



TOWN OF FAIRHAVEN, MASSACHUSETTS

**CONSERVATION
COMMISSION**

PUBLIC MEETING AGENDA



Monday, October 5, 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. Continuances

- a. **CON 023-552, SE 023-1521: 184 Balsam Street, Map 43B, 041** – Continued from April 6, 2026 until dredging information is finalized.
- b. **CON 023-587, SE 023-1537: 162 Main Street, Map 12, Lot 8** – Applicant requested to withdraw without prejudice.

5. Approval of Meeting Minutes: 8/31/2026 & 9/21/2026

6. Certificates of Compliance

- a. **CON 023-378, SE 023-1431: 162 Main Street, Map 12, Lot 8** Tabled until October 26, 2026

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:

7. Requests for Determination of Applicability

- a. **CON 023-594: 109 Ebony Street, Map 43A, Lot 318** – Request for Determination filed by Edmund Harrington. Discussion/review of plans for a new accessory shed (12ft x 16ft). The structure will comply with FEMA Special Flood Hazard Area (Zone AE) regulations, incorporating required flood vents and meeting local building and zoning guidelines.
- b. **CON 023-593: 180 Balsam Street, Map 43B, Lot 39** - Request for Determination filed by Louise Merrick. Discussion/review of plans to construct a permeable, natural stone paver patio. The project involves a crushed aggregate base with permeable joints to manage stormwater runoff. Pavers will be hand-installed, with light equipment used for material movement.

8. Notices of Intent

- a. **CON 023-569, SE 023-1528: 5 Lafayette Street, Map 13, Lot 048** – *Continued from August 3, 2026*
Notice of Intent (revised & readvertised) filed by Albert Santos to construct a proposed 6'W x 90'L fixed wooden pier supported by wood piles culminating in a 10'W X 18'L fixed deck area. A 20'L gangway will extend from this fixed deck to an 8'W x 75'L float secured by wooden piles; proposed piles will disturb a total of 20.5 square feet. The applicant also proposes a 24'W x 29'L garage to be connected to the existing dwelling with a 7'W x 12.5'L breezeway. This site falls within Coastal Beach, Coastal Bank, and Land Subject to Coastal Storm Flowage (LSCSF), FEMA Flood Zone AE, (El.6').
- b. **CON 023-581, SE 023-1531: 0 Huttleston Avenue, Map 34A, Lot 21** – *Continued from July 20, 2026, August 3, 2026 & September 21, 2026*
Notice of Intent filed by Barton Bruffee for the construction of a single-family dwelling, associated driveway and utilities within the 100-foot Buffer Zone to the Bordering Vegetated Wetland (BVW).
- c. **CON 023-591, SE 023-1539: 10 Oxford Street, Map 12, Lot 2** – *Continue to October 26, 2026 post ZBA meeting for variance.*
Notice of Intent filed by James L. & Renee P. Novakoff to construct a 4' wide x 75' long pile supported timber pier with a 3.33'x20' aluminum gangway and 10'x20' float as its terminus. The pier supports will consist of 12" diameter southern yellow pine (P.T.), timber installed in pairs at 20' on center; total of 8 pier support piles. The pier will have a cantilevered seating bench on the north side near its seaward end. The deck will be set at elevation 6.5. The distance between the bottom of the stringer and existing grade at the base of the seawall will be approximately 8.2'.
- d. **CON 023-592, SE 023-1540: 48-50 Fort Street, Map 5, Lot 16** – *Continued from September 21, 2026.*
Notice of Intent filed by Kevin McLaughlin (Rodman Candle Works Realty, LLC) which proposes the following: removal of the easternmost float system; install (2) floats to the west of the main wharf including a 10'x135' float and a 14'x50' float; install two 7'x20' travel lift pier extensions and two 6.6'x10' pier extensions and an 8'x60' float with 3'x25' ramp to replace 5'-8'x150' pile supported pier to the north; and the existing wave break will be removed and a 10'x80' pile anchored wave break will be installed to replace it.

Close Public Hearings

9. 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. June 4, 2026: Certified Notice to Appear; Ratified Enforcement Order June 15, 2026; Fee paid July 21, 2026.
- 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. *June 4, 2026: Certified Notice to Appear; Ratified Enforcement Order June 15, 2026. Notice of violation and \$300 fine on September 2, 2026.*

10. General Business

- a. Discuss date & times for the next scheduled site visits
- b. Next Scheduled Public Hearing Date: October 26, 2026

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

12. Motion to adjourn

Brandon J. Estrella, Chair

Fairhaven Conservation Commission

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