



TOWN OF FAIRHAVEN, MASSACHUSETTS  
**CONSERVATION COMMISSION**  
Town Hall · 40 Center Street · Fairhaven, MA 02719



**PUBLIC MEETING AGENDA**  
**Monday, June 16, 2025 at 6:00 pm**

*Pursuant to Chapter 20 of the Acts of 2021, this meeting will be conducted in person and via remote means, in accordance with applicable law. This means that members of the public body as well as members of the public may access this meeting in person, or via virtual means. In person attendance will be at 40 Center Street, and it is possible that any or all members of the public body may attend remotely, with in-person attendance consisting of members of the public. MGL, Ch. 30A, § 20(f) requires anyone that intends to record any portions of a public meeting, either by audio or video, or both, to notify the Chair at the beginning of the meeting.*

Access the meeting via remote means may do so in the following manner:

Join Zoom Meeting:

<https://us06web.zoom.us/j/86953155076?pwd=VFdUQkhzdVYrNzJIQktiVi9XSzGppZz09>

**Meeting ID: 869 5315 5076 Passcode: 633695**

Or call 1-929-205-6099

*In-person attendance is permitted for the public at Town Hall at 40 Center Street*

1. Chairman's Welcome and Media Notification

2. Mission statement

*Conservation by definition is the careful maintenance and upkeep of our natural resources to prevent them from disappearing. A natural resource being the physical supply of something that exists in nature, such as soil, water, air, plant and animal. Any perceived or plausible endangerments to these areas and sites shall fall before The Conservation Commission under the laws of Fairhaven and The State. We as a Committee will strive to make mindful and educated decisions with the assistance of our appointed conservation agents.*

3. Quorum/Attendance

4. Approval of the April 28, 2025 Meeting minutes

5. Discussion Items

- a. Address site visit procedures & meeting protocol
- b. **CON 023-420, SE 023-1458:** Sycamore Street (rear): Extend Test Project scheduled to end on July 1, 2025 that was issued under 310 CMR 10.05 (11) (e). A one-year extension request has been filed under CMR 10.05 (11) (f) by RemBac Environmental, LLC

6. Continuances requested in advance

- a. **SE 023-1333, CON 023-181:** 18 Point Street, Map 28B, Lot 207 (Certificate of Compliance)

7. Emergency Certification

- a. **Pierce's Point:** Install replacement of existing +/- 1.25" water line beginning at/near Shawmut Street (Public Way) to Weeden Road across (under bed of) Nasketucket Creek to connect to water system on Pierce's Point. Work under marsh to be completed by horizontal directional drilling to avoid impact to resource areas.

8. **Public Hearings** pursuant to the Massachusetts Wetlands Protection Act (M.G.L. Ch. 131, s. 40) and/or the Code of the Town of Fairhaven Chapter 192, Wetlands:

**Requests for Determination of Applicability**

- a. **CON 023-481: 29 Shore Drive, Map 29C, Lot 613 – Continued from January 27, 2025, February 24, 2025, March 24, 2025, April 7, 2025 & April 28, 2025**  
After-the-fact Request for Determination of Applicability filed by Brian Reis to raise flooded driveway area with gravel located within Flood Zone VE (El.17') at Assessor's Map 29C, Lot 613.
- b. **CON 023-507: 1 Pavillion Way, Map 29, Lot 004H – Continued from May 19, 2025**  
Request for Determination of Applicability filed by John & Sylva Collins to clear walking path (vegetation & rocks) within Coastal Beach & Saltmarsh.
- c. **CON 023-512: 2 Mark Drive, Map 32, Lot 19G**  
Request for Determination of Applicability filed by Tyler Bates to install new 15' x 50' concrete driveway in existing front lawn area. Parcel falls within Buffer Zone to BVW.
- d. **CON 023-513: 15 School Street, Map 24, Lot 161**  
Request for Determination of Applicability filed by William Ryan to install fence on west side of property. Parcel located within Buffer Zone to BVW.
- e. **CON 023-514: 0 Point Street, Map 28B, Lot 131**  
Request for Determination of Applicability filed by Heather Skrutski to permit existing camper and gazebo on property. Parcel located within Buffer Zone to Coastal Beach & FEMA Flood Zone VE (El.16').
- f. **CON 023-515: 73 Nakata Avenue, Map 43, Lot 097**  
Request for Determination of Applicability filed by Joseph Dupre to install 8' x 18' x 6"-thick concrete pad on the north side of garage for lawn equipment storage. Parcel located within Coastal Beach & FEMA Flood Zone VE (El.18').

