
Fair Housing Coordinator	Charlie Murphy	
Finance Committee		TA/Finance Dir
Historical Commission	Keith Silvia	
Lagoa Friendship Pact Committee	Charlie Murphy	
Local Emergency Planning Committee	Angie Lopes Ellison	
Marine Resources Committee	Keith Silvia	Tim Cox
Millicent Library Board of Trustees	Stasia Powers	
Planning Board		Planning Director
Procurement Officer	Angie Lopes Ellison	
Retirement Board		Anne C/Tim Cox
Rogers Reuse Committee	Keith Silvia	
Sister City Committee	Charlie Murphy	
Southcoast Bikeway Alliance (SBCA)	Bob Espindola	
SRPEDD	Bob Espindola	
Southeastern Regional Transit Authority Board (SRTA)	Leon Correy	
Sustainability Committee		Bruce Webb
Zoning Board of Appeals		Randy Bassett



Council on Aging Intergenerational event on August 23, 2023

**AUGUST
23**

SPECIAL EVENT!

INTERGENERATIONAL FIELD DAY



**DOROTHY COX
ICE CREAM!**



COOKOUT!

ARE YOU READY FOR FUN ?!

SENIORS & THE KOOL KIDS

PROGRAM WILL FACE OFF IN A FUN

FILLED FIELD DAY!

10AM - 3PM

**CALL TO
REGISTER BY
AUG. 18TH**



MAGIC SHOW

GAMES



ANY QUESTIONS & TO SIGN UP PLEASE CALL 508.979.4029



Fairhaven

Massachusetts

Published on *fairhavenma* (<https://www.fairhaven-ma.gov>)

[Home](#) > Sumner Tunnel Closure July 5th to August 31st 2023

Sumner Tunnel Closure July 5th to August 31st 2023



Sumner Tunnel Closure and Detour

The Sumner Tunnel will be closed seven days a week from July 5th 2023 to August 31st 2023. During this time, traffic will be diverted through signed detour routes.

Additional information can be found [HERE](#)

Source URL: <https://www.fairhaven-ma.gov/home/news/sumner-tunnel-closure-july-5th-august-31st-2023>



MassDEP Title 5 phase changes

June 21, 2023

Good afternoon –

This message is sent to inform you that MassDEP will be filing the final Watershed Permit Regulations, 314 CMR 21.00, and Title 5 Natural Resource Nitrogen Sensitive Area Regulations (“NSA”), 310 CMR 15.214 and 15.215, with the Secretary of the Commonwealth this Thursday, June 22, 2023. These regulations will become effective on July 7, 2023.

MassDEP carefully considered input from over 1,000 public comments, 5 public hearings, 4 information sessions, and more than 45 meetings with municipalities and regional groups and made a number of revisions that have been incorporated into the final regulations. The regulations only address watersheds on Cape Cod. Watersheds on Cape Cod with an EPA-approved TMDL will be automatically designated as NSAs upon the effective date. MassDEP will continue to work with communities on the South Coast and the Islands to plan for and address nutrient pollution to embayments and estuaries and to consider appropriate steps to ensure timely action is taken to address water quality issues.

The two-year period following NSA designation is the Notice of Intent and Application Period for communities. The five-year upgrade requirement for existing Title 5 systems does not begin until the end of that two-year period; for new construction, the requirement for installing the Best Available Nitrogen Reducing Technology begins six months after the NSA designation. The enhanced treatment requirements for both existing systems and new construction will be suspended for designated watershed areas upon the timely filing of a Notice of Intent or an application for a Watershed Permit or De Minimis Nitrogen Load Exemption by the affected municipality or municipalities with the Department.

MassDEP is making the regulations and supporting materials available on our website ahead of filing and publication with the Secretary of the Commonwealth, as we know there is a great deal of interest from the stakeholders impacted by the regulations: [310 CMR 15.000: Septic Systems \("Title 5"\) | Mass.gov](#) and [314 CMR 21.00: Watershed Permit Regulations | Mass.gov](#). The website includes a Response to Comments document and other documents explaining changes made to the draft regulations in response to the many helpful comments. Those changes include several that are intended to facilitate issuance of a Watershed Permit.

If you have any questions, please contact Gerard Martin, MassDEP Southeast Region Deputy Regional Director for the Bureau of Water Resources at 857-207-0640. Alternatively, you may also reach out to the Title 5 Hotline at 617-292-5673, or send an email to DEP.Title5@mass.gov.

Thank you,
Jen

Jennifer Viveiros
Deputy Regional Director- Administrative Services
MassDEP Southeast Regional Office
20 Riverside Drive
Lakeville, MA 02347

Monday, July 17, 2023



Legislation on Cable PEG costs



Angie Lopes Ellison
Town Administrator

Town of Fairhaven
Massachusetts
Office of the Town Administrator
40 Center Street
Fairhaven, MA 02719

Tel: (508) 979-4023
alopesellison@fairhaven-ma.gov

July 10, 2023

The Honorable Tricia Farley-Bouvier
The Honorable Michael O. Moore
Joint Committee on Advanced Information Technology, the Internet and Cybersecurity
24 Beacon St., Room 109-B
Boston, MA 02133

Dear Chairs Farley-Bouvier and Moore:

The Town of Fairhaven and Fairhaven Cable Access television continues to stay true to our mission: Providing informational, educational and community-based content on our three access channels. These local channels are essential assets for the residents of Fairhaven to view government meetings, community events, and virtual events around town, as well as receive emergency and timely updates and resources available from town departments. We've received great feedback from other departments, boards, committees and residents who credit Fairhaven cable access as being an essential piece of keeping town government running in respect to participation and open meeting laws during and after the pandemic.

