Town Clerks Stamp



# FAIRHAVEN PLANNING BOARD FORM B

# Application for Preliminary Subdivision Plan

Fairhaven, Massachusetts	Date: February	22	<u>,</u> 20 <u>22</u>	
The undersigned, herewith submits the accompanying Preliminary Plan of property located in the Town of Fairhaven for approval as a subdivision as allowed under the Subdivision Control Law and the Rules and Regulations Governing the Subdivision of Land of the Planning Board in the Town of Fairhaven.				
Name of Applicant(s): Peter M. Armanet ti		Millionnoon, sing shakan maan sing shakan salaan salaan salaan salaan salaan salaan salaan salaan salaan salaa		
Applicant(s) Address: 23 MaHapoisett Road, Ro	chester, MA C	2770		
Phone Number: 508 846-2090	Fax Number:	14		
Name of Owner(s): Thumas and Barbara Ferr	reira			
Owner(s) Address: 3 Nakata Ave, Fairh	aven, MA O	2719		
Name of Engineer/Surveyor: John Romanelli	-	Maria da Arta		
Engineer/ Surveyor Address: 1162 Rockclake Ave, 1	Den Bedford, M.	4 027	40	
Phone Number: 508 509 - 3268	Fax Number:	1/A		
Deed of Property recorded in Bristol County (S.D.) Registry of I Location of Site: Island View Road off Scanticat	^ -		Page: //4 Plan Brok 117-105	
	o(s): 201			
Number of Proposed New Lots: 2				
Please attach a detailed narrative and any other docu-	umentation that suppo	rts your 1	equest.	
Applicant Signature:	Owner Signature: <u>See</u>	authoriz	ation letter	
File one completed form with the Planning Board	d and one copy with th	e Town C	Clerk.	

February 7, 2022

Town of Fairhaven Planning Board 40 Center Street Fairhaven, MA 02719

RE: Island View Road Subdivision Application Authorization Letter

Planning Board.

I, Thomas Ferreira, owner of Property ID: 43-201 in Book, Page: 6019, 114 along Island View Road am selling this lot to Peter Armanetti and hereby authorize him, as the applicant, to petition the planning board for such approval.

Sincerely,

Thomas F. Ferreira

Narrative Accompanying Preliminary Subdivision Application (Two Lot Residential Subdivision)
Island View Road – Sconticut Neck

## **Background / Applicant:**

The current contract purchasers of the property, Peter and Olga Armanetti (the applicant), have submitted a preliminary subdivision plan seeking to finalize a two (2) lot subdivision of the property which was originally submitted by the existing owner (Mr. Thomas Ferreira) in early March of 2017, was reviewed by the department staffs and the Planning Board at that time, but was never processed beyond the preliminary review stage.

- If approval of the proposed subdivision is granted, the applicant intends to construct a single-family home on one of the two lots, and to occupy this home, year-round, as their primary residence.
- The applicants are familiar with the area, and are already members of the community, having owned a seasonal home on Sconticut Neck, located several blocks from the subject property, since 2008. Mr. Armanetti's family has also owned a property on Sconticut Neck, abutting Jack's Cove and Long Island, since the mid-19<sup>th</sup> century (circa 1840).

#### Location:

The property is located on the north side of Island View Road, bordered by Sconticut Neck Road, to the west, Nakata Avenue, to the east, and Rustic Way, to the north. Island View Road is a traveled way, with a surface of compacted gravel, approximately twenty (20) feet wide. This way has never been plotted or approved as a right of way / street / road on a plan of record, but has been used as an ongoing means of vehicular and pedestrian access for many decades by the owners and visitors to many of the properties in the area, primarily including the series of year-round homes and seasonal cottages which are located on the east side of Nakata Avenue.

#### **Existing Zoning:**

The entire property is designated within the Rural Residence (RR) zoning district.

#### Subject Property:

In total, the subject property is comprised of +/- 5.16 acres of land. Approximately ten percent of the site is comprised of the area that has been improved (surfaced with compacted gravel) as a traveled way (known as Island View Road).

From a topographic standpoint, the site is flat, from north to south, as well as from west to east, sloping down very slightly to the east, where the subject property intersects with and abuts Nakata Avenue. The site is rectangular in shape, and measures  $\pm$ - 850 feet long, from west to east, along Island View Road, by  $\pm$ - 265 feet deep, from south to north.

