



MAYOR
JON MITCHELL

**City of New Bedford Conservation Commission •
Department of Environmental Stewardship**

133 William Street • Room 304 • New Bedford, Massachusetts 02740

Telephone: (508) 991.6188

Conservation • Environmental Stewardship • Resilience

**Meeting Minutes of the Conservation Meeting of
February 16, 2021
REMOTE PUBLIC HEARING VIA ZOOM**

Members Absent

Staff Present

Bruce Hebbel, Acting Conservation Agent

Sandy Douglas, Administrative
Coordinator

CALL MEETING TO ORDER

**Chairman Audette read Conservation Commission Remote Open Meeting
Procedures as follows:**

This is Conservation Commission Chairman Dennis Audette speaking and opening the remote Conservation Commission meeting of February 16, 2021, at 6:30 PM.

Please permit me to confirm that all members and persons anticipated on the agenda are present and can hear me:

Conservation Commission members when I call your name please respond in the affirmative:
Vice Chairman Paul Pacheco-Present, Commissioner Peter Blanchard-Present.

Conservation Commission staff please respond in the affirmative: Acting Conservation Agent
Bruce Hebbel-Present, Administrative Coordinator Sandy Douglas-Present.

Anticipated speakers on the Agenda please respond in the affirmative:

Richard Rheaume of Prime Engineering for 85 Coggeshall Street-PRESENT

**Sherri Ellis for 400 Rodney French Boulevard and Joe Perreira, Contractor-
PRESENT**



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Daniel Gioiosa of SITEC for Phillips Road-PRESENT

Val Costa of City of New Bedford for 1 Oneida Street-PRESENT

Tom Crotty, Esquire for 1861 Shawmut Avenue-PRESENT

Christopher Gilbert of Farland Corp., for 1265 Bartlett Street-PRESENT

Brad Saunders of GEI Consultants for 26 Green & Wood Pier-PRESENT

Richard Fitzgerald of AGM Marine for 178 Front Street-PRESENT

Steve Gioiosa and Leon Shabbott, & Lucas Scheurer, for discussion on New Bedford Regional Airport Hangars-PRESENT

This Open meeting of the Conservation Commission is being conducted remotely consistent with Governor Baker's Executive Order of March 12, 2020, due to the current State of Emergency in the Commonwealth due to the outbreak of the COVID-19 Virus.

The Order allows public bodies to meet entirely remotely so long as reasonable public access is afforded so that the public can follow along with the deliberations of the meeting.

Ensuring public access does not ensure public participation unless such participation is required by law. This meeting will feature public comment.

Meeting Materials: All supporting materials have been provided to members of this body and are available on the City website unless otherwise noted. The public is encouraged to follow along using the posted agenda.

Meeting Ground Rules

Before turning to the first item on the agenda, I will review the ground rules for effective and clear conduct of our business and to ensure accurate meeting minutes:

I will introduce each speaker on the agenda. After they conclude their remarks, I will go down the list of Commissioners, inviting each by name to provide any comment, questions, or motions. Please hold until your name is called. Further,

- Please mute your phone or computer when you are not speaking
- Please remember to speak clearly and in a way that helps generate accurate meeting minutes.

For any response, please wait until the Chair yields the floor to you and state your name before speaking.

If Commissioners wish to engage in colloquy with other members, please do so through the Chair, taking care to identify yourself.

After Commissioners have spoken, I will afford public comments as follows:



- I will first ask whether there are any written public comments submitted via email and whether such comments were distributed to the commission prior to the meeting. If time has not allowed for the email comments to be reviewed by the commission prior to the meeting, I will ask that those comments be read aloud by the Conservation Agent.
- I will first ask members of the public who wish to speak to identify with their names and addresses
- Once I have a list of all public commenters, I will call on each by name and afford 3 minutes for any comments.

Finally, each vote taken in this meeting will be conducted by roll call vote.

CHAIRMAN AUDETTE CALLED MEETING TO ORDER

ROLL CALL OF COMMISSIONERS

General Procedures for Meeting

OLD BUSINESS:

NONE.

NEW BUSINESS:

1. **SE49-0632** – Request for a Certificate of Compliance as filed by Richard J. Rheume on behalf of Mark Dickinson for property identified as 85 Coggeshall Street (Map 93, Lots 167, 213, 245, 262, 263, 264, & 265). Representative is Richard J. Rheume of Prime Engineering.