The Town of Fairhaven urges you to act favorably on Bills H.74 and S.34 - *An Act to Modernize Funding for Community Media Programming*. With Massachusetts cable subscriptions steadily declining, the essential revenue from franchise fees has also declined. Bills H.74 and S.34 would update the law to mirror unrelenting technological advances, allowing Fairhaven to keep pace and deliver local information and entertainment to our residents.

With Massachusetts cable subscriptions steadily declining, the essential revenue from franchise fees has also declined. Those still maintaining cable subscriptions are then charged more for a service that is truly shared by all members of a community. This process needs updating. Bills H.74 and S.34 would change the law to mirror our current technology with streaming services, engaging such enterprises to contribute to this essential municipal function. Diversifying the revenue streams for local cable programming will not only allow Fairhaven and other communities to deliver important local information and entertainment to our residents, but also expand our scope to film more boards, meetings, public events, and other community engagement activities that make our town the great place that it is.

Fairhaven Access TV provides covers and broadcasts more meetings than any other access station in the commonwealth. **302** government meetings and **25** related shows and Public Service Announcements were produced and aired in 2022 alone. Without these services Fairhaven would need to absorb the cost of municipal production and access to technology for residents would likely cease entirely. If H.74 and/or S.34 were to become law, the funds collected would allow Fairhaven Access TV to continue operations well into the future as well as provide much needed funding for municipal communications projects.

An Act to Modernize Funding for Community Media Programming makes sense for Massachusetts municipalities. I ask that you pass the bill along with a favorable recommendation.

Sincerely,

Angeline Lopes-Ellison
Town Administrator



**Historic Commission Appointment request:
Richard George Martin**

MEMORANDUM

Full Name: Richard George Martin

How long have you been a Fairhaven resident: 6 months

What Board(s)/Committee(s) are you interested in joining, what is your reason for joining: Fairhaven Historical Commission. I hope with my time, talents and

demonstrated leadership that I can contribute to preserving Fairhaven's proud heritage.

Have you attended a meeting of this Board or Committee: Yes

Have you (or are you currently) served on any Town of Fairhaven Boards: No

Interests and Qualifications:

I was born and raised in Brockton, MA. After graduating from high school in 1971, I enlisted in the U.S. Air Force and became an aircraft mechanic on active duty in Texas, the Philippines & Taiwan. Upon release from active duty I attended Massasoit Community College and then transferred to The University of Texas at Austin earning a Bachelor of Business Administration Degree and a commission in the U. S. Navy through the NROTC program. I attended flight school and earned my Naval Aviator "Wings of Gold" in 1982 destined for aircraft carrier duty in the S-3A Viking aircraft. After my three-year sea tour I was selected to be a flight instructor in the T-2B aircraft training naval flight officers. While in Pensacola I attended The University of West Florida enrolled in the MBA Program. Released from active duty in 1987, I was hired as a pilot for American Airlines where I served as a flight engineer, first officer and captain in various commercial aircraft for the next 24 years retiring in 2012. Concurrently I remained in the U. S. Navy Reserves and served in various billets and duty stations highlighted by my selection as the commanding officer, Naval Air Base Support Unit 0170, NAS JRB Fort Worth, TX leading a 120-person unit and deploying overseas supporting Operation Iraqi & Enduring Freedom in 2003. I retired from the Navy in 2007 as a Navy captain (O6).

I love all things genealogical and historical. I am a direct descendant of several Mayflower Pilgrims and a member of that society. Seventeen of my 6x & 7x great grandfathers served in the American Revolution. I served as the State of Arkansas Registrar in the National Society Sons of the American Revolution, Commander VFW Post 10483 and Veteran of the Year 2016, Senior Vice Commander Disabled American Veterans Chapter 5 Hot Springs AR and a 100% service connected disabled veteran. For more on my activities/talents check out the websites that I created and have managed over the years

<https://arssarweb.wixsite.com/arkansassar> <https://spikehsv.wixsite.com/vfw-post-10483> <https://spikehsv8.wixsite.com/dav5>

We have lived in Texas and Arkansas since 1991. This past year at the urging of my wife Monica we decided to move to Massachusetts to be closer to my family. My mother loved Fairhaven and she is buried in the Riverside Cemetery and my niece owns a house on Main Street. We purchased the Benjamin Coombs 1830 house in January and could not be happier. It's nice to know that my 11x great granduncle John Cooke was thought to be buried near my back yard.



Fairhaven

Massachusetts

July 17, 2023

Action Item

3- Day Special Liquor License All alcoholic beverages

Notice is hereby given that it is the intention of the Select Board to accept the 3-day special liquor license (all alcohol) for the Our Lady of the Angels Catholic Association.

The days will include: **Saturday 9/2/23 from the hours of 5 p.m.-12 a.m.**

Sunday 9/3/23 from the hours of 12 p.m.-12 a.m. and

Monday 9/4/23 from the hours of 12 p.m.- 10 p.m.

Request represented by: **Ann Catana for Our Lady of Angels**

7 Jesse St

Fairhaven, MA 02719

Town of Fairhaven
Select Board Office
40 Center St
Fairhaven, MA



TOWN OF FAIRHAVEN

APPLICATION FOR SPECIAL LICENSE

General Law Chapter 138, Section 14

Date: 6/26/23

To the Licensing Board:

The undersigned hereby applies for a SPECIAL LICENSE under provisions of Chapter 138, Section 14

to sell

All alcoholic beverages

(Beer and Wine)

or

(All Alcoholic Beverages)

93rd annual

For a O.L.O.A. Feast to be held at

7 Jesse St., Fairhaven, MA

by Our Lady of Angels Catholic Association

date Sat. 9/2/23

Sun 9/3/23

Mon 9/4/23

(5pm - 12am)

(12pm - 12am)

(12pm - 10 pm)

from

to

Name of Applicant: Ann Catana for Our Lady of Angels

Address of Applicant: Fairhaven, MA 02719

For a banquet or public dinner, the applicant should be responsible, manager of the banquet or public dinner.

