



FAIRHAVEN TOWN CLERK
RCUD 2026 AUG 12 PM 3:50

Board of Appeals

Town Hall • 40 Center Street • Fairhaven, MA 02719

MEETING NOTICE - **REVISED**

Join the Zoom Meeting

<https://us06web.zoom.us/j/94115137952?pwd=MXpoVWpKTfBEUmluT1pWSCtiVzJCQT09>

or call 1-929-205-6099 Meeting ID: 941 1513 7952 Passcode: 361259

DATE AND TIME: Tuesday **September 1st**, at 6:00 p.m.
MEETING: Public Hearing In-Person at Town Hall or via Zoom

- I. *On March 24, 2025, the bill to extend Open Meeting Law regulations governing remote participation has passed MA legislation and been signed by the Governor. This bill will allow remote and hybrid meeting options for public bodies through June 30th, 2027.*

*Pursuant to an amendment to Town Bylaw Chapter 50 § 13,
all government meetings are available through web/video conference and are recorded.*

- **ADMINISTRATIVE BUSINESS:**

- Zoning Determination:**

- The Board will reclassify on the zoning determination associated with the applications for the properties located at 249 Main Street and 97 Balsam Street. Upon further review, the requested zoning relief was improperly classified as a variance rather than a special permit. The Board will not reconsider the underlying decision on the applications.

- **Suggested Posted Agenda Language:**

Discussion and possible vote concerning the 2026 amendment to M.G.L. c. 40A §10 governing zoning variances; the legal standards and findings applicable to the pending and future variance application before the Fairhaven Zoning Board of Appeals; the continued applicability of Fairhaven Zoning Bylaw §198-9; potential changes to ZBA procedures, forms and written decisions; and possible referral to Town Counsel for written legal guidance.