Mr. Rheume advised that the work has been completed and the ground is stabilized and requested a full Certificate of Compliance.

No comments were heard in favor or in opposition of this project.

Agent Hebbel advised that typically an as built is submitted with a Request for Certificate of Compliance. Chairman Hebbel requested that the applicant provide an as built within the seven days and then a Certificate of Compliance can be issued.

Mr. Rheume agreed to submit all the as-builts.

Commissioner Blanchard made a motion to issue a Certificate of Compliance upon receipt of the as built. Applicant has seven days to submit as-builts. Motion was seconded by Vice-Chairman Pacheco.

Roll Call Vote:



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Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

- 2. A Request for Determination of Applicability as filed by Ryan and Sherri Ellis for property identified as 400 Rodney French Boulevard (Map 0009, Lot 0371).** The applicant proposes to construct a deck to the front of their single-family dwelling. Representative is Sherri Ellis.

Sherri Ellis was present together with her contractor, Joe Perreira. Ms. Ellis advised that she would like to build a deck on the front of the house.

Chairman Audette inquired as to what the footings will be and what he proposed to do with the soil that is excavated. Mr. Joe Perreira responded that the footings will be in compliance with the MA Building Code and he will dispose of all excavated soil off site.

Agent Hebbel advised that Ward 6 Councilor Joseph Lopes sent a letter in support of said project. Agent Hebbel read the letter into record.

Chairman Audette requested that Mr. Perreira submit a revised plan showing the sauna tubes and footings and stating the disposing of excavated soils. Mr. Perreira will submit within the next couple of days.

No other comments were heard in favor or in opposition of this project.

Agent Hebbel recommended a Positive Box 5 that the work area described on the referenced plans and documents is subject to review and approval by the New Bedford Conservation Commission pursuant to the Municipal Wetland Ordinance or Bylaw Wetlands Ordinance Sec 15-1-1 through 15-112 and then a Negative Box 2 Determination that the work described in this RDA is within an area subject to protection under the Act but will not remove fill dredge or alter the area. Therefore said work does not require the filing of a NOI, and one SPECIAL CONDITION that any soils generated during sauna tube installation will be removed from site and not be stockpiled on site unless securely covered to prevent sediment runoff/overland flow during storm events.

Vice-Chairman Pacheco made a motion for a positive determination of Box 5. Motion was seconded by Commissioner Blanchard.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.



All in favor. Motion carries.

Commissioner Blanchard made a motion for a negative determination of Box 2. Motion was seconded by Vice-Chairman Pacheco.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

- 1. A Request for Determination of Applicability as filed by Michael W. Panagakos for property identified as Phillips Road, (Map 136, Lot 468).** The applicant is requesting verification of the boundaries of the Bordering Vegetated Wetlands as depicted on the plan. Representative is Daniel Gioiosa of SITEC.

Mr. Kory Medeiros of SITEC was present on behalf of the applicant and advised that the wetlands have been flagged and are just requesting that the wetland line be verified and there is no construction being proposed on this site at this time.

No comments were heard in favor or in opposition of this project.

Agent Hebbel advised that he walked the site and verified the wetland line and recommended Positive Box 5 that the work area described on the referenced plans and documents is subject to review and approval by the New Bedford Conservation Commission pursuant to the Municipal Wetland Ordinance or Bylaw Wetlands Ordinance Sec 15-1-1 through 15-112 and then a Negative Box 2 Determination that the work described in this RDA is within an area subject to protection under the Act but will not remove fill dredge or alter the area. Therefore, said work does not require the filing of a NOI.

Vice-Chairman Pacheco made a motion for a positive determination of Box 5. Motion was seconded by Commissioner Blanchard.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

Commissioner Blanchard made a motion for a negative determination of Box 2. Motion was seconded by Vice-Chairman Pacheco.



Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

- 2. A Request for Determination of Applicability as filed by Valovia Costa of City of New Bedford Parks, Recreation & Beaches., for property identified as 1 Oneida Street, (Map 49, Lot 14).** The applicant proposes to convert approximately 2,800 s.f., of existing lawn to a pollinator garden. Representative is Valovia Costa of City of New Bedford Parks, Recreation & Beaches.

Mr. Val Costa of the City of New Bedford Parks, Recreation and Beaches was present and advised that they are proposing to convert 2,800 square feet of existing lawn to a native pollinator garden, area is currently used for recreational purposed and there are no wetland resources within project area. Mr. Costa is seeking a negative determination of the project at this time.

