

SCHNEIDER, DAVIGNON & LEONE, INC.

PROFESSIONAL CIVIL ENGINEERS & LAND SURVEYORS

MATTHEW C. LEONE, P.L.S.



DAVID M. DAVIGNON, P.E.
JAY MCKINNON, E.I.T.

October 1, 2026

Town of Fairhaven
Conservation Commission
40 Center Street
Fairhaven, MA 02719

Attn: Chairman Brandon Estrella

Re: Notice of Intent Application

Project Type: Proposed Shoreline Erosion Repair
Applicant/Owner: Wheeler Living Trust
Site Address: 1 Calumet Road
Assessors Lots #582-584 & #629-630 on Map #29B

Dear Kelly,

Schneider, Davignon, & Leone, Inc., acting as agent for the Applicant hereby submits the enclosed information for the purposes of scheduling a Public Hearing for the above described project.

Specifically, please find the following information:

- \$150.00 - Notice of Intent Application Fee
- \$75.00 – Legal Advertisement Fee
- Notice of Intent Application
- Site Plan

If you have any questions or need additional information, please call me at (508) 758-7866 (ext. 203).

Sincerely,
Schneider, Davignon, & Leone, Inc.

David M. Davignon, P.E.

cc: DEP-SE Regional Office (via electronic transmission and hard copy)
Geoffrey & Julie Wheeler
File 4026



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

Fairhaven

City/Town

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



Note:
Before completing this form consult your local Conservation Commission regarding any municipal bylaw or ordinance.

A. General Information

1. Project Location (**Note:** electronic filers will click on button to locate project site):

1 Calumet Road

a. Street Address

Fairhaven

b. City/Town

02719

c. Zip Code

Latitude and Longitude:

29B

f. Assessors Map/Plat Number

N41-36'-53.23"

d. Latitude

W70-52'-07.56"

e. Longitude

582-584 & 629-630

g. Parcel /Lot Number

2. Applicant:

a. First Name

Wheeler Living Trust

b. Last Name

c. Organization

c/o: Geoffrey A. & Julie A. Wheeler, 1 Calumet Road

d. Street Address

Fairhaven

e. City/Town

(513) 608-9343

h. Phone Number

MA

f. State

02719

g. Zip Code

gwheeler51@gmail.com

j. Email Address

3. Property owner (required if different from applicant): ☐ Check if more than one owner

a. First Name

same as applicant

b. Last Name

c. Organization

d. Street Address

e. City/Town

f. State

g. Zip Code

h. Phone Number

i. Fax Number

j. Email address

4. Representative (if any):

David M.

a. First Name

Davignon, P.E.

b. Last Name

Schneider, Davignon & Leone, Inc.

c. Company

P.O. Box 480, 81A County Road, Unit G

d. Street Address

Mattapoisett

e. City/Town

(508) 758-7855

h. Phone Number

MA

f. State

02739

g. Zip Code

dsquared3368@yahoo.com

j. Email address

5. Total WPA Fee Paid (from NOI Wetland Fee Transmittal Form):

\$192.50

a. Total Fee Paid

\$42.50

b. State Fee Paid

\$150.00

c. City/Town Fee Paid



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A. General Information (continued)

6. General Project Description:

Proposed Shoreline Erosion Repair - See Project Narrative

7a. Project Type Checklist: (Limited Project Types see Section A. 7b.)

- | | |
|---|---|
| 1. ☒ Single Family Home | 2. ☐ Residential Subdivision |
| 3. ☐ Commercial/Industrial | 4. ☐ Dock/Pier |
| 5. ☐ Utilities | 6. ☐ Coastal engineering Structure |
| 7. ☐ Agriculture (e.g., cranberries, forestry) | 8. ☐ Transportation |
| 9. ☐ Other | |

7b. Is any portion of the proposed activity eligible to be treated as a limited project (including Ecological Restoration Limited Project) subject to 310 CMR 10.24 (coastal) or 310 CMR 10.53 (inland)?

1. ☐ Yes ☒ No If yes, describe which limited project applies to this project. (See 310 CMR 10.24 and 10.53 for a complete list and description of limited project types)

2. Limited Project Type

If the proposed activity is eligible to be treated as an Ecological Restoration Limited Project (310 CMR 10.24(8), 310 CMR 10.53(4)), complete and attach Appendix A: Ecological Restoration Limited Project Checklist and Signed Certification.

8. Property recorded at the Registry of Deeds for:

Bristol

a. County

15224

c. Book

b. Certificate # (if registered land)

550

d. Page Number

B. Buffer Zone & Resource Area Impacts (temporary & permanent)

- ☐ Buffer Zone Only – Check if the project is located only in the Buffer Zone of a Bordering Vegetated Wetland, Inland Bank, or Coastal Resource Area.
- ☐ Inland Resource Areas (see 310 CMR 10.54-10.58; if not applicable, go to Section B.3, Coastal Resource Areas).

Check all that apply below. Attach narrative and any supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

**Notification to Abutters Under the
Massachusetts Wetlands Protection Act
and the Fairhaven Wetlands Bylaw**

*(this form must be completed and copies sent by certified mail
or hand delivery to all abutters within 100 feet of the property
where the project is located)*

In accordance with the Massachusetts General Laws Chapter 131, Section 40 (the Wetlands Protection Act) and the Fairhaven Wetlands Bylaw (Chapter 192), you are hereby notified of the following:

1. The applicant's name is Wheeler Living Trust
2. The applicant has filed the following with the Fairhaven Conservation Commission:
☐ Request for Determination of Applicability
☒ Notice of Intent
☐ Request to Amend an existing Order of Conditions
☐ Notice of Resource Area Delineation
3. The address or location of the site where the activity, project, or delineation is proposed is:
1 Calumet Road, Fairhaven, MA.
4. The proposed work includes the repair of areas of shoreline erosion caused by coastal storm events. Work to be performed partially on a Coastal Bank, within the 100 ft. Buffer Zone of a Coastal Beach and within Land Subject to Coastal Storm Flowage, Flood Zone, VE (El. 20).