Approximately sixty percent of the property is comprised of unimproved upland area, with clusters of wooded areas primarily comprised of deciduous trees and shrubs, interspersed with some scrub pine and evergreen vegetation. Approximately forty percent of the property is comprised of (previously delineated) bordering vegetated wetlands (BVW). The wetland areas are concentrated in the center and the eastern portions of the site. The upland areas are concentrated in the western, western center, and the eastern center portions of the site.

#### **Proposed Subdivision:**

The current proposal seeks to obtain approval for the same (two lot) residential subdivision that was previously applied for in March of 2017 (but not finalized) by the existing property owner.

The proposed subdivision (and accompanying conceptual development plan) is designed for two (2) building lots, each of which would be improved with a single-family dwelling. The property is eligible for and meets all of the requirements for such subdivision and for its subsequent development as set forth in Chapter 322 of the Town of Fairhaven Code (the Rules and Regulations Governing the Subdivision of Land, Town of Fairhaven, Massachusetts) and as set forth in Section 198-18 (the Intensity of Use Schedule) of the Town of Fairhaven Zoning Bylaw.

The details of the proposed subdivision and the nature and compliance of the subdivision (and prospective homes) relative to these criteria are set forth and summarized in the table below:

uired  00 S.F. D Feet. 00 S.F.	62,564 S.F. 361 Feet. 36,180 S.F.	Complies (Yes / No)	Required 30,000 S.F.	Proposed 130,445 S.F.	Complies (Yes / No)
Feet.	361 Feet.			130,445 S.F.	Vec
		Yes			
00 S.F.	26 190 6 5		140 Feet.	387 Feet.	Yes
	30, 100 3.5.	Yes	24,000 S.F.	88,240 S.F.	Yes
0 Feet	+/- 35 Feet	Yes	30 Feet	+/- 45 Feet	Yes
0 Feet	+/- 70 Feet	Yes	20 Feet	+/- 170 Feet	Yes
0 Feet	+/- 255 Feet	Yes	20 Feet	+/- 195 Feet	Yes
0 Feet	+/- 105 Feet	Yes	30 Feet	+/- 130 Feet	Yes
25 %	+/- 3.0 %	Yes	25 %	+/- 1.2 %	Yes
15 %	+/- 2.0 %	Yes	15 %	+/- 1.0 %	Yes
1	1	Yes	1	1	Yes
	0 Feet 25 %	0 Feet +/- 105 Feet 25 % +/- 3.0 %	0 Feet	0 Feet	0 Feet     +/- 105 Feet     Yes     30 Feet     +/- 130 Feet       25 %     +/- 3.0 %     Yes     25 %     +/- 1.2 %       15 %     +/- 2.0 %     Yes     15 %     +/- 1.0 %

## <u>Information / Factors Supporting Approval of the Proposed Subdivision:</u>

In addition to meeting all of the applicable criteria set forth in the local subdivision and zoning regulations, the proposed subdivision has been designed in a manner to minimize the impact of the subdivision (and the subsequent development of the proposed dwellings) on the land, and to facilitate the safe and appropriate use of the property, including:

## General Compliance -

- All of the building lots shown on the proposed subdivision plan <u>comply</u> with the applicable provisions of the Zoning Bylaw of the Town of Fairhaven, Massachusetts (as required in Section 322-7 of the Rules and Regulations Governing the Subdivision of Land, Town of Fairhaven, Massachusetts).
- The design of all of the elements of the proposed subdivision (including the street designed to "Residential Lane" specifications) meets or exceeds the "Design Standards" (as set forth in Section 322-15 of the Rules and Regulations Governing the Subdivision of Land, Town of Fairhaven, Massachusetts) (subject to the below / prospective exception).