Commissioner Blanchard inquired as to who will be using this and taking care of this. Mr. Costa replied that the Buzzards Bay Coalition will be.

There were no comments heard in favor or in opposition of this project.

Chairman Audette stated that they are not to fertilize and if they do, it will need to be organic and approved by this Commission. Mr. Costa advised that they will not be fertilizing and agreed to it being a special condition.

Vice-Chairman Pacheco made a motion for a positive determination of Box 5. Motion was seconded by Commissioner Blanchard.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

Commissioner Blanchard made a motion for a negative determination of Box 3 and there be no fertilizer used and if do it has to be organic approved by the Conservation Commission. Motion was seconded by Vice-Chairman Pacheco.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.



Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

CONTINUED HEARINGS:

1. **SE49-0735** – (Continued from 3/15/16, 4/5/16, 4/19/16, 5/3/16, 5/17/16, 6/7/16, 6/21/16, 7/5/16, 7/19/16, 8/16/16, 9/6/16, 9/20/16, 10/6/16, 10/18/16, 11/1/16, 11/15/16, 12/20/16, 12/27/16, 1/17/17, 2/7/17, 2/21/17, 3/7/17, 3/21/17, 4/4/17, 4/18/17, 5/2/17, 5/16/17, 6/6/17, 6/20/17, 7/5/17, 7/18/17, 8/8/17, 8/22/17, 9/5/17, 9/19/17, 10/3/17, 10/17/17, 11/7/17, 11/21/17, 12/5/17, 12/19/17, 1/2/18, 1/16/18, 2/6/18, 2/20/18, 3/6/18, 3/20/18, 4/3/18, 4/17/18, 5/1/18, 5/15/18, 6/5/18, 6/19/18, 7/3/18, 7/17/18, 8/7/18, 8/21/18, 9/4/18, 9/17/18, 10/2/18, 10/16/18, 11/6/18, 1/20/18, 12/4/18, 12/18/18, 01/8/19, 1/22/19, 2/5/19, 2/19/19, 3/5/19, 3/19/19, 4/4/19, 4/16/19, 5/7/19, 5/21/19, 6/4/19, 6/18/19, 7/2/19, 7/16/19, 8/6/19, 8/27/19, 9/3/19, 9/17/19, 10/2/19, 10/15/19, 11/5/19, 11/19/19, 12/3/19, 12/17/19, 1/7/20, 1/21/20, 2/4/20, 2/18/20, 3/10/20, 3/24/20, 6/16/20, 7/7/20, 7/21/20, 8/3/20, 8/18/20, 9/1/20, 9/15/20, 10/6/20, 11/3/20, 11/17/20, 12/1/20, 12/15/20, 1/5/21, 1/19/21) - A Notice of Intent as filed by Anthony R. DeCosta d/b/a A-1 Asphalt for property located at 1861 Shawmut Avenue, New Bedford (Map 124, Lot 27). Applicant proposes improvements to a soil and aggregate re-cycling facility in the Buffer Zone to Bordering Vegetated Wetlands. Representative is Tom Crotty, Esquire.

Attorney Tom Crotty was present and advised that the Estate of Anthony DeCosta is in the process of shutting down the business and with intent of selling it. They are in the process of cleaning up the property and moving construction material out that has been stored in the wetlands. Attorney Crotty advised that there are two NOI's, one was for the project that contemplated the business continuing and this NOI will be withdrawn and the other old Order of Conditions was for some violations on the southern line of asphalt and northern line of airport property some material infiltrated into airport side and needs to be cleaned a plan has been presented to clean up that site and have obtained permission from Airport to go on their property to clean that up and then the next step is to enter into an agreed upon Enforcement Order so that that work can be done.

Agent Hebbel advised that they had met out in 2020 and it was determined plan to issue EO to address the aggregate stockpiles within the buffer zone have received the airport access agreement and all asphalt group has prepared a restoration plan that provides a period of time to remove all the debris and aggregate piles which is about a one year period all material is within 100 buffer zone anything outside of 100 buffer zone does fall into this EO and not within our jurisdiction. The Enforcement Order will read that the access agreement with airport has a 60-day period of performance from construction meeting with con com agent and a notice to proceed will be issued at that time. They will go in and address materials and go over property line into the buffer zone at airport wetlands and do that first and then work their way out in a logical fashion and once all removed they will apply loam and seed mix and establish erosion



controls along 100' bufer zone until loam and seed take and then will come before Con Com for a certificate of Compliance and work should be completed. The timeframe will be 60 days for the airport and balance of 365 days for the work on the A1 Asphalt property. They are looking for a March start date at the airport.

