



**Massachusetts Department of Environmental Protection**  
 Bureau of Resource Protection - Wetlands  
**WPA Form 8A – Request for Certificate of Compliance**  
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number:

SE 023-1333

Provided by DEP

**A. Project Information**

**Important:**

When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



Upon completion of the work authorized in an Order of Conditions, the property owner must request a Certificate of Compliance from the issuing authority stating that the work or portion of the work has been satisfactorily completed.

1. This request is being made by:

Antonio & Doreen Albuquerque

Name

84 Massasoit Drive

Mailing Address

Seekonk

MA

02771

City/Town

State

Zip Code

(401) 639-1749

Phone Number

2. This request is in reference to work regulated by a final Order of Conditions issued to:

Same

Applicant

May 26, 2022

SE 023-1333

Dated

DEP File Number

3. The project site is located at:

18 Point St.

Street Address

Fairhaven

City/Town

Map 28B

207

Assessors Map/Plat Number

Parcel/Lot Number

4. The final Order of Conditions was recorded at the Registry of Deeds for:

Same

Property Owner (if different)

Bristol S.D.

14398

203

County

Book

Page

Certificate (if registered land)

5. This request is for certification that (check one):

- the work regulated by the above-referenced Order of Conditions has been satisfactorily completed.  
 the following portions of the work regulated by the above-referenced Order of Conditions have been satisfactorily completed (use additional paper if necessary).

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

- the above-referenced Order of Conditions has lapsed and is therefore no longer valid, and the work regulated by it was never started.



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### A. Project Information (cont.)

6. Did the Order of Conditions for this project, or the portion of the project subject to this request, contain an approval of any plans stamped by a registered professional engineer, architect, landscape architect, or land surveyor?

Yes      If yes, attach a written statement by such a professional certifying substantial compliance with the plans and describing what deviation, if any, exists from the plans approved in the Order.

No

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### B. Submittal Requirements

Requests for Certificates of Compliance should be directed to the issuing authority that issued the final Order of Conditions (OOC). If the project received an OOC from the Conservation Commission, submit this request to that Commission. If the project was issued a Superseding Order of Conditions or was the subject of an Adjudicatory Hearing Final Decision, submit this request to the appropriate DEP Regional Office (see <http://www.mass.gov/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.html>).

# *Charon Associates, Inc.*

*Consulting Engineers*

*323 Neck Road  
Rochester, MA 02770  
Phone: 508-763-8362  
Fax: 508-763-9582*

February 5, 2024

Conservation Commission  
Town Hall  
Fairhaven, MA 02719

Dear Members of the Commission:

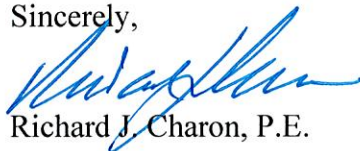
RE: DEP File #SE 23-1333; Antonio & Doreen Albuquerque, Owners  
18 Point St.

A site inspection was performed by this office to verify the status of the work that was permitted by the Amended Order of Conditions issued in May 2022. The new house was constructed, connections to utilities and associated site work have been completed and disturbed surfaces have been stabilized. In addition, the stones that were littered on the beach were re-located or removed from the site.

Attached are: (1) August 30, 2022 letter from this office to the Fairhaven Building Department certifying that construction of the breakaway walls was done in accordance with the design plans; and (2) Letter of site assessment dated January 8, 2024 from Sabatia Inc. indicating their opinion that the beach grass where the Bobcat crossed over the dune to move the beach stones showed "no adverse impact" from the work.

It is my professional opinion that the work of this project as permitted by the Amended Order of Conditions has been satisfactorily completed and that a certificate of compliance should be issued for the project.

Sincerely,



Richard J. Charon, P.E.

Cc: A. Albuquerque

# Charon Associates, Inc.

Consulting Engineers

323 Neck Road  
Rochester, MA 02770  
Phone: 508-763-8362  
Fax: 508-763-9582

August 30, 2022

Andrew Bobola, Building Commissioner  
Building Department  
Town Hall  
Fairhaven, MA 02719

Dear Mr. Bobola:

RE: New Residence at 18 Point Street; Antonio & Doreen Albuquerque, Owners  
D.E.P. File No. SE 023-1333

The construction of the new house at the subject property was permitted by an order of conditions from the Conservation Commission due to its location within a FEMA velocity flood zone. One of the conditions in the order required that the foundation designer certify that the breakaway walls were constructed in conformance with the approved plans.