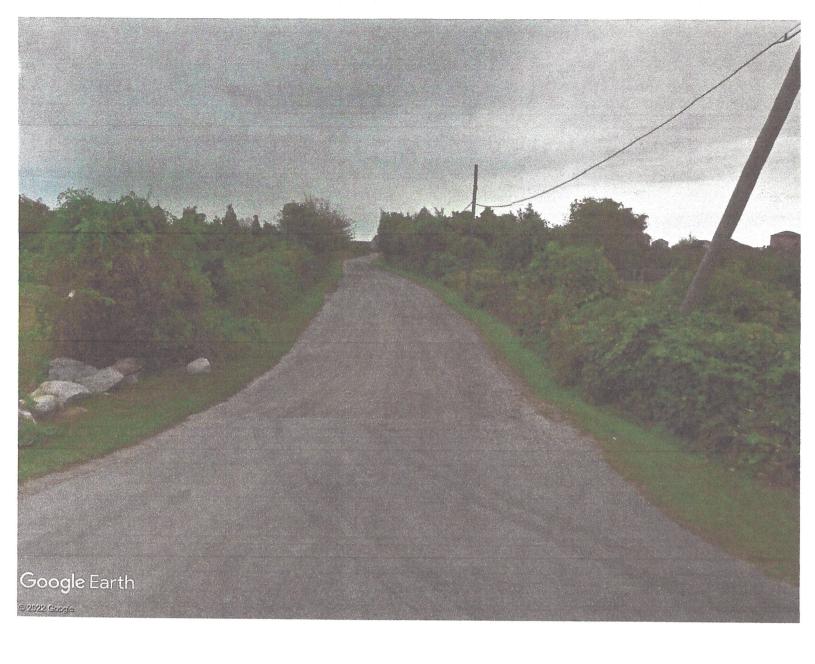
## Siting of Lots and Prospective Dwellings - Wetland and Overall Land Preservation -

- The subdivision and the prospective siting of the two single family dwellings that are contemplated for the property will not result in any encroachment into or filling of any of the wetland habitat that has been delineated within the property.
- The (two) building lots have been designed / plotted in a manner where the existing wetland areas will be maintained in contiguous blocks, such that they will be preserved to continue to provide habitat for birds and for other wildlife, and will also provide a visual buffer to and from the (to be developed) homes from adjacent homes and streets.
- The (two) building lots have been designed in a manner where each of the (two) prospective driveways and dwellings have been sited along the western center and southern center of the site, in close proximity to the property frontage (and the road). This minimizes the amount of the site that is required to be cleared and graded, which also provides for the preservation of additional upland land in its existing condition.

By locating the proposed leaching field for the septic system that will serve the home proposed to be located on Lot # 2 directly adjacent to the proposed leaching field for the septic system that will serve the home proposed to be located on Lot # 1, concentrated within the northern (upland) portion of the site, the overall amount of clearing and excavation for these (two) septic systems will be consolidated and substantially minimized. By also locating and routing the pipe connecting the septic tank to the leaching field within the (previously disturbed) area of Island View Road, as opposed to routing it through the (undisturbed) property, will allow this septic system to be located much further away from any of the wetlands within the property and will also result in a substantially reduced amount of clearing and grading within the currently undisturbed upland area of the property. Although this will add a substantial amount to the overall cost of the septic system, it is a much more environmentally sensitive design approach.

## Safe and Efficient Access (Roads and Driveways) -

- The property has adequate access to / from a public way (Sconticut Neck Road) and the proposed road within the subdivision (Island View Road) as well as the proposed driveways that will provide access to the (two) building lots, meets or exceeds the applicable design standards (as required in Section 322-16 and Section 322-18 of the Rules and Regulations Governing the Subdivision of Land, Town of Fairhaven, Massachusetts).
- The improved surface of Island View Road is +/- twenty (20) feet in width. This makes the way (Island View Road) one of the wider and better improved "roads" in this area of Sconticut Neck and in the vicinity of Wilbur's Point.
- The way is also flat and straight (with one minimal radius curve, close to its midpoint between Sconticut Neck Road and Nakata Avenue). This allows for clear / unimpeded lines of sight for vehicles and pedestrians using the way, and clear / unimpeded lines of sight for drivers in vehicles that will be accessing the (two) driveways proposed to serve the (two) lots, which have been located to be separated by +/- 400 linear feet.
- The driveway which is proposed to serve Lot # 1 will also be located +/- 180 linear feet from the intersection of Island View Road and Sconticut Neck Road, and the driveway proposed to serve Lot # 2 will also be located +/- 210 linear feet from the intersection of Island View Road and Nakata Avenue.
- The subdivision, once approved and of record, will formalize Island View Road as a right of way, thereby providing a legal and safe means of vehicular and pedestrian access, not just to the dwellings to be built within the property, but also to the owners of and visitors to the series of homes in the area, including those located along Nakata Avenue.



