



# FAIRHAVEN SELECT BOARD AGENDA

April 22, 2024 6:30 p.m.

Town Hall – 40 Center Street – Fairhaven

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

*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. PROCLAMATION

1. Proclamation: Adopt-A-Shelter-Pet Day

## B. BOARD / COMMITTEE APPOINTMENTS

1. Broadband Study Committee Appointment
2. Cultural Council Appointment
3. Historical Commission Appointment
4. SRPEDD At-Large Appointment

## C. PUBLIC HEARING – 6:45p.m.

Notice is hereby given in accordance with provisions of Chapter 130, Section 60 of MGL as amended and Rules and Regulations promulgated by the Fairhaven Select Board, that Stephen Doonan of 47 Jerusalem Rd., Fairhaven, MA 02719 has requested to renew his Aquaculture License for a term of five years.

## D. EXECUTIVE SESSION – JOINT WITH THE PLANNING BOARD

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 (*Rodriques v. Fairhaven PB*)

## E. MINUTES

1. Approve Select Board minutes of April 1, 2024 – Open Session

## F. TOWN ADMINISTRATOR

1. Staffing Update
2. Permitting Departments Restructure
3. Arbor Day events on Friday, April 26, 2024
4. Town Website Transitioning
5. New Geographic Information System (GIS) With Layers
6. Positive Business Experience with Planning
7. Centralizing Systems to Save Money: Amazon Account
8. Greater New Bedford Regional Vocational Technical High School Committee Volunteer Opportunity
9. Eversource Open House Mtgs - Marion, Fairhaven, Acushnet, Mattapoisett and Rochester
10. Updates to Town Meeting Warrant Articles 20 and 21
11. Other

## G. ACTION / DISCUSSION

1. Event Request: Conrad Roy III Walk/Run 5K, Saturday, September 7, 2024
2. Parking Request, Hoppy's Landing: Buzzards Bay Rowing Club, Saturday, June 1, 24 from 9a-12p
3. Buzzards Bay Coalition Request for Land Boundary Confirmation: 431 Sconticut Neck Road
4. Select Board Committee Liaison Assignments
5. Discussion of the Municipal Goal Setting Plan
6. Sign the Annual Town Meeting Warrant

## H. BOARD MEMBER ITEMS / COMMITTEE LIAISON REPORTS

1. Whitfield/Manjiro Friendship Society: Course Availability for Local Teachers

## I. PUBLIC COMMENT

## J. CORRESPONDENCE

1. Kizuna Spring Edition

<https://us06web.zoom.us/j/89485993911?pwd=OFd5MzJvNnBxQkxLzdQcFRlOVV0MQ0T09>

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

*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 (i.e. urgent business not available at the time of posting) may also be brought up for discussion in accordance with applicable law.*

**K. NEWS AND ANNOUNCEMENTS**

1. The next regularly scheduled Select Board meeting is *Monday, May 13, 2024* at 6:30 p.m.

**L. 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 (*Civil Service*)

**ADJOURNMENT**



**Monday, April 22, 2024**  
**Proclamation**



**Town of Fairhaven**  
**Massachusetts**  
Office of the Select Board  
**Proclamation**

*Whereas:* National Adopt a Shelter Pet Day is celebrated across the nation on April 30 each year; and,

*Whereas:* we recognize that National Adopt a Shelter Pet Day raises awareness for thousands of pets and animals that are waiting for, and needing, adoption from shelters, animal rescue organizations and rehabilitation centers; and

*Whereas:* we understand that millions of pets end up homeless every year in the United States; and

*Whereas:* we recognize that, Animal shelters require year-round assistance and, in Fairhaven, there are many homeless, abandoned, abused, rescued or rehabilitated animals waiting for their forever homes on any given day; and

*Whereas:* we want to applaud that, under the efforts of our Fairhaven Animal Control officer, his staff and the many volunteers work tirelessly around the clock, year-round, to rehome and care for homeless, abandoned, abused and rescued animals; and

*Whereas:* we know that our Fairhaven Animal Shelter could not operate without the faithful volunteers, who help support their efforts to save, foster and care for animals through donations of their time, goods, services and funds; and

*Whereas:* we recognize that the volunteers give generously to find a home for every pet; encourage responsible pet ownership; educate the public on the proper care and well-being of animals; devote personal time and resources in helping to rescue animals and operate the shelter; reunite families with lost pets and help to protect the welfare of helpless animals; and,

*Whereas:* our community recognizes the benefits of pets, who make life better by giving us unconditional love, providing companionship and comfort; encouraging us to get outside for exercise; and helping us to build social connections; and,

*Now, therefore,* We, Stasia Powers, Charles K. Murphy, Sr., Andrew B. Saunders, Keith Silvia and Andrew Romano, the Select Board of the Town of Fairhaven, do hereby proclaim April 30, 2024 as National Adopt a Shelter Pet Day in the Town of Fairhaven, and encourage all to join us in thanking our volunteers and supporting or adopting a pet from a local pet shelter, animal rescue organization or a rehabilitation center.

Given under our hands and seal on this day, 22<sup>nd</sup> of April, in the year of our Lord Two Thousand and Twenty-Four

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Stasia Powers, Chair





**Monday, April 22, 2024**  
**Board / Committee Appointments**

# Volunteer Application

**Name:** Bob Espindola

**How long have you been a Fairhaven resident:** 24 Years

**What Board/Committee are you interested in joining and what is your reason for joining:**

I am interested in being appointed to the Broadband Study Committee.

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

**Have you (or are you currently) served on any Town of Fairhaven Boards and number of years:** I have been a member of the Broadband Study Committee since it was formed, first as a voting member and then, later, as the Select Board Liaison

**Interests and Qualifications:** I believe my past experience serving on the Broadband Study Committee while a Select Board member will be helpful to the Committee and the Select Board.

# Volunteer Application

**Full Name:** Nicole Arruda

**How long have you been a Fairhaven resident:** 27 years

**What Board/Committee are you interested in joining and what is your reason for joining:**

Historical Commission. I'm very interested in joining the Historical Commission because growing up in Fairhaven, I have always been intrigued and heavily influenced by its rich history. When I went off to college, I decided to major in history. I believe my degree along with my connection to the town would make me an ideal candidate for this board.

Cultural Council: I am interested in joining this board for I believe celebrating and representing many cultures is crucial to a thriving society. When I attended Fairhaven high School, I was heavily involved in the arts. As the 2-year president of the orchestra, I believed a quality education is nothing without art and music. I hope to be able to bring that passion to any future projects that are brought to the board.

**Have you attended a meeting of this Board or Committee:** No

**Have you (or are you currently) served on any Town of Fairhaven Boards:**  
I have not had the pleasure of serving on any boards

**Interests and Qualifications:** I currently work as the Assistant Director of Alumni Relations at UMass Dartmouth. One thing I absolutely love about my job is being able to work with students and act as a mentor. I believe giving back is the only way we can make the world a better place one small act of kindness at a time. Outside of work, I love to play volleyball and participate in pilates classes. When I have time off from work, I love to travel all over the world! After COVID, I was able to move aboard for about 3 months and live in Dublin, Ireland.

The core values of UMassD are community, student success, and diversity. I am also a graduate of UMass Dartmouth from the class of 2020 with a degree in history.





## 2024-2025 SRPEDD Commission Member Appointment Form

The **Southeastern Regional Planning and Economic Development District (SRPEDD)** was created by the Massachusetts Legislature, along with 12 other regional planning agencies across the state to undertake regional planning and deliver cost-effective planning-related technical assistance to the municipalities that they serve (in SRPEDD's case: four cities and 23 towns). The key to all such agencies' success and effectiveness in achieving those missions, is the **Regional Commission**, or body of **appointed representatives** from each member municipality. As one would expect, there is call and opportunity for such Commissioners to exercise leadership, share of their expertise, and help to advance their respective regions— be it through land use, transportation, economic development, environmental, or multiple other types of planning. Indeed, it is the Commissioners that define the agency, who through their commitment, dedication, and engagement in the following, help to ensure that the region is most effectively served:

1. ***Policy Setting*** - Through your participation in Committee and at Commission meetings, you will be asked to vote on important policy matters affecting the region:
  - Regional development policies – adoption of plans and goals.
  - Regional priorities –assessment and establishment of priorities that help to determine and apportion federal and state funding for transportation and economic development projects.
  - Work program direction – deliberation on whether to apply for particular funding, and/or pursue identified projects in conjunction with the annual work program.
  
2. ***Partnering with Member Municipalities*** - As a liaison and key point of contact between your municipality and SRPEDD:
  - Provide timely information and updates to your municipality in regards to ongoing planning initiatives, upcoming funding and other opportunities; also, to fellow Commissioners about key planning issues in your community.
  - Help to represent your city/town's perspective in discussion of regional issues.
  - Help to educate and promote awareness of regional planning in your community.
  
3. ***Agenda Setting*** – Based on your understanding and familiarity with local and regional needs, help to set the organization's agenda by encouraging focus on prioritized planning issues important and beneficial to the region.

SRPEDD, 88 Broadway, Taunton, MA 02780

TEL: (508)824-1367 – FAX (508)823-1803 – Email: [info@srpedd.org](mailto:info@srpedd.org)

4. **Commission Governance** – Finally, in conjunction with fellow Commissioners and possible service as a SRPEDD officer or committee member, help to provide key oversight on personnel, budget and other areas related to day-to-day operations.

**2024-2025 SRPEDD COMMISSION MEMBER  
Appointment Form**

Please be advised that  has been appointed to

represent the (*check one*) Mayor [  ], Bd. of Selectmen [  ] Planning Bd. [  ] for the

City/Town of

on the SRPEDD Commission for the period:

**May 31, 2024 through June 1, 2025**

Signature: \_\_\_\_\_

Mayor or Chair, Board of Selectmen/Planning Board

Date: \_\_\_\_\_

\*\*\*\*\*

**Please provide SRPEDD Commissioner Appointee contact information**

Name: \_\_\_\_\_

Street: \_\_\_\_\_

City/Town: \_\_\_\_\_

Telephone: \_\_\_\_\_

Email Address: \_\_\_\_\_

**Please return this form by: MAY 17, 2024**

**Via Email: ssousa@srpedd.org, Fax: (508) 823-1803 or U.S. Mail**



**Monday, April 22, 2024**  
**Public Hearing**





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# Legal Notice Fairhaven Select Board Public Hearing

APRIL 3, 2024 BY STAFF WRITER

## PUBLIC HEARING NOTICE

Town of Fairhaven, Selectboard/Town Administrator's Office, 40 Center Street,  
Fairhaven, MA 02719

Notice is hereby given in accordance with provisions of Chapter 130, Section 60 of MGL as amended and Rules and Regulations promulgated by the Fairhaven Selectboard, that Stephen Doonan of 47 Jerusalem Rd., Fairhaven, MA 02719 has requested to renew his Aquaculture License for a term of five years. Public hearing with the Sealectboard to be held on April 22nd, 2024 at 6:45 PM. Meeting agenda can be found on the Town of Fairhaven website (<https://www.fairhaven-ma.gov/select-board>)

*Town of Fairhaven, Select Board/Town Administrator's Office.*

*FNN: 4/4/24*

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Click here to download the 04-04-24 issue: [04-04-24 Election](#)

# **SELECT BOARD'S MEETING**

**Monday, April 22, 2024**

**Request submitted by,  
Stephen Doonan**

**The Marine Resource Committee unanimously voted to recommend  
approving to renew Aquaculture License for 5 years.**



TO: TIM COX

FR: STEPHEN DOONAN

RE AQUASITION RENEWAL

PLEASE EXTEND ME  
FOR 5 YEARS.

THANK YOU,

STEPHEN DOONAN

3/11/24

NE 41.36'22.33"N 70.50'46.66"W

NE 41.36'22.97"N 70.50'50.02"W

NE 41.36'19.22"N 70.50'47.57"W

NE 41.36'19.85"N 70.50'50.80"W



**Monday, April 22, 2024**  
**Minutes**



**FAIRHAVEN SELECT BOARD**  
**Meeting Minutes**  
*April 1, 2024*

**Present:** Chair Leon Correy, Vice-Chair Charles Murphy Sr., Clerk Stasia Powers, Select Board member Keith Silvia, Select Board member Robert Espindola, Town Administrator Angie Lopes Ellison and Assistant Town Administrator of Finance Anne Carreiro

Mr. Correy opened the meeting at 6:00p.m.

**MINUTES**

**Motion:** Mr. Espindola motioned to accept the March 11, 2024 minutes. Ms. Powers seconded. The motion passed unanimously (5-0-0).

**OPEN THE ANNUAL TOWN MEETING WARRANT**

**Motion:** Mr. Espindola motioned to open the May 4, 2024 Town Meeting Warrant. Ms. Powers seconded. The motion passed unanimously (5-0-0).

**REMOVE ARTICLE: FY24 GENERAL FUND ADJUSTMENTS**

Ms. Ellison explained the need to remove this article from the warrant as there are no adjustments to make.

**Motion:** Mr. Espindola motioned to remove Article: FY24 General Fund Adjustments from the May 4, 2024 Town Meeting Warrant. Ms. Powers seconded. The motion passed unanimously (5-0-0).

**FLOW NEUTRAL BYLAW**

Ms. Ellison explained that the language was provided by Public Works and needs to be added to the warrant.

