



MAYOR  
JON MITCHELL

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

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**Conservation • Environmental Stewardship • Resilience**

**Meeting Minutes of the Conservation Meeting of  
June 7, 2022  
PUBLIC HEARING held at the Brooklawn Senior Center, 1997  
Acushnet Avenue, New Bedford, MA**

**Members Absent**

Peter Blanchard

**Staff Present**

Chancery Perks, Conservation Agent

Teresa Alves, Admin. Coordinator

**CALL MEETING TO ORDER**

Chairman Audette called the meeting to order at 6:30 pm.

**ROLL CALL OF COMMISSIONERS**

Chairman Dennis Audette, Vice-Chairman Sean Carney, Commissioner Rebeca Linhart, Commissioner Kimberly Rioux, Commissioner Scott Grant.

**GENERAL PROCUEURES FOR HEARING**

Chairman Audette read General Procedure for Hearings for the record.

**OLD BUSINESS:**

NONE

## **NEW BUSINESS:**

**An informal presentation to discuss the proposed construction of three “T” airplane hangers with associated buildings as well as a new storage facility within the New Bedford Regional Airport complex. Presenter is Leon Shabbott of Hangers4Planes, Inc.**

Mr. Leon Shabbott of Hangers4Planes present tonight to discuss the project. The project consists of the construction of three separate airplane hanger buildings on the north side of the New Bedford Municipal Airport property. The hangars will provide space for storage of small planes in an area adjacent to existing hangars. The three building will provide 12 separate stalls for a small aircraft with a paved apron to serve the local aviation community. Mr. Shabbott informed that in evaluating this site, a detail survey and wetland delineation was completed in the project vicinity and the site is a previously disturbed area that includes a grass/gravel surface adjacent to the existing paved surface behind the existing hangars. The existing paved surface will be extended and the hangars will be constructed between the pavement and the wetlands. In order to control the surface runoff from the new and existing paved surface, the design will direct the surface runoff away from the wetlands to a proposed trench drain, the drain will direct the runoff to the southeast to a proposed water quality treatment unit. The overflow from this unit will connect to an existing 24” drain line that conveys runoff to an existing detention basin. Most of the site work is proposed to occur more than 25ft from the Bordering Vegetated Wetland (BVW) and silt fence erosion control barrier is proposed along the limit of work for temporary sediment/siltation control. No work is proposed to happen within the BVW resource area.

Chairman Audette stated that he is the only one on the commission that was present when this project was first proposed and that the plans tonight are not the same. Chairman Audette would like to see the west quad T hangers and the Downey street hanger permitted under separate NOIs. Agent Perks intends to reference the Vegetation Management Plan and advises the applicant to do the same, it may need to be updated.

## **CONTINUED HEARINGS:**

1. **SE049-0867** - (Continue from 11/16/21, 12/7/21, 12/21/21, 1/4/22, 1/18/22, 2/1/22, 2/15/22,3/1/22,3/15/22,4/5/22,4/19/22,5/3/22,5/17/22) - **A Request to Amend Order of Conditions as filed by Shoreline Resources, LLC for property identified as 10 & 26 N Front St (Map 79, Lot 2 & 5).** The applicant is proposing to replace the existing 24-inch akron stormwater line with a new 24-inch PVC stormwater drain outside the limits of the travel lift area and continue to accommodate overflows from the City-owned stormwater system, property stormwater, and existing building roof run off within a coastal flood zone on the Shoreline Resources property, formerly Revere Copper. Representative if Lauren Gluck of Pare Corp. **CONTINUED TO 6/21/22**

*Vice-Chairman Carney made a motion to continue to 6/21/22.*

*Motion was seconded by Commissioner Linhart*

*Vice-Chairman Sean Carney-Vote in favor.*

*Commissioner Rebeca Linhart- Vote in favor.*

*Commissioner Scott Grant Jr-Vote in favor.*

*Commissioner Kimberly Rioux-Vote in favor.*

*Chairman Dennis Audette- Vote in favor.*

*All in favor. Motion carries.*

- 2. SE049-0892 – (Continued from 4/5/22,4/19/22,5/3/22,5/17/22) - A Notice of Intent as filed by Michael Quinn of Shoreline Marine Terminal, LLC. for property identified as 24 N Front St New Bedford, MA (Map 79, Lot 2 & 5).** The applicant is proposing the partial demolition of building #2 and full demolition of building #12 within a coastal flood zone on the Shoreline Resources property, formerly Revere Copper. Representative is Lauren Gluck of Pare Corp. **CONTINUED TO 6/21/22**