Picture of Island View Road running from Sconticut Neck Road to Nakata Avenue



# FAIRHAVEN PLANNING BOARD FORM G Subdivision Plan Checklist

This should be a second as a s	fremma	ry Pi	an Submittals
This checklist is provided as an aid to both the Applicant and the Planning Board in the preparation and processing of	V	1.	10 Prints
subdivision plans. A copy of this checklist shall be filled out		2.	Application Form B
by the Applicant and retained by the Planning Board for each		3.	Form B to Town Clerk
subdivision that is submitted.		4.	Print to Board of Health
Name of Subdivision: Island View Road	Prelimina	ry Pla	an Contents
Number of Lots:		a.	Subdivision name
			Subdivision boundaries
Owner or Developer: Peter M. Armanetti			North point
Phone: 508 846-2090			Date
Address: 23 Mattapoisott Rd, Rochester, MA 02770	<del></del>		Scale
Address: 63 1 month part 10 11 (Cepter, 1117 021 10			Legend Title " Preliminary Plan "
Name of Engineer: Alan Ewing		b.	Owner's name
Phone: 508 997-9311		υ.	Applicants name
			Designer's name
Name of Surveyor: John Romanelli	V	c.	Abutter's names
Phone: 508 509-3268	V	d.	Location of all existing and proposed streets,
	. 10		ways, easements, and public areas. *
	MA	e.	Proposed system of stormwater management. *
Plan Processing (This section to be filled out by Planning Department)			Wetlands (as defined by 310 CMR 10.00.
Date			the Wetland Protection Regulations)
		f.	Location of all boundaries of proposed lots.*
Preliminary plan submitted			Areas*
Planning Board action			Dimensions*
Definitive plan submitted		g.	Nearby street names, widths, and locations*
Public hearing notice		h.	Topo*
Second notice		i.	Locus Plan (1 inch equals 600 feet)*
Report from Board of Health		j.	Sketch of proposed remaining land development*
Report from Board of Public Works	Items mark	ed * r	need to be done in only a general manner on a
Public hearing	Preliminary	/ Plan	
Planning Board action	Preliminar		n Substance
Notice to Town Clerk		a.	Lots meet zoning?
	none	ь.	General street layout safe?
Receipt of financial guaranty	MA	C.	Potential wetland impacts?
Endorsement (20 days following Planning Board approval)		d.	Open space preservation?
	NIA	e. f.	Respect for natural features? Effectiveness of stormwater management
Request for security release	-	4.	system?
Planning Board action	NIA	ø.	



# FAIRHAVEN PLANNING BOARD FORM G

# Subdivision Plan Checklist

/					
MIA	h.	Adequate street widths?		h.	Space for Town Clerk and Planning Board
MA	i.	Dead-end streets not too long?			certifications
Definitive		Submittals	entirelites introduction in communicate physicism are	i.	Wetlands (as defined by 310 CMR 10.00, the Wetland Protection Regulations)
	1.	Ten prints			Existing topo at 5-foot intervals
	2.	Fee			Proposed topo at 5-foot intervals
	3.	Application Form C (2), to Planning Board		j.	Street plan and profile
	4	and Town Clerk		J.	1. Exterior lines, location, direction, and
**************************************	4.	Complete list of abutters	***************************************		length of way.
	5.	Planning Board will submit plans to Board of Public Works, Fire and Police Departments, Board of Health, and Board of			2. Existing center-line profile (black full line)
		Assessors, Conservation Commission,			Right side line (dashed black line)
		Building Commissioner			Left side line (black dots)
Definitive	_		FREEDON PARTICIPATION AND AND AND AND AND AND AND AND AND AN		3. Proposed center-line profile (red line) Elevations every 50' feet.
	1.	Engineer and land surveyor stamps and names.			4. Wetlands (as defined by 310 CMR
	2.	India ink on linen or Mylar.			10.00, the Wetland Protection
	3.	Scale of 1 inch equals 40 feet			Regulations)
**************************************	4.	Sheet sizes 9 1/2 x 14 inches minimum.			5. Drainage inverts
	5.	Index sheet if multiple sheets.	MMANASTANISH emanings as constructurings.		Drainage slopes
Newtonional Control of	٠.	made shoot it multiple shoots.	******************************		Drainage capacity and velocity
Definitive	Plan	Contents			<ol><li>Water pipe sizes</li></ol>
	a.	Subdivision name			Water gate valves
		Subdivision boundaries			Water hydrants
**************************************		North point	-		7. Scale 1 inch equals 40 feet and 1 inch
- APPARENT AND A STATE OF STAT		Date			equals 4 inches
		Scale		_	8. Elevations refer to mean sea level
***************************************	b.	Owner's name	Antibidisting of a function come de a source antibide	k.	Locus Plan (1 inch equals 600 feet)
Marie Control of the	υ.	Applicants name (subdivider/developer)	Definitive l	Plan :	Design Standards
PERSONAL PROPERTY AND ADDRESS OF THE PERSON NAMED AND ADDRESS		Engineer name	A. Streets		
		Surveyor's name	<ol> <li>Location</li> </ol>	on &	alignment
***************************************	c.	Abutters' names	described and full supplementations	a.	Attractive layout/maximum amenity
Management of the second	d.			b.	Master Plan conformance
	u.	Lines of existing and proposed streets, ways, lots, easements and public areas		c.	Proper projection of streets
		Proposed street names in pencil		d.	No reserve strips
THE STATE OF THE S	e.	Location, direction and length of all street,		e.	Centerline Offsets ≥ 125 feet
edition from the first and a second provide a serve	•	way, lot and boundary lines	manuscription are more throughout propriet up to the	f.	Centerline radius (100 feet, 150 feet, 500 feet)
THE RESERVE OF THE PERSON NAMED IN COLUMN 1		Lot numbers in circles		ď	
-	~	Street numbers in squares		g. h.	Intersections (60 degrees +)?
	f.	Existing monuments	O 1177 1 1	II.	Corners rounded (15 feet, 30 feet)?
		Proposed monuments	2. Width		No. 2 1 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
***************************************	g.	Nearby street names, widths and locations	***************************************	a. S	Street right of way width (40', 50', 60')?