**Notices of Intent**

- g. **SE 023-1504, CON 023-504: 46 Goulart Memorial Drive, Map 42, Lot 19 – Continued from May 19, 2025**  
Notice of Intent filed by Anthony David to remove existing foundation and construct a new single-family dwelling in compliance with FEMA and Mass Building Code. Work to take place within LSCSF, FEMA Flood Zone VE (El.17').
- h. **CON 023-490, SE 023-1496: 0 Perry Street, Map 31A, Lot 434 (Earle Street) – Continued from April 7, 2025, April 28, 2025 & May 19, 2025**  
Notice of Intent filed by David Vermette to construct a single-family home with associated driveway, grading, and utilities. The applicant also proposes to stabilize a portion of the lot previously disturbed and cleared. The parcel contains NHESP Priority Habitat and Buffer Zone to Bordering Vegetate Wetlands at Assessor's Map 31A, Lot 434.
- i. **CON 023-503, SE 023-1503: 17 Turner Avenue, Map 2, Lots 275-277 & 281-283**  
Notice of Intent filed by Douglas & Kamryn Dubois to demolish existing cottage and construct a 32' x 56' 2-story single-family dwelling in compliance with FEMA and Mass Building Code. In

addition, the applicant requests to construct a 28' x 32' (896 S.F.) 1-story guest house (ADU). Work to take place within LSCSF, FEMA Flood Zone VE (El. 15').

**j. CON 023-510, SE 023-1505: 7 Silver Shell Beach Drive, Map 41, Lot 47**

Notice of Intent filed by Cornelius Minihan to replace failing septic tight tank. Edge of tank will be located 20' from the edge of wetland/marsh area. Minor filling & grading to take place within disturbed area. Work to take place within Buffer Zone to Bordering Vegetated Wetlands (BVW), Marsh & FEMA Flood Zone VE (El. 20').

**k. CON 023-511, SE 023-1506: 51 Association Road, Map 29, Lot 33B**

Notice of Intent filed by Joshua & Katie Cardoso to propose a 24.2' x 28.2' carport with studio/loft area & proposed elevated deck to service the existing single-family dwelling located within FEMA Flood Zone VE (El.17') & Buffer Zone to BVW.

**9. Violations/Enforcement Orders/Cease and Desist Notices – Updates**

- a. 364 Huttleston Avenue, Map 34A, Lot 22:** Cease & Desist issued July 20, 2024 for unpermitted work in the Buffer Zone to Bordering Vegetated Wetland. Ratify Enforcement Order.
- b. 59 Reservation Road, Map 29B, Lot 59:** Verbal Cease & Desist on July 22, 2024 for unpermitted work in the Buffer Zone to Bordering Vegetated Wetland, Coastal Dune, and VE (El.20'). Ratify Enforcement Order.
- c. EO 023-014: 20 Yankee Lane, Map 39, Lot 16:** Update on plantings for Restoration Phases 3, 4, & 5.
- d. 0 Perry Street, Map 31A, 434 (Earle Street):** Unpermitted clearing, disturbance, and foundation installation in parcel located within the Buffer Zone to Bordering Vegetated Wetlands and NHESP Priority Habitat. Owner submitted an after-the-fact Notice of Intent on March 17, 2025 to a construct single-family dwelling, driveway, and associated utilities. A Cease and Desist was issued on April 7, 2025 when there was evidence of continued work and additional fill brought to the site.
- e. 138 Alden Road, Map 24, Lot 007:** Unpermitted clearing the Buffer Zone to BVW; office sent certified notice of violation on March 13, 2025. Owner working with Board of Public Works regarding drainage issues.
- f. Mill Road, Map 39, Lot 36:** Notice of Violation sent out April 1, 2025 for multiple abandoned vehicles, construction equipment/machinery, and diesel/oil containers dispersed throughout the wetlands. Owner in contact with the office and has hired a delineator for the property.

**10. Staff Updates/Correspondence**

- a. Phoenix Rail Trail: Force Main Access Manholes Phase I:** Exemption Notification under WPA & Fairhaven Wetlands Bylaw.

**11. General Business**

- a. Next scheduled site visits:** June 23, 2025
- b. Next Scheduled Public Hearing Date:** July 7, 2025

**12. Any other business** that may properly come before the Commission not reasonably anticipated 48 hours in advance of the meeting.

**13. Motion to adjourn**

**Brandon J. Estrella, Chair**

Fairhaven Conservation Commission

Posted by the Town Clerk: [www.fairhaven-ma.gov](http://www.fairhaven-ma.gov)