**Motion:** Mr. Espindola motioned to add the language to Article 21 Flow Neutral Bylaw to the May 4, 2024 Town Meeting Warrant. Ms. Powers seconded. The motion passed unanimously (5-0-0).

**CLOSE THE ANNUAL TOWN MEETING WARRANT**

**Motion:** Mr. Espindola motioned to close the May 4, 2024 Town Meeting Warrant. Ms. Powers seconded. The motion passed unanimously (5-0-0).

**RESCIND VOTES, REVIEW AND RECOMMEND WARRANT ARTICLES**

Ms. Ellison recommended the Board rescind their previous votes, review the articles which are differently numbered due to the changes discussed and then vote their recommendations in the order that the warrant currently is to ensure accuracy.

**Article 1 Measurer of Wood and Bark**

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 1 Measurer of Wood and Bark. Ms. Powers seconded. The motion passed unanimously (5-0-0).

**Article 2 Town Report**

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 2 Town Report. Ms. Powers seconded. The motion passed unanimously (5-0-0).

**Article 3 Report of Committees**

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 3 Report of Committees. Ms. Powers seconded. The motion passed unanimously (5-0-0).



Article 4 Bill of Prior Year

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 4 Bill of Prior Year. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 5A Town Operating Budgets FY25, General Fund (GF) Operating Budgets

General Government \$3,160,518

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 5 Town Operating Budgets FY25, GF Operating Budgets, General Government \$3,160,518. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Public Safety – \$9,929,993

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 5 Town Operating Budgets FY25, GF Operating Budgets, Public Safety \$9,929,993. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Schools – Fairhaven Public Schools \$24,702,183, New Bedford Regional Technical High School \$2,626,000 and Bristol County Agricultural High School \$310,100

**Motion:** Mr. Espindola motioned to Adoption for Article 5 Town Operating Budgets FY25, GF Operating Budgets, Schools, Fairhaven Public Schools \$24,702,183. Ms. Powers seconded. The motion passed unanimously (5-0-0).

**Motion:** Mr. Espindola motioned to Adoption for Article 5 Town Operating Budgets FY25, GF Operating Budgets, Schools, New Bedford Regional Technical High School \$2,626,000. Ms. Powers seconded. The motion passed unanimously (5-0-0).

**Motion:** Mr. Espindola motioned to Adoption for Article 5 Town Operating Budgets FY25, GF Operating Budgets, Schools, Bristol County Agricultural High School \$310,100. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Public Works \$4,379,011

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 5 Town Operating Budgets FY25, GF Operating Budgets, Public Works \$4,379,011. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Health and Environment – \$195,507

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 5 Town Operating Budgets FY25, GF Operating Budgets, Health and Environment \$195,507. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Community Services – \$2,129,289

**Motion:** Mr. Espindola motioned to recommend At Town Meeting for Article 5 Town Operating Budgets FY25, GF Operating Budgets, Community Services \$2,129,289. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Non-Departmental \$11,669,792

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 5 Town Operating Budgets FY25, GF Operating Budgets, Non-Departmental \$11,669,792. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Debt Service \$1,094,605

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 5 Town Operating Budgets FY25, GF Operating Budgets, Debt Service \$11,669,792. Ms. Powers seconded. The motion passed unanimously (5-0-0).



Article 5B Water Enterprise Fund Operating Budget

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 5B Water Enterprise Fund Operating Budget \$3,198,586. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 5C Sewer Enterprise Fund Operating Budget

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 5C Sewer Enterprise Fund Operating Budget \$3,795,797. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 5D Town Cable Enterprise Fund Operating Budget

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 5D Town Cable Enterprise Fund Operating Budget \$215,473. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 5E School Cable Enterprise Fund Operating Budget

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 5E School Cable Enterprise Fund Operating Budget \$144,054. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 6 General Fund Capital Plan

Mr. Espindola asked about public safety complex location, borrowing and debt services. Ms. Carreiro referred to the FY25-29 Capital Plan document (*Attachment A*) that outlines for future fiscal years, the debt services and capital stabilization and advised the Board that the location of a public safety complex is unknown.

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 6 General Fund Capital Plan Lines 1-11 totaling \$1,328,206. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 7A Water Enterprise Fund Capital Plan \$50,000

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 7A Water Enterprise Fund Capital Plan \$50,000. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 7B Borrowing Authorization-Water Tower Maintenance \$1,000,000

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 7B Borrowing Authorization-Water Tower Maintenance \$1,000,000. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 8A Sewer Enterprise Fund Capital Budget \$825,000

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 8A Sewer Enterprise Fund Capital Plan \$825,000. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 8B Sewer Capital Stabilization Fund \$2,328,760.07

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 8B Sewer Capital Stabilization Fund \$2,328,760.07. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 8C Sewer Enterprise Fund \$280,364.48

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 8D Sewer Enterprise Fund \$280,364.48. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 9 Other Budget Items-Appropriations

9A. Funding of Articles - \$987,981

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 9A. Funding of Articles – Lines 2-19 totaling \$937,981 from Free Cash and Line 1 totaling \$50,000 from Ambulance Reserve Fund. Ms. Powers seconded. The motion passed unanimously (5-0-0).

9B. Increase and Fund COLA Base for Retirees \$89,000

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 9B. Increase and Fund COLA Base for Retirees \$89,000. Ms. Powers seconded. The motion passed unanimously (5-0-0).



### Article 10 State Aid to Highways

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 10 State Aid to Highways. Ms. Powers seconded. The motion passed unanimously (5-0-0).

### Article 11 Municipal Fiber Optic Program

Discussion ensued about the project, impacts and risks to the Town and outstanding questions. Sean Powers Chair of the Broadband Study Committee shared the Municipal Fiber Optic Program with the Board and reviewed the details (*Attachment B*). Mr. Espindola added that some of the questions raised at the Finance Committee meeting have been addressed in the presentation.

Discussion and questions ensued regarding 5G, speeds, minimum number of takers to break even (approximately 3,500), satellite broadband options, growth and competition, latency, government funding and investment in these types of projects.

Doug Brady, Pleasant Street addressed the Board via zoom, regarding cost saving if cable and phone are not part of the package, streaming and paying for apps. He asked if the number interested would be actual subscribers and if committing to interest would be with a penalty for not taking it. Mr. Espindola said this project is for internet only, no bundles options for adding TV would be through streaming services and voice over internet for phone and unknown any penalty for submitting interest and not installing.

Ms. Ellison advised the Board of concerns regarding the process oversight and if it would be a third party, Town department or the Select Board. Mr. Espindola discussed a Request for Proposal (RFP) addressing open access or other network types, if the Town does not own a third party could sell to a company like Comcast. He referred to the Town of Quincy's current project, assistance of SRPEDD in the RFP process and analysis and that the Board of Public Works (BPW) could oversee as they have experience with enterprise funds. Mr. Correy asked if the BPW has been consulted and Mr. Espindola said they have and are OK with it.

Ms. Carreiro raised the concern of the current enterprise funds for Town and School Cable and reduction of Comcast customers puts the balance at risk and if the number of subscribers was not enough to sustain the Town then is responsible for the costs out of the General Fund. Ms. Ellison restated the concern that there are many variables and details to work out.

Mr. Powers said there is risk another entity would build it if the Town does not. The Board asked if a recommendation was needed tonight or if the Board could recommend "At Town Meeting."

#### 11A. Borrowing Authorization – Fiber Optic Program

**Motion:** Mr. Espindola motioned to recommend Adoption with provisions that would be provided between now and Town Meeting in the article that would ensure that the Town does not move forward without a financially sustainable model demonstrated to the Select Board for Article 11A. Borrowing Authorization – Fiber Optic Program. Ms. Powers seconded. The motion passed (3-2-0) Mr. Silvia and Mr. Correy opposed.

#### 11B. Establish a Municipal Fiber Enterprise Fund

**Motion:** Mr. Espindola motioned to recommend Adoption pending answers to the prior motion (to recommend Adoption with provisions that would be provided between now and Town Meeting in the article that would ensure that the Town does not move forward without a financially sustainable model demonstrated to the Select Board) for Article 11B. Establish a Municipal Fiber Enterprise Fund. Ms. Powers seconded. The motion passed (3-2-0) Mr. Silvia and Mr. Correy opposed.

### Article 12 FY25 Community Preservation Committee Appropriations

**Motion:** Mr. Espindola motioned to recommend At Town Meeting for Article 12 FY25 Community Preservation Committee Appropriations. Ms. Powers seconded. The motion passed unanimously (5-0-0).



Article 13 Revolving Funds

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 13 Revolving Funds. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 14 Special Revenue Fund: Opioid Abatement Funds

Additional language is needed for the article and motion

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 14 Special Revenue Fund: Opioid Abatement Funds. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 15 Amend Article 11A, May 6, 2023 Line 4 Description

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 15 Amend Article 11A, May 6, 2023 Line 4 Description. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 16 Assessment of New Construction

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 16 Assessment of New Construction. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 17 Amend Bylaws Chapter 119 (Fire Fees)

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 17 Amend Bylaws Chapter 119 (Fire Fees). Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 18 Amend Bylaws 87, 206 and 405 (Animal Control)

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 18 Amend Bylaws 87, 206 and 405 (Animal Control). Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 19 Amend Bylaws Stormwater Management

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 19 Amend Bylaws Stormwater Management. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 20 Amend Bylaws Zoning

**Motion:** Mr. Espindola motioned to recommend Yield to Petitioner for Article 20 Amend Bylaws Zoning. Ms. Powers seconded. The motion failed (2-3-0) Mr. Silvia, Mr. Murphy and Mr. Correy opposed.

**Motion:** Mr. Murphy motioned to recommend Adoption for Article 20 Amend Bylaws Zoning. Mr. Silvia seconded. The motion passed (3-2-0) Mr. Espindola and Ms. Powers opposed.

Article 21 Bylaw Flow Neutral

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 21 Bylaw Flow Neutral. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 22A Amend Bylaws Chapter 76 Tree Warden

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 22A Amend Bylaws Chapter 76 Tree Warden. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 22B New Bylaw Chapter 88 Public Shade Tree

**Motion:** Mr. Espindola motioned to recommend Adoption for Article 22B New Bylaw Chapter 88 Public Shade Tree. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 23 Citizens Petition-Street Light

**Motion:** Mr. Espindola motioned to recommend Yield To Petitioner for Article 23 Citizens Petition-Street Light. Ms. Powers seconded. The motion passed unanimously (5-0-0).



Article 24 Citizens Petition-Legislation for a Restaurant/All Alcohol License

**Motion:** Mr. Espindola motioned to recommend Yield To Petitioner for Article 24 Citizens Petition-Legislation for a Restaurant/All Alcohol License. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 25 Citizens Petition-Revoke Article 22 § 5

**Motion:** Mr. Espindola motioned to recommend Yield To Petitioner for Article 25 Citizens Petition-Revoke Article 22 § 5. Ms. Powers seconded. The motion passed unanimously (5-0-0).

Article 26 Other Business

No action is needed on this article

**NEWS AND ANNOUNCEMENTS**

The next regularly scheduled Select Board meeting is on Monday, April 8, 2024 at 6:30p.m.  
Election Results will follow at 8:00p.m.

**Meeting adjourned at 7:51 p.m.**

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

**ATTACHMENTS:**

- A. FY25 – FY29 Capital Plan
- B. Broadband Study Presentation

Approved on \_\_\_ 2024

DRAFT





**Monday, April 22, 2024**  
**Town Administrator**

## Arbor Day ceremony

**Don Collasius**

Tue, Apr 16, 4:01 PM

There will be an Arbor Day tree planting ceremony at the High School on Friday April 26 at 1:00 pm.

There will also be a planting at the Wood School at 3:15 with the Jr. Deputy Tree Wardens.

Please share this information with g to the Select Board.

Thank you  
Don Collasius

## BUSINESS

# Closed for 15 years, Fairhaven's old Bijou Theatre building is active again. Step inside.

**Seth Chitwood**

The Standard-Times

Published 4:04 a.m. ET April 17, 2024 | Updated 4:04 a.m. ET April 17, 2024

FAIRHAVEN — Once a staple in the community, the Bijou Theatre was closed for over 15 years, slowly falling apart, fading out of existence, and falling into disrepair. Now, Julio Barboza, who saw potential in this historic building, has brought it back to life.

"When I first saw the Bijou Theatre, I knew it had so much potential. It was a shame that it had been closed for so long," Barboza said. "My goal was to not only bring the theater back to life, but also to create much-needed housing and business opportunities for the community."

Barboza, a New Bedford native and Massachusetts state trooper, has always had a passion for renovating and revitalizing old buildings. After purchasing the Bijou Theatre in 2019, he went to work converting the entire building into housing and shops.

**New Bedford on film:** Animator to screen short film about her love for city's fishing industry

At first, Barboza said, he faced numerous challenges and roadblocks during the renovation process. However, with the support of the community, he was able to overcome them and make his vision a reality.

"The local guys are the ones who know the area and what's best for the community. They have a vested interest in seeing their investments succeed," he said, adding that he worked hard with local investors and officials, rather than against them.

"I may not be a big company with endless resources, but I am a working guy just like everyone else, and my goal is to improve the community where I grew up."