For a picnic, field day or outing, applicant should be a representative of responsible organization or individual.

FEE:

Beer & Wine \$20.00

All Alcoholic \$35.00

EVENT NOTIFICATION FORM

Date: 5/24/2023

Francisca Heming, District One Highway Director
MassDOT, Highway Division
270 Main Street, Lenox, MA 02140

Dear Sir:

Please be advised that the Grantee(s) of this Event Our Lady of Angels has notified the Board of Selectmen/City Council, Local Police Department, Local Fire Department and if applicable the State Police of its intention to conduct road work/parade/race/ride or other events impacting State Highways on Route(s) Main St., no Rt Number in or through the City/Town(s) of Fairhaven benefiting St Mary's Church

The Grantee(s) of this Event understands that it must give the Police and Fire Departments at least 48 hours notice before the commencement of the proposed event.

The Grantee(s) must supply a Traffic Management Plan when the roadway is occupied and for all detours associated with said events to this Department and to all officials listed below. The Grantee(s) must notify the local and/or state police to set up a detour of this area with appropriate signs and barricades. The local Fire Department must be notified of the detour to ensure that measures will be taken to minimize disruption to the Fire Department's emergency service during the event. The Grantee(s) must also notify local media (newspapers, radio) of this proposed event.

The following signatures are required prior to the issuance of the Permit.

LOCAL POLICE DEPARTMENT

Signed: _____

Title: Lieutenant

City/Town: Fairhaven

FIRE DEPARTMENT

Signed: _____

Title: Fire Chief

City/Town: Fairhaven

BOARD OF SELECTMEN/CITY COUNCIL

Signed: _____

Title: Chair

City/Town: Fairhaven

STATE POLICE DEPARTMENT

Signed: _____

Title: Lieutenant

City/Town: SP District 11-1

NARRATIVE AND TRAFFIC MANAGEMENT PLAN

PERMIT APP. 5-2023-0366

Our Lady of Angels Catholic Association Religious Procession

Fairhaven, MA

Sept 2, 2023 between 6pm and 6:30pm and

Sept 4, 2023 between 1pm and 2:30pm

Contact: Gary Souza

Summary

Our Lady of Angels Catholic Association (OLOA) is a non-profit club associated with St Mary's Church in Fairhaven. We hold an annual Portuguese Feast on Labor Day weekend every year, except 2020 due to covid, for the past 93 years. In conjunction with the Feast we hold 2 religious processions on Main St in North Fairhaven and have for the past 93 years but only became aware last year that a permit from Mass Highway was required.

The Selectmen, through the Town Administrator also signed off of the Event Notification Form as well as the Fairhaven Fire/EMS and Police along with the Mass. State Police. OLOA will be liable for any expenses and hold the state harmless.

The Town of Fairhaven have been very supportive of this annual Labor Day weekend event throughout it's existence.

Location

Main Street is a 2 lane road controlled by the state but has no route number. Parking is allowed on both sides of the street and the road is lined with small businesses and homes. The area is patrolled by the Fairhaven Police Department.

Sept 2 Procession 6:00 pm to 6:30pm

This is a small procession encompassing no more than 35 people at the opening of the Feast. Participants gather on Main Street at Deane Street at the Direction of the Fairhaven Police Department. There will be no more than 35 participants who walk at a quick clip north on Main St to Main and Jesse St. Main St between Deane and Jesse (approx.. 2500 feet) will be closed for no more than ½ hour.

Traffic management and escort will be provided by 4 police officers with cruisers working the Feast detail as well as 4 officers with cruiser assisting from the patrol shift making a total of 8 Fairhaven police officers. Pedestrian and bicycle traffic will continue as normal on Main Street.

Sept 4 Procession 1pm to 2:30 pm

The Sept 6 procession will have approx.. 100 participants included club members, state and local elected officials, clergy, 2 bands and parishioners carrying religious statues. The pace will be slower due to the difficulty of carrying heavy religious statues.

Participants will gather on Main Street at Jesse St in front of St Mary's Church with the one block area of Main Street blocked off by police officers and cruisers.

There will be at a minimum 8 police officers assisting with traffic control and ensuring the safety of participants during the entire procession.

Participants will walk south on Main Street to Howland Rd, turn left (east) on Howland Rd for approx. 50 feet then go left (north) on Adams St for approx. 100 feet before rejoining Main Street. The procession will then head north on Main St to the parking lot of St Mary's Church at the corner of Main and Jesse Street.

Traffic on the 50 feet of Howland Rd will be blocked for no more than 5 minutes.