5. Copies of the above application may be examined at the Conservation Office, located in Town Hall, 40 Center Street, Fairhaven, MA 02719, between 8:00 AM and 6:00 PM Monday, 8:00 AM - 4:30 PM Tuesday, Wednesday, Thursday and 8:00 AM - 11:30 AM Friday. Copies may be obtained at the office if notified in advance or from the applicant.
6. Applications will also be uploaded to www.fairhaven-ma.gov/conservation-commission/pages/current-filings. If you are unable to access or view the application electronically, please contact the Conservation Office at 508-979-4023, ext. 8129.
7. Notice of the public hearing including its date, time, and place will be published at least five business days in advance in the Fairhaven Neighborhood News, and will be posted on the Fairhaven Town Website and at the Fairhaven Town Hall not less than 48 hours in advance.

PLEASE NOTE:

Since you are receiving this notice, you may have wetland resource areas or wetland buffers on your property. Therefore, construction, cutting, clearing, or grading may require a permit. For clarification or for more information, call the Conservation Agent at 508-979-4082 or visit our website.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

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B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

For all projects affecting other Resource Areas, please attach a narrative explaining how the resource area was delineated.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. ☐ Bank	n/a 1. linear feet	2. linear feet
b. ☐ Bordering Vegetated Wetland	n/a 1. square feet	2. square feet
c. ☐ Land Under Waterbodies and Waterways	n/a 1. square feet n/a 3. cubic yards dredged	2. square feet

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
d. ☐ Bordering Land Subject to Flooding	n/a 1. square feet n/a 3. cubic feet of flood storage lost	2. square feet 4. cubic feet replaced
e. ☐ Isolated Land Subject to Flooding	n/a 1. square feet n/a 2. cubic feet of flood storage lost	3. cubic feet replaced
f. ☐ Riverfront Area	n/a 1. Name of Waterway (if available) - specify coastal or inland	

2. Width of Riverfront Area (check one):

- ☐ 25 ft. - Designated Densely Developed Areas only
- ☐ 100 ft. - New agricultural projects only
- ☐ 200 ft. - All other projects

3. Total area of Riverfront Area on the site of the proposed project: n/a
square feet

4. Proposed alteration of the Riverfront Area:

n/a n/a n/a
a. total square feet b. square feet within 100 ft. c. square feet between 100 ft. and 200 ft.

5. Has an alternatives analysis been done and is it attached to this NOI? ☐ Yes ☐ No

6. Was the lot where the activity is proposed created prior to August 1, 1996? ☐ Yes ☐ No

3. ☒ Coastal Resource Areas: (See 310 CMR 10.25-10.35)

Note: for coastal riverfront areas, please complete **Section B.2.f.** above.



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B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

Check all that apply below. Attach narrative and supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

Online Users:
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
a. ☐ Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. ☐ Land Under the Ocean	n/a 1. square feet n/a 2. cubic yards dredged	
c. ☐ Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. ☐ Coastal Beaches	n/a 1. square feet	2. cubic yards beach nourishment
e. ☐ Coastal Dunes	n/a 1. square feet	2. cubic yards dune nourishment
	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
f. ☒ Coastal Banks	36 (eroded) 1. linear feet	
g. ☐ Rocky Intertidal Shores	n/a 1. square feet	
h. ☐ Salt Marshes	n/a 1. square feet	2. sq ft restoration, rehab., creation
i. ☐ Land Under Salt Ponds	n/a 1. square feet n/a 2. cubic yards dredged	
j. ☐ Land Containing Shellfish	n/a 1. square feet	
k. ☐ Fish Runs	Indicate size under Coastal Banks, inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above n/a 1. cubic yards dredged	
l. ☒ Land Subject to Coastal Storm Flowage	210 1. square feet	
4. ☐ Restoration/Enhancement	If the project is for the purpose of restoring or enhancing a wetland resource area in addition to the square footage that has been entered in Section B.2.b or B.3.h above, please enter the additional amount here.	
	n/a a. square feet of BWV	n/a b. square feet of Salt Marsh
5. ☐ Project Involves Stream Crossings	n/a a. number of new stream crossings	n/a b. number of replacement stream crossings



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C. Other Applicable Standards and Requirements

- ☐ This is a proposal for an Ecological Restoration Limited Project. Skip Section C and complete Appendix A: Ecological Restoration Limited Project Checklists – Required Actions (310 CMR 10.11).

Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review

1. Is any portion of the proposed project located in **Estimated Habitat of Rare Wildlife** as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see the *Massachusetts Natural Heritage Atlas* or go to http://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.htm.

a. ☐ Yes ☒ No

If yes, include proof of mailing or hand delivery of NOI to:

Natural Heritage and Endangered Species Program
Division of Fisheries and Wildlife
1 Rabbit Hill Road
Westborough, MA 01581

2021- 15th Edition

b. Date of map

If yes, the project is also subject to Massachusetts Endangered Species Act (MESA) review (321 CMR 10.18). To qualify for a streamlined, 30-day, MESA/Wetlands Protection Act review, please complete Section C.1.c, and include requested materials with this Notice of Intent (NOI); OR complete Section C.2.f, if applicable. *If MESA supplemental information is not included with the NOI, by completing Section 1 of this form, the NHESP will require a separate MESA filing which may take up to 90 days to review (unless noted exceptions in Section 2 apply, see below).*

- c. Submit Supplemental Information for Endangered Species Review*

1. ☐ Percentage/acreage of property to be altered:

(a) within wetland Resource Area

percentage/acreage

(b) outside Resource Area

percentage/acreage

2. ☐ Assessor's Map or right-of-way plan of site

2. ☐ Project plans for entire project site, including wetland resource areas and areas outside of wetlands jurisdiction, showing existing and proposed conditions, existing and proposed tree/vegetation clearing line, and clearly demarcated limits of work **

(a) ☐ Project description (including description of impacts outside of wetland resource area & buffer zone)

(b) ☐ Photographs representative of the site

* Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see <https://www.mass.gov/mas-endangered-species-act-mesa-regulatory-review>).