There were no comments heard in favor or in opposition of this project.

Motion to issue an Enforcement Order that work will be done in accordance with the City of New Bedford Airport Access Agreement and in accordance with A-1 Asphalt Restoration Plan dated 11/2/2020 and Site Plan Drawing L-2 Revised on 10/10/2000.

Vice-Chairman Pacheco made a motion to issue an Enforcement Order as recommended and read by the Agent. Motion was seconded by Commissioner Blanchard.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

2. **SE49-0862** - (Continued from 1/5/21, 1/19/21) - A Notice of Intent as filed by Evan Slavitt of AVX Corporation for property identified as 700 & 740 Belleville Avenue (Map 12, Lots 88 & 252). As a result of the Phase IV Remediation Action Plan, this project involves the completion of all remediation activities for the four OU's (OU1, OU2, OU3 & OU4) associated with the disposal site. The activities are located in the Riverfront Area and Storm Flowage, Coastal Resource Area, Land Under the Ocean, Coastal Banks, Salt Marshes, Land Containing Shellfish and Land Subject to Coastal Storm Flowage. Representative is Marilyn Wade of Brown and Caldwell.

Agent Hebbel requested that this matter be continued to March 2, 2021 as the matter is being reviewed by a third party. They have met on site and did a walk through and have received and discussed the first set of comments.

Vice-Chairman Pacheco made a motion to continue to March 2, 2021. Motion was seconded by Commissioner Blanchard.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.



NEW HEARINGS:

1. **SE49-0864** - Notice of Intent as filed by Amandio & Jose Araujo for property identified as 1265 Bartlett Street, (Map 134, Lots 299 & 305). The applicants propose construction of a roadway within a wetland. The applicant is Christopher Gilbert of Farland Corp.

Mr. Chris Gilbert of Farland Corp. was present on behalf of the applicant and advised that they are proposing to construct a roadway in the subdivision that has already been approved by the Planning Board and DPI. They are proposing erosion controls around the limit of work and will be filing a separate NOI for construction on Lots 1 and 2. They will be tying into water line on Sheffield Street and sewer on Bartlett Street and drainage designed for subdivision meets standards will be reducing runoff to the wetlands.

Sandy Douglas advised that an abutter from Sheffield Street had called to express some concerns about the road being built because it was directly behind her home and she was concerned about water runoff into her property. Mr. Gilbert stated that they can leave a bigger buffer behind her property.

Chairman Audette recommended that this be sent to Nitsch Engineering for peer review.

Agent Hebbel inquired of Mr. Gilbert if he took the comments made by DPI taken into consideration for the building of this roadway. Mr. Gilbert replied that they were taken into consideration and the revisions were made to the plan.

Vice-Chairman Pacheco made a motion to send this application to Nitsch Engineering for peer review. Motion was seconded by Commissioner Blanchard.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.

Commissioner Peter Blanchard- Vote in favor

Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

2. **SE49-0863** - A Notice of Intent as filed by Kathy Downey of Trio Algarvio, for property identified as 26 Green & Wood Pier (Map 042, Lot 268). The applicant proposes pier repair to including timber foundation framework, building and repair, and seawall repair. Impacts to the Wetland Resources are Land Under the Ocean, Land Subject to Coastal Storm Flowage, Anadromous & Catadromous Fish Run and a Designated Port Area. The representative is Brad Saunders of GEI Consultants, Inc.

Mr. Brad Saunders of GEI Consultants was present on behalf of the applicant maintenance and repair or existing facility there are some structural issues, broken pile caps, underlying piles is



rotted replacing some existing pile caps at the facility have seawall repair to pump concrete into the void to prevent further undermining of the seawall some repairs to the structure building on top of the pier itself it's all been identified in the project description. Most of the work is on top of the pier. The resource areas involved are land under the ocean, land subject to flooding even though most of work is on top of pier but there is a section of land that goes over seawall. There is no new construction being proposed just maintenance and repair did receive letter from Division of Marine Fisheries and comments were essentially that work is done that any turbidity is controlled and plan on installing turbidity curtain prior to work commencing and no refueling of equipment within resource area.

