



TOWN OF FAIRHAVEN,  
MASSACHUSETTS  
**CONSERVATION  
COMMISSION**



**PUBLIC MEETING AGENDA**  
**Monday, April 6, 2026 at 6:00pm**

*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=VFdUQkhzdVYrNzJIQktiVi9XSgppZz09>

**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. **Certificates of Compliance**

- a. SE 023-580: 871 Sconticut Neck Road, Map 43, Lot 180
- b. SE 023-797: 12 Balsam Street, Map 43C, Lot 34

5. **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:

**Request for Amended Order of Conditions**

- a. SE 023-1369, CON 023-255: 10 Diamond Street, Map 29, Lots 46 & 72 – Continued from March 16, 2026

Amendment request filed by Jamie & Ruby Medeiros to pave the garage driveway with asphalt or concrete. The proposed work to take place in a buffer zone to Bordering Vegetated Wetland (BVW) & Land Subject to Coastal Storm Flowage (LSCSF), FEMA Flood Zone AE (El.14')

**b. CON 023-405, SE 023-1449: Sconticut Neck Road, Map 42, Lot 9B  
(Starboard Drive: ANR Lot 1)**

Request for Amended Order of Conditions filed by Robert & Joyce Cummings for the approved construction of a single-family dwelling, impervious driveway, the installation of a sewage disposal system, roof runoff recharge system and underground utilities with grading. Work to take place within Land Subject to Coastal Storm Flowage, FEMA Flood Zone VE (El. 17' & 19').

**Requests for Determination of Applicability**

**c. CON 023-550: 4 Ruth Street, Map 43, Lots 140-142 – Continued from March 16, 2026**

Request for Determination of Applicability filed by Robert Bates to replace existing vinyl fence on north side of property (along Ruth Street) with masonry wall within Land Subject to Coastal Storm Flowage, FEMA Flood Zone VE (El.18').

**d. CON 023-556: 2 Elm Avenue, Map 13, Lot 066 – Continued from March 16, 2026**

Request for Determination of Applicability filed by Northeast Maritime Institute to demolish an existing storage building, and remove (2) inches of asphalt within the existing parking area (~11,625 S.F.), and replace asphalt with pervious stone aggregate (3/4<sup>th</sup> crushed stone/gravel) consistent with the property. A portion of the property is within Land Subject to Coastal Storm Flowage, FEMA Flood Zone AE (El. 6').

**e. CON 023-558: 32 Nakata Avenue, Map 43, Lot 244**

Request for Determination of Applicability filed by John Afonso to bring in natural grade materials to pitch water run-off away from dwelling and garage. Property located within Land Subject to Coastal Storm Flowage, FEMA Flood Zone VE (El. 20') and within 100 feet to a Salt Marsh.

**f. CON 023-559: 41 Elizabeth Street, Map 27, Lot 8J**

Request for Determination of Applicability filed by Patrick Robinson to install perimeter fencing. Property located within the 100-foot Buffer Zone to a BVW.

**g. CON 023-560: 8 Sunset Beach, Map 29, Lot 2B**

Request for Determination of Applicability filed by Duarte Couto to construct a 28' x 38' single-family dwelling with 44' x 30' garage, 12' x 16' deck, walkway with utilities and associated grading. Parcel located within 100-foot Buffer Zone to a BVW.

**h. CON 023-561: 2 Oxford Drive, Map 13, Lot 001**

Request for Determination of Applicability filed by Robert & Nina Weeks to construct a 15' x18' pool house within a previously approved concrete patio. The construction of patio was approved together with the adjacent in-ground pool approved under dep File No. SE 023-1513. Proposed work will occur within the 100-foot Buffer Zone of the top of a Coastal Bank. The shoreline portion of the site falls within Land Subject to Coastal Storm Flowage (LSCSF), FEMA AE (El.6').

**i. CON 023-562: 165 Balsam Street, Map 43B, Lot 131**

Request for Determination of Applicability filed by Kim & Martha Hyland to replace 48 feet of existing old stockade fence with a 6' white, privacy fence along the backyard & property line (leaving 6" off the ground for FEMA compliance). Also, to replace 41' of post & rail with 4'

spaced baluster-paneled fence including gate (5' wide by 4' high). Property within Land Subject to Coastal Storm Flowage, FEMA Flood Zone AE (El.14').

#### **Notices of Intent**

- j. CON 023-522, SE 023-1508: 0 Huttleston Avenue, Map 34A, Lot 21 – Continued from August 4, 2025, August 25, 2025, September 15, 2025, January 6, 2026 & March 16, 2026**  
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 Zone to the BVW.
- k. CON 023-546, SE 023-1519: 4 Earle Street, Map 31A, Lot 453**  
Notice of Intent filed by Joel Cordero to construct a single-family house, garage, raised deck, driveway and the extension of an existing gravel road within the 100-foot Buffer Zone to a BVW.
- l. CON 023-552, SE 023-1521: 184 Balsam Street, Map 43B, 041**  
Notice of Intent filed by Robert Sullivan to dredge and remove approximately 97 cubic yards of material under existing dock. Work to take place within Land Under Ocean and Land Containing Shellfish.
- m. CON 023-553, SE 023-1523: 24 Kane Street, Map 31A, Lot 321 – Continued from March 16, 2026**  
Notice of Intent filed by Jermaine Hurley for the re-construction of a single-family dwelling with associated utilities, driveway and landscaping within 100' of a BVW.
- n. CON 023-557, SE 023-1525: Starboard Drive, Map 42, Lot 9C (Starboard Drive: ANR Lot 2)**  
Notice of Intent filed by Lance Martin to construct a single-family dwelling with septic system, utilities and associated site work. Project located within Land Subject to Coastal Storm Flowage, FEMA Flood Zone VE (El. 17' & 19').

#### **6. Violations/Enforcement Orders/Cease and Desist Notices**

- a. Mill Road, Map 39, Lot 036:** Notice of Violation sent out April 1, 2025 for multiple abandoned vehicles, construction equipment/machinery, and diesel/oil containers dispersed throughout the wetlands. Update on Notice of Violation & site inspection.
- b. 364 Huttleston Avenue, Map 34A, Lot 022:** Clearing of vegetation within 100-foot Buffer Zone to the BVW. Update on Notice of Violation & site inspection.
- c. 0 Huttleston Avenue, Map 34A, Lot 21:** Clearing of trees and vegetation within the 100-foot Buffer Zone to the BVW.

#### **7. General Business**

- a.** Discuss date & times for the next scheduled site visits
- b.** Next Scheduled Public Hearing Date: April 27, 2026, 2026

#### **8. Staff Updates**

- a.** Fairhaven Conservation Commission: Earth Day weekend celebration, Saturday, April 18<sup>th</sup> from 10:00am-1:00pm at Cushman Park. A day to appreciate, protect, and commit to a greener future and healthier community.

b. Vernal Pool Presentation: *The Sights and Sounds of Wetlands*, Wednesday, April 22, 2026 (school vacation week) at 10:00 am in the Town Hall Auditorium followed by Field Identification at the Little Bay Conservation Area (12 Little Bay Road).

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

**10. Motion to adjourn**

**Brandon J. Estrella, Chair**

Fairhaven Conservation Commission

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