**Silver screen, small town:** A history of theater in Fairhaven



## **What to expect when visiting the former Bijou Theatre**

The Bijou Theatre building, which includes 15 one-bedroom apartments and three retail spaces, is now fully renovated and occupied. The apartments provide housing for elderly veterans and others who were previously homeless.

The retail spaces now house a flower shop and a sneaker shop, and will soon host a café.

The former theater space has been transformed into the gym and recreational spot B. Balanced Fitness, owned by Braley Freire. The space has a full basketball court and hosts activities such as soccer games and dance classes.

"It's amazing to see the building, which was once closed and run down, now thriving and providing opportunities for the community," Barboza said.

**'A little bit of Salem':** New crystal shop opens at the Dartmouth Mall

Barboza also credits the support of officials including Vice Chair Patrick Carr and Chairwoman Cathy Melanson, who served on the Fairhaven planning board.

"These individuals had a vision for the town and were instrumental in making this project a success," he said. "It's important to have officials who are willing to work with investors and have an open mind about what's best for the community."

## **Working with the locals changed Bijou Theatre's legacy**

Barboza said, at the end of the day, his heart isn't only in investing and construction, but the mission of helping people.

"I want to provide affordable housing for those who are less fortunate and create a safe and welcoming community for all," he said, adding that he hopes the message to other towns and cities is to support your local investors and work together for the betterment of the community.

"It's a win-win for everyone ... the town, the investors and most importantly, the people who will benefit from these projects."

*Standard-Times staff writer Seth Chitwood can be reached at [schitwood@s-t.com](mailto:schitwood@s-t.com). Follow him on twitter: @ChitwoodReports. Support local journalism by purchasing a digital or print subscription to The Standard-Times today.*





# GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL

1121 Ashley Boulevard, New Bedford, MA 02745-2496  
Tel. 508-998-3321 Fax 508-995-7268 [www.gnbvt.edu](http://www.gnbvt.edu)

Preparation • Passion • Perseverance

April 4, 2024

Ms. Angie Ellison  
Town Administrator  
40 Center Street  
Fairhaven, MA 02719

Dear Ms. Ellison:

On or before May 1 of the year next following establishment of the District, the appointing authority of the Town of Dartmouth shall appoint one member to serve on the Committee for a term of one year and one member to serve on the Committee for a term of four years; the appointing authority of the Town of Fairhaven shall appoint one member to serve on the Committee for a term of two years and one member to serve on the Committee for a term of three years; the appointing authority of the City of New Bedford shall appoint four members; one for a period of one year, one for a period of two years, one for a period of three years, and one for a period of four years. Thereafter, in every year in which a term of office of member expires, the appointing authority of the Municipality which appointed such member shall appoint a member to serve for a term of four years. The term of such member shall commence on May 1 of the year in which he or she is appointed.

The above is in accord with Section C, Page 3 of the Regional District Agreement.

**Randall Durrigan's term will expire May 1, 2024.**

Please advise me of the appointment or reappointment to the Committee at the appropriate time.

Very truly yours,

Michael P. Watson  
Superintendent-Director  
Secretary to the Committee

Greater New Bedford Regional Vocational Technical High School is committed to ensuring equal opportunities for all students. The school does not discriminate on the basis of race, color, national origin, genetics, ancestry, limited English proficiency, sex, disability, religion, sexual orientation, gender identity, age, homelessness, immigration status, military status or veteran status in its education programs and activities, including admission to or employment in such programs or activities.

**Michael P. Watson**  
Superintendent-Director

**Robert J. Watt**  
Executive Director of Operations  
and Compliance

**Warley J. Williams**  
Principal

**Pamela Stuart**  
School Business Administrator

**Proudly Serving the Towns of Dartmouth and Fairhaven and the City of New Bedford**



# Enabling Increased Distributed Generation in the Greater Marion Area

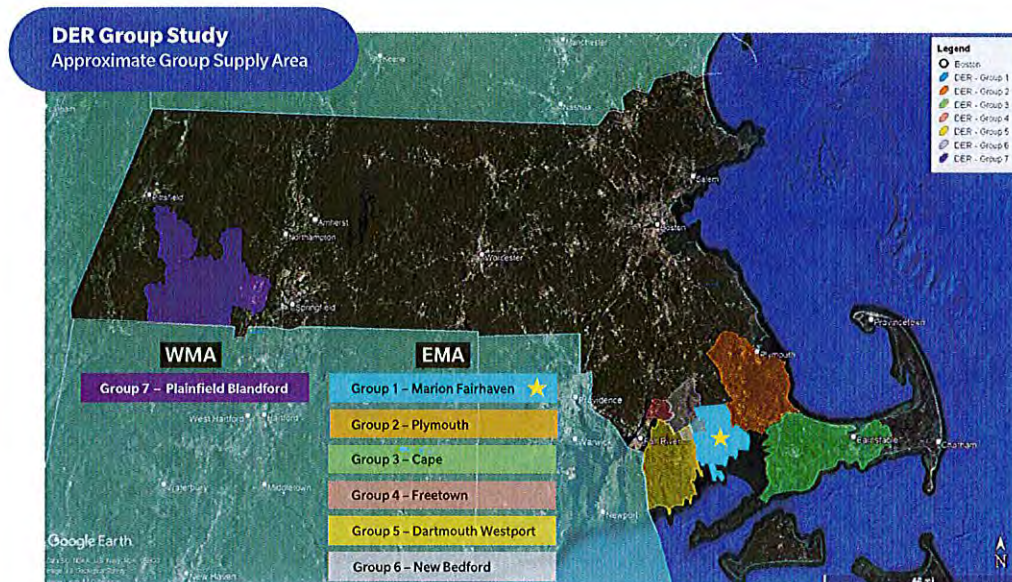
## Background

Over the past several years, there has been a dramatic increase in the number of distributed generation facilities (DGF), primarily solar and battery storage, seeking interconnections to the electric grid in Southeastern and Western Massachusetts. These important clean energy resources are needed to help Massachusetts achieve its net-zero carbon emissions goal by 2050.

The electric power system (EPS) in these regions has provided reliable service to the customers it currently serves but substations that are already congested cannot safely and reliably accommodate an incremental 348 megawatts of new distributed generation (DG). Significant upgrades are needed to enable these resources to come online and export at full capacity. Historically, the cost to enhance the electric system’s capacity to support new generation was fully funded by the generator requesting to interconnect under a cause-causation policy. The grid enhancements needed are significant and have proven

cost prohibitive for the generators. As a result, several ready-to-go DGFs have been stalled.

Recognizing the need to address this problem, the Massachusetts Department of Public Utilities (DPU) is investigating an alternative approach for planning and funding these system upgrades called the Provisional System Planning Program. This program would allow the cost of EPS upgrades needed to interconnect DGFs to be shared by the interconnecting DGF and all customers of the electric distribution company. Electric customers would pay the initial capital investment costs through a charge on their electric bills. Each DG facility that connects to the system would pay a portion of the costs. Costs collected from the DG facilities will be credited back to electric customers on their bills. In addition to enabling new clean energy resources, these system upgrades will also provide improved electric system reliability and resiliency for customers.



Eversource has conducted extensive system planning studies in seven affected areas where electric system upgrades are needed to support the interconnection of 348 MW of new distributed generation facilities.



# Enabling Increased Distributed Generation in the **Greater Marion Area** (cont.)

## Eversource's Proposed Capital Investment Project

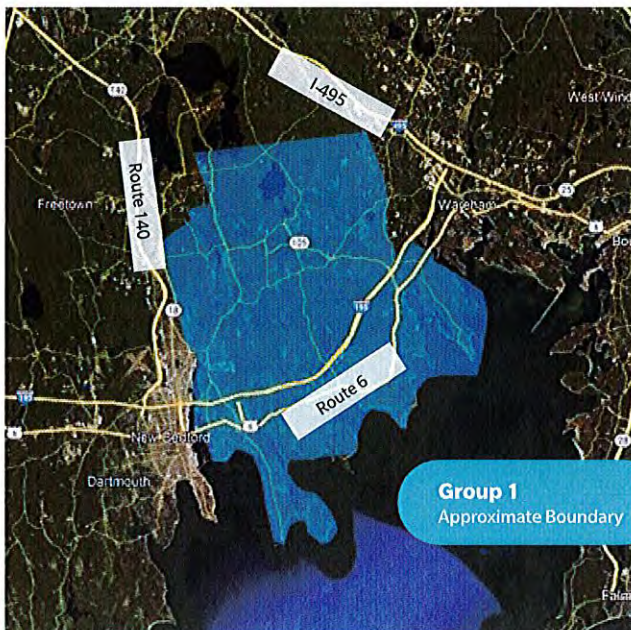
The greater Marion area is one region that needs electric system enhancements to enable DGs to interconnect. After an extensive series of steady-state and dynamic system studies, engineering and design activities and cost estimation, Eversource recently filed a proposal with the DPU to fund a capital investment project (CIP) that would benefit DGF interconnections in and around Marion, Fairhaven, Acushnet, Mattapoisett, and Rochester, MA.

The CIP proposal includes upgrades to distribution lines and substations located in Fairhaven, Acushnet, Marion and Rochester, totaling approximately \$119 million in distribution substation and distribution line infrastructure improvements. The cost allocation proposal stipulates that \$54 million be paid by the DG facilities on a pro-rata basis and the remainder be borne by Eversource customers. A typical residential customer using an average of 514 kWh per month would experience a monthly bill increase of \$0.24.



## Benefits of Eversource's Proposal:

If approved by the DPU, the CIP will enable interconnection of the 49 MW of new ground-mounted DG seeking in the Provisional Program in the greater Marion area, representing a total of 17 projects that could otherwise face significant hurdles. It will also improve overall reliability for customers in the region, while adding capacity to support 91 MW of additional ground-DG in the future as well as 11 MW of roof-top solar DG.



**Group 1**  
Approximate Boundary

.....

This map shows the area where Eversource proposes upgrading four of its distribution substations and associated distribution lines to increase the ability to interconnect more DG.

# EVERSOURCE

## Distributed Energy Resources (DER) Program: Marion-Fairhaven Open House

Eversource Energy invites you to join upcoming in-person events to discuss proposed projects in your area. As part of the DER Program, the Marion Fairhaven group of projects consists of plans to install new infrastructure within existing Rights of Way as well as upgrade existing substations in or near your community. Throughout each of these events, it is our goal to discuss proposed work in your area, answer your questions regarding the project, and, most importantly, gain your valuable input.

**April 11, 2024**

**5:00 – 7:00 PM**

Mattapoissett Fire House  
62 County Road  
Mattapoissett, MA 02739

**April 18, 2024**

**5:00 – 6:30 PM**

American Legion Post  
71 Hope Street  
Acushnet, MA 02743

**RSVP by Scanning Here!**



**April 16, 2024**

**12:00 – 1:00 PM**

Webinar  
Presentation with Q&A:





# EVERSOURCE

## Questions? or Need this Translated?

Email Eversource at  
[ProjectInfoMA@eversource.com](mailto:ProjectInfoMA@eversource.com) or about "DER 1"  
or call 833-836-0302.

---

## ¿Tiene preguntas? ¿Traducciones?

Envíe un correo electrónico a Eversource  
a [ProjectInfoMA@eversource.com](mailto:ProjectInfoMA@eversource.com)  
y escriba "DER 1" en el asunto o llame al  
833-836-0302.

---

## Perguntas? Traduções?

Envie um e-mail para a Eversource pelo  
endereço [ProjectInfoMA@eversource.com](mailto:ProjectInfoMA@eversource.com) e digite, "DER 1"  
na linha do assunto, ou ligue para 833-836-0302.

*We're Always Working to Serve You Better*

**APPENDIX E - Article 20 Amend Zoning Bylaw Chapter 198**  
**§198-16 Use Regulation Schedule**

Use Regulation Schedule									
									District
Activity or Use	RR & RA	RB	RC	P	B	I	AG	MU <sup>14</sup>	WRP <sup>16</sup>
Accessory apartment/ inlaw apartment	<u>AY</u>	<u>AY</u>	<u>AY</u>	N	N	N	<u>AY</u>	Y	Y
Accessory apartment to a business	N	N	N	N	<u>AY</u>	<u>AY</u>	N	Y	Y

**§198-32.1 Accessory dwelling units**

Purpose. For the purpose of promoting the development of affordable rental housing, dwelling conversions may be allowed ~~by special permit of the Planning Board pursuant to §198-16~~ subject to the standards and conditions listed below:

198-32.1.A: Dwelling conversions shall not be allowed unless the lot meets the minimum lot size in § 198-18 ~~or 22,500 square feet, whichever is greater.~~

198-32.1.B: Units created through dwelling conversions shall ~~not be less than 1,000~~ be no larger in floor area than one half the floor area of the principal dwelling or 900 square feet, whichever is smaller, not including areas of the basement, attic or garage

198-32.1.C: ~~The applicant shall illustrate to the Planning Board that the requirements of the State Building Code are met.~~

198-32.1.D: Site requirements:

- ~~(1) No expansion to the existing structure~~
- ~~(2) No portion of the basement, attic or garage may be used for dwelling purposes.~~

**§198-27 Parking Area Designation and Location**

198-27.C(1): No off-street parking area for five or more cars shall be located within the required front, side or rear yard setback areas, except for properties within the Business, Mixed Use, Industrial, or Apartment/Multi-Family zoning districts. If no side or rear yard setback is required the minimum parking setback shall be six feet from the property line, except in the case(s) where there is a joint access or a shared parking area.