Signage and Police

Message Boards:

Message Boards will be placed at least 1 week prior to events to warn motorists of the closure of Main St. Locations will be at the following approaches:

1. Main St NB
2. Main St SB
3. Adams St NB

Message Boards will read in 2 frames the week before the procession 1. Main Street Closed; 2. 9/2 & 9/4

Message Boards will read in 2 frames during the procession 1. Main St Closed & 2. Follow Detour

The Fairhaven Police Department has arranged with the Fairhaven Public Works department for Detour signs with arrows to be placed:

Traffic Southbound on Main St:

1. Main St and Howland Rd
2. Howland Rd and Sycamore St
3. Sycamore St and Howland Rd

Traffic Northbound on Main or Adams Sts:

1. Main and Adams at Howland Rd
2. Howland Rd at Alden Rd

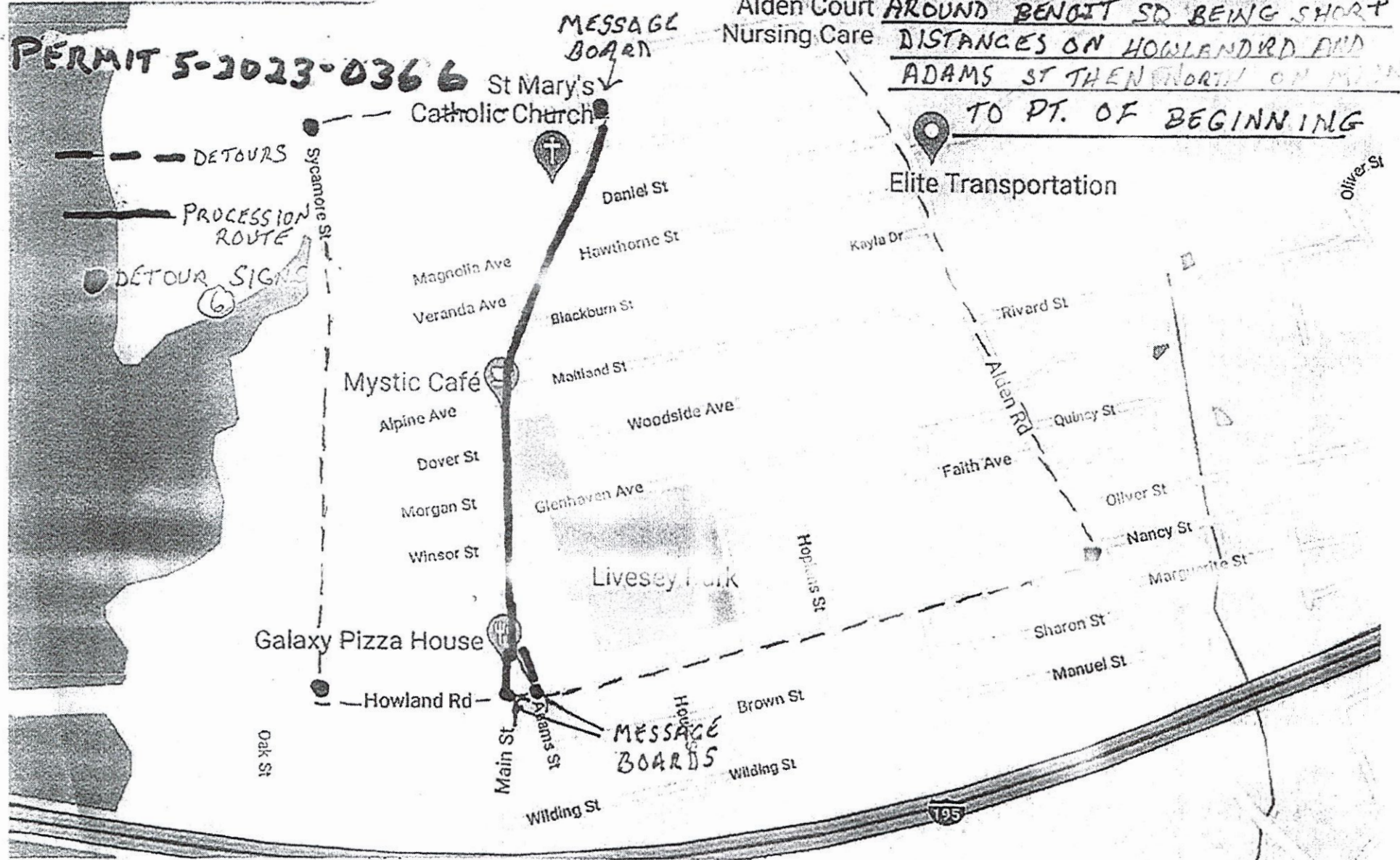
We will provide END DETOUR signs on Alden Rd NB in advance of Main Stand on Howland Rd in advance of Main Street

Police

One police officer and cruiser will be posted at Main and Harding Rd and two with cruisers at Main and at Adams sts at Howland Rd. Their job will be to block the roadway, back up Detour signage and answer motorists questions. One each officer with cruiser will be at the front of the procession and one in the rear. Two other officers with cruisers will scout ahead of the procession to ensure no vehicles have entered the locked off roadway. Areas of Main St will be reopened as the procession passes.

traffic and nearby places

PERMIT 5-2023-0366



SEPT. 4 PROCESSION

SO. ON MAIN ST FROM JESSE ST
AROUND BENNETT SQ BEING SHORT
DISTANCES ON HOWLAND RD AND
ADAMS ST THEN NORTH ON MAIN
TO PT. OF BEGINNING

DETOURS

PROCESSION ROUTE

DETOUR SIGN

MESSAGE BOARD

MESSAGE BOARDS

Elite Transportation

195



Fairhaven

Massachusetts

July 17, 2023

Action Item

Change of Corporate Name/Structure for Gene's Famous Seafood Inc.

Notice is hereby given that it is the intention of the Select Board to accept the change of corporate name from C & F Property Development LLC to Gene's Famous Seafood Inc DBA Gene's Famous Seafood. Change of Corporate Structure from LLC to Corporation.