# FAIRHAVEN PLANNING BOARD FORM G

# **Subdivision Plan Checklist**

3.	Grade/stree	t profiles		3 Drainage improvements outside
***************************************	a.	Minimum grade (6%, 8%, 12%)?		subdivision
	b.	Leveling area if required (4% for 50 feet)?	C. Open Space	
Miningonyo	c.	Vertical curves (minimums 10 and 20 feet per 1% grade)?	-	Park, recreation and open air reasonable in relation to subdivision?
4.	Dead-end st	reets	D. Protection of	of Natural Features
	a.	Maximum length less than 500 feet	21 1100000000	Trees
**********	b.	Turnaround diameters		Watercourses
***********		Outside of Pavement (100 feet)	Anticological Control of the principles in a facility of the principles of the princ	Scenic points
		Outside Property Line (120 feet)	E. Utilities	seeme points
5.	Sight Distan		1. Drainage	
		Minimums (150 feet, 200 feet)	1. Diamage	Tide gates for authors (helem 10 for all
6.	Cross Section		энден и положений положений и	Tide gates for culverts (below 10 feet above mean sea level)
	a.	Paved Width (24 feet) (See § 322-10C.)		Rational Method used for calculation
-	b.	Minimum 12-inch gravel subbase		10-year frequency (sewers)
	С.	2 ¾ inch bituminous concrete binder course		25-year frequency (culverts)
	d.	1 ¼ inch bituminous concrete top course	And the second second second second second second	Velocity (2 feet – 10 feet per second)
	e.	Curb, Type I - 1 Class 1 bituminous	MPMARMORPHIA de orienta de manda arragano para	Runoff coefficient $\geq .3$
		concrete [See § 322-10C(3)]		Calcs include all developable tributary land
	f.	Granite curb inlets at catch basins		Catch basin to manhole drainage system?
	g.	Minimum 24 inches cover over drain lines		12 inches minimum pipe diameter
		(Class Three pipe if less than 48 inches)		Catch basins (minimum 48 inches diameter)
	h.	Materials and methods to conform to MHD Spec. B-18		Catch basins at corners?
	i.	Sidewalks (minimum 5 feet width) [See §		Catch basins every 350 feet?
**************************************	••	322-10D(1)]	<ol><li>Water supply</li></ol>	y & sanitary disposal
-		1. On all collector and minor residential	a.	Evidence of adequate water supply for each
		streets of less than 120 feet frontage per		lot?
		dwelling unit	b.	Public sewer or private sanitary disposal (Board of Health)
-	The state of the s	<ol> <li>8 inches gravel base.</li> <li>2 inches asphalt concrete (3 inches at</li> </ol>	2 Donate at a co	,
************	Minimization (unumain.	3. 2 inches asphalt concrete (3 inches at driveway entrances)	3. Protection fr	_
***************************************	j.	Landscaping		ities design based upon 13-foot flood n (MSL)
		1. 6 inches loam		Utilities
********	Militaria de Caración de Carac	2. 2 ½ inch caliper trees		Sewage disposal
7.	Areas outside	e A.C.E. hurricane barrier		Refuse/other wastes
Minimum elevation to 13 feet above mean		F. One Lot Per	Dwelling	
		sea level		Complies with zoning
B.	Easements			Adequate way (Planning Board
		1. 12 feet minimum		determination)
		2. As necessary for watercourses		Access to each building site
		Drainage ways		

