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TOWN OF FAIRHAVEN, MASSACHUSETTS

CONSERVATION COMMISSION

Town Hall · 40 Center Street · Fairhaven, MA 02719

PUBLIC MEETING AGENDA

Monday, August 4, 2025 at 6:30pm

Revised

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=VFdUQkhzdVYrNzJlQktiVi9XSGppZz09
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 (2nd Floor Auditorium)

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. **Continuances**
   a. **CON 023-503, SE 023-1503: 17 Turner Avenue, Map 2, Lots 275-277 & 281-283**
5. **Appoint representative to Community Preservation Committee**
6. **Restoration Discussion**
   a. **0 Beachwood, Map 28B, Lot 122**
7. **Request for Certificates of Compliance**
   a. **CON 023-181, SE 023-1333: 18 Point Street, Map 28B, Lot 207**
   b. **CON 023-207, SE 023-1344, 10 Nelson Avenue, Map 43, Lot 30**
   c. **SE 023-31: 50 Middle Street, Map 09, 001**
   d. **SE 023-126: 50 Middle Street, Map 09, 001**
   e. **SE 023-499: 50 Middle Street, Map 09, 001**
   f. **SE 023-505: 50 Middle Street, Map 09, 001**
   g. **SE 023-941: 50 Middle Street, Map 09, 001**

8. **Emergency Certification**
   a. **Eversource repairs:** Emergency pole and cross arm replacement in Salt Marsh (end of Abbey Street) using temporary timber construction matting. Tighe & Bond will conduct a site inspection of the Salt Marsh.

9. **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 023-512: 2 Mark Drive, Map 32, Lot 19G** – ***Continued from June 16, 2025 & July 7, 2025***
   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.
   b. **CON 023-520: 100 Weeden Road, Map 138, Lot 32-48:** Request for Determination of Applicability filed by Mark Wilson to structurally repair historic (circa 1728) home. Repairs restricted to the existing structure, and include replacement of supporting posts, beams, and external/internal walls; there will be no addition to the existing footprint. A silt fence will be placed on the perimeter of the property as a precaution. Parcel is within Land Subject to Coastal Storm Flowage, FEMA Flood Zone VE (El.16').

Notices of Intent

   c. **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.

   d. **CON 023-521, SE 023-1508: 0 Huttleston Avenue, Map 34A, Lot 21**
   Notice of Intent filed by Teixeira's Construction to construct new single-family dwelling served by town water & sewer. Work to take place in the 50'-100' buffer to the Bordering Vegetated Wetlands.

   e. **CON 023-522, SE 023-___: 215 Alden Road, Map 36, Lot 002A**
   Notice of Intent filed by Connie Martin to construct a 900 S.F. addition to the existing home. The entire project is within the 200' riverfront areas of an un-named stream that is located off site to the north.

   f. **CON 023-523, SE 023-1509: 168 Balsam Street, Map 43B, Lots 33 & 34**
   Notice of Intent filed by Kirk & Renee Pinto for the removal & reconstruction of a stone/concrete seawall and restoration of eroded shoreline areas. Work to take place on a Coastal Bank and within Land Subject to Coastal Storm Flowage, FEMA Flood Zone VE (El.17').

   g. **CON 023-524, SE 023-1510: 7 Bernese Street, Map 29A, Lot 317A**
   Notice of Intent filed by the Board of Public Works to remove existing gravel BMX park, construction of a new bituminous asphalt BMX park; install (4) area drains & connect 8" drainpipe to a rain garden with sediment forebay for treatments & associated grading at the Macomber & Pimental Park. Western portion of the lot in Coastal Strom Flowage, FEMA Flood

Zone VE (El.16'), Flood Hazard Zone AE (El.14') & Flood Hazard Zone X. The proposed park is in Zone AE & Zone X.

10. **Violations/Enforcement Orders/Cease and Desist Notices**
    a. **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.
    b. **29 Shore Drive, Map 29C, Lot 613:** Unauthorized & unpermitted driveway consisting of millings or Reclaimed Asphalt Pavement (RAP) in the buffer zone to coastal beach, coastal dunce, and Land Subject to Coastal Storm Flowage, FEMA Flood Zone VE (El.17').

11. **Staff Updates/Announcements**
    a. *Harbor Fest Fort Phoenix: Splash of Art*
    Saturday, August 23, 2025, 11:00am-4:00pm – Conservation table, SRPEDD Hazard Mitigation/Open Space & Recreation Plan (OSRP) survey/comment review
    b. *Natural Heritage of Fairhaven Series: The Sights and Sounds of Wetlands*
    Monday, September 8, 2025 at 6:30pm in the UU Auditorium located at 105 Green Street

12. **General Business**
    a. Next scheduled site visits: August 11, 2025
    b. Next Scheduled Public Hearing Date: August 25, 2025

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

14. **Motion to adjourn**
    Brandon J. Estrella, Chair
    Fairhaven Conservation Commission

Posted by the Town Clerk: www.fairhaven-ma.gov