**1. Proposed Changes Requiring 2/3 Supermajority Vote**

**§198-15.C.(2) (Use Regulations):** Where any proposed use, or expansion of a use otherwise permitted [Y] or authorized [A] in an Apartment/Multifamily [RC], Park [P], Wetland Resource Protection District [WRP], Business [B], Mixed Use [MU] or Industrial [I] District results in a requirement of a total of five or more parking spaces for the previously existing and new demand combined pursuant to the provisions of § 198-27 of this chapter, such use shall be deemed authorized by special permit granted by the Planning Board pursuant to the provisions of § 198-29 of this chapter

upon review by the Planning Board of the site development plan.

**§198-16 Use Regulation Schedule**

Use Regulation Schedule									
Activity or Use	District								
	RR & RA	RB	RC	P	B	I	AG	MU <sup>14</sup>	WRP <sup>16</sup>
<u>Health care including medical, dental offices and clinics</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>Y</u>	<u>A</u>	<u>N</u>	<u>Y</u>	<u>N</u>
<u>Shipping Containers</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>Y</u>	<u>N</u>	<u>N</u>	<u>N</u>
<u>Storage Units</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>A</u>	<u>A</u>	<u>N</u>	<u>N</u>	<u>N</u>
Body art establishment	N	N	N	N	<u>YA</u> <sup>19</sup>	<u>YA</u> <sup>19</sup>	N	<u>NY</u>	N
Artist studio/gallery	N	N	N	N	Y	Y	N	<u>AY</u>	A
Private dock or pier <sup>11</sup>	<u>AY</u>	<u>AY</u>	<u>AY</u>	<u>AY</u>	<u>AY</u>	<u>AY</u>	<u>AY</u>	<u>AY</u>	<u>AY</u>
Semidetached dwelling	N	Y	Y	N	N	N	N	<u>NY</u>	N

<sup>19</sup>~~A body art establishment shall not be located within 1,000 feet of an exterior property line of a school or church as determined by the Building Inspector. (Reserved)~~

**§198-19 Fences**

§198-19.B No boundary fence, ~~or wall or hedge~~ shall exceed six feet in height, and no boundary fence, wall, hedge, or other landscape feature which obstructs vision shall exceed 42 inches in height within any required front yard area or within 20 feet of the street, whichever is the lesser requirement.

**§198-29 Special Permit for certain intensive nonresidential and multifamily site developments:**

198-29.A(5) ~~And in the Mixed Use (MU) District a~~ Any addition of gross floor area, or any reduction in the number of available parking spaces on the site within the Mixed Use (MU) District shall be subject to a special permit under this section if the proposed parking does not meet the numerical minimum required by § 198-27B

198-29.B. Submittal. Application for a special permit shall require the filling of one copy of a special permit application and ~~40~~ 2 prints of the site plan drawn to an adequate scale. A digital copy of the application materials is also required.

**§198-29.6 Solar photovoltaic energy facilities (SPEF)**

198-29.6.F: Application for special permit review. Submittal application for special permit review shall require the filling of one copy of a site plan review application and ~~40~~ 2 prints of the site plan drawn to an adequate scale to convey all required



information as well as a digital copy of application materials. Such plan(s) shall contain the following for an application to be considered complete.

198-29.G(8) Clear cutting of trees and natural vegetation, ~~within five years~~, shall be prohibited for the construction, operation and maintenance of the solar photovoltaic facility.

### **§198-32.2 Docks and Piers**

B. Applicability. Any application to construct a dock and/or pier shall comply with this section. ~~The Zoning Board of Appeals shall be the special permit granting authority (SPGA) in the Rural Residence Districts (RR), Single Residence Districts (RA), General Residence (RB) and Agricultural (AG) Districts. The Planning Board shall be the SPGA in the Apartment/Multi Family (RC), Park (P), Wetland Resource Protection District (WRP), Business (B), Mixed Use (MU) and Industrial Districts (I). [Amended 5-6-2006 ATM by Art. 9]~~

D. ~~Waiver of compliance. The SPGA having jurisdiction may, in special and appropriate cases, grant a waiver to the above requirements when in their judgment such action is in the public interest and not inconsistent with the purpose and intent of the zoning bylaw.~~

### **§198-33 Definitions and word use**

#### **Artisan Food and Beverage**

Small scale production or preparation of food and beverages made on site with limited to no automation, and may include direct sales to or consumption by consumers. Examples include uses such as small-batch bakeries, microbreweries (15,000 barrels per year or less), brewpubs, artisan distilleries (10,000 barrels per year or less) as regulated by the Commonwealth, small batch candy shops and local cheese makers. Uses should allow outdoor seating or patio as an accessory use depending on the zoning district.

#### **Artisan Manufacturing**

Application, teaching, making, or fabrication of crafts or products by an artist, artisan, or craftsperson either by hand or with minimal automation and may include direct sales to consumers. Includes uses that employ activities and processes such as small-scale fabrication, welding, and coating that are typically not permitted in non-industrial zoning districts.

#### **Coworking Space**

A shared workspace where members can rent desks or other workspaces and facilities, and interact and collaborate with each other as part of a community. Rules for membership and participation in the coworking space are explicit, transparent and are available to the public. Coworking spaces may host classes or networking events for current and prospective members. Fabrication tools are limited to those which do not generate noise or pollutants in excess of what is customary within a typical office environment.

#### **Maker Space**

A coworking space that gives members access to fabrication tools similar to those found in machine shops or other industrial sites

#### **Small Scale Indoor Recreation**

Establishment that provides amusement, entertainment or physical fitness that occur



indoors for a fee or admission charge. May require membership and/or cater to walk in customers. May also include food or beverage service. Such uses are not limited to: arcades, art/dance/exercise studio; bowling alleys; drama/voice/instrument instructional studio; health club/fitness center; ice and roller skating; rock climbing; indoor hockey, lacrosse or soccer; laser tag; martial arts studio; indoor swimming pool; tennis, handball, badminton, pickleball, racquetball; golf simulation.

### **Shipping Container**

“Shipping container” means a unit originally used for the transport, shipping, or hauling of materials or goods by land, sea, or air; capable of being moved or mounted by rail, truck, or boat. This definition includes steel sea or oceangoing containers marked with the American Bureau of Shipping’s emblem or meeting the International Standard Organization’s standards which can be detached from a trailer, chassis or frame, and which were formerly used for transporting sea or oceangoing cargo. This definition includes the terms “portable moving/storage unit/container/pod” and “cargo/oceangoing/transport container. In addition, this definition applies to any structure designed to imitate the look of a shipping container.”

**MOTION:** To adopt as written in the warrant  
Select Board: Recommend Adoption  
Finance Committee: Recommend Adoption

## **§Chapter 65: Planning Board**

### **§65-1 Board established.**

There shall be a Planning Board of eight members under the provisions of MGL c. 41, § 81A, with all of the powers and duties provided therein. Two members shall be elected at each annual town election for a term of ~~four~~ 3 years.

### **§65-3 Powers and duties.**

The duties of such Board shall be such as are stated in MGL c. 41, §§ 81A to 81J, and further to consider and advise upon municipal improvements, either at the request of other officials of the town or upon its own initiative. The Board shall meet at regular intervals. It may also hold public meetings. It shall at all times have access to all public documents or information in the possession of any town official or department. It shall examine the plans for the exterior of any public building, monument or similar feature and for the development and treatment of the grounds about the same before the adoption thereof, and may make such recommendations thereon as it may deem needful. It may make investigations and studies relative to new street and park developments. It may provide for public lectures and other educational work in connection with its recommendations. Said Board may incur expenses necessary to the carrying on of its work within the amount of its annual appropriation. The Planning Board is a special permit granting authority pursuant to MGL c. 40A§9

**MOTION:** To adopt as written in the warrant  
Select Board: Recommend Adoption  
Finance Committee: Recommend Adoption



### **§306-1 Fee schedule of Planning Board Charges.**

All fees due at time of application unless so noted. All expenses for advertising and notice to abutters by certified mail, return receipt, shall be borne by the applicant.

#### **A. Form A, Approval of a plan not requiring approval.**

(1) One hundred dollars for adjusting existing lot lines without creating new lots.

(2) One hundred fifty dollars plus \$50 per lot, for the creation of new lots, plus a \$40 per lot geographic information system (GIS) mapping fee.

#### **B. Form B, Preliminary Subdivision Plan.**

(1) Five hundred dollars.

#### **C. Form C, Definitive Subdivision Plan.**

(1) Five hundred dollars plus \$100 per lot (if a preliminary plan was filed), an engineering fee of \$2,500 and a GIS mapping fee of \$40 per lot.

(2) One thousand dollars plus \$100 per lot (if no preliminary plan was filed), an engineering fee of \$2,500 and a GIS mapping fee of \$40 per lot.

(3) Plan revision: one revision allowed with original application fee; 50% of original fee paid due for second and additional revisions at the time revision is submitted.

#### **D. Special permit fees.**

(1) Two hundred fifty dollars for plans of less than 2,500 square feet new or renovated floor space, plus an engineering fee of \$2,500.

(2) For plans of more than 2,500 square feet \$250, plus:

(a) For new floor space: \$0.10 per square foot for the first 30,000 square feet of new floor space and \$0.01 per square foot for new floor space above 30,000 square feet, plus an engineering fee of \$2,500.

(b) For renovated floor space: \$0.025 per square foot for the first 30,000 square feet and \$0.01 per square foot for floor space above 30,000 square feet, plus an engineering fee of \$2,500.

(c) For plans creating new floor space and renovating: apply the new floor space calculation first, followed by the renovation calculation up to a combined 30,000 square feet, then \$0.01 per square foot for all space above 30,000 square feet, plus an engineering fee of \$2,500.

(3) Plan revision: one revision allowed with original application fee; revision fee of \$0.01 per square foot due for second and additional revisions at the time revision is submitted.

E. Rezoning application fee: \$250.

F. Repetitive petition fee: \$250.

G. Street discontinuance fee: \$250.

H. Zoning regulation books: \$10.

I. Subdivision regulation books: \$10.

J. Zoning maps: \$5.



**MOTION:** To adopt as written in the warrant  
Select Board: Recommend Adoption  
Finance Committee: Recommend Adoption

### **§316 Procedural Rules**

316-2.C Rezoning applications: Requests for Zoning Map amendments shall be accompanied by ~~10~~ 2 prints and a digital copy of a plan to scale, clearly showing the proposed amendment referenced for location on the Town Zoning Map and relevant district and property bounds, structures and natural features. The request shall also be accompanied by a written description of the proposed change, suitable for legal advertisement, plus a check made out to the Town of Fairhaven to cover the appropriate fees found in the fee schedule.

316-3.B Plans not requiring subdivision approval: The mylar, ~~six~~ two prints, two copies of application Form A, a digital copy of the plan and application and required fee (See Chapter **306**, Fees.) shall be filed with the Planning Board's agent. The date of the next regular Planning Board meeting thereafter shall be the date of submission.

316-4.A.(2) Subdivision plans: This preliminary plan should be submitted to the Planning Board for approval. This means filing a digital copy of the plan and application Form B, ~~10~~ 2 sets of plans, the application Form B and required fee (See Chapter **306** Fees.) with the Planning Board's agent, a digital copy print of the plan with the Board of Health and a notice stating the date of submission and a copy of Form B with the Town Clerk (MGL c. 41, § 81S). The filing with the Town Clerk may be by delivery or by registered mail. The day of the next regular Planning Board meeting after filing with the Planning Board's agent will be the date of submission.

316-4.A.(5): When it is ready, the plan is submitted to the Planning Board for approval. This means filing with the Planning Board's agent the original Mylar, a digital copy of the plan and Form C, ~~10~~ 2 prints of each, a copy of application Form C, and required fee (See Chapter **306**, Fees.) to pay for the hearing notices and a list of all abutters taken from the latest tax lists. A copy of Form C must be filed by delivery or by registered mail with the Town Clerk. (See MGL c. 41, 81T.) One print of the plan is also to be filed with the Board of Health

316-4.A.(7): Following the hearing, the Planning Board will act on the plan. (Section **322-14I** of Chapter **322**, Subdivision of Land, covers this.) The security is either a covenant agreement (See Form D.) prohibiting building permits or the sale of any lots until the improvements serving that lot are complete or a bond covering the cost of improvements not yet made allowing the Town to use the bond to complete improvements if the developer should fail to do so or fail to do so quickly as agreed upon (MGL c. 41, § 81U.) After it has security and after a twenty-day appeal period following approval, the Planning Board will sign the plan. You must then give them 2 ~~10~~ prints and a digital copy of it

316-4.B(3): Upon receipt of a definitive plan, the Planning Board must set up a public hearing (§ **322-14** of Chapter **322**, Subdivision of Land). The Planning Board shall determine the date and advertise the notice of hearing in each of two weeks, the first at least 14 days prior to the hearing. The Planning Board will mail a copy of the advertisement, ~~certified mail~~, to the applicant and to each abutter within 300 feet



(See § 322-4 of Chapter 322, Part 2, Definitions.), as taken from the most recent tax list.