Request represented by Donald Perry- attorney

Town of Fairhaven
Select Board Office
40 Center St
Fairhaven, MA



The Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
www.mass.gov/abcc

RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION
MONETARY TRANSMITTAL FORM

APPLICATION FOR AMENDMENT-Change of Business Entity Information

DO NOT MAKE PAYMENT OR COMPLETE THIS FORM FOR CHANGE OF DBA AMENDMENT

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

ECRT CODE: RETA

Please make \$200.00 payment here: [ABCC PAYMENT WEBSITE](#)

PAYMENT MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL AND INCLUDE THE PAYMENT RECEIPT

ABCC LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY)

ENTITY/ LICENSEE NAME

ADDRESS

CITY/TOWN STATE ZIP CODE

For the following transactions (Check all that apply):

- New License
- Change of Location
- Change of Class (i.e. Annual / Seasonal)
- Change Corporate Structure (i.e. Corp / LLC)
- Transfer of License
- Alteration of Licensed Premises
- Change of License Type (i.e. club / restaurant)
- Pledge of Collateral (i.e. License/Stock)
- Change of Manager
- Change Corporate Name
- Change of Category (i.e. All Alcohol/Wine, Malt)
- Management/Operating Agreement
- Change of Officers/ Directors/LLC Managers
- Change of Ownership Interest (LLC Members/ LLP Partners, Trustees)
- Issuance/Transfer of Stock/New Stockholder
- Change of Hours
- Other
- Change of DBA

THE LOCAL LICENSING AUTHORITY MUST SUBMIT THIS APPLICATION ONCE APPROVED VIA THE ePLACE PORTAL

Alcoholic Beverages Control Commission
95 Fourth Street, Suite 3
Chelsea, MA 02150-2358



The Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
www.mass.gov/abcc

APPLICATION FOR AMENDMENT-Change of Business Entity Information

Change of Corporate Name

Change of DBA

- Payment Receipt (Req. for Chg of Corp Name only)
Monetary Transmittal Form
DOR Certificate of Good Standing (Req. for Chg of Corp Name only)
DUA Certificate of Compliance (Req. for Chg of Corp Name only)
Change of Corporate Name/DBA Application
Vote of the Entity
Business Structure Documents
If Sole Proprietor, Business Certificate
If partnership, Partnership Agreement
If corporation or LLC, Articles of Organization from the Secretary of the Commonwealth

Change of Corporate Structure

- Payment Receipt
Monetary Transmittal Form
DOR Certificate of Good Standing
DUA Certificate of Compliance
Change of Corporate Structure Application
Vote of the Entity
Business Structure Documents
If Sole Proprietor, Business Certificate
If partnership, Partnership Agreement
If corporation or LLC, Articles of Organization from the Secretary of the Commonwealth

1. BUSINESS ENTITY INFORMATION

Entity Name: GENE'S FAMOUS SEAFOOD INC
Municipality: Fairhaven
ABCC License Number: 09RS0384

Please provide a narrative overview of the transaction(s) being applied for.

Applicants are requesting a change in their corporate structure from LLC to Corporation.

APPLICATION CONTACT

The application contact is the person who should be contacted with any questions regarding this application.

Name: Donald Perry
Title: Attorney
Email: attydonaldperry@aol.com
Phone: 508 9971711

2. CHANGES TO BUSINESS ENTITIY INFORMATION

2a. Change of Corporate Name: Last-Approved Corporate Name: C & F Property Development LLC; Requested New Corporate Name: Gene's Famous Seafood Inc
2b. Change of DBA: Last-Approved DBA: Gene's Famous Seafood; Requested New DBA: Gene's Famous Seafood
2c. Change of Corporate Structure: Last-Approved Corporate Structure: LLC; Requested New Corporate Structure: Corporation

Signature: [Handwritten Signature]

Date: 04/03/2023

Title: President



Event Request

Request permission to host a memorial/awareness walk/run 5k for the late Conrad Henri Roy III on September 9 of this year in the town of Fairhaven. This will be our second time hosting this event.

The event will begin and end at Fort Phoenix. It will begin at 9am and end at 11am. The following route has been identified:

START: Fort Phoenix

Right on Old Fort

Left on Green St

Right on Rodman St

Left on Adams St

Left on Bridge St

Left on Main St

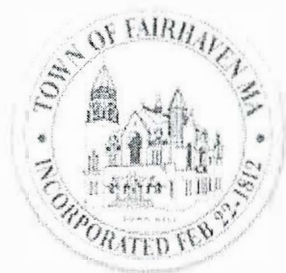
Left on South St

Right on Fort St

Left on Old Fort St

END: Fort Phoenix

CC'd to: BPW – approved 6/20/23
Police – forwarded 6/14/23
Fire – reviewed, if EMS standby is needed, rate to be paid by event team



Fairhaven

Massachusetts

July 17, 2023

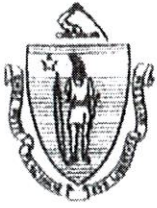
Action Item

Pledge of Collateral for Mike's Restaurant, Inc.

Notice is hereby given that it is the intention of the Select Board to accept the change of a pledge of collateral for Mike's Restaurant. Bay Bank is to whom the pledge being made.