*Vice-Chairman Carney made a motion to continue to 6/21/22.*

*Motion was seconded by Commissioner Linhart*

*Vice-Chairman Sean Carney-Vote in favor.*

*Commissioner Rebeca Linhart- Vote in favor.*

*Commissioner Scott Grant Jr-Vote in favor.*

*Commissioner Kimberly Rioux-Vote in favor.*

*Chairman Dennis Audette- Vote in favor.*

*All in favor. Motion carries.*

## **NEW HEARINGS:**

- 1. SE049-0898 - A Notice of Intent as filed by Mary Rapoza for the property identified as West Beach. New Bedford, MA (Maps 7&9, Lots 1,30,286).** The applicant is proposing to manage vegetation including removal of beach grass, invasive vegetation, and beach grass mowing within a coastal beach. Representative is Valovia Costa of the Department of Parks, Recreation, and Beaches.



Mr. Valovia Costa present tonight. Mr. Costa stated that Agent Perks was on site today and that they are removing the mowing of beach grass and will be doing selective cutting with hand tools. Commissioner Linhart inquired about the path being handicapped accessible. Mr. Costa stated that they do not have to the funds to transform it and purchase the beach mats that are needed to make it handicap accessible. Agent Perks recommended two special conditions:

1. Agent to be on site when the clearing is taking place
2. Maintenance plan on file (SE049-0762) only valid until a new master maintenance is approved

*Vice-Chairman Carney made a motion to issue an Order of Conditions with the special conditions as read by the Agent.*

*Motion was seconded by Commissioner Linhart*

*Vice-Chairman Sean Carney-Vote in favor.*

*Commissioner Rebeca Linhart- Vote in favor.*

*Commissioner Scott Grant Jr-Vote in favor.*

*Commissioner Kimberly Rioux-Vote in favor.*

*Chairman Dennis Audette- Vote in favor.*

*All in favor. Motion carries.*

- 2. A Request for a Determination of Applicability as filed by Ceasar Duarte for property identified as 40 Tichon Ave. New Bedford, MA (Map72, Lot 284 &294).** The applicant is requesting a determination as to whether the site is within a Designated Port Area and requires further permitting as it exists currently. Representative is Susan Nilson of Foth Engineering.

Mr. Adam Hart present tonight in place of Susan Nilson. Mr. Hart stated that they are requesting a Negative Determination Chapter 91 and that they changed the application from stating work to area. Due to both applicant and commission not certain with the wording on the application, it has been requested by both to continue to the next meeting.

*Vice-Chairman Carney made a motion to continue to 6/21/22.*

*Motion was seconded by Commissioner Linhart*

*Vice-Chairman Sean Carney-Vote in favor.*

*Commissioner Rebeca Linhart- Vote in favor.*

*Commissioner Scott Grant Jr-Vote in favor.*



*Commissioner Kimberly Rioux-Vote in favor.*

*Chairman Dennis Audette- Vote in favor.*

*All in favor. Motion carries.*

3. **SE049-0893** - A Notice of Intent as filed by Mary Rapoza for property identified as East Rodney French Blvd. parking lots, New Bedford, MA (Map 4, Lots 100, 101, 102). The applicant is proposing to construct stormwater improvements in the three existing East Beach parking lots along East Rodney French Blvd. Representative is Jessica Wala of Nitsch Engineering.

Ms. Jessica Wala present tonight with Val Costs of Parks and Recreation. Ms. Wala stated that they have received a grant from the state for this project that will improve water quality and flow at the three parking lots on East Beach. Mr. Costa stated that they would be doing all three parking lots at the same time, starting in the fall and finishing up in the spring. Commissioner Linhart raised concern with the Piping Plovers coming back in the spring and construction still going on. Chairman Audette stated that there has to be a construction plan before this project continues. The plan should detail what work will be done on each lot and where all the materials will be stored. Chairman Audette raised concern about doing all three lots at once, should be one lot at a time, due to limited space for stock piling and strong materials. Chairman Audette suggested to start with the lot closest to the Plover nest. Chairman Audette also inquired about oil separators being adding to the work being done. Mr. Costa stated that there are different phases to this project and phase one that they are presenting deals with permitting and construction details. Phase two is the actual construction part that will take place in September when the grant is received. Agent Perks asked who is overseeing the construction and overseeing the project since there are many moving parts.

*Vice-Chairman Carney made a motion to continue to 6/21/22.*

*Motion was seconded by Commissioner Linhart*

*Vice-Chairman Sean Carney-Vote in favor.*

*Commissioner Rebeca Linhart- Vote in favor.*

*Commissioner Scott Grant Jr-Vote in favor.*

*Commissioner Kimberly Rioux-Vote in favor.*

*Chairman Dennis Audette- Vote in favor.*

*All in favor. Motion carries.*

## **AGENT UPDATES/GENERAL CORRESPONDECE**



### **1. Legal ad fee on local filing worksheet**

Commissioners would like something stating that the fee is due to the publishing company and not the Conservation Commission adding extra fees and as the market rate goes up, we are able to increase the price without bringing it up at the meetings. Agent Perks will email a draft of the worksheet to the Commissioners prior to posting it on the website.

*Vice-Chairman Carney made a motion to add the legal ad fee to the filing worksheet with an automatic price adjustment as the price goes up with the publishing company.*

*Motion was seconded by Commissioner Blanchard*

*Vice-Chairman Sean Carney-Vote in favor.*

*Commissioner Peter Blanchard-Vote in favor.*

*Commissioner Rebeca Linhart- Vote in favor.*

*Commissioner Scott Grant Jr-Vote in favor.*

*Commissioner Kimberly Rioux-Vote in favor.*

*Chairman Dennis Audette- Vote in favor.*

*All in favor. Motion carries.*

### **2. Pequot St -Administrative Alteration request – Chris Gilbert of Farland Corp**

Mr. Gilbert stated that in March this was given an *Order of Conditions* and when submitting for a building permit, DPI wanted all pervious surfaces recharged. Mr. Gilbert is here with a new plan showing the changes and requests that it is considered a minor modification, thus a new *Notice of Intent* is not required. Chairman Audette stated that this should have been under New Business and not Agent Updates since it is a modification, Agent Perks acknowledged this oversight.

*Vice-Chairman Carney made a motion to grant a minor modification.*

*Motion was seconded by Commissioner Blanchard*

*Vice-Chairman Sean Carney-Vote in favor.*

*Commissioner Peter Blanchard-Vote in favor.*

*Commissioner Rebeca Linhart- Vote in favor.*

*Commissioner Scott Grant Jr-Vote in favor.*

*Commissioner Kimberly Rioux-Vote in favor.*

*Chairman Dennis Audette- Vote in favor.*



*All in favor. Motion carries.*

### **3. Piping Plovers Response Funding and Awareness**

Due to the presence of a State listed threatened species on East Beach, Agent Perks is asking for \$1000 in order to get fencing and signage supplies.

Will be getting proposals for consulting with local Ornithological organizations and will propose at next meeting.

*Vice-Chairman Carney made a motion to grant \$1000 for the Piping Plovers.*

*Motion was seconded by Commissioner Blanchard*

*Vice-Chairman Sean Carney-Vote in favor.*

*Commissioner Peter Blanchard-Vote in favor.*

*Commissioner Rebeca Linhart- Vote in favor.*

*Commissioner Scott Grant Jr-Vote in favor.*

*Commissioner Kimberly Rioux-Vote in favor.*

*Chairman Dennis Audette- Vote in favor.*

*All in favor. Motion carries.*

## **ADJOURN**

*Vice-President Carney made a motion to adjourn at approximately 8:40 pm.*

*Motion was seconded by Commissioner Linhart.*

*Roll Call Vote:*

*Vice-Chairman Sean Carney-Vote in favor.*

*Commissioner Kimberly Rioux-Vote in favor.*

*Commissioner Rebeca Linhart-Vote in favor.*

*Commissioner Scott Grant Jr-Vote in favor.*

*Chairman Dennis Audette- Vote in favor.*

Respectfully submitted,

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Teresa Alves, Administrative Coordinator