316-4.B(5): Following the hearing, the Board must act on the plan then notify the applicant of your action by registered mail and file a copy of your action with the Town Clerk (§ 322-14I(1) of Chapter 322, Subdivision of Land) as well as mail a notice of the decision to parties in interest. The definitive plan is approved by default if not acted on by the Planning Board within 135 days of submission where no preliminary plan was submitted or within 90 days of submission where a preliminary plan was acted on by the Planning Board (MGL c. 41, § 81U).

316-5.B.(6)(b)[1] Street acceptances: One set of originals, ~~and 10~~ 2 sets of prints, and a digital copy of the plans and documents.

316-5.B [11] [g]: All plans must be accompanied by a ~~CD-ROM or DVD~~ digital copy containing geographic data in accordance with the Standard for Digital Plan Submittals to Municipalities (Version 1.0) issued by the Office of Geographic and Environmental Information (MassGIS).

316-7.B.(2) Special Permit Required: ~~Ten~~ Two copies of the plans and specifications as well as a digital copy of the plan and application needed for the decision by the special permit granting authority (SPGA), if any.

316-7.E.(3): Mailed, ~~certified return receipt~~ to parties in interest which shall include the applicant, abutters, owners of land directly opposite on any public or private street or way, the owners of the land within 300 feet of the property line, Planning Board of every abutting city or town. (The Assessors shall certify the names and addresses of parties in interest.)

#### 316-8 Unaccepted street discontinuance

316-8.B.(1)(b): ~~Ten~~ Two prints of the survey of the street to be discontinued and legal description. A marked-up copy of the Assessors Map is acceptable. Please note that if a survey is not submitted and the discontinuance is approved, then a survey will be required as a condition of approval. A digital copy of all application material is also required.

316-8.D(3): Mailed, ~~certified return receipt~~, to parties in interest which shall include the applicant, abutters, owners of land directly opposite on any public or private street or way and the owners of the land within 300 feet from the exterior bounds of the proposed street discontinuance. (The Assessors shall certify the names and addresses of parties in interest.)

#### 316-9: Accepted street discontinuance

316-9.B.(1)(b): ~~Ten~~ Two prints and a digital copy of the survey of the street to be discontinued and legal description.

316-9.D(3): Mailed, ~~certified return receipt~~, to parties in interest which shall include the applicant, abutters, owners of land directly opposite on any public or private street or way and the owners of the land within 300 feet radius from the exterior bounds of the proposed street discontinuance. (The Assessors shall certify the names and addresses of parties in interest.)

#### 316-10 Repetitive Petition

316-10.B(2): The request for a repetitive petition shall include a plan of the site, a copy of the Board of Appeals decision and documentation illustrating how the request is materially different from the request denied by the Board of Appeals. A



digital copy of all application materials is required.

316-10.D(3): Mailed, ~~certified return receipt~~, to parties in interest which shall include the applicant, abutters, owners of land directly opposite on any public or private street or way and the owners of the land within 300 feet of the property line. (The Assessors shall certify the names and addresses of parties in interest.)

**MOTION:** To adopt as written in the warrant  
Select Board: Recommend Adoption  
Finance Committee: Recommend Adoption

**§322-12 ANR Submission; contents/ action**

322-12.B: The applicant shall submit to the Planning Board's agent a Mylar and/ or the original reproducible plan and ~~six~~ two prints of the plans accompanied by two copies of a completed application Form A and the appropriate fee, together with any necessary evidence to show that the plan does not require approval. A digital copy of the plan and Form A application are also required.

322-12.E: The applicant shall submit a ~~CD-ROM or DVD~~ digital copy containing geographic data in accordance with the Standard for Digital Plan Submittals to Municipalities (Version 1.0) issued by the Office of Geographic and Environmental Information (MassGIS).

322-13 Preliminary Plan Submission; contents; approval

322-13B(1): ~~10~~ 2 prints of the plans, accompanied by two copies of a completed application Form B and the appropriate fee. A digital copy of the plan and Form B is also required.

322-13 B(1): The applicant must also file a print or digital copy of the plan with the Board of Health, and must file with the Town Clerk a notice of the date of submission and a copy of the completed application Form B

322-14 Definitive Plan Submission; contents; approval procedures; guarantees

322-14.B(1)(a): The applicant shall submit ~~10~~ 2 prints of the plans, accompanied by two copies of a completed application Form C and the appropriate fee. A digital copy of the plan and Form C is also required

322-14.B.(2): The applicant must also file a print of the plan or digital copy with the Board of Health, and must file with the Town Clerk a notice of the date of submission and a copy of the completed application Form C.

322-14.K: After endorsement, the applicant shall submit a ~~CD-ROM or DVD~~ digital copy containing geographic data in accordance with the Standard for Digital Plan Submittals to Municipalities (Version 1.0) issued by the Office of Geographic and Environmental Information (MassGIS)

**MOTION:** To adopt as written in the warrant  
Select Board: Recommend Adoption  
Finance Committee: Recommend Adoption

## APPENDIX F - Article 21 Create Bylaw, Flow Neutral

To see if the Town will vote to adopt as a General By-law the following, or take any action relative thereto:

Town: The Town of Fairhaven, Massachusetts.

### **1.01 - Sewershed Area - Purpose**

The primary purpose of this bylaw is to regulate the connection to and extension of the Town's sewerage system in order to preserve and manage the limited treatment capacity available for the Town.

~~Secondary benefits of this bylaw are to protect the health, safety and welfare of the residents of the Town of Fairhaven by:~~

- ~~(a) Preserving the quality of the Town's groundwater and surface water by addressing existing sewage disposal problems.~~
- ~~(a) Protecting groundwater and surface water from nitrogen contamination and pollution from subsurface disposal of wastewater.~~
- ~~(a) Protecting other sensitive water resource areas, including those lands that contribute recharge to private drinking water supplies.~~

### **1.02 - Identification of Lots to be Served**

~~Only those Fairhaven~~ lots existing as of record and recorded in the Bristol County Registry of Deeds or the Registered Land Section of said Registry of Deeds shall be permitted to connect to the Town's sewer collection system. ~~Any vacant lot within the above-referenced sewershed area is entitled to a design flow of either: one (1) sewer unit as defined in Section 1.09; or the number of sewer betterments, whichever is greater.~~

### **1.03 - New Lots**

Sewer extensions to new streets, subdivisions or lots created and recorded in the Bristol County Registry of Deeds or the Registered Land Section of said Registry of Deeds after May 4, 2024 will need ~~shall not be permitted except~~ by approval of ~~a Binding Commitment signed by a majority vote by the Planning Board, Zoning and the Board of Public Works following a public hearing by the Board of Public Works.~~

### **1.04 - Reserve for Future Municipal Purposes**

The Board of Public Works shall maintain a reserve capacity of 5,000 gallons per day for the sole purpose of serving future municipal buildings used for municipal purposes. ~~Lots created for future municipal buildings, including municipal buildings for the purpose of education, shall be deemed to have been created prior to September 30, 2007 regardless of the date of creation.~~

### **1.05 Allocation of Reserve Capacity for Failed Septic Systems**

By majority vote of the Board of Public Works and subject to available capacity, developed lots in existence prior to May 4, 2024 having failed septic systems as determined in writing by the Board of Health may be incorporated into the sewershed area. The sewer service design flows calculated for failed septic systems shall be determined by the wastewater unit calculation set forth in Section 1.08 of this bylaw. The reserve capacity shall be reduced by a like amount. ~~The owners of failed septic systems shall reimburse the Town for the expense of maintaining their portion of the reserve capacity through payment of a sewer connection fee as outlined in the Sewer Use Ordinance and/or Regulations Promulgated by the Board of Public Works.~~

### **1.06 - Allocation of Reserve Capacity for Change in Use of Existing Facilities**

The Board of Public Works may by majority vote, subject to available capacity, allow a Change in Use of Existing Facilities within the Sewershed Area. The design flow for the Change in Use of the Existing Facilities shall be calculated as follows:

Additional design flow:        New Design Flow – Existing Design Flow



The existing design flow is the average daily water consumption for the existing facilities as recorded by the applicable Water Department ~~District~~ for the prior full calendar year. In the event that there is no such calculation, the Board of Public Works shall calculate the Existing Design Flow. The New Design Flow is the Sewage Flow calculated in accordance with Section 1.08 of this By-law. The reserve capacity shall be reduced by the Additional design flow so determined. ~~The owner of the facilities shall reimburse the Town for their expense of maintaining the portion of the reserve capacity that has been allocated to them as set forth in Section 1.08 of this By-law. No rebates shall be granted for change of use which reduces water consumption.~~

#### **1.07 - Cost Reimbursement for Reserve Capacity**

The Town, through the Board of Public Works, owns any and all sewer system capacity not otherwise allocated specifically to an individual, corporation or other entity. Upon allocation of reserve capacity from the Town, through the Board of Public Works, to an individual, corporation or other entity, the Town shall be reimbursed for that portion of the reserve capacity in accordance with the Town's cost allocation procedures determined by the Board of Public Works.

#### **1.08 - Wastewater Unit Calculation**

The required number of wastewater units for a failed system, new connection, expansion of an existing facilities, or change in use of existing facilities shall be determined by the following formula:

- Number of Wastewater Units = Water Use (or Title 5 design flow if there is no existing water use data) divided by 185 gallons per day.

The Title 5 Design Flow is equal to the sewage volume calculated per 310 CMR 15.203, Title 5. The wastewater capacity that must be reserved for the connection shall be determined by the following formula:

- WW Flow = Number of WW Units multiplied by 185 gallons per day.

#### **~~1.09 - Allocation of Sewer Flow~~**

~~Unless or until the current 1.3 MGD Average Daily Flow that Fairhaven is allowed to discharge to the City of Taunton is formally increased, the Board of Public Works shall only allocate flow as follows:~~

- ~~a) The total flow that may be allocated during each fiscal year beginning in FY 2008 equals 1,300,000 gpd less the Average Daily Flow for the previous 12 month period (to be determined in January using the previous January – December average) and less any amount held in reserve on the Database of Binding Commitments, divided by the number of years remaining to the beginning of FY 2018~~
- ~~b) The amount of allocable flow determined by the formula in 1.10 a) above shall be further allocated as follows:~~
  - ~~20% shall be allocated for residential connections or system extensions to service residential developments.~~
  - ~~80% shall be allocated for non-residential connections or system extensions to service non-residential developments.~~
- ~~c) Any flow determined in 1.10 a) which is not allocated in 1.10 b) shall be set aside and be available for allocation for that category in subsequent years.~~



**Monday, April 22, 2024**  
**Action / Discussion**



## Event Request

March 28, 2024

Dear Select Board,

I am writing to request permission to host a memorial/awareness walk/run 5k for the late Conrad Henri Roy III on September 7 of this year in the town of Fairhaven.

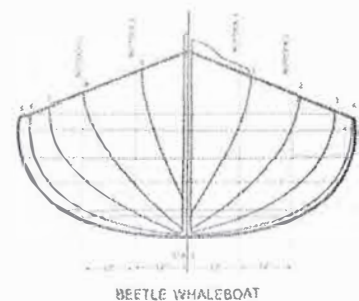
The event will begin and end at Fort Phoenix. It will begin at 9am and end at 11am. The following route has been identified:

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  
Fort Phoenix

Please contact me if additional information is needed. Thank you for your attention!

Kim Bozzi

# BUZZARDS BAY ROWING CLUB



Buzzards Bay Rowing Club  
P.O. Box 86  
Fairhaven, MA 02719

Select Board  
Town Hall  
40 Center Street  
Fairhaven, MA 02719

To whom it may concern:

The Buzzards Bay Rowing Club is hoping to hold a fun rowing gathering at Hoppy's Landing again this year. It will be held on June 1, 2024. The event time will be from approximately 9:00 AM- 12:00pm. We have received permission from Harbormaster Tim Cox for use of the area and for the date. We are asking approval from the Select Board to wave the parking fees for Hoppy's Landing for this event.

The event is free to all rowers and open to all rowing organizations.

Thank you for your consideration.

Sincerely,

Jodi Duval  
Vice President  
Buzzards Bay Rowing Club

Cell: 508-287-2520  
Email: [buzzardsbayrowing@gmail.com](mailto:buzzardsbayrowing@gmail.com)



From: **Heather C. White**  
Date: Tue, Apr 16, 2024 at 12:31 PM  
Subject: 431 Sconticut Neck Road  
To: Angeline Lopes Ellison  
Cc: Amy Hart

Hi Angie,

Below is a summary of the request from Buzzards Bay Coalition in connection with its Land Court petitions seeking confirmation of the boundary between its property and a portion of Sconticut Neck Road. **Please distribute this to the Select Board for their consideration at the meeting on April 22, 2024.**

As I understand the facts, Buzzards Bay Coalition ("BBC") owns property located at 431 Sconticut Neck Road (the former Jenney Farm) and is in the process of seeking 1) to divide the property to create two new lots, and 2) to confirm the boundaries of the remaining, third lot. The Planning Board has already endorsed BBC's ANR plan seeking to create the new lots. However, the property is registered land, which means that any change in or confirmation of boundaries must be approved by the Land Court in addition to the usual authorization from the Planning Board. BBC's petitions seeking Land Court approval are attached hereto as **Exhibit A**. I understand that, in the course of petitioning for Land Court approval, BBC discovered that the Town's 1955 taking widening the layout of Sconticut Neck Road was not properly reflected in the certificate of title for the property. The 1955 taking is attached hereto as **Exhibit B**. The Land Court is requiring BBC to provide documentation of the correct boundary between the layout of Sconticut Neck Road and the property as a prerequisite to approval of the division and confirmation of the boundaries of the property.