Request represented by David L. Small - attorney

Town of Fairhaven
Select Board Office
40 Center St
Fairhaven, MA



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
 www.mass.gov/abcc

**RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION
 MONETARY TRANSMITTAL FORM**

APPLICATION FOR AMENDMENT-Pledge of Collateral

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

ECRT CODE: RETA

Please make \$200.00 payment here: ABCC PAYMENT WEBSITE

PAYMENT MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL AND INCLUDE THE PAYMENT RECEIPT

ABCC LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY)

ENTITY/ LICENSEE NAME

ADDRESS

CITY/TOWN

STATE

ZIP CODE

For the following transactions (Check all that apply):

- | | | | |
|--|---|---|---|
| <input type="checkbox"/> New License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Change of Class (i.e. Annual / Seasonal) | <input type="checkbox"/> Change Corporate Structure (i.e. Corp / LLC) |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Change of License Type (i.e. club / restaurant) | <input checked="" type="checkbox"/> Pledge of Collateral (i.e. License/Stock) |
| <input type="checkbox"/> Change of Manager | <input type="checkbox"/> Change Corporate Name | <input type="checkbox"/> Change of Category (i.e. All Alcohol/Wine, Malt) | <input type="checkbox"/> Management/Operating Agreement |
| <input type="checkbox"/> Change of Officers/
Directors/LLC Managers | <input type="checkbox"/> Change of Ownership Interest
(LLC Members/ LLP Partners,
Trustees) | <input type="checkbox"/> Issuance/Transfer of Stock/New Stockholder | <input type="checkbox"/> Change of Hours |
| | | <input type="checkbox"/> Other <input type="text"/> | <input type="checkbox"/> Change of DBA |

THE LOCAL LICENSING AUTHORITY MUST SUBMIT THIS APPLICATION ONCE APPROVED VIA THE ePLACE PORTAL

**Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3
 Chelsea, MA 02150-2358**



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
 www.mass.gov/abcc

APPLICATION FOR AMENDMENT-Pledge of Collateral

Pledge of License **Pledge of Stock** **Pledge of Inventory**

- Payment Receipt
- Monetary Transmittal Form
- DOR Certificate of Good Standing
- DUA Certificate of Compliance
- Change of Pledge of License, Stock or Inventory Application
- Vote of the Entity
- Pledge documentation
- Promissory note

1. BUSINESS ENTITY INFORMATION

Entity Name	Municipality	ABCC License Number
Mike's Restaurant, Inc	Fairhaven	00026-RS-0384

Please provide a narrative overview of the transaction(s) being applied for. On-premises applicants should also provide a description of the intended theme or concept of the business operation.

This is a Pledge of a License to Bay Coast Bank as security on loans.

APPLICATION CONTACT

The application contact is the person who should be contacted with any questions regarding this application.

Name	Title	Email	Phone
David L. Small	Atty. for Mike's Restaurant, Inc	davidsmall@coderrelaw.com	(508) 984-1414

2. AMENDMENT-Pledge Information

Pledge of License

To whom is the pledge being made:

Bay Coast Bank

Pledge of Inventory

Pledge of Stock

3. FINANCIAL DISCLOSURE

SOURCE OF FINANCING

Please provide signed financing documentation.

Name of Lender	Amount	Type of Financing	Is the lender a licensee pursuant to M.G.L. Ch. 138.
Bay Coast Bank	\$125,000.00	Term Note	<input type="radio"/> Yes <input checked="" type="radio"/> No
Bay Coast Bank	\$50,000.00	Revolving Credit Agreement	<input type="radio"/> Yes <input checked="" type="radio"/> No
			<input type="radio"/> Yes <input type="radio"/> No
			<input type="radio"/> Yes <input type="radio"/> No

FINANCIAL INFORMATION

Provide a detailed explanation of the form(s) and source(s) of funding for the cost identified above.

A ten year \$125,000 Promissory Note with a fixed rate of interest
 An eight year \$50,000 Line of Credit



ARPA Update and Funding

TOWN OF FAIRHAVEN

COUNTY ALLOCATION	\$2,716,540			County Code
		Balance		
Wastewater Treatment Plant	\$930,540	\$1,786,000	Approved by County	1118
Water Main Flushing	\$300,000	\$1,486,000	Approved by County	1117
HVAC Improvements Town Hall Phase 1	\$18,000	\$1,468,000	Approved Through Portal - waiting for Commissioners Final Approval on 7/10/23	1163
Message Boards	\$145,200	\$1,322,800	Pending County Approval, Sent additional bid information from the State	1162
Playground Resurfacing - Schools	\$300,000	\$1,022,800	Pending County Approval, Need more information documentation low income students	1164
Playground Replacement - Recreation	\$200,000	\$822,800	Pending County Approval, Need documentation that users are low income	1165
Fire/EMS Boat	\$799,916	\$22,884	Approved by County	1169
HVAC Improvements Town Hall Phase 2	\$10,000	\$12,884	New Request - will need approval from SelectBoard and copy of vote to submit to County	
LOCAL/DIRECT ALLOCATION	\$1,682,861			
		Balance		
Phase 2 Bridge Assessment	\$42,874	\$1,639,987		
ARPA Compliance & Reporting	\$15,000	\$1,624,987		
Police Storage Unit	\$14,720	\$1,610,267	Reflects Actual Amount Spent	
EV Costs	\$8,426	\$1,601,841	Reflects Actual Amount Spent	
<i>Police/Public Safety Projects</i>	<i>\$1,188,336</i>			
Police Drone	\$28,777	\$1,573,064		
Police Speciality Vehicles	\$80,000	\$1,493,064		
Police Boat	\$700,000	\$793,064		
Solar Speed Signs	\$8,924	\$784,140	Reflects Actual Amount Spent	
Touch Smart Panel	\$4,635	\$779,505	Reflects Actual Amount Spent	
Parks & Beaches Cameras	\$366,000	\$413,505		
		\$413,505		
Payroll - Firefighters	\$53,000	\$360,505		
Fire Security Cameras	\$1,620	\$358,885	Reflects Actual Amount Spent	
Technology Switches	\$2,171	\$356,714		
Building and TA vehicle	\$150,000	\$206,714		
Shellfish Boat Controller	\$2,881	\$203,833		
Facilities management	\$200,000	\$3,833		