As the designer of the foundation, I have made several inspections in concert with the builder and changes have been made as needed to ensure that the panels were constructed correctly. On the basis of these inspections, it is my professional opinion that the breakaway panels are constructed properly and will react to the force of flood waters as designed.

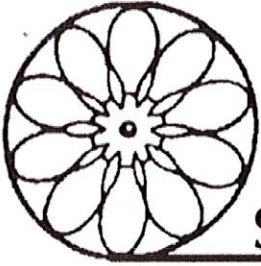
Respectfully submitted,



Richard J. Charon, P.E.

Cc: Conservation Commission  
A. Albuquerque





**SABATIA, Inc.**

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January 8, 2024

Commissioners

Fairhaven Conservation Commission

40 Center Street

Fairhaven, MA 02719

**RE: Letter of Findings, Site Assessment, Charon Associates, Inc., 18 Point Street (Parcel ID: 28B-207), Fairhaven, MA 02719.**

Dear Commissioners:

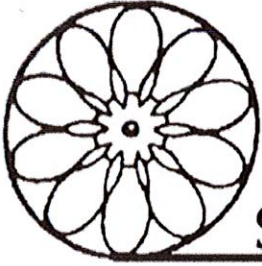
Sabatia, Inc. produced this Letter of Findings in relation to a conducted site assessment performed for Charon Associates, Inc., at 18 Point Street (Parcel ID: 28B-207), Fairhaven. The site assessment was performed on December 8, 2023 at the subject site. The purpose of the site assessment was to evaluate post-construction conditions following the completion of the project permitted under SE23-1333. A portion of the proposed work consisted of utilizing a Bobcat and hand labor to relocate stones on the seaward side of the property. This investigation was to determine any adverse impacts to the vegetated coastal dune during the project.

#### **1.0 Wetland Resource Areas (WRAs):**

There were three (3) Wetland Resource Areas (WRAs) identified on the site. On the westerly portion of the parcel abutting Priest's Cove: a Coastal Beach (310CMR10.27) and a Coastal Dune (310CMR10.28) were observed. According to the Plan of Record (POR), the parcel in its entirety is within Land Subject to Coastal Storm Flowage as defined in (310CMR10.04).

#### **2.0 Site Assessment**

The POR titled, "*Site Plan of Proposed House & Utilities*", prepared by Charon Associates, Inc., shows the redistribution of stones and utilization of a temporary equipment access gap. The dominant plant species observed within the limit of work area and on the vegetated coastal dune were American Beachgrass (*Ammophila breviligulata*) and Seaside Goldenrod (*Solidago sempervirens*). Sabatia, Inc., opines that there was no adverse impact to the vegetated coastal dune from the approved work activities. The redistribution of the stones



**SABATIA, Inc.**

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was observed to be compliant with Special Condition #23; No stacking or crowding of stones was observed.

**Summary:**

Sabatia, Inc., opines that the approved work was performed in compliance with the Standard and Special Conditions set forth in the Order of Conditions SE23-1333 at the subject site 18 Point Street (Parcel ID: 28B-207), Fairhaven, MA 02719.

I am available to conduct an on-site with members of the Commission. Please feel free to contact me at 1-774-363-4141 or by email at [Corey@Sabatia.net](mailto:Corey@Sabatia.net).

Sincerely yours,

A handwritten signature in black ink, appearing to read "Corey T. Bracken". The signature is fluid and cursive, with the first name "Corey" being particularly prominent and stylized.

**Corey T. Bracken  
President  
Wetland Scientist  
Sabatia, Inc.**

**18 Point Street  
Fairhaven, MA  
Photo Log  
12-8-2023**



**18 Point Street  
Fairhaven, MA  
Photo Log  
12-8-2023**





**18 Point Street  
Fairhaven, MA  
Photo Log  
12-8-2023**



**18 Point Street  
Fairhaven, MA  
Photo Log  
12-8-2023**



**18 Point Street  
Fairhaven, MA  
Photo Log  
12-8-2023**