BBC has requested that the Town file assents with the Land Court confirming the layout of the road so that BBC may move forward with the boundary confirmation and property division it seeks. The form of the requested assents is attached as **Exhibit C**. To evaluate this request, I have spoken with Allen Decker, BBC's Director of Land Protection, and reviewed a report from BBC's title attorney regarding the status of the title. Additionally, the former Town Planner confirmed with the Public Works Superintendent that the boundary of Sconticut Neck Road reflected in BBC's plans is the correct boundary according to the 1955 taking. Based on the information provided, I have not identified any legal impediment to the Town's filing of the requested assents. Please let me know whether I am authorized to sign the assents on behalf of the Town and file them with the Land Court in order to expedite the Land Court process.

Please let me know if you have any questions.

Thanks,  
Heather

Heather C. White  
Petrini & Associates, P.C.  
372 Union Avenue  
Framingham, MA 01702  
508-665-4310 tel  
508-665-4313 fax

# EXHIBIT A

## BOGLE, DeASCENTIS & COUGHLIN, P.C. COUNSELLORS AT LAW

### FALL RIVER OFFICE

Arthur M. DeAscentis  
Email: [amd@b-dlaw.com](mailto:amd@b-dlaw.com)

John J. Coughlin  
Email: [jcoughlin@b-dlaw.com](mailto:jcoughlin@b-dlaw.com)

57 North Main Street  
Fall River, MA 02720  
Telephone (508) 677-2800  
Fax (508) 677-9300

Peter C. Bogle, *Retired*

### QUINCY OFFICE

Kerry T. Ryan *of Counsel*  
Email: [kt@b-dlaw.com](mailto:kt@b-dlaw.com)

25 Foster Street  
First Floor  
Quincy, MA 02169  
Telephone (617) 845-5473  
Fax (617) 481-4277

January 18, 2024

### By Overnight Mail

Christina Geaney  
Chief Title Examiner  
Commonwealth of Massachusetts  
Land Court  
Three Pemberton Square  
Boston, MA 02108

RE: S Petition – Approval of Plan - Certificate of Title No. 25952 – Plan No. 2118-M

Dear Christina:

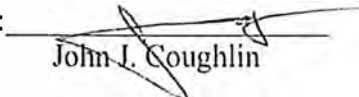
Enclosed for filing please find a Complaint/Petition for approval of Plan No. 2188-M.

This plan has been previously reviewed and filed with Steve J. Kearns in the Land Court Survey Division. Our office was informed by Steve that this S Petition needs to be filed to establish the sideline of a public road along the frontage of the property which was relocated pursuant to a taking by the Town of Fairhaven (Taking Document # 15643)

I have also enclosed the filing fee of \$50.00.

Thank you for your attention to this matter.

Very truly yours,  
Bogle, DeAscentis & Coughlin, P.C.

By:   
John J. Coughlin





**TRIAL COURT OF MASSACHUSETTS**

**SUBSEQUENT TO REGISTRATION COMPLAINT COVER SHEET (FOR USE IN ALL "S-CASES")**

COURT USE ONLY

COURT DEPARTMENT

LAND COURT

COUNTY

Bristol

CASE NAME

*(In the matter of)*

Buzzards Bay Coalition, Inc.

DOCKET NUMBER

**-SBQ-**  
2-DIGIT YEAR PLAN NUMBER FILING MONTH SEQUENCE NUMBER

**PART I – FILING REQUIREMENTS**

1. Plan Number: 2118-M Other relevant references: Certificate of Title No. 25952
2. A complaint setting forth a description of the claim(s) along with supporting allegations (using Land Court forms where required).
3. All necessary supporting documentation and exhibits, as specified in the Registered Land Guidelines, Memoranda issued by the Land Court Chief Title Examiner, and any applicable forms.
4. An attested copy of the outstanding Certificate of Title *-or-* if the Certificate of Title has not been prepared, an attested copy of the deed(s) into the current owner(s) and an attested copy of the most recent prior Certificate of Title. (Previously Filed with Land Court Survey Division)
5. \$50.00 filing fee (Please make checks payable to either Land Court or Commonwealth of Massachusetts; Credit cards accepted only for in-person filing)

**PART II – TYPE OF ACTION**

Using the list below, place an "X" next to the main cause of action asserted in the complaint.

<input type="checkbox"/>	SAD	Subsequent Complaint for Certificate after Death
<input checked="" type="checkbox"/>	SAP	Subsequent Complaint for Approval of Plan
<input type="checkbox"/>	SCR	Subsequent Complaint for Correction of Records (REGISTRY USE ONLY)
<input type="checkbox"/>	SCV	Subsequent Complaint for Certificate after Divorce
<input type="checkbox"/>	SED	Subsequent Complaint after Eminent Domain Taking
<input type="checkbox"/>	SEM	Subsequent Complaint to Expunge Mortgage, Assignment, or other Document
<input type="checkbox"/>	SLV	Subsequent Complaint after Low Value Sale
<input type="checkbox"/>	SNT	Subsequent Complaint for New Certificate after Judgment of Tax Lien Foreclosure

<input type="checkbox"/>	SSS	Subsequent Complaint after Sheriff Sale
<input type="checkbox"/>	SVW	Subsequent Complaint for Voluntary Withdrawal Under G.L. Chapter 185, Sec. 52
<input type="checkbox"/>	SWD	Subsequent Complaint to Withdraw under G.L. Chapter 183 A, Sec. 16
<input type="checkbox"/>	SAT	Subsequent Complaint for Certificate after Termination of Trust
<input type="checkbox"/>	SCT	Subsequent Complaint Involving Trust (Other)
<input type="checkbox"/>	SAC	Subsequent Complaint to Amend and/or Cancel Certificate (Other)
<input type="checkbox"/>	SOT	Subsequent Complaint (Other, specify)

NAME (FIRST, MIDDLE, LAST)

John J. Coughlin, Esq.

B.B.O. NUMBER (IF APPLICABLE)

646892

FIRM OR AGENCY NAME (IF APPLICABLE)

Bogle, DeAscentis & Coughlin, P.C.

OFFICE OR HOME PHONE NUMBER

508-677-2800

MOBILE PHONE NUMBER

508-677-2800

STREET ADDRESS

57 North Main Street, Third Floor

APT/UNIT #

FAX NUMBER

508-677-9300

CITY/TOWN

Fall River

STATE

MA

ZIP CODE

02720

E-MAIL ADDRESS

jcoughlin@b-dlaw.com

DATED

1/18/2024

SIGNATURE

X

COMMONWEALTH OF MASSACHUSETTS

LAND COURT

DEPARTMENT OF THE TRIAL COURT

Complaint/

**PETITION FOR APPROVAL OF A PLAN**

Case No. 2118

Upon the petition of Buzzards Bay Coalition, Inc.  
alleging that:

It  
1. ~~He~~<sup>She</sup> is the registered owner in Certificate of Title No. 25952 issued  
by the Bristol County South Registry District of the Land Court.

2. Petitioner has filed with The Engineering Department of The Land Court Plan  
No. 2118-M.

3. Said plan delineates a taking by the Town of Fairhaven for relocating  
portions of Sconticut Neck Road registered as Document # 15643 with  
Certificate of Title No. 25952 (which has been filed with the Land  
Court Survey Department).

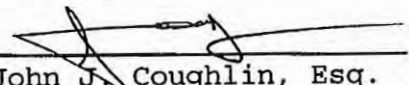
Petitioner prays that Plan No. 2118-M be approved, to establish  
the sideline of Sconticut Neck Road pursuant to said taking Document #15643).

The forgoing statement is made under the pains and penalties of perjury.

By:

Name:

Address:

  
John J. Coughlin, Esq.  
Bogle, DeAscentis & Coughlin, P.C.  
57 North Main Street, Third Floor  
Fall River, MA 02720

**FROM THE OFFICE OF:**

Bogle, DeAscentis & Coughlin, P.C.  
57 North Main Street, Third Floor  
Fall River, MA 02720

**\$50.00 Filing Fee**



1. I HEREBY CERTIFY THAT THE PROPERTY LINES SHOWN ON THIS PLAN ARE THE LINES ENDING EXISTING DIMENSIONS, AND THE LINES OF THE ORIGINAL SURVEY SET BY THIS OFFICE ON JUNE 14, 2022, AND DECEMBER 19, 2023.

1. I HEREBY CERTIFY THAT THE CONDITIONS ON THE CORNERS ARE THE SAME NOW AS AT THE TIME OF THE ORIGINAL SURVEY IN DECEMBER 2022 WITH THE EXCEPTION OF THE MONUMENTS SET BY THIS OFFICE ON JUNE 14, 2022, AND DECEMBER 19, 2023.

1. I HEREBY CERTIFY THAT THIS PLAN WAS BEEN PROVIDED FROM AN ACTUAL SURVEY MADE ON THE GROUND IN ACCORDANCE WITH THE LAND SURVEY STATUTES OF 2008 IN DECEMBER OF 2022.

1. I CERTIFY THAT AS OF THE DATE OF THIS SURVEY, THE MONUMENTS DESCRIBED HEREIN I HEREBY CERTIFY THAT ANY ADDITIONAL MONUMENTS SHOWN HEREIN HAVE BEEN SET IN ACCORDANCE WITH THE LAND SURVEY STATUTES OF 2008 TO OF THE DATE OF THIS SURVEY.

1. I CERTIFY THAT AS OF THE DATE OF THIS SURVEY, THE MONUMENTS DESCRIBED HEREIN I HEREBY CERTIFY THAT ANY ADDITIONAL MONUMENTS SHOWN HEREIN HAVE BEEN SET IN ACCORDANCE WITH THE LAND SURVEY STATUTES OF 2008 TO OF THE DATE OF THIS SURVEY.

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1. I CERTIFY THAT AS OF THE DATE OF THIS SURVEY, THE MONUMENTS DESCRIBED HEREIN I HEREBY CERTIFY THAT ANY ADDITIONAL MONUMENTS SHOWN HEREIN HAVE BEEN SET IN ACCORDANCE WITH THE LAND SURVEY STATUTES OF 2008 TO OF THE DATE OF THIS SURVEY.

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SCALE: 1" = 2,000'

TRAVERSE CLOSURE DATA (METHOD: ANGLES, DISTANCES)  
 MEAN SQUARE ERROR (MSE) = 0.15 mm + 2 ppm  
 CLOSURE ERROR (MSE) = 0.34  
 CLOSURE BEARING = S85°58'51"E  
 PRECISION = 1 : 16,435

NOTE: ALL LINES WERE MEASURED BY GPS.



2118 M

LAND COUNTY  
 JAN 17, 2024  
 FILED  
 for Lot 29

RECORD OWNER:  
 BUZZARDS BAY CONDOMINIUM, INC.  
 14 FRONT STREET  
 MA 02546  
 LAND COURT DED. CERT. #2563

NOTE:  
 1. PROPERTY LINES AND DEED SURVEY PROVIDED BY RECORD OWNER.  
 2. ALL BEARING CORNER LOCATIONS WERE MADE BY THE (S) SURVEYOR.  
 3. THE PURPOSE OF THIS PLAN IS TO DEFINE THE REMAINING LAND ORIGINALLY SHOWN ON LAND COURT ASSESSORS MAP #28.  
 4. ADJACENT PARCELS HAVE BEEN SHOWN FROM THE TOWN OF FAIRHAVEN PROPERTY ASSESSMENT DATA.  
 5. RECORDED IN THIS OFFICE DATED JUNE 7, 2023.

APPROVAL NOT REQUIRED PLAN OF LAND

FARMHAVEN, MASSACHUSETTS  
 427 SCOTIC NECK ROAD  
 ASSESSORS MAP 29 LOT 18  
 BEING A DIVISION OF L.C. PLAN 2118 OWNED BY BUZZARDS BAY CO-OPITION, INC. CERTIFICATE OF TITLE NO. 2562

www.FarlandCorp.com  
 124 WATTELTON AVENUE  
 FAIRHAVEN, MA 02719  
 P. 508.777.2478  
 • ENGINEERING  
 • LAND SURVEYING  
 • DEVELOPMENT

DESIGNED BY: ESK  
 DRAWN BY: SSK  
 CHECKED BY: ESK

FEBRUARY 21, 2023  
 SCALE: 1"=400'  
 JOB NO. 23-717  
 LATEST REVISION:  
 DECEMBER 19, 2023

SHEET 1 OF 1

REVISIONS

1/20/23  
 2/19/23  
 3/12/23  
 L.C. COMMISSION  
 L.C. COMMISSION  
 L.C. COMMISSION





**TRIAL COURT OF MASSACHUSETTS**

**SUBSEQUENT TO REGISTRATION COMPLAINT COVER SHEET**  
(FOR USE IN ALL "S-CASES")

**COURT USE ONLY**

**COURT DEPARTMENT**  
LAND COURT

**COUNTY**  
Bristol

**CASE NAME**  
*(In the matter of)*  
Buzzards Bay Coalition, Inc.

**DOCKET NUMBER**  
**-SBQ-**

**PART I -- FILING REQUIREMENTS**

1. Plan Number: 2118-L Other relevant references: Certificate of Title No. 25952
2. A complaint setting forth a description of the claim(s) along with supporting allegations (using Land Court forms where required).
3. All necessary supporting documentation and exhibits, as specified in the Registered Land Guidelines, Memoranda issued by the Land Court Chief Title Examiner, and any applicable forms.
4. An attested copy of the outstanding Certificate of Title -or- if the Certificate of Title has not been prepared, an attested copy of the deed(s) into the current owner(s) and an attested copy of the most recent prior Certificate of Title.  
(Previously Filed with Land Court Survey Division)
5. \$50.00 filing fee (Please make checks payable to either Land Court or Commonwealth of Massachusetts; Credit cards accepted only for in-person filing)

**PART II -- TYPE OF ACTION**

Using the list below, place an "X" next to the main cause of action asserted in the complaint.