Commissioner Blanchard inquired if they are also proposing to repair a couple of sewer pipes too? Mr. Saunders replied that they are proposing to repair those.

No comments were heard in favor or in opposition of this project.

Agent Hebbel confirmed with Mr. Saunders that most of the work being proposed is on top of the pier and not on the water. Mr. Saunders replied that a good portion of the work is on top of pier except for the pile slicing and part of the void filling that work would be above high water. Hebbel if that work would be done from barge or land. Mr. Saunders stated that he anticipates possibly needing a working platform and not a barge.

Chairman Audette suggested that all the Division of Marine Fisheries requirements are all added as special conditions to the Order of Conditions.

Commissioner Blanchard made a motion to issue an Order of Conditions with special conditions as recommended by the Division of Marine Fisheries. Motion was seconded by Vice-Chairman Pacheco.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

- 3. A Notice of Intent as filed by Joseph Swift of Crystal Ice Co., Inc., for property identified as 155, 178 Front Street, (Map 53, Lots 116-119, 241).** The applicant proposes to repair/replace portions of the timber wharf structure which are moderately to severely damaged due to vessel impact and timber deterioration. Representative is Richard Fitzgerald of AGM Marine.

Mr. Richard Fitzgerald of AGM Marine was present on behalf of the applicant and advised that the existing pier is used to provide ice for the fishing vessels before they go out to sea. They are proposing to repair the timber wharf on the southside and replace some of the timber piles. They are not changing the footprint and will be replacing in kind.



Agent Hebbel advised that a DEP File number has not yet been received and a response from the Division of Marine Fisheries has also not been received.

Vice-Chairman Pacheco made a motion to continue to March 2, 2021. Motion was seconded by Commissioner Blanchard.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries.

NEW BUSINESS CONTINUED:

1. Agent Updates/General Correspondence

a. Discussion for future project filing of new Hangars at NBRA with Steve Gioiosa & Leon Shabbott

Agent Hebbel advised that past couple of months he has been discussing proposed project at NBRA with Leon Shabbott with regard to hangar construction they are interested in performing and the area is within the 25' no touch zone the general purpose of the requirement of construction hangar so close is because of FAA regulations and he suggested to Mr. Shabbott that he and his engineering come before the Board to get an idea as to how the Commission would like to approach this project and how to proceed. Mr. Gioiosa did provide site plans and a description of the project.

Mr. Steven Gioiosa of SITEC was present together with Leon Shabbott, Lukas Scheurer who are the proponents for this project and Scott Servis, Airport Manager at NBRA. Mr. Gioiosa advised that have been working on this for the past 6-8 months to come up with a design to provide needed hangar space at the NBRA. Mr. Gioiosa presented a proposed plan to the Commission on the screen. Mr. Gioiosa and it advised that this is on the North West side of the airport located where there are existing hangar and project would be to the southwest of those existing hangars and are proposing 4 separate buildings clustered in this area, the area that applicant is proposing to do the work is an existing altered area, area has been cleared in the past primarily grass and gravel areas around it and there is paved apron going around existing hangar. The wetlands have been delineated. Proposed hangars are 4 separate building with proposed grading with topography they must match for grading transitions behind the buildings. In order to control the runoff they are proposing is to create a backslope to the draining install a trench drain that would run along new low point that would be created would be intercepting water that currently comes off pavement and goes into wetlands untreated. They would be adding w would allow opportunity to add stormwater treatment that does not exist. During construction they are proposing silt fence barrier roof drain recharge systems in the back to et infiltration into the ground by picking up downspouts from bends of building. Soil testing has been done to promote the recharge in addition to the water quality treatment. In one area they would have to create grading within the 25' buffer zone and it's altered portion of the buffer zone. Not going into



natural vegetation in this area has clearing work done overtime. This area would be stabilized with loam and seed not looking to add pavement. This project will add an important amenity to the airport and serve an important public need. Before going into final design wanted to get some input from the Commission first and address and concerns that the Commission may have before moving forward.

Vice-Chairman Pacheco stated that his concern would be the flow of water into the back of the hangars and if all fuels and oils be captured by a system. Gioiosa would have to provide oil water separators in accordance to plumbing code.