Disposal of Surplus Property Policy



Town of Fairhaven Office of the Select Board

40 Center Street
Fairhaven, MA 02719

Leon Correy III, Chair
Charles K. Murphy, Sr., Vice-Chair
Stasia Powers, Clerk
Keith Silvia
Robert J. Espindola

Tel: (508) 979-4023
Fax: (508) 979-4079
EMAIL: selectboard@fairhaven-ma.gov

DISPOSAL OF SURPLUS PROPERTY POLICY

Policy: From time to time the Town of Fairhaven finds it necessary to dispose of surplus property. The Town holds the option of properly disposing outright any supply or equipment that is broken, unusable or outdated. The following outlines the procedures to be followed by each department in the disposition of individual items with an estimated value of less than ten thousand dollars \$10,000.00

“Surplus” materials included in this policy are defined as items no longer useful to the municipality but having resale or salvage value. This policy shall not apply to real property.

- A. Department Heads shall identify items as surplus and provide a written notice with pictures (if applicable) to the Town Administrator or designee (hereinafter referred to as “TA”) of any property identified as obsolete, disused, worn out or to be scraped (herein referred to as “surplus property”). The TA shall maintain a list of the surplus properties.
- B. The list of surplus property shall be offered to other town departments first.
- C. If no other town department expresses an interest in the surplus property, the TA shall determine the value of the surplus property. Any surplus property valued at \$10,000.00 or greater, in which case the property may be disposed of as surplus in conformance with the procedures of General Laws Chapter 30B.
- D. If the TA determines the value of the surplus property is less than \$10,000.00, the TA may dispose of the surplus property as provided herein.
 1. If the TA determines that the surplus property has no resale or salvage value, he/she shall dispose of such property at the least cost to the Town, e.g., if the property has become obsolete, or the property requires work to be done prior to sale that would be equal to or more than the likely value thereof, the item may be recycled, or if that is not possible, disposed of as waste.
 2. For surplus property that has a resale or salvage value, where it is determined that no other department has an interest in the property, the property may be disposed of pursuant to the procedure set forth below:
 - a. An online auction site may be used first when determined by the TA that the item will result in a higher purchase price.
 - b. A "Town Auction" shall be used for other surplus property to be offered to the public to bid on by posting notice of the sale at the Town Hall and posting the list on the Town's website at least seven (7) calendar days prior to the sale.

- c. Thereafter a physical auction shall take place at the Board of Public Works (BPW) on the third Saturday of September unless a new date is determined by a vote of the BPW.
 - d. In all cases, the surplus property shall be sold to the person offering the highest purchase price. All property sold must be paid for by Cashier's Check, Certified Check, Money Order or Cash and must be paid in full prior to the release of the item(s). The purchaser will also acknowledge the item as bought and paid for is in "as is" condition and not subject to refund.
 - e. Funds will be deposited through the Town Collector as "local receipts."
- E. If the Town does not receive an offer to purchase the surplus property pursuant to any of the above-referenced methods, the TA may authorize that the property be disposed of as waste, or in any other manner consistent with the law.
- F. All documentation of the sale will be on record with the Town Accountant's Office.

Per the Inspector General's Office, this does not apply to MGL Chapter 94C § 47A Seized controlled substances and narcotic drugs

This policy may be amended by the Select Board and approved with a majority vote.



Set Special Town Meeting Date

Tuesday, November 14, 2023



Government Meeting recording policy discussion

*Town of Fairhaven, MA
Thursday, July 13, 2023*

Chapter 50. Meetings

Part 2. Televising Board Meetings

§ 50-10. Broadcast/recording/remote public participation required.

[Amended 6-14-2021 ATM by Art. 56]

All meetings of Town boards, commissions and committees shall be broadcast live and/or recorded for future broadcast over the local cable television network and online viewing as well as allow virtual remote participation via a live online platform such as Zoom or similar service unless emergency, operational or technical conditions suspend the requirements hereof, as determined by the Town Administrator, for broadcasts over the public access and government channels or the School Superintendent for broadcasts over the education channel. Members of the public may participate with comments if allowed by the chair of the committee.



Correspondence

Buzzard's Bay Coalition 2022 State of Buzzards Bay report

Eversource Notice of Five-Year Vegetation Management Plan (VMP)

RECEIVED

2023 JUN 12 A 11: 50

BOARD OF SELECTMAN
CAIRHAVEN MASS

June 2023

Re: Copies of the 2022 State of Buzzards Bay report for your members

Dear Buzzards Bay Watershed Select Boards, Conservation Commissions,
Public Works Departments, Planning Boards, and Boards of Health:

Collectively, your Boards do more to protect our shared treasure Buzzards Bay than any state or federal agency. Every week in Town Halls across the region, the small and large decisions that you make define what kind of Bay we will leave to our children. And this year's State of Buzzards Bay report underscores that much of what we all are doing is having a positive impact on our local environment. Thank you!

For the first time since 2003, the State of Buzzards Bay score has improved and that is largely due to reductions in Nitrogen Pollution. I hope that you will read the enclosed report to learn more about this encouraging trend as well the significant new challenges facing the Bay from climate change.

The Report concludes with a summary of actions that can be taken to continue to improve the health of the Bay, its harbors, cove and rivers. As you read this report, I hope that it will prompt new ideas for how the Buzzards Bay Coalition can assist your town in tackling these challenges.