<input type="checkbox"/>	SAD	Subsequent Complaint for Certificate after Death
<input checked="" type="checkbox"/>	SAP	Subsequent Complaint for Approval of Plan
<input type="checkbox"/>	SCR	Subsequent Complaint for Correction of Records (REGISTRY USE ONLY)
<input type="checkbox"/>	SCV	Subsequent Complaint for Certificate after Divorce
<input type="checkbox"/>	SED	Subsequent Complaint after Eminent Domain Taking
<input type="checkbox"/>	SEM	Subsequent Complaint to Expunge Mortgage, Assignment, or other Document
<input type="checkbox"/>	SLV	Subsequent Complaint after Low Value Sale
<input type="checkbox"/>	SNT	Subsequent Complaint for New Certificate after Judgment of Tax Lien Foreclosure

<input type="checkbox"/>	SSS	Subsequent Complaint after Sheriff Sale
<input type="checkbox"/>	SVW	Subsequent Complaint for Voluntary Withdrawal Under G.L. Chapter 185, Sec. 62
<input type="checkbox"/>	SWD	Subsequent Complaint to Withdraw under G.L. Chapter 183A, Sec. 16
<input type="checkbox"/>	SAT	Subsequent Complaint for Certificate after Termination of Trust
<input type="checkbox"/>	SCT	Subsequent Complaint Involving Trust (Other)
<input type="checkbox"/>	SAC	Subsequent Complaint to Amend and/or Cancel Certificate (Other)
<input type="checkbox"/>	SOT	Subsequent Complaint (Other, specify)

<b>NAME (FIRST, MIDDLE, LAST)</b> John J. Coughlin, Esq.			<b>B.B.O. NUMBER (IF APPLICABLE)</b> 646892		
<b>FIRM OR AGENCY NAME (IF APPLICABLE)</b> Bogle, DeAscentis & Coughlin, P.C.			<b>OFFICE OR HOME PHONE NUMBER</b> 508-677-2800		
<b>STREET ADDRESS</b> 57 North Main Street, Third Floor			<b>MOBILE PHONE NUMBER</b> 508-677-2800		
<b>APT/UNIT #</b>			<b>FAX NUMBER</b> 508-677-9300		
<b>CITY/TOWN</b> Fall River		<b>STATE</b> MA	<b>ZIP CODE</b> 02720	<b>E-MAIL ADDRESS</b> jcoughlin@b-dlaw.com	
<b>DATED</b> 7/28/2023		<b>SIGNATURE</b> X			



COMMONWEALTH OF MASSACHUSETTS

LAND COURT

DEPARTMENT OF THE TRIAL COURT

Complaint/  
**PETITION FOR APPROVAL OF A PLAN**

Case No. 2118

Upon the petition of Buzzards Bay Coalition, Inc.  
alleging that:

It  
1. He/She is the registered owner in Certificate of Title No. 25952 issued  
by the Bristol County South Registry District of the Land Court.

2. Petitioner has filed with The Engineering Department of The Land Court Plan  
No. 2118-L.

3. Said plan delineates a taking by the Town of Fairhaven for relocating  
portions of Sconticut Neck Road registered as Document # 15643 with  
Certificate of Title No. 25952 (which has been filed with the Land  
Court Survey Department).

Petitioner prays that Plan No. 2118-L be approved, to establish  
the sideline of Sconticut Neck Road pursuant to said taking Document #15643).

The forgoing statement is made under the pains and penalties of perjury.

By:

Name:

John J. Coughlin, Esq.

Address:

Bogle, DeAscentis & Coughlin, P.C.  
57 North Main Street, Third Floor  
Fall River, MA 02720

**FROM THE OFFICE OF:**

Bogle, DeAscentis & Coughlin, P.C.  
57 North Main Street, Third Floor  
Fall River, MA 02720

**\$50.00 Filing Fee**

# Exhibit B 15643

1142 317

Town of Fairhaven  
In Board of Selectmen  
April 4, 1955

Whereas on the 12th day of March, 1955 the Town of Fairhaven at its adjourned annual town meeting duly voted to accept the alteration and relocation of a portion of Sconticut Neck Road as a town way in accordance with plan entitled "Selectmen's Layout of Part of Sconticut Neck Road, Fairhaven, Mass. from end of 1954 Acceptance Southerly 1500 feet  $\frac{1}{4}$ , Scale 1" = 40' January 1955" made by Samuel H. Corse, Surveyor, on file with the Town Clerk as made and reported by us, said portion of said road as altered and relocated being bounded and described as follows:

Beginning at a drill hole in the corner of stone walls at the northwesterly corner of land of Mabel L. Potter, also the southeasterly corner of the relocation of Sconticut Neck Road as accepted March 1954; thence south 14 degrees, 17 minutes, 35 seconds, east by land of the said Potter 570.36 feet to an angle; thence south 2 degrees, 51 minutes, 32 seconds east by the said Potter land and land of Frank Frates, land of Joseph S. Machado and land of Eugene S. Faustino 537.08 feet to a point of curve; thence southerly by a curved line deflecting easterly with a radius of 2575.00 feet, by the said Faustino land and land of Antone S. Faustino et alii, and land of Barbara Souza 401.50 feet measured on the arc to a point of tangency; thence south 87 degrees, 8 minutes, 28 seconds west across the Road 50.00 feet to a point at the end of curve; thence northerly by a curved line deflecting westerly with a radius of 2625.00 feet by lands of Lena E. Sylvania and Angelina Machado 409.29 feet measured on the arc to the end of the curve; thence north 2 degrees, 51 minutes, 32 seconds west by the said Machado land and land of Alvide Cote 250.20 feet to a point; thence northerly and westerly by a curved line with a radius of 12.00 feet by the said Cote land 20.40 feet measured on the arc to a point; thence north 1 degree, 18 minutes, 40 seconds west crossing Jerusalem Road 50.61 feet to a point; thence easterly and northerly by a curved line with a radius of 13.38 feet by land of Edward P. Lowrie, 3d 19.56 feet measured on the arc to a point; thence northerly by a curved line deflecting westerly with a radius of 2575.00 feet by land of the said Lowrie 462.97 feet measured on the arc; thence north 14 degrees, 17 minutes, 35 seconds west by the said Lowrie land 160.20 feet to a point; thence northerly and westerly by a curved line with a radius of 12.00 feet by the said Lowrie land 19.06 feet measured on the arc to a point; thence north 13 degrees, 48 minutes, 45 seconds west across Briaf Cliff Road 50.01 feet to a point; thence easterly and northerly by a curved line with a radius of 12.00

*(Signature)*  
Attestation  
1955  
Relocation portion of Sconticut Neck Rd (see map on file)  
Samuel H. Corse, Surveyor  
1955



1142 318

feet by land of Levi W. Atwood et ux 18.64 feet measured on the arc to a point; thence north 14 degrees, 17 minutes, 35 seconds west by the said Atwood land 73.41 feet to the southerly end of the relocation of 1954; thence north 75 degrees, 5 minutes, 45 seconds east across the end of the 1954 relocation 50.00 feet to the point of beginning.

Now therefore it is hereby ordered that under the provisions of General Laws (Ter. ed) Chapter 79 an easement be taken for the purposes of a town way in the land not previously taken for said purpose included within the limits of said layout as shown on said plan to which reference is hereby made, a copy of which is to be filed herewith, the numbered parcels taken as shown on said plan, respective owners and approximate area being as follows:

<u>PARCEL NO.</u>	<u>OWNER</u>	<u>AREA IN SQUARE FEET</u>
<u>EAST SIDE</u>		
1.	Mabel L. Potter Registered Land Certificate of Title No. 2125	2230
2.	Florence R. Freitas	944
3.	Joseph S. Machado	1580
4.	Eugene S. Faustino Acushnet Co-operative Bank, mortgagee	1197
5.	Antone S. Faustino Josephine Avila Albertina Ventura	1640
6.	Barbara Souza	1110
<u>WEST SIDE</u>		
7.	Levi W. Atwood Agnes E. Atwood	28
8.	Edward P. Lowrie, 3d	4875
9.	Alpide Cote	832
10.	Angelina M. Borges formerly Angelina Machado	3680

15643

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<u>PARCEL NO.</u>	<u>OWNER</u>	<u>AREA SQUARE FEET</u>
11.	Lena E. Sylvania	1430

Said taking also includes an easement for the purposes of a town way in the land shown on said plan and included within the limits of said layout abutting the following contemplated streets or private ways which intersect said Sconticut Neck Road:

<u>Contemplated Street or Way</u>	<u>Supposed owner of fee</u>
-----------------------------------	------------------------------

WEST SIDE

Briar Cliff Road	Edward P. Lowrie, 3d
Jerusalem Road	Edward P. Lowrie, 3d

REGISTERED LAND

A certain parcel of this land included in this taking is registered land and is shown on the plan referred to, a copy of which is registered in the South Bristol Registry District, as follows:

Parcel I, Mabel L. Potter, owner, Land Registration Book 9, Page 487, Certificate of Title No. 2125.

The damage sustained by the owners of property aforesaid is hereby estimated and awarded as compensation to them as follows:

To all persons - no damages.

It is further expressed and stipulated that this order of taking and the award of damages does not relieve the owners of land taken from liability for taxes now uncollected for the year 1954 or any prior year.

No betterments will be assessed in view of the fact that no damages are awarded.



1142

320

No trees on the land taken and no structures affixed thereon are included in the taking and the owners of the property are allowed until June 1, 1955 to remove and take away from the land taken any trees or structures thereon.

*Walter Silveira*

*Albert E. Stanton*

*Charles W. Knowlton*

Board of Selectmen

Received & recorded

*April 11, 1935* at 9 hrs. & 12 min. A.M.

15643

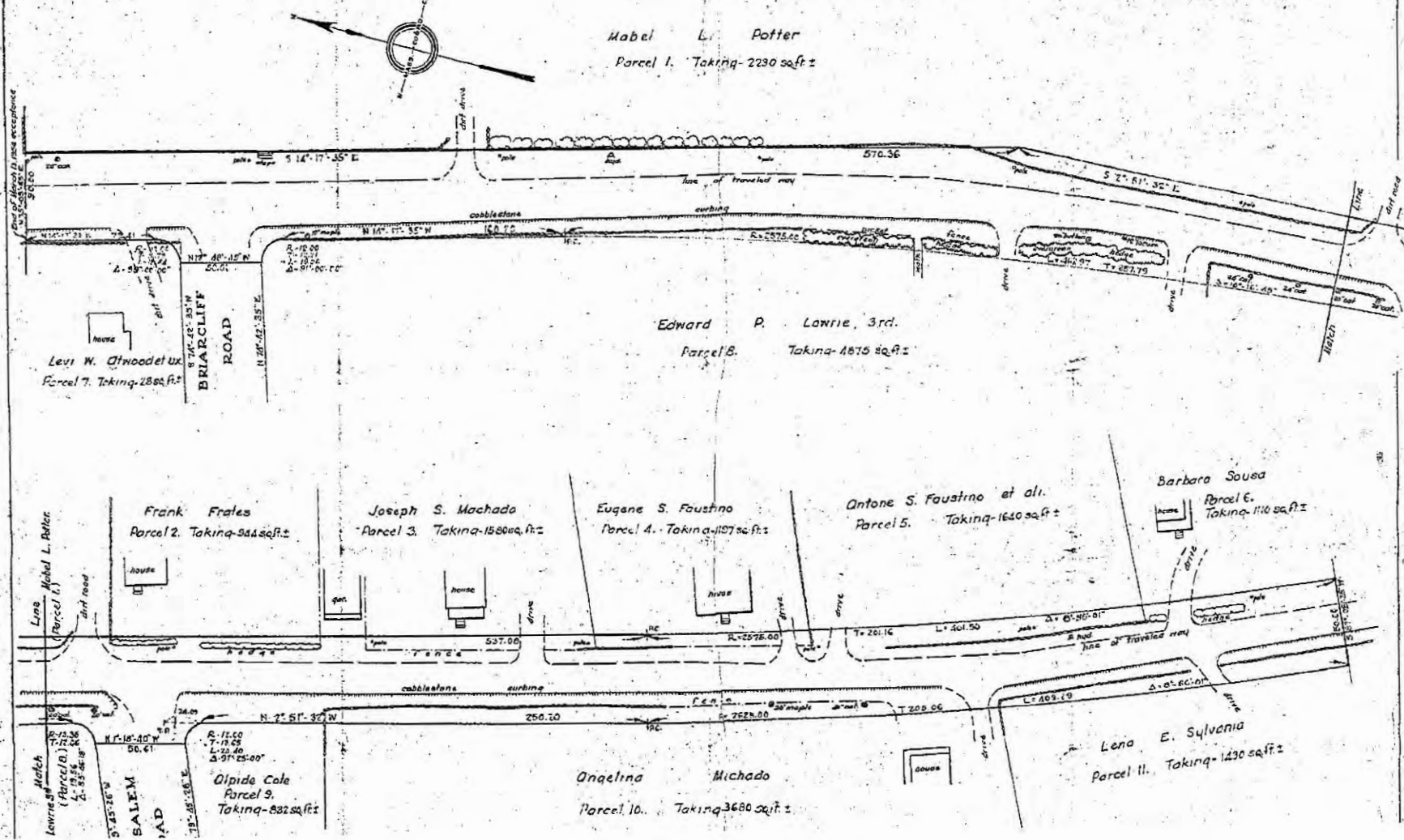
approved 1-21-55  
*Charles H. Brown*  
 97 Old B. County  
 Register  
*Robert W. Phillips*  
 Town Clerk  
*Robert W. Phillips*

approved JAN 31 1955  
*Charles H. Brown*  
 Register  
*Robert W. Phillips*  
 Town Clerk

*Michael J. O'Leary*  
 Town Clerk  
 accepted March 12 1955  
*Michael J. O'Leary*  
 Town Clerk

PROPOSED  
**SELECTMENS LAYOUT**  
 OF PART OF  
**SCONTICUT NECK ROAD**  
**FAIRHAVEN, MASS.**

FROM END OF 1954 ACCEPTANCE SOUTHERLY 1500 FEET ±  
 SCALE-1"=40'  
 JANUARY 1955.



