



Fairhaven

Neighborhood News

A FREE! publication of all things Fairhaven
Including event listings from Cape Cod to RI



*The little paper
with a big voice!*

Volume 8, Issue 24 • June 20, 2013

Teeming with information you need.
(And some you don't need, but will be glad you have anyway.)

Father's Day Road Race registers 2400+



A sea of runners fills Adams Street in Fairhaven for the 39th annual Father's Day Road Race on Sunday, 6/16. More than 2400 runners registered for a race, a record field, according to organizers. See story on page 16. *Photo by Jim Mahaney, <http://jim-mahaney.smugmug.com> See it in color at www.NeighbNews.com Visit us at www.Facebook.com/NeighbNews to see more photos of this and other events. Individual photos are available for purchase.*

Also Inside:

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From The Editor

WEST ISLAND —
A day late and many dollars short.



Beth David, Publisher

Y'know, I was going to let the Whaling City Festival (WCF) off the hook, really I was, because they backed off. I was going to chide them a litte, but just a little. I was going to direct my ire at WHJY.

Then I got an email from WCF Vice President Mike Sylvia threatening to report me to the police for harassing emails. Boy, does this guy need a lesson in life....the First Amendment...and a bunch of other things. Here's the story.

The Whaling City Festival sponsored a promotion on WHJY (yeah, I know...first clue...it's **HJY** people).

This latest incarnation of the disgusting, despicable, sexist garbage that supports rape culture in America is in the form of a "Whale Tail" contest. "Show us your whale tail," it reads. "It's time to unleash your sexiest thong exposure and share that ass with the world."

Really, I'm not making that up. Still don't know what whale tail is? It's when the thong that a woman is wearing shows outside of her clothes (or not; if she isn't wearing any clothes that's okay, too), along with just a little of the other part of the thong to create somewhat of the look (with imagination) that a whale's tail has when it pops out of the water. In other words: Any excuse to look at women's derrieres.

One of my male readers alerted me to it late on Monday night. Word spread like only on Facebook. Men and women who respect women and understand how despicable this contest is fired off posts on the pages of WHJY and the Whaling City Festival, as well as sending emails to the WCF's president and vice president, who had email addresses on their website.

One of my readers received this from president Allen Richard:

Mr. ___ as we explained in the comment below, we target different demographics with marketing campaigns. We separate gender and age groups. The HJY contest is for HJY listeners, not children or families.

You mention 'this' happening in this day and age, and with all due respect, because we are a fan of yours, the though [sic] is a bit outdated and more along the lines of the holier-than-thou puritans [sic] of the 17th century.

We are not harming anyone, by sponsoring a contest that HJY would have regardless. The contest caters to their listeners, which are primarily 30-40 year old mails [sic]. That is the sole target of the campaign.

Say what? It's okay because someone else is doing it and would be doing it anyway? It's okay because you only jumped on the bandwagon, you're not driving it?

Well, I say if those are the kind of men who are going to be there it is downright dangerous for women to be there.

A little while after the comments started rapidly being posted to their pages, the WCF had a change of heart and put this on their website, around 10:50 p.m.

In light of recent development, we have reconsidered our sponsorship of the Whale's Tail contest with 94 HJY.

Ultimately, the Whaling City Festival cares more about the family oriented activities, and brand than a marketing campaign. We also do not want to alienate anyone. We apologize to those we offended, as it was not our intention to do so. It was a bad mistake and we take full responsibility for it.

There was some other stuff, too, but you get the picture.

So, obviously, they don't understand the problem, but they did react to the criticism. I guess that's a good thing.

Next morning, I got this from VP Michael Sylvia:

Ok first off, we knew they were doing a promotion but not quite to what extend [sic]. Second would be that we made apologies because we did not know how it was going to be run. We have been a family event for 45 yrs and we were trying to branch out to new companies to spread the festival name. It was never intended to

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CORRECTIONS/CLARIFICATIONS

In last week's issue we mis-identified the group playing at the West Island Improvement Association's Irish Night. It was Alfie O'Shea and Eddie Dillon. We apologize for any confusion our error may have caused.