Please reach out to us in the months ahead to:

Protect Watershed Land – We partner with town Conservation Commissions, Water Departments and Community Preservation Committees to leverage federal, state and private dollars to magnify the impact of town conservation purchases. Let's save more land together!

Restore Rivers & Wetlands – Look to us to help widen undersized culverts blocking tidal flow and causing flooding, remove old dams on rivers and streams, and rebuild damaged wetlands in town. We work with DPWs and Conservation Commissions to design, permit, fund and implement projects.

Upgrade Wastewater – BBC water quality and habitat health monitoring data provides vital information to support state and federal grants for wastewater upgrades and other water improvement projects. Reach out to us for help with your grant proposals and to work with Boards of Health to expand the use of Nitrogen-reducing septic systems to clean up the Bay.

These are just a few ways that the Buzzards Bay Coalition can assist your town. Please don't hesitate to contact me with ideas or requests for assistance at rasmussen@savebuzzardsbay.org or 508-999-6363 x.201. You can also download the 2022 State of Buzzards Bay on our website.

Sincerely,

Mark Rasmussen
President

2022 STATE OF BUZZARDS BAY

**Pollution Reductions
Drive Improvements**

**Climate Change
Moving the Goal Post**

46
OUT OF 100



247 Station Drive, SW-1036
Westwood, MA 02090

William Hayes
Senior Supervisor
Electric Transmission
Vegetation Management

Certified mail-return receipt requested

June 15, 2023

Dear Municipal Official:

This letter is to inform you that Eversource Energy, Eastern MA intends to selectively apply herbicides along the power line rights-of-way that pass through your municipality in the future. This treatment is conducted as a component of an integrated vegetation management program that uses the appropriate mechanical and/or herbicides treatments to control vegetation to encourage the growth of healthy early successional ecological communities that benefit wildlife while allowing for the safe delivery of electricity to our customers.

Eversource Energy, Eastern MA's 2023-2027 *Five-year Vegetation Management Plan* (VMP) for Central, Eastern, and Southeastern Massachusetts is posted at the following websites:

<https://www.mass.gov/service-details/rights-of-way-vegetation-management-vmps-yops-and-notice>

<https://www.eversource.com/content/residential/about/reliability/vegetation-management/transmission-system-vegetation-management/transmission-vegetation-management-projects>

Attached is the letter from Massachusetts Department of Agricultural Resources (MDAR) approving the submitted VMP. In compliance with 333 CMR 11.06-11.07. Receipt of this letter does not indicate treatment will occur in your town from 2023 to 2027. For information on location of treatments in a particular year, please refer to the above links for the Yearly Operational Plans.

All the herbicides selected for this program are registered by the Federal Environmental Protection Agency, the Massachusetts Pesticide Board, and are recommended for use in and around sensitive areas jointly by the Massachusetts Pesticide Bureau and Massachusetts Department of Environmental Protection (please refer to the YOP for specifics).

For inquires concerning the safety of the herbicides please contact:

Clayton Edwards
Rights of Way Program
Massachusetts Department of Agriculture Resources
Pesticide Bureau
225 Turnpike Rd., 3rd Floor
Southborough, MA 01772

If there are any questions or comments relative to technical questions about the treatment program, or have any questions about Eversource Energy, Eastern MA and its electrical rights-of-way system please contact William Hayes (781) 441-3932.

Sincerely,

William N Hayes, Jr.
William Hayes

Enc: MDAR 2023-2027 VMP Approval Letter for Central, Eastern, and Southeastern MA
cc: Board of Health
Board of Selectmen
Conservation Commission
Municipal Water Supplier
Massachusetts Pesticide Bureau

BOARD OF SELECTMEN
WILLIAM N. HAYES, JR.
2023 JUL 10 P 12:25
RECEIVED

THE COMMONWEALTH OF MASSACHUSETTS

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS



Department of Agricultural Resources

225 Turnpike Road, 3rd Floor, Southborough, MA 01772
617-626-1700 fax: 617-626-1850 www.mass.gov/agr



Maura T. Healey
GOVERNOR

Kimberley Driscoll
LIEUTENANT
GOVERNOR

Rebecca L. Tepper
SECRETARY

Ashley E. Randle
COMMISSIONER

William Hayes, Senior Arborist
Eversource Energy, Eastern MA
Vegetation Management
247 Station Drive, SE-370
Westwood, MA 02090-9230

April 10, 2023

Dear Mr. Hayes:

Pursuant to 333 CMR 11.05 (4), this shall serve as a notice of approval of the **Eversource Energy, Central, Eastern, South Eastern (VMP) as modified. The approval is given by the attending members of the ROW Advisory Panel.** Copies of the approved VMP should be mailed to the Chief Elected Official, Board of Health and Conservation Commission of each municipality covered by the plan.

This approval is subject to all the provisions of (333 CMR 11.00-all). It will remain in effect for the years 2023 through 2027, unless suspended, revoked, or modified.

Please be advised, **any violations of the Massachusetts Pesticide Control Act, MGL, Chapter 132 B or the Regulations promulgated thereunder, 333 CMR inclusive, may subject the responsible party or parties to agency action and referral of this matter to the Office of the Attorney General, Commonwealth of Massachusetts or the local District Attorney's office for civil or criminal prosecution.**

Thank you for your time and efforts in this program.

Sincerely,

Ashley E. Randle
Commissioner

BOARD OF SELECTMEN
SOUTH BOROUGHS

2023 JUL 10 P 12:23

RECEIVED