#### Island View Road

#### Abutter's Names and Addresses within 300 Feet of Property Lines

#### **1 841 SCONTICUT NECK ROAD**

MOURA MARY KATE 841 SCONTICUT NECK ROAD . FAIRHAVEN, MA 02719

#### **2 839 SCONTICUT NECK ROAD**

VAHEY WALTER G & LISA D 2 WARE ROAD WINCHESTER, MA 01890

#### **3 0 SCONTICUT NECK ROAD 7.02 ACRES**

VINJERUD LARS II TRUSTEE OF 20 BLACKMER STREET NEW BEDFORD, MA 02744

#### **4 845 SCONTICUT NECK ROAD**

BROWN WAYNE C 845 SCONTICUT NECK ROAD FAIRHAVEN, MA 02719

### **5 3 NAKATA AVENUE**

FERREIRA THOMAS F & BARBARA J 3 NAKATA AVENUE FAIRHAVEN, MA 02719

#### **6 7 NAKATA AVENUE**

Owner: DIAS RONALD J 16 COLONIAL WAY NORTH DARTMOUTH, MA 02747

#### 7 9 NAKATA AVENUE

SEGUIN PAUL R & LEBLANC MARGUERITE A & SEGUIN 9 NAKATA AVENUE FAIRHAVEN, MA 02719

#### **8 1 NAKATA AVENUE**

MBMN LLC 11 NAKATA AVENUE FAIRHAVEN, MA 02719

#### 9 15 NAKATA AVENUE

Owner: MOURA MICHAEL B 15 NAKATA AVENUE FAIRHAVEN, MA 02719

#### Island View Road

#### Abutter's Names and Addresses within 300 Feet of Property Lines

#### **10 19 NAKATA AVENUE**

JACINTHO LYDIA 19 NAKATA AVENUE FAIRHAVEN, MA 02719

#### 11 21 NAKATA AVENUE

THIRD GENERATION LLC 781 CHURCH STREET NEW BEDFORD, MA 02745

#### 12 25 NAKATA AVENUE

SURPRENANT MARYANNE & MENDES DAWN TRUSTEES OF P O BOX 635
VENICE, FL 34284

#### 13 27 NAKATA AVENUE

MOURA GALE E P O BOX 819 FAIRHAVEN, MA 02719

#### **14 29 NAKATA AVENUE**

HALABI JOSEPH TRUSTEE OF THE 29 NAKATA AVE REALTY 473 WASHINGTON STREET ATTLEBORO, MA 02703-5942

#### **15 31 NAKATA AVENUE**

DONALDSON CATHERINE J & BUCCHANIO ANDREA L 238 UNION STREET FRANKLIN, MA 02038-2132

## 16 0 NELSON AVENUE 11.45 ACRES (WEBSTER POND)

HASSEY ERNEST 1049 TUCKER ROAD NORTH DARTMOUTH, MA 02747-3119

#### 17 0 NAKATA AVENUE 0.31 ACRES

FAIRHAVEN CONSERVATION COMMISSION 40 CENTER STREET FAIRHAVEN, MA 02719

#### **Island View Road**

# Abutter's Names and Addresses within 300 Feet of Property Lines

#### **18 0 SHORT BEACH ROAD**

Owner: SCHUETZ CARYL

Owner Address:

PO BOX 68827

**INDIANAPOLIS, IN 46268** 

#### 19 837 SCONTICUT NECK ROAD

OLIVEIRA MARC & DONNA M 837 SCONTICUT NECK ROAD FAIRHAVEN, MA 02719

### **20 835 SCONTICUT NECK ROAD**

RODRIGUES LOUIS E & CAROL F 835 SCONTICUT NECK ROAD FAIRHAVEN, MA 02719

#### 21 3 GOULART MEMORIAL DRIVE

VEITCH COLIN W & CURTIN LESLIE A 3 GOULART MEMORIAL DRIVE FAIRHAVEN, MA 02719