Commissioner Blanchard inquired as to why they aren't proposing to build in the area to the left of the existing hangars. Mr. Gioiosa replied that if they were to go into that area it would move them into a mapped habitat area and they want to stay away from that and that's why they are proposing it on the other side.

Chairman Audette stated that on the plan it shows 5 buildings not 4. Mr. Gioiosa stated that they are four separate structures and 5th is an office building. Why not move buildings to the right to get out of the buffer zone. Gioiosa because of active runway there is navigation easement so as planes are approaching there has to be an area that is free and clear of a certain elevation and do not have ability to move in that direction because that is a safe zone and there are FAA Regulations and aerial easement which dictates the positioning of the building.

Chairman Audette stated that this Commission has yet to let anyone build in the buffer zone and he feels that this Commission needs to hold on to that decision and not waiver because the airport wants to build a hangar there and there must be something else that can be proposed to accommodate these hangars. Vice-Chairman Pacheco agreed with Chairman Audette.

Agent Hebbel suggested the possibility of doing a wetland replication somewhere else in kind? Chairman Audette was open to that suggestion. Chairman Audette feels strongly about allowing anyone to build in the buffer zone. MR. Gioiosa replied that this is land that has historically been used and altered and thought because of the limited nature there would be some consideration by the Commission.

Audette what are these hangars for. Privately owned and lease to private owners. Audette who is company that are building hangars and if this has anything to do with the Vocational School Pilot Program. Vocational is looking at an existing building to rehab and there are certain restriction that have with FAA with building heights and that's why they can't get closer to the runways and then Fire Code Guidelines that have to be followed too with adequate spacing to get planes out in case of an emergency and there is limited space at the airport for development. Leon Shabbott stated that these hangars will be for general aviation use mostly for people who have aircrafts looking to preserve and keep them out of the weather.

Vice-Chairman Pacheco inquired as to how many airplanes can be stored in the hangars. Mr. Shabbott replied that it's a total of twelve planes.

Mr. Gioiosa stated that he appreciates the Commission's time and will discuss their options moving forward and will be back before the Commission with a formal application in the future.



Agent Hebbel read letter from T. O'Day Original Hangar Association dated 1/27/21 expressing his full support of this project. Agent Hebbel also read a letter dated 1/21/21 from the New Bedford Airport Commission expressing their full support of the construction of the hangars being represented by Leon Shabbott.

b. MBTA VMP Appeal

Agent Hebbel advised that a verdict has been received from DEP and they voted in favor of the New Bedford Conservation Commission with respect to Keolis' desire to go into resource areas to cut and destroy vegetation the appeal still provides for spraying of herbicides along the rail and Keolis will have to file an RDA for the application along rail right of way and cutting within the resource areas will require a Notice of Intent.

2. Approval of January 19, 2021 Meeting Minutes

Vice-Chairman Pacheco made a motion to approve the Meeting Minutes of January 19, 2021. Motion was seconded by Commissioner Blanchard,

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries

3. Election of Officers

Commissioner Blanchard nominated Chairman Dennis Audette as Chairman. Nomination was seconded by Vice-Chairman Pacheco.

Chairman Audette accepted the nomination of Chairman.

Chairman Audette nominated Peter Blanchard as Vice-Chairman. Nomination was seconded by Vice-Chairman Pacheco.

Peter Blanchard accepted the nomination as Vice-Chairman.

APPOINTMENT OF ADDITIONAL CONSERVATION COMMISSIONERS

Chairman Audette inquired of Michele Paul as to the status of the Mayor's office appointment of additional Conservation Commissioners members and asked that Michele let the Mayor's office



know that he would prefer not to wait to get people appointed and to do it as soon as possible since this Commission has been waiting over a year to get these positions filled. Mrs. Paul will speak to Christina Connelly tomorrow.

BUTTONWOOD POND

Chairman Audette asked Agent Hebbel if he could reach out to SMass as they were doing a study of the pond and were supposed to issue a report. Agent Hebbel will reach out to them.

ADJOURN

Vice-Chairman Pacheco made a motion to adjourn at approximately 8:00. Motion was seconded by Commissioner Blanchard.

Roll Call Vote:

Vice-Chairman Paul Pacheco- Vote in favor.
Commissioner Peter Blanchard- Vote in favor
Chairman Dennis Audette- Vote in favor.

All in favor. Motion carries

Respectfully submitted,

Sandy Douglas, Administrative Coordinator