CONT'D NEXT PAGE

LETTER: cont'd from previous page

insult or be hurtful and the Festival name is being pulling [sic] from the promotion. Third and most importantly when emailing someone you should try to be more professional. You should get facts before you try to insult people. If you email me in this manner and tone again you will be reported for it.

Hmm...in "this manner and tone"? Well, Dear Readers, you do know how I get sometimes. So I re-read my original email, I mean, just in case I was a little harsh. I can admit it, sometimes. This is what I sent him; this is the thing that prompted the threat:

I have just seen WHJY's promotion of the Whaling City Festival. You should all be ashamed of yourselves. I will be sure to tell my friends and my readers (all 4,000 of them) about this despicable insult to women.

I will also be suggesting that the city revoke your license to hold the event in the future.

I'm still chuckling. It was SOOOO mild by my standards, don't you think? So I answered him:

There was no threat in my tone. I have every right to tell you that you should be ashamed of yourself. I used no profanity. I simply exercised my right as a citizen to express my outrage at a personal insult perpetrated by an organization that gets special accommodations from a public entity, the City of New Bedford.

Who are you going to report me to?

His response:

Listen bud, the simple fact of the matter is, is that you are writing emails without knowing the facts and making accusations without knowing the truth..your tate [sic] on your emails says neighbnews right?! We are an organization that has done a large amouth [sic] of charity in the area. The fact of the matter is as I previously stated. It was part of an advertising deal to run a promo though we didn't know it would be what it turned out to be. You should be ashamed of yourself for accusing people of things without investigating then [sic] first. You're not a real news reporter...you're a hact [sic]. otherwise you would know most of us are Family men with children who would never knowingly have a contest like that. So back to the drawing board for you and take a lesson from the Standard Times and try talking to people before you shoot off your mouth.

Oh yeah, he said he would report me to the police for harassing emails. He also sent most of his emails twice and some of them four times. So, who's harassing whom, BUD?

First: had I been writing a story I would've called him or emailed for comment. However, the plan was NOT to write a story, it was simply to register my outrage at what the WCF was sponsoring. Oh wait, did I fail to mention that I knew about the president's email to my reader, but, BUD, YOU obviously didn't.

NOTE TO WCF: Your first response was to defend this promotion, so get off your high horse. The only reason you backed down is because so many people complained and in the same way I did.

I don't care how many acts of charity you do. Doing good things in one area does not give you free rein to degrade women.

Mr. Sylvia, I am offended by YOUR tone and manner of addressing me and my very legitimate concerns. I don't care if you are a family man. That means nothing; it is your actions that matter. And your actions have shown that you clearly do not get it. I think it's time for the City of New Bedford to rethink the

permitting of this event.

One more thing Mr. Sylvia. Feel free to write a letter to the editor and I will print it. As I stated in my last email to you, you may email me all you want.

I don't have time for this Mr. Sylvia. I don't have time for your adolescent whining. I don't have time to keep fighting the same fights over and over again because people like you think it's all okay just because you do charity work and are a family man.

But I will make the time. I will not back down. I will not let down every girl who may see that degrading nonsense. I will not let you intimidate me into silence. Your position as VP of the event puts you in the public eye, so grow a spine and learn to take a little criticism or get your email off the public page. I will not apologize to you because you degraded women.

Report me, please. I am eager for my day in court.

♦♦♦

Ending with sad news this week. Long time public servant Victor Oliveira died at the age of 90 (see page 20). Mr. Oliveira was a WWII vet and just a nice man. I ran across him early on when I started the newspaper. His son Wayne is a firefighter in Fairhaven and the department's spokesperson, so I've known him for a few years. Wayne was also the bicentennial committee chairperson. It's part and parcel of life in a small town that people contribute in both big and small ways. And the Oliveiras do contribute to the community in so many ways, both large and small. Vic started that I guess, and passed it down to his children, who are passing it down to theirs.

Our thoughts are with the Oliveria family this week. I'm sure they will carry on Vic's tradition in a manner that would make him proud. And he was. It was easy to see that he was proud of his family. That was clear to me whenever I saw him. I tried to get a picture of him whenever I could. The last one, I think, was the Veterans Day parade. I used that picture on page 20.