Priority Habitat includes habitat for state-listed plants and strictly upland species not protected by the Wetlands Protection Act.

** MESA projects may not be segmented (321 CMR 10.16). The applicant must disclose full development plans even if such plans are not required as part of the Notice of Intent process.



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C. Other Applicable Standards and Requirements (cont'd)

- (c) ☐ MESA filing fee (fee information available at <https://www.mass.gov/how-to/how-to-file-for-a-mesa-project-review>).

Make check payable to "Commonwealth of Massachusetts - NHESP" and **mail to NHESP** at above address

Projects altering 10 or more acres of land, also submit:

- (d) ☐ Vegetation cover type map of site
- (e) ☐ Project plans showing Priority & Estimated Habitat boundaries
- (f) OR Check One of the Following

1. ☐ Project is exempt from MESA review.
Attach applicant letter indicating which MESA exemption applies. (See 321 CMR 10.14, <https://www.mass.gov/service-details/exemptions-from-review-for-projectsactivities-in-priority-habitat>; the NOI must still be sent to NHESP if the project is within estimated habitat pursuant to 310 CMR 10.37 and 10.59.)

2. ☐ Separate MESA review ongoing.

a. NHESP Tracking #

b. Date submitted to NHESP

3. ☐ Separate MESA review completed.
Include copy of NHESP "no Take" determination or valid Conservation & Management Permit with approved plan.

3. For coastal projects only, is any portion of the proposed project located below the mean high water line or in a fish run?

- a. ☐ Not applicable – project is in inland resource area only b. ☐ Yes ☒ No

If yes, include proof of mailing, hand delivery, or electronic delivery of NOI to either:

South Shore - Bourne to Rhode Island border, and the Cape & Islands:

North Shore - Plymouth to New Hampshire border:

Division of Marine Fisheries -
Southeast Marine Fisheries Station
Attn: Environmental Reviewer
836 South Rodney French Blvd.
New Bedford, MA 02744
Email: dmf.envreview-south@mass.gov

Division of Marine Fisheries -
North Shore Office
Attn: Environmental Reviewer
30 Emerson Avenue
Gloucester, MA 01930
Email: dmf.envreview-north@mass.gov

Also if yes, the project may require a Chapter 91 license. For coastal towns in the Northeast Region, please contact MassDEP's Boston Office. For coastal towns in the Southeast Region, please contact MassDEP's Southeast Regional Office.

- c. ☐ Is this an aquaculture project? d. ☐ Yes ☒ No

If yes, include a copy of the Division of Marine Fisheries Certification Letter (M.G.L. c. 130, § 57).



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

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City/Town

C. Other Applicable Standards and Requirements (cont'd)

Online Users:
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

4. Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?
a. ☐ Yes ☒ No If yes, provide name of ACEC (see instructions to WPA Form 3 or MassDEP Website for ACEC locations). **Note:** electronic filers click on Website.
b. ACEC
5. Is any portion of the proposed project within an area designated as an Outstanding Resource Water (ORW) as designated in the Massachusetts Surface Water Quality Standards, 314 CMR 4.00?
a. ☐ Yes ☒ No
6. Is any portion of the site subject to a Wetlands Restriction Order under the Inland Wetlands Restriction Act (M.G.L. c. 131, § 40A) or the Coastal Wetlands Restriction Act (M.G.L. c. 130, § 105)?
a. ☐ Yes ☒ No
7. Is this project subject to provisions of the MassDEP Stormwater Management Standards?
a. ☐ Yes. Attach a copy of the Stormwater Report as required by the Stormwater Management Standards per 310 CMR 10.05(6)(k)-(q) and check if:
1. ☐ Applying for Low Impact Development (LID) site design credits (as described in Stormwater Management Handbook Vol. 2, Chapter 3)
2. ☐ A portion of the site constitutes redevelopment
3. ☐ Proprietary BMPs are included in the Stormwater Management System.
b. ☒ No. Check why the project is exempt:
1. ☒ Single-family house
2. ☐ Emergency road repair
3. ☐ Small Residential Subdivision (less than or equal to 4 single-family houses or less than or equal to 4 units in multi-family housing project) with no discharge to Critical Areas.

D. Additional Information

- ☐ This is a proposal for an Ecological Restoration Limited Project. Skip Section D and complete Appendix A: Ecological Restoration Notice of Intent – Minimum Required Documents (310 CMR 10.12).

Applicants must include the following with this Notice of Intent (NOI). See instructions for details.

Online Users: Attach the document transaction number (provided on your receipt page) for any of the following information you submit to the Department.

1. ☒ USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)
2. ☒ Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

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D. Additional Information (cont'd)

3. ☒ Identify the method for BVW and other resource area boundary delineations (MassDEP BVW Field Data Form(s), Determination of Applicability, Order of Resource Area Delineation, etc.), and attach documentation of the methodology.

4. ☒ List the titles and dates for all plans and other materials submitted with this NOI.

Site Plan

a. Plan Title

Schneider, Davignon & Leone, Inc.

David M. Davignon, P.E.

b. Prepared By

c. Signed and Stamped by

n/a

1"=10'

d. Final Revision Date

e. Scale

see list on project narrative

10-1-26

f. Additional Plan or Document Title

g. Date

5. ☐ If there is more than one property owner, please attach a list of these property owners not listed on this form.
6. ☐ Attach proof of mailing for Natural Heritage and Endangered Species Program, if needed.
7. ☐ Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.
8. ☒ Attach NOI Wetland Fee Transmittal Form
9. ☐ Attach Stormwater Report, if needed.