5



15643

*Completed*

RECEIVED

APR 11 9 12 AM '55

REGISTRY OF DEEDS  
BRISTOL COUNTY  
SOUTHERN DISTRICT

TAKING OF LAND  
Layout and Acceptance of Portion  
of Sconticut Neck  
Road; Fairhaven, Mass.

April 4, 1955

COMMONWEALTH of MASSACHUSETTS  
REGISTRY of DEEDS

New Bedford, *April 11 1955*

At 9 *11* AM *12* M. *6* P.M.

Received and Recorded in *Bris. Co. 10-20*

Book *1142* Page *312*

Register.

*Lawrence W. Catore*  
COOK BROWNELL, TABER & SHERMAN  
MASONIC BUILDING  
NEW BEDFORD, MASS.

(6)

South Bristol Registry District  
RECEIVED FOR REGISTRATION

APR 11 1955

9 O'CLOCK 12 M. 9 P.M.  
NOTATION CERTIFICATE NO. *2155*  
IN REGISTRATION BOOK *9* PAGE *1197*

Exhibit C

COMMONWEALTH OF MASSACHUSETTS  
THE TRIAL COURT  
LAND COURT DEPARTMENT

Bristol, SS.

Docket No.  
24 SBQ 02118 01 - 001

_____	)
Buzzards Bay Coalition, Inc.	)
	)
Petitioner	)
_____	)

**Assent**

The Town of Fairhaven, Massachusetts ("Town"), hereby assents to the above referenced complaint/petition filed by Buzzards Bay Coalition, Inc. and requests that the same be granted without further notice; and

The Town hereby assents to Plan # 2118-M filed with said complaint/petition; and

The Town recognizes the taking instrument registered as Document # 15643 with Certificate of Title No. 25952; and

The Town consents to the change in the street line of Sconticut Neck Road, Fairhaven, MA resulting from said taking.

Town of Fairhaven, Massachusetts:

Date: \_\_\_\_\_

By: \_\_\_\_\_  
Name:  
Title:



COMMONWEALTH OF MASSACHUSETTS  
 THE TRIAL COURT  
 LAND COURT DEPARTMENT

Bristol, SS.

Docket No.  
 23 SBQ 02118 08 - 001

Buzzards Bay Coalition, Inc. Petitioner	) ) ) ) )
--	-----------------------

**Assent**

The Town of Fairhaven, Massachusetts (“Town”), hereby assents to the above referenced complaint/petition filed by Buzzards Bay Coalition, Inc. and requests that the same be granted without further notice; and

The Town hereby assents to Plan # 2118-L filed with said complaint/petition; and

The Town recognizes the taking instrument registered as Document # 15643 with Certificate of Title No. 25952; and

The Town consents to the change in the street line of Sconticut Neck Road, Fairhaven, MA resulting from said taking.

Town of Fairhaven, Massachusetts:

Date: \_\_\_\_\_

By: \_\_\_\_\_  
 Name:  
 Title:

Board	SB Member / TA	Staff Liaison	NOTES
Affirmative Action Officer	Angie Lopes Ellison	Angie Lopes Ellison	
Art Curator	---	---	Mark Badwey, Asst. Kelly Smith
Belonging Committee	Leon Correy	Cam Durant	
Bikeway Committee	Bob Espindola	Kelley Ramirez	
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	Stasia Powers	Anne Carreiro/Vinnie Furtado	
Commission on Disability	Keith Silvia	Martha Reed	
Community Preservation Commission	---	Planning Director	
Conservation Commission	---	Bruce Webb	
Council on Aging	---	Martha Reed	
Cultural Council	---	Chris Richard	
Economic Development Committee	Stasia Powers	Planning Director	
Fair Housing Coordinator	Charlie Murphy	---	
Finance Committee	---	Angie/Anne	
Financial Policy Review Committee <i>Ad Hoc</i>	Stasia/Charlie	Anne Carreiro	
Historical Commission	Keith Silvia	Cam Durant	
Lago a Friendship Pact Committee	Charlie Murphy	Chris Richard	
Local Emergency Planning Committee	Angie Lopes Ellison	various	
Marine Resources Committee	Keith Silvia	Tim Cox	
Millicent Library Board of Trustees	Stasia Powers	---	
Planning Board	---	Planning Director	
Procurement Officer	Angie Lopes Ellison	Angie Lopes Ellison	
Retirement Board	---	Anne C/Tim Cox	
Rogers Reuse Committee	Keith Silvia	Planning Director	
Sister City Committee	Charlie Murphy	Chris Richard	
Southcoast Bikeway Allaince (SBCA)	Bob Espindola	---	
SRPEDD	Bob Espindola	---	SRPEDD- they usually send a form - April
Southeastern Regional Transit Authority Board (SRTA)	Leon Correy	---	Check around September from SRTA - they usually send a form
Sustainability Committee	---	Bruce Webb	
Zoning Board of Appeals	---	Building Commissioner	

**INACTIVE**

Agricultural Commission			INACTIVE
Dog Park Study Committee	Keith Silvia		INACTIVE

list updated April 9, 2024





**Monday, April 22, 2024  
Board Member Items /  
Committee Liaison Reports**



## **“Whaling, Japanese Culture and the Whitfield/Manjiro Story Part 1”**

Local Summer 2024 Course Offering for teachers as well as interested adult community members!!!

Monday-Thursday July 8-11 8:30-4:00

30 PDP's (37.5 PDP's with project) \$425 (or 3 credits/67.5 PDP's from LMU additional cost is \*250) Participants will engage in hands-on activities based on the math, science, social studies, and language arts Massachusetts Pre-K-12 frameworks and Common Core Standards. Activities include: the history of Captain Whitfield and John Manjiro with regard to Fairhaven's whaling days; Japanese culture including language, calligraphy, art, music, cuisine; ELA, science, geography and math related to whaling; a tour of Captain Whitfield's house, the Whaling Museum and the Manjiro Trail; creation of a Kamishibai box theater; and much more!

-Each participant will receive **4 complimentary books:**

Check off your **2 choices** on the attached registration form

- Japanese Traditions, Rice Cakes, Cherry Blossoms and Matsuri, A Year of Seasonal Japanese Festivities by Setsu Broderick (Elementary)

- Kamishibai Man by Allen Say. (Elementary)

- Heart of a Samurai by Margi Preus (Middle School/High School)

- Under Sun, Stars and Sails, A Whaling Family's Life at Sea by Marsha Hall Brown (Middle School/High School)

**Everyone receives:**

- Shipwrecked, The True Adventures of a Japanese Boy by Rhoda Blumberg

- Essential Japanese Grammar by Everett Bleiler

Note there may be substitutions of book titles due to availability. Participants will also receive reproductions of primary source documents. (Recommended reading- Manjiro: The Boy Who Risked His Life for Two Countries by Emily Arnold McCully)

-Participants will create **Japanese cuisine for their lunch** each day in lieu of bringing their lunch featuring yakisoba, vegetable sushi, tempura, and delightful dishes!

-Class is limited to 8 participants and will be held at 11 Cherry St. Fairhaven, MA, the site of the Whitfield Manjiro Friendship House Museum.

Instructors: Debra H. Almeida, EdD (508) 642-2158; Ayako Rooney, Japanese language teacher and cultural advisor; Gerry Rooney, President and CEO; (508) 858-5303

\*Project for graduate credit is due 4 weeks after the last class. Payment for optional LMU graduate credit is due the first day of class.





## **“Whaling, Japanese Culture and the Whitfield /Manjiro Story Part 2” (including SEI strategies)**

Local Summer 2024 Course Offering for teachers as well as interested community members!!! **no pre-requisite needed** Monday-Thursday-8:30-4:00 July 29-Aug. 1 30 PDP's (37.5 PDP's with project) \$425 (or 3 credits / 67 ½ PDP's LMU, additional cost is \$250\*) Participants will engage in hands-on activities based on the Massachusetts Pre-K-12 frameworks as well as **SEI** strategies interwoven. Activities include: review and continuation of the history of Captain Whitfield and John Manjiro with regard to Fairhaven's whaling days; an essay on Manjiro's attributes; creating a timeline of events; geography of Japan; history of the Samurai; Japanese culture including developing a personal box signature seal, origami, calligraphy, suminagashi (painting on water creating a journal cover/bookmark/scarf), bonsai tree, kokeshi and daruma figurines; whaling crafts including scrimshaw and sailor's valentines; introduction to common Japanese phrases. New participants will receive: Essential Japanese Grammar by Everett Bleiler.

- Each participant will receive **4 complimentary books:**

Check off **3 choices** on the attached enrollment form

A Carp for Kimiko by Virginia Kroll (elementary)

Whales by Seymour Simon (elementary)

Kamishibai Man by Allan Say (elementary)

All About Japan, Stories, Songs, Crafts, and Games for Kids by Willamarie Moore (elementary/middle)

The Bamboo Sword by Margi Preus (middle/high school)

Whale Port by Mark Foster (middle)

We Are All Whalers by Michael Moore (high school)

Children of the Light, The Rise and Fall of N.B. Whaling by Everett Allen (high school)

(Note there may be substitutions of book titles due to availability)

### **Everyone receives:**

Japanese Cooking Made Simple by Yasuko Fukuoka

Teachers will create **Japanese cuisine for their lunch each day** in lieu of bringing their lunch. A class field trip to Quincy to the Kam Man Marketplace will involve shopping for ingredients, utensils, and Japanese artifacts and creating a photo slideshow. Participants will view Captain Whitfield's headstone in Riverside Cemetery.

- **This course is limited to 8 participants and will be held at 11 Cherry St. Fairhaven, MA, the site of the Whitfield Manjiro Friendship House.**
- Instructors: Debra H. Almeida, EdD tel. (508) 642-2158; Ayako Rooney, Japanese language teacher and cultural advisor; Gerry Rooney, President and CEO; (508) 858-5303

\*Project for graduate credit is due 4 weeks after the last class.

Please see attached enrollment form.



**Monday, April 22, 2024**  
**Correspondence**



March 29, 2024

Dear Sir/Madam,

On behalf of the Office of Global Communications of the Prime Minister's Office, I am pleased to inform you that the Spring edition of "KIZUNA" has just been released.

KIZUNA is an official magazine that conveys various aspects of Japan, such as its people, nature, technologies, cities and regions, and its important policies, in order to deepen bonds (*kizuna*) between the country and the rest of the world.

The 2024 Spring issue opens with articles on Prime Minister Kishida's vision for Japan's unique contribution to Ukraine. Also introduced are the development of quantum-centric supercomputing, promoted by Japan and the US.; the challenge of mass-producing next-generation semiconductor chips; an expert's take on the appeal of Japan's rising financial markets; and the newly established support base for startups in Silicon Valley.

Other highlights include the world's first international framework for inclusive governance on advanced AI systems, and the potential of generative AI in manga and anime creation. Additionally, the issue looks at an age-old sake brewery in Ishikawa Prefecture striving to overcome the effects of the 2024 Noto Peninsula Earthquake.

Please enjoy the broad range of topics that illustrate how Japan is endeavoring to promote deep ties with the rest of the world.

"KIZUNA" is also available as an e-magazine. Every week, new articles are uploaded online, and every three months, all of these articles are collected and published in e-book format. You can access the latest edition as well as back issues from the following web page:



<https://www.japan.go.jp/kizuna/>

We will continue to publish "KIZUNA" on a regular basis and would like to ask for your continued kind support. Thank you very much.

Nobuaki Iida  
Counsellor  
Office of Global Communications, Prime Minister's Office

To change your mailing address, stop delivery, or make other inquiries, contact:  
[contact@kizuna-japan.org](mailto:contact@kizuna-japan.org)