Rest in peace Vic, you deserve it.

Bud

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Sat., 6/22: The Neal
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Sun., 6/23: Chris Richards,
3 p.m.

Fri. 6/28: Wolf & The Jam
Daddies, 8 p.m.

Sat., 6/29: 3 Legged Dog,
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Sun., 6/30: Thom & Jeff,
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Selectboard hires assessor, holds hurricane meeting, chides SCEC

By Mali Lim

Neighb News Correspondent

Hurricane preparedness plans were the main focus of the June 18 selectboard meeting held on West Island, but town officials also made a number of appointments to committees and departments, including the selection of a new assistant assessor.

The meeting opened with brief moments of silence in memory of residents Victor Oliveira Jr., and Jacob F. Benoit, who passed away recently.

The first item of business, although it wasn't on the agenda, was the announcement that the Superior Court had set aside the controversial April 1 Board of Health election, declaring the election invalid. (*See page 9 for story.*) The announcement caught the town officials off-guard, with Selectboard Chair Charles K. Murphy admitting that the town had not yet received notification from the Court and that officials had learned of the decision through the media.

Town Executive Secretary Jeffrey Osuch and Treasurer Wendy Graves assisted the selectboard in interviewing the two finalists for the assistant assessor position: Scott Fahle, former Director of Assessing for the town of Dennis; and Branch Manager for Custard Insurance Adjusters, Inc., Delfino Garcia.

Although Mr. Osuch and Ms. Graves recommended hiring Mr. Fahle, on the basis of his 20 years of technical experience with tax recaps and field work, selectboard member Bob Espindola was unable to find a second for his motion to appoint Mr. Fahle to the position. Fellow board member Geoffrey Haworth and Mr. Murphy voted 2-1 against Mr. Espindola to hire Mr. Garcia, a Fairhaven resident, citing his 18 years of experience as a part-time member on the Fairhaven board of assessors.

Representatives of NSTAR presented an informational session about plans to clear trees and other vegetation along a 2.5 mile right-of-way easement running from the Acushnet town line to Arsene Street. Manager of Community Relations Dennis Galvam and project manager Phil Hayes explained that transmission lines along that right-of-way were crucial for surrounding communities and that all trees and vegetation that could potentially interfere with lines would be cleared.

NSTAR acknowledged that there

were community concerns and emotional reactions from abutters, but pointed out that the company had the right to remove vegetation along the easement and that only growth that could affect the electrical wires would be removed.

"This is not a total clearing," said Mr. Hayes. "Small shrubs, trees, and other compatible species can stay." While trees such as oaks, pines, and cherry would be removed, smaller trees such as apple or dogwood would be left alone, he explained.

The SouthCoast Energy Challenge (SCEC) — a joint initiative of the Southeastern Environmental Educational Alliance (SEEAL), the Fairhaven Sustainability Commission, and solar panel installer Next Step Living to promote the use of solar energy — came under fire and intense scrutiny from the selectboard.

In response to residents' complaints

I don't think we should be endorsing this program and I don't want my name on any of this [Geoffrey Haworth]

about aggressive "car salesman-like tactics" displayed by SCEC representatives and marketing claims that gave the impression that the program was officially endorsed by the town, Mr. Haworth wanted the program to come to an immediate halt.

"Shame on me, I should have done my homework and researched this program because if I had done so, I wouldn't have voted to allow it here," he said. "I don't think we should be endorsing this program and I don't want my name on any of this."

Mr. Espindola pointed out that there have also been some positive responses to the program from members of the community, and suggested that the town should not rush to cancel the program outright. SEEAL representatives, in response to the letter of concern from the selectboard, offered an immediate action plan to address the issues of aggressiveness by retraining crews and interns, reducing the number of sales calls, and by including notice inserts explaining that residents are not required to utilize Next Step Living as their solar provider.

Mr. Haworth and Mr. Espindola eventually agreed with Mr. Murphy's suggestion to postpone the decision for a week, as SEEAL representatives were scheduled to appear at the next meeting.

The highlight of the meeting, of course, was the presentation of Hurricane Preparedness Plans submitted by the various town departments. Things got off to a rocky start when several West Island residents objected to BPW Superintendent Vincent Furtado's policy for shutting down water to the island during severe storms.

"You're treating us as second class citizens," said one irate homeowner. "What if there's a fire on the island while the water is shut off? Will the town insurance cover us if our homes burn down?"

Mr. Furtado, however, argued that it was his department's call to shut off water to the island, and that he would continue to do it in a case of emergency.

"It's not the town's plan to give you water or sewer during a major event," he said. "All the pump stations in low-lying areas will be shut down. If you pollute the water system, you pollute the whole town, not just West Island."

"The goal is not to inconvenience anyone, but I'd rather inconvenience someone for X number of hours than for X number of days," he said.

Several town officials, including Mr. Osuch, repeatedly reminded West Island residents that the inconveniences were part of the price of being on an island connected by a single road to the mainland.

"You all live on the island because you love it here, but there are some things you have to give up in exchange for living down here. You just can't hunker down and ride out a storm."

Announcements for water shut-offs would be done via reverse 911 calls and radio announcements on WBSM radio, Mr. Furtado said. Any phone number, including cell phone numbers and unlisted phones, can be added to the 911 system by contacting the Plymouth County Sheriff's Office to request addition to the lists.

Residents also were not pleased with the news that during an evacuation, the town would not be responsible for bringing pet-owners and animals to New Bedford's Keith Middle School, which is the only animal-friendly emergency shelter in the region. Not

SELECT: cont'd on page 13



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AROUND TOWN HAPPENINGS

Fairhaven Tennis

Fairhaven has more public courts than any town on the South Coast. The Fairhaven Tennis Association wants you to take advantage of this by becoming involved in our organization which has a wide variety of programs for all ages. We would like to announce that this year we are offering a wide range of tennis programs for the South Coast.

Sign up for adult tennis lessons for beginners, Join a Tennis Play group, take part in our drop in tennis programs on Sunday Mornings, junior tennis programs for 12 and Under, 10 and Under, 8 and Under, 15 and Under, and 18 and Under. For more information visit www.fairhaven.tennis.org or call Ken at 508-280-3150 for additional information

July 4 Parade

Fairhaven non-profit organizations, civic groups, Scout troops, clubs, sports teams and businesses are invited to participate in Fairhaven's annual Fourth of July Costume parade, sponsored by the Fairhaven Office of Tourism. The parade will be held on Thursday, July 4th.

If your group would like to enter a vehicle or a float call 508-979-4085.

No advance notice is needed. Simply show up at 9:00 a.m. on the east side of Cushman Park on 7/4.

Farmer's Market

On the lawn of Fairhaven High School, corner of Main Street and Route 6, from 1-4 p.m. Sunday. Organic, locally grown foods, hand crafts. For more information contact ann.richard@gmail.com

Used Book Sale

On Saturdays, June 22 and June 29, from 9 am to 1 pm, The Unitarian Memorial Church, 102 Green St., Fairhaven will host its Fifth Annual Book Sale. Spend a perfect summer morning getting some beach reading at our huge book sale. Don't forget **June 29th is the Fairhaven Homecoming Day** celebration, enjoy the festivities, food and crafts in Fairhaven Center in addition to the book sale. We are happy to receive donations of used books, CD's and DVD's up until the day before the sale begins.

If you are a dealer or avid collector you might be interested in the Early Bird Dealers Preview (\$5 admission fee), **Friday June 21 from 6-7pm.** For more information visit us on www.uufairhaven.org or call 508-992-7081.

Fitness in the Park

Fitness is alive and kicking again at Cushman Park, Fairhaven this summer! The community can stay fit and healthy with **10 weeks of FREE exercise classes** taught by two of the top fitness instructors in the area.

Ten weeks of Fitness in Cushman Park **Summer Bootcamp**, consisting of interval training, core strengthening & flexibility drills: **each Thursday through August 22th from 8 a.m. to 9 a.m.** Fitness in Cushman Park **Yoga classes are held every Tuesday through August 27 from 8 a.m. to 9 a.m.**

Summer Bootcamp instructor, Jeff Costa is a consummate fitness professional, with a career spanning over 22 years including a decade in Los Angeles as a celebrity personal trainer.

Yoga in Cushman Park's instructor, Juliet Loranger founder of Yoga on Union, New Bedford is a 200 hour certified Kripalu Yoga Teacher and has studied intensively with many respected instructors..

Summer Bootcamp and Yoga classed are suitable for people of every level of physical activity from "elite" athletes to persons who are just beginning an exercise routine.

Attendees to the classes should bring a mat for Yoga and a mat plus set of weights for Bootcamp. Classes will take place weather permitting.

Fitness in Cushman Park is presented free to the public only because of generous support from community contributions. Sponsored in part by Pharmahealth Pharmacy, Monaghan Printing, Encor-ENTERTAINMENT, Jeff Costa Fitness, Yoga On Union, Silverbrook Farm, Artistic Auto, Barley Family Healthcare & Rehabilitation, Collective Souls, Dr. Brian K. Bowcock, Euro At Phoenix, Dr. Elliot A. Lipstock, Partners Village Store and Kitchen, Revolution Fitness, Seconds Count Consignment, Shipyard Galley, Spicy Lime Thai Cuisine and Urban Grille. Special thanks to the Town of Fairhaven.

For info call 508-287-2482 or visit facebook.com/fitnessincushmanpark.

Vendors Sought

WANTED: Nautical Crafters, Maritime Collectibles Sellers, and Food Vendors. The 2nd Annual Fairhaven Maritime Time & **Blessing of the Fleet/Boat Parade**, sponsored by the Fairhaven Business Association, is being held at Fort Phoenix on **Sat., 7/13, noon to 4 pm.** Applications for vendors are now being accepted.

For more information or application please contact: Craft/collectibles Vendors: Kerrie Burrer, 508-990-8500, kerrie.burrer@hilton.com; Food Vendors: Cathy Melanson, 774-206-1132, totalconfections@gmail.com.

First Scoop F-R

On **Mon., 6/24, the Friendly's restaurant** at 6 Sarah's Way in Fairhaven will unveil a refreshed interior and exterior along with a new menu featuring a greater emphasis on classic items!

As part of the opening celebration, the general public is invited to join Friendly's CEO John Maguire and Robert Mendez, Executive Director of the Boys and Girls Club of Greater New Bedford, for the official 'First Scoop' of ice cream! **For the entire week, Friendly's will be donating \$1 from every ice cream treat sold through 6/30 to the Boys and Girls Club, and will offer guests \$1 Happy Ending® sundaes (through 7/7)**

Summer Reading

Visit the Millicent Library at 45 Center St., Fairhaven, this summer! Accessible. **Sign ups for the "Dig Into Reading" Summer Reading Program begin on Wed., 6/26!** We'll have a day-long celebration; you may sign up any time that day between 9 and 5, or anytime after that right through July. Join the Read-to Program, the Kids Read program or the Teens Read program. The goal is to read 20 hours each; our group goal is 4000 hours again this year.

The Teen program is open to kids entering Grade 6 and up, and the Teen theme is "Beneath the Surface" We'll have special prizes, raffles and events.

Call 508-992-5342, or email Jane Murphy (jmurphy@sailsinc.org). Visit <http://www.millicentlibrary.org/>

HAPPENINGS OVERTOWN

Free Film

**Friday June 21 – Film Screening:
No Pretty Prayer, National Park
Theater, 33 William St., New
Bedford, 7:00 PM, FREE**

No Pretty Prayer explores the gritty character of an old seaside neighborhood in the oldest seaport in America. Known locally as the Fort, the enclave has long served as the working heart of Gloucester's marine industrial economy and as home to the city's Sicilian community. The film examines how this mix of industry and culture has fused the character of this place and its people over the past one hundred years. With the threat of neighborhood gentrification as a haunting backdrop, the film invites viewers to contemplate what it means to sustain cherished roots to a humble place that the broader world threatens to erase and forget in time. Film maker, Sal Zerilli, and long time Gloucester resident, Jimmy Tarantino, will lead a discussion following the screening.

Presented by the Working Waterfront Festival is a project of the Community Economic Development Center of SE MA, a non-profit organization. The FREE festival, a family friendly, educational celebration of New England's commercial fishing industry, features live maritime and ethnic music, fishermen's contests, fresh seafood, vessel tours, author readings, cooking demonstrations, kid's activities and more. It all takes place in New Bedford, MA, America's #1 fishing port, on the last full weekend of September. Navigate to us at www.workingwaterfrontfestival.org

Fish for a Cause

The third annual Fishing For a Cause® striped bass, bluefish, and fluke catch-and-release tournament is scheduled for **Fri., 6/21, 12:01 a.m. to Sat., 6/22 at 4:00 p.m.**, culminating in a celebratory awards dinner on Saturday, June 22nd from 5:30 p.m. to 10:00 p.m. The tournament will once again be anchored at **Pope's Island Marina, 102 Pope's Island, New Bedford**, with fishing grounds from Cape Cod Bay to Block Island.

Organized by and for the benefit of the Schwartz Center for Children, a not-for-profit organization located in Dartmouth that provides comprehensive medical and educational services

for children with special needs. Visit schwartzcenter.org.

Interested anglers can register their own boat or join the Corporate or Team Challenge, whereby anglers can form a team and participate in an all-inclusive fishing charter. Trophies, prizes and bragging rights are all up for grabs, but more importantly, participation supports the mission of Schwartz Center for Children; helping children achieve their greatest potential. For more information about the tournament, **to register or buy tickets, visit fishing4acause.org**.

Proud sponsors of Fishing for a Cause® include: SeaSteak, Clarke Distribution; Eden Florist and Flower Shop; Hawthorn Medical; Alpha-graphics; Comcast Spotlight; Rock Street Studios; Niche Media; Light-house Media; among many others.

Time Exchange

The Southeastern Massachusetts Time Exchange will hold its monthly Meet, Greet, and Share meeting, on **Wednesday, June 26 from 5:30 – 7pm at At the First Unitarian Church, 71 Eighth St., New Bedford**.

All Time Exchange members, interested friends, and the general public are invited to tell exchange stories, get to know each other, welcome newcomers, discover more about timebanking, (also called time exchange), and even join on the spot.

The Southeastern Massachusetts Time Exchange is a regional cooperative in which members post offers of things they can do and requests of things they need done.

For more info on the SE Mass. Time Exchange, visit www.exchangetime.org or call 774-955-0551.

Ocean Camp

Hands-on! Minds-on! On-Water! At the Ocean Explorium, New Bedford. Four weeks of Summer Exploration Camp. Campers will get extra time for learning with our exhibits and Science on a Sphere®; make their own science and art projects; explore historic New Bedford; or get down to the water for field collecting experiences. Friday is Beach Day at Fort Phoenix in Fairhaven.

Sign up for 1, 2, 3 or all 4 weeks!

July 8–12: Navigation; July 15–19: "Shark"; August 5–9: "New Frontiers"; August 12–16: "Go Green"

Visit <http://oceanexplorium.org/summer-camp-2013/> for more information or to register.

RAPPP Program

The Southcoast™ Hospitals' Responsible Attitudes toward Pregnancy, Parenting & Prevention (RAPPP) Program hosts open drop-in hours during the month of July Monday through Friday, from 7 a.m. to 3 p.m., at Southcoast RAPPP's drop-in center at 1208 Ashley Boulevard in New Bedford. Tweens and teens age 11 to 19 that live in the South Coast region are invited to hang-out, play XBOX, use the computers, or play games. Drop-in is free of charge. Snacks will be provided.

The drop-in center will be closed on Thursday, July 4. For more information regarding after school programming, please contact Southcoast at 508-995-0306.