E. Fees

1. ☐ Fee Exempt: No filing fee shall be assessed for projects of any city, town, county, or district of the Commonwealth, federally recognized Indian tribe housing authority, municipal housing authority, or the Massachusetts Bay Transportation Authority.

Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:

1570

7-23-26

2. Municipal Check Number

3. Check date

1572

7-23-26

4. State Check Number

5. Check date

Geoffrey A., Julie A.

Wheeler

6. Payor name on check: First Name

7. Payor name on check: Last Name



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F. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the wetlands regulations, 310 CMR 10.05(5)(a).

I further certify under penalties of perjury that all abutters were notified of this application, pursuant to the requirements of M.G.L. c. 131, § 40. Notice must be made by Certificate of Mailing or in writing by hand delivery or certified mail (return receipt requested) to all abutters within 100 feet of the property line of the project location.

1. Signature of Applicant	2. Date
3. Signature of Property Owner (if different)	4. Date
5. Signature of Representative (if any)	6. Date

For Conservation Commission:

Two copies of the completed Notice of Intent (Form 3), including supporting plans and documents, two copies of the NOI Wetland Fee Transmittal Form, and the city/town fee payment, to the Conservation Commission by certified mail or hand delivery.

For MassDEP:

One copy of the completed Notice of Intent (Form 3), including supporting plans and documents, one copy of the NOI Wetland Fee Transmittal Form, and a **copy** of the state fee payment to the MassDEP Regional Office (see Instructions) by certified mail or hand delivery.

Other:

If the applicant has checked the "yes" box in any part of Section C, Item 3, above, refer to that section and the Instructions for additional submittal requirements.

The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Notice of Intent.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
NOI Wetland Fee Transmittal Form
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

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



A. Applicant Information

1. Location of Project:

1 Calumet Road

a. Street Address

1572

c. Check number

Fairhaven

b. City/Town

\$42.50

d. Fee amount

2. Applicant Mailing Address:

a. First Name

Wheeler Living Trust

c. Organization

c/o: Geoffrey A. & Julie A. Wheeler, 1 Calumet Road

d. Mailing Address

Fairhaven

e. City/Town

(513) 608-9343

h. Phone Number

MA

f. State

02719

g. Zip Code

gwheeler51@gmail.com

j. Email Address

i. Fax Number

3. Property Owner (if different):

same as applicant

a. First Name

b. Last Name

c. Organization

d. Mailing Address

e. City/Town

f. State

g. Zip Code

h. Phone Number

i. Fax Number

j. Email Address

B. Fees

Fee should be calculated using the following process & worksheet. ***Please see Instructions before filling out worksheet.***

Step 1/Type of Activity: Describe each type of activity that will occur in wetland resource area and buffer zone.

Step 2/Number of Activities: Identify the number of each type of activity.

Step 3/Individual Activity Fee: Identify each activity fee from the six project categories listed in the instructions.

Step 4/Subtotal Activity Fee: Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

Step 5/Total Project Fee: Determine the total project fee by adding the subtotal amounts from Step 4.

Step 6/Fee Payments: To calculate the state share of the fee, divide the total fee in half and subtract \$12.50. To calculate the city/town share of the fee, divide the total fee in half and add \$12.50.

To calculate filing fees, refer to the category fee list and examples in the instructions for filling out WPA Form 3 (Notice of Intent).



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
NOI Wetland Fee Transmittal Form
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Category 1a) : Work on a Single-Family House Lot	1	\$110.00	\$110.00
Step 5/Total Project Fee:			\$110.00

Step 6/Fee Payments:

Total Project Fee:	\$110.00
	a. Total Fee from Step 5
State share of filing Fee:	\$42.50
	b. 1/2 Total Fee less \$12.50
City/Town share of filling Fee:	\$150.00 (per By-Law)
	c. 1/2 Total Fee plus \$12.50

C. Submittal Requirements

- a.) Complete pages 1 and 2 and send with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts.

Department of Environmental Protection
Box 4062
Boston, MA 02211

- b.) **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and the city/town fee payment.

To MassDEP Regional Office (see Instructions): Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)



Town of Fairhaven
Massachusetts
BOARD OF ASSESSORS
40 Center Street
Fairhaven, MA 02719

RECEIVED
BOARD OF ASSESSORS

AUG 24 2026

FAIRHAVEN, MA

Amanda Robinson, Chair
Daniel Lane, Member
Sharon Simmons, Member

Bruce Cabral, Principal Assessor
Phone: (508) 979-4023, x-8111
Facsimile: (508) 979-4079
Email: bcabral@fairhaven-ma.gov

ABUTTERS LIST REQUEST FORM

A \$25.00 Fee per request is required for preparation of the list. Payment is due at the time of submission of this form. Please allow 10 days from the submission of the form for the Assessors' office to complete the processing of your request. In conformance with MGL c40A §11, this information is needed so that an official abutters list as required, is used in notifying the abutters. All abutters list are considered expired after 30 days.

Date of Request: 8 / 17 / 24

Assessors Parcel ID: MAP 29B LOT 582-584 + 629-630

Property Address: 1 Calumet Road

Distance Required from Parcel # listed above (Circle One): 500 300 (100)
(Note: if a distance is not circled, we cannot process your request)

Purpose: (PLEASE CHECK OFF ALL THAT APPLY)

☒ Conservation Commissions

☐ Zoning Board of Appeals

☐ Planning Board

☐ Other Explain: _____

Property Owner: Wheeler Living Trust

Property Owner's Mailing Address: 1 Calumet Rd.

Town/City: Fairhaven State: MA Zip: 02719

Property Owner's Telephone # 513 - 608 - 9343

Requestor's Name (if different from Owner) Heather Lambert

Requestor's Address: PO BOX 480, Mattapoisett, MA 02739

Requestor's Telephone # 508 - 758 - 7866

Requestor's Email: Heather@SDLengineering.com

Office Use Only: Date Fee Paid 8/24/24 Paid in Cash \$ _____

Paid by Check \$ 25.00 Check # 17011 Town Receipt # _____



100 feet Abutters List Report

Fairhaven, MA
August 26, 2026

Subject Properties:

Parcel Number: 29B-582
CAMA Number: 29B-582
Property Address: 1 CALUMET RD

Mailing Address: WHEELER GEOFFREY A & JULIE A
WHEELER LIVING TRUST
1 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-583
CAMA Number: 29B-583
Property Address: 1 CALUMET RD

Mailing Address: WHEELER GEOFFREY A & JULIE A
WHEELER LIVING TRUST
1 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-584
CAMA Number: 29B-584
Property Address: 1 CALUMET RD

Mailing Address: WHEELER GEOFFREY A & JULIE A
WHEELER LIVING TRUST
1 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-629
CAMA Number: 29B-629
Property Address: 1 CALUMET RD

Mailing Address: WHEELER GEOFFREY A & JULIE A
WHEELER LIVING TRUST
1 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-630
CAMA Number: 29B-630
Property Address: 1 CALUMET RD

Mailing Address: WHEELER GEOFFREY A & JULIE A
WHEELER LIVING TRUST
1 CALUMET ROAD
FAIRHAVEN, MA 02719

Abutters:

Parcel Number: 29B-523
CAMA Number: 29B-523
Property Address: 6 CALUMET RD

Mailing Address: DAY RANDALL E & CHERYL A
6 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-524
CAMA Number: 29B-524
Property Address: 6 CALUMET RD

Mailing Address: DAY RANDALL E & CHERYL A
6 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-525
CAMA Number: 29B-525
Property Address: 6 CALUMET RD

Mailing Address: DAY RANDALL E & CHERYL A
6 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-526
CAMA Number: 29B-526
Property Address: 6 CALUMET RD

Mailing Address: DAY RANDALL E & CHERYL A
6 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-527
CAMA Number: 29B-527
Property Address: 6 CALUMET RD

Mailing Address: DAY RANDALL E & CHERYL A
6 CALUMET ROAD
FAIRHAVEN, MA 02719



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8/26/2026

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100 feet Abutters List Report

Fairhaven, MA
August 26, 2026

Parcel Number: 29B-528
CAMA Number: 29B-528
Property Address: 6 CALUMET RD

Mailing Address: DAY RANDALL E & CHERYL A
6 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-585
CAMA Number: 29B-585
Property Address: 3 CALUMET RD

Mailing Address: SURPRENANT DIANE I & ROBERT L
3 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-586
CAMA Number: 29B-586
Property Address: 3 CALUMET RD

Mailing Address: SURPRENANT DIANE I & ROBERT L
3 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-587
CAMA Number: 29B-587
Property Address: 3 CALUMET RD

Mailing Address: SURPRENANT DIANE I & ROBERT L
3 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-588
CAMA Number: 29B-588
Property Address: 3 CALUMET RD

Mailing Address: SURPRENANT DIANE I & ROBERT L
3 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-589
CAMA Number: 29B-589
Property Address: 7 CALUMET RD

Mailing Address: TRINIDAD RICHARD P & DELORES B
TRINIDAD FAM NOMINEE TR
7 CALUMET ROAD
FAIRHAVEN, MA 02719

Parcel Number: 29B-631
CAMA Number: 29B-631
Property Address: 4 JERUSALEM RD

Mailing Address: SMITH THOMAS M
185 PLAIN FIELD PIKE
FOSTER, RI 02825

Parcel Number: 29B-632
CAMA Number: 29B-632
Property Address: 4 JERUSALEM RD

Mailing Address: SMITH THOMAS M
185 PLAIN FIELD PIKE
FOSTER, RI 02825

Parcel Number: 29B-633
CAMA Number: 29B-633
Property Address: 6 JERUSALEM RD

Mailing Address: MCCARRICK PROPERTIES LLC
11 CLEARWATER DRIVE
BOSTON, MA 02126

Parcel Number: 29B-634
CAMA Number: 29B-634
Property Address: 6 JERUSALEM RD

Mailing Address: MCCARRICK PROPERTIES LLC
11 CLEARWATER DRIVE
BOSTON, MA 02126

Parcel Number: 29B-635
CAMA Number: 29B-635
Property Address: 6 JERUSALEM RD

Mailing Address: MCCARRICK PROPERTIES LLC
11 CLEARWATER DRIVE
BOSTON, MA 02126

Parcel Number: 29B-687
CAMA Number: 29B-687
Property Address: 1 JERUSALEM RD

Mailing Address: DAVID J GALLAGHER TTE DAVID J
GALLAGHER REV TR
58 DIANE TERRACE
WHITMAN, MA 02382



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8/26/2026

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100 feet Abutters List Report

Fairhaven, MA
August 26, 2026

Parcel Number: 29B-688
CAMA Number: 29B-688
Property Address: 1 JERUSALEM RD

Mailing Address: DAVID J GALLAGHER TTE DAVID J
GALLAGHER REV TR
58 DIANE TERRACE
WHITMAN, MA 02382

Parcel Number: 29B-689
CAMA Number: 29B-689
Property Address: 1 JERUSALEM RD

Mailing Address: DAVID J GALLAGHER TTE DAVID J
GALLAGHER REV TR
58 DIANE TERRACE
WHITMAN, MA 02382

Parcel Number: 29B-690
CAMA Number: 29B-690
Property Address: 1 JERUSALEM RD

Mailing Address: DAVID J GALLAGHER TTE DAVID J
GALLAGHER REV TR
58 DIANE TERRACE
WHITMAN, MA 02382

Parcel Number: 29B-691
CAMA Number: 29B-691
Property Address: 5 JERUSALEM RD

Mailing Address: GONSALVES STEVEN J & LAUREN A
TTE STEVEN & LAUREN GONSALVES
FAMILY TR
135 MILL STREET
MANSFIELD, MA 02048

Parcel Number: 29B-692
CAMA Number: 29B-692
Property Address: 5 JERUSALEM RD

Mailing Address: GONSALVES STEVEN J & LAUREN A
TTE STEVEN & LAUREN GONSALVES
FAMILY TR
135 MILL STREET
MANSFIELD, MA 02048



www.cai-tech.com

8/26/2026

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DAVID J GALLAGHER TTE
DAVID J GALLAGHER REV TR
58 DIANE TERRACE
WHITMAN, MA 02382

DAY RANDALL E & CHERYL A
6 CALUMET ROAD
FAIRHAVEN, MA 02719

GONSALVES STEVEN J & LAUR
STEVEN & LAUREN GONSALVE
135 MILL STREET
MANSFIELD, MA 02048

MCCARRICK PROPERTIES LLC
11 CLEARWATER DRIVE
BOSTON, MA 02126

SMITH THOMAS M
185 PLAIN FIELD PIKE
FOSTER, RI 02825

SURPRENANT DIANE I & ROBE
3 CALUMET ROAD
FAIRHAVEN, MA 02719

TRINIDAD RICHARD P & DELO
TRINIDAD FAM NOMINEE TR
7 CALUMET ROAD
FAIRHAVEN, MA 02719

SCHNEIDER, DAVIGNON & LEONE, INC.

PROFESSIONAL CIVIL ENGINEERS & LAND SURVEYORS

MATTHEW C. LEONE, P.L.S.



DAVID M. DAVIGNON, P.E.
JAY MCKINNON, E.I.T.

October 1, 2026

Re: Notice of Intent - Project Narrative

Applicant/Owner: Wheeler Living Trust

Project Type: Proposed Shoreline Erosion Repair

Site Address: 1 Calumet Road

Assessors Lots #582-584 & #629-630 on Map #29B

Project Purpose:

The purpose of the project is to mitigate/repair eroded shoreline areas of the property caused by various coastal storm events.

Site Background:

The site is approximately 16,617 sq. ft. in size and bordered northerly by Calumet Road, southerly by Jerusalem Road, westerly by undeveloped (paper street) Reservation Road and Buzzards Bay and easterly by developed residential properties. The entire site is developed with a single family dwelling on an open concrete column foundation, crushed stone driveway and manicured lawn areas throughout.

Wetland Resource Areas:

The entire site falls within Land Subject to Coastal Storm Flowage, Flood Zone VE (El. 20 and 23). The site contains coastal resource areas; Coastal Bank and Coastal Beach. Land Under Ocean and Land Containing Shellfish. The site does not fall within an area mapped by the Natural Heritage and Endangered Species Program.

Project Description:

The Applicant proposes to mitigate ongoing erosion caused by various coastal storm events by installing sloped stone protection. Prior to any construction erosion control shall be installed at the limits of work as siltation fence, straw wattles or silt socks. The installation shall be subject to an inspection by the Conservation Commission Agent.

Concrete rubble and granite block debris which has been deposited onto the adjacent Coastal Beach will be removed and loaded into dump trucks for proper off-site disposal. Said work to be performed using an excavator set on the existing lawn area. Boulders will be placed at a minimum slope = 1:1, set on trap rock base along the eroded lawn area and patio areas for an approximate length = 36 ft. Non-woven geotextile will be placed below the trap rock to prevent any soil from being removed during a coastal storm event.

P.O. Box 480, 81A COUNTY ROAD, UNIT G, MATTAPOISETT, MA 02739

PHONE 1-508-758-7866

PAGE 1 OF 2

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PROFESSIONAL CIVIL ENGINEERS & LAND SURVEYORS

Construction access will be through the crushed stone driveway, lawn area and existing crushed shell patio. Any disturbance to said areas will be restored to their respective pre- conditions grade and condition.

WHEN A COASTAL BANK IS DETERMINED TO BE SIGNIFICANT TO STORM DAMAGE PREVENTION OR FLOOD CONTROL BECAUSE IT IS A VERTICAL BUFFER TO STORM WATERS, 310 CMR 10.30(6) THROUGH (8) SHALL APPLY:

(6) Any project on such a coastal bank or within 100 feet landward of the top of such coastal bank shall have no adverse effects on the stability of the coastal bank.

- The proposed work will stabilize an eroding bank and improve storm damage prevention by protecting the existing exposed vertical hardscape patio.

(7) Bulkheads, revetments, seawalls, groins or other coastal engineering structures may be permitted on such a coastal bank except when such bank is significant to storm damage prevention or flood control because it supplies sediment to coastal beaches, coastal dunes, and barrier beaches.

- This bank does not supply sediment to the coastal beach. No coastal dune or barrier beach exists at or near this site.

(8) Notwithstanding the provisions of 310 CMR 10.30(3) through (7), no project may be permitted which will have any adverse effect on specified habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.37.

- The area of the proposed work does not fall within a mapped habitat per NHESP mapping.

Summary of Attachments are as follows:

- Certified 100 ft. Abutters List
- DEP Abutter Notification Form
- Figure 1: U.S.G.S. New Bedford Quadrangle
- Figure 2: Estimated Habitat Map
- Figure 3: Assessors Map #29B
- Figure 4: F.I.R.M. Panel No. 25005C0501F
- Figure 5: Google Earth Photo
- Site Photos
- Site Plan

**Notification to Abutters Under the
Massachusetts Wetlands Protection Act
and the Fairhaven Wetlands Bylaw**

*(this form must be completed and copies sent by certified mail
or hand delivery to all abutters within 100 feet of the property
where the project is located)*

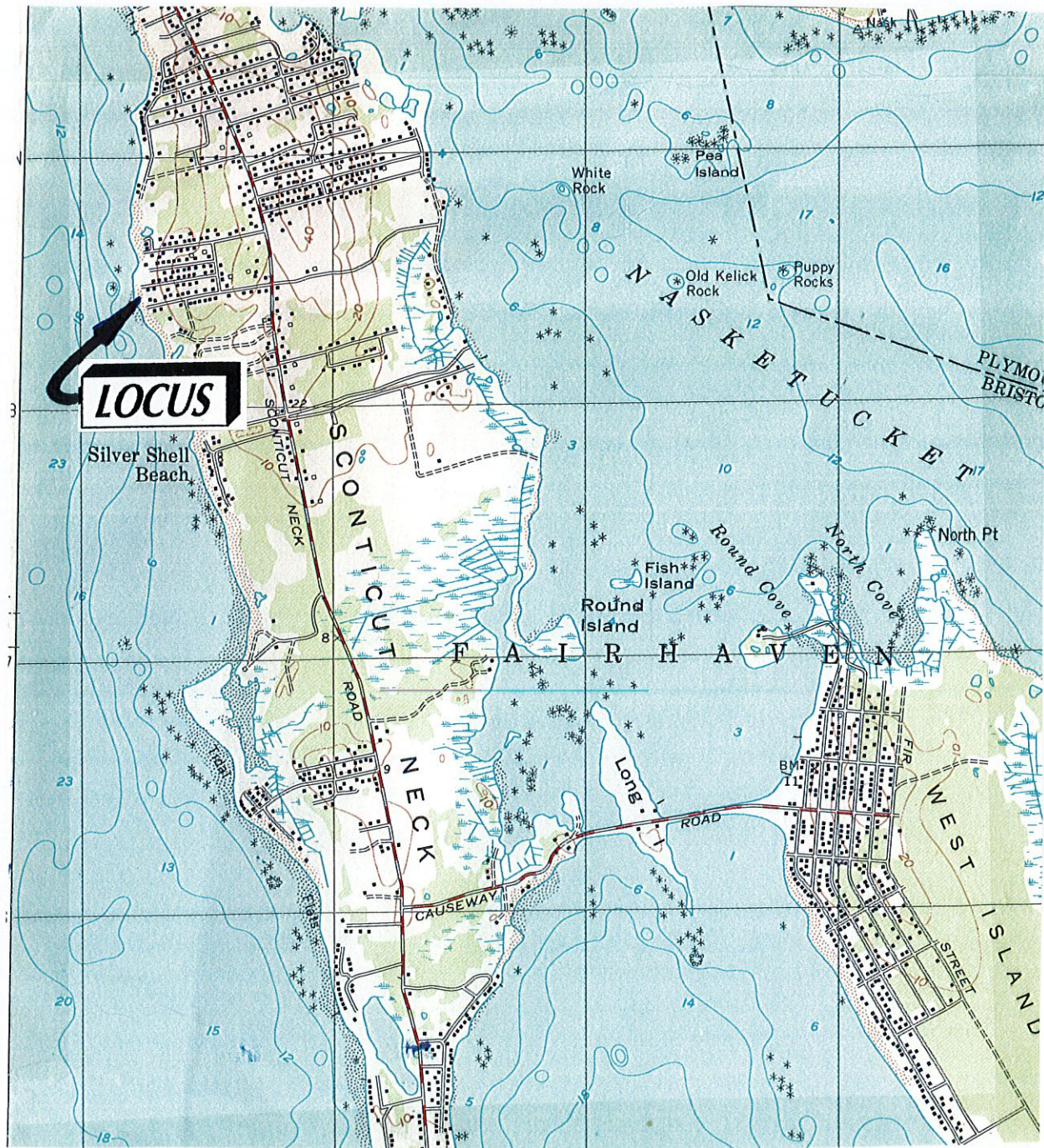
In accordance with the Massachusetts General Laws Chapter 131, Section 40 (the Wetlands Protection Act) and the Fairhaven Wetlands Bylaw (Chapter 192), you are hereby notified of the following:

1. The applicant's name is Wheeler Living Trust
2. The applicant has filed the following with the Fairhaven Conservation Commission:
☐ Request for Determination of Applicability
☒ Notice of Intent
☐ Request to Amend an existing Order of Conditions
☐ Notice of Resource Area Delineation
3. The address or location of the site where the activity, project, or delineation is proposed is:
1 Calumet Road, Fairhaven, MA.
4. The proposed work includes the repair of areas of shoreline erosion caused by coastal storm events. Work to be performed partially on a Coastal Bank, within the 100 ft. Buffer Zone of a Coastal Beach and within Land Subject to Coastal Storm Flowage, Flood Zone, VE (El. 20).

5. Copies of the above application may be examined at the Conservation Office, located in Town Hall, 40 Center Street, Fairhaven, MA 02719, between 8:00 AM and 6:00 PM Monday, 8:00 AM - 4:30 PM Tuesday, Wednesday, Thursday and 8:00 AM - 11:30 AM Friday. Copies may be obtained at the office if notified in advance or from the applicant.
6. Applications will also be uploaded to www.fairhaven-ma.gov/conservation-commission/pages/current-filings. If you are unable to access or view the application electronically, please contact the Conservation Office at 508-979-4023, ext. 8129.
7. Notice of the public hearing including its date, time, and place will be published at least five business days in advance in the Fairhaven Neighborhood News, and will be posted on the Fairhaven Town Website and at the Fairhaven Town Hall not less than 48 hours in advance.

PLEASE NOTE:

Since you are receiving this notice, you may have wetland resource areas or wetland buffers on your property. Therefore, construction, cutting, clearing, or grading may require a permit. For clarification or for more information, call the Conservation Agent at 508-979-4082 or visit our website.



SCONTICUT NECK QUAD.

U.S.G.S. QUADRANGLE MAP

SCALE: 1"=2,083'

SCHNEIDER, DAVIGNON & LEONE, INC.

PROFESSIONAL CIVIL ENGINEERS & LAND SURVEYORS
P.O. Box 480, 81A COUNTY RD, UNIT G, MATTAPOISETT, MA 02739
1-508-758-7866



Notice of Intent Application

Applicant: Wheeler Living Trust

Town of: Fairhaven

Site Address: 1 Calumet Road

Locus = Assessors Lots #582-#584 & #629-#630 on Map #29B

FIGURE 1



ESTIMATED HABITAT MAP

Not to Scale

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P.O. BOX 480, 81A COUNTY RD, UNIT G, MATTAPOISETT, MA 02739
1-508-758-7866



Notice of Intent Application

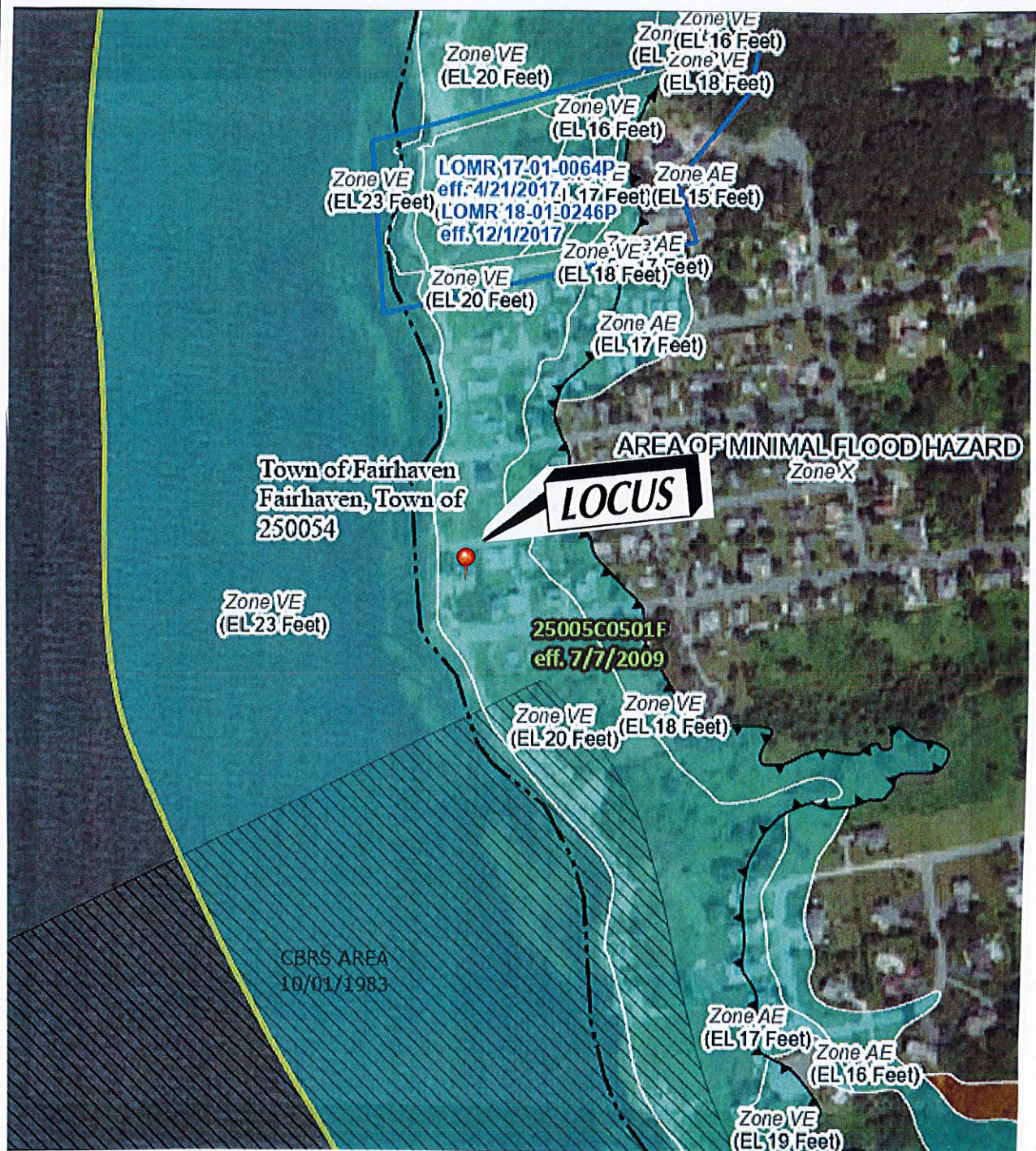
Applicant: Wheeler Living Trust

Town of: Fairhaven

Site Address: 1 Calumet Road

Locus = Assessors Lots #582-#584 & #629-#630 on Map #29B

FIGURE 2



PANEL NO.
250023C0501F

FAIRHAVEN F.I.R.M.

Not to Scale

SCHNEIDER, DAVIGNON & LEONE, INC.

PROFESSIONAL CIVIL ENGINEERS & LAND SURVEYORS
P.O. BOX 480, 81A COUNTY RD, UNIT G, MATTAPOISETT, MA 02739
1-508-758-7866



Notice of Intent Application

Applicant: Wheeler Living Trust

Town of: Fairhaven

Site Address: 1 Calumet Road

Locus = Assessors Lots #582-#584 & #629-#630 on Map #29B

FIGURE 4



GOOGLE EARTH AERIAL

SCHNEIDER, DAVIGNON & LEONE, INC.

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P.O. Box 480, 81A COUNTY RD, UNIT G, MATTAPOISETT, MA 02739
1-508-758-7866



Notice of Intent Application

Applicant: Wheeler Living Trust

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FIGURE 5