NB Folk Festival

The 2013 New Bedford Folk Festival, formerly called New Bedford Summerfest, will feature the best in contemporary, traditional and Celtic folk music from **Sat. 7/6 through Sun. 7/7**, between 11:00 AM and 9:00 PM. The festival is located in the Zeiterion Performing Arts Center and the Whaling National Historical Park in New Bedford. Called "one of the most exciting and smartly programmed festivals in the Northeast" and "New England's most enjoyable folk festival," the festival is an affordable destination for families seeking a fun-filled weekend.

Featuring nearly 50 musical acts, the festival presents the best in folk and acoustic music on seven stages in and around the National Park that range from the 1200 seat Zeiterion Performing Arts Center to the intimacy of the "Meet the Performer" area. **A Weekend Pass purchased in advance online is \$20. Special advance weekend passes at \$15 available only by purchasing in person at the New Bedford Whaling Museum and the Zeiterion. Prices during festival weekend are \$20 a day/\$25.** Children under 12 are free.

For weekend passes visit <http://www.newbedfordfolkfestival.com/ourstore.html>, like us on Facebook.

HAPPENINGS/OTHER LATITUDES

Golf Tourney

You can support The Women's Center (TWC) and enjoy a day of golf on **Monday, June 24th at the Fall River Country Club** with a 12:30pm shotgun start. For its 18th Annual Golf Tournament, TWC has chosen a new venue, new fee schedule and an earlier date. Golf fees include golf cart, box lunch and the Awards Dinner, which will be a Mixed Grill Buffet immediately following the tournament. Businesses and individuals can sponsor a team for \$600 (\$150pp), a Tee Sign for \$100 or see their name and logo on a Golf Cart for \$50. All proceeds benefit programs and services at The Women's Center for victims of violence, abuse and trauma.

For more information, contact Rebecca McCullough at 508-996-3343, Ext. 25 or visit www.thewomenscentersc.com to download a golf brochure or donate online.

Dinner F-R

Nick Claudio, 12, is known as the "Renaissance Man" from Mattapoissett because of what he has accomplished in spite of debilitating cancer treatments.

Nick's first tumor left him blind at the age of 9. He's currently undergoing treatment for a second round of brain tumors. With bills for non-reimbursable medical treatment, technology and travel expenses mounting daily, a group of friends and family have come together to help ensure that Nick has the opportunity to participate in outreach programs for the visually impaired along with obtaining the necessary equipment and technology to keep him connected with the world.

The Freedom Fund for Nick Claudio (FFFNC), with support from the Devin Laubi Foundation, is holding a fundraiser, emceed by Jim Mathes, at 6PM on **Sunday, June 23, at the Century House in Acushnet**. Tickets are \$30 each and \$20 each for children 13 and under. Tickets can be obtained by calling 508-996-3425.

Circus in Acushnet

The Acushnet Lions Club is sponsoring a circus on **June 28 & 29 at White's Fun Center 211 Middle Rd. Acushnet**. The Kelly Miller Circus

will be performing on **Friday the 28th at 4:30 and 7:30 pm and Saturday at 2:00 & 5:30 pm**.

Tickets are available at White's Family Fun Park 211 Middle Rd. Acushnet; Joe Botelho Real Estate, Inc. 38 So. Main St. Acushnet; River's End Café 7 1/2 Tarklin Hill Rd. Dorothy Cox's Chocolate, 63 Alden Rd. Fairhaven

Ticket prices are **\$10.00 for adults and \$6.00 for children under 12**. All of the net proceeds will go to The Acushnet Lions Club Charities.

For more information please contact Joe Botelho (508)965-6984 or Bob Brown (508)509-3029

Mattap. Road Race

Begin Independence Day weekend by running the 43rd Mattapoissett Road Race! The five-mile race begins at **9:00am, Thurs., July 4**. The mostly shaded course winds through the picturesque village of Mattapoissett

Proceeds from the race are awarded to graduating seniors from ORRHS High School who are involved with running.

Register at www.mattapoissettroadrace.com by 26 June deadline or in person at Shipyard Park, Mattapoissett the 3rd and 4th of July. Like us on Facebook too!

At Mattapoissett Lib.

The following events are being held at the Mattapoissett Free Public Library, 7 Barstow St., 508-758-4171 Accessible.

Summer Reading Program

Registration is now underway for the Mattapoissett Library's six-week Summer Reading Program, which **begins Saturday, June 22nd**. This year's theme "Dig Into Reading" offers many creative opportunities to read together, enjoy crafts, special events, and ongoing workshops for all ages.

Sandcastle Contest

Individuals and families are encouraged to sign up for the first Annual Sandcastle contest at the **Mattapoissett Town Beach on Saturday, 6/22 from noon to 4 pm**. In collaboration with the Mattapoissett Recreation Department. Each entrant or team will get a reserved space at the beach to create their design. Prizes will be awarded in several categories. Call 508-758-4171 to

register or sign up online with the Mattapoissett Recreation Department. Rain date is June 29th.

Gatemen Baseball Players

Members of the Gatemen, the well known local collegiate baseball team, will read books and make a craft with children at the library on Tuesday, June 25th from 11 am to 12:30 pm. Bring your baseball for autographs and a camera to take photos. Bring your glove and join the players playing catch on the lawn.

Beginners' Fishing Clinic

Learn the basics about how to fish from Jim Lagacy of Mass. Wildlife on **Thursday, June 27th at 10:30 am to noon**. Find out what kind of bait is needed, how to cast, and other essentials of fishing safety. Fishing poles may be checked out of the Mattapoissett Library with an adult library card. This program is for adults and children is for beginning fisherman only

Free Movie

On **Tuesday, June 25 at noon**, the Mattapoissett Friends of the Elderly hosts a free showing of "Life of Pi" at the Council on Aging. Pizza is available for \$2.00. Pizza requests must be pre-paid by Monday, June 24 at 3:00 PM.

Life of Pi (PG, 127 min.) is the story of a boy who survives a shipwreck. While a cast away, he forms an unexpected connection with a Bengal tiger. This film blurs the line between natural wonder and hallucinatory beauty. The stunning film was directed by Academy Award Winner Ang Lee. It also won awards for cinematography, visual effects and score.

Please RSVP the Mattapoissett Council on Aging at the Center School, 17 Barstow Street, or call 508-758-4110, even if you're not having pizza, so we know how many seats to set up.

Farmers Market

The **Acushnet Farmer's market** is open every **Saturday from 9-1, rain or shine at 186 Leonard Street**.

Featuring local vendors offering fruits and vegetables, baked goods, honey, eggs, and other local products; hand made knitted items, jewelry, and all natural goat's milk soap and lip balm.

Judge sets aside Board of Health election results

By Beth David

Editor

Superior Court Judge Robert Kane set aside the election for Fairhaven Board of Health on Monday, 6/17.

Reading a nine-page decision from the bench, Judge Kane said the irregularities with the election made it impossible to be sure the result reflected the will of the voters. He rejected the notion that town clerk Eileen Lowney acted maliciously or deliberately, ascribing the election's failures to incompetence, not an "evil mind."

In the April 1 election John Wethington was first declared the winner by three votes and sworn in. Later in the evening, incumbent Peter DeTerra was declared the winner when Ms. Lowney found some uncounted votes. After an official recount on April 23 & 24, Mr. DeTerra was declared the winner by one vote.

Ann Ponichtera DeNardis, arguing for Mr. Wethington, contested two ballots, one that went for Mr. DeTerra and one that was considered a blank. Judge Kane ruled last week that the DeTerra ballot be thrown out because the intent of the voter was not clear, making the election a tie.

Last week, Ms. Ponichtera DeNardis and attorney John Markey for Mr. DeTerra, and Town Counsel Thomas Crotty all argued before Judge Kane. Mr. Crotty agreed that the town was in favor of a new election based on the irregularities, but not because of any misconduct on Ms. Lowney's part or by poll workers.

The judge agreed.

"In undertaking this review, I acknowledge the suspicion that the Town Clerk engaged in mischief," said Judge Kane. "That hint of misconduct fails to cohere with my view of Ms.

Lowney's actions or her intent. While the Town Clerk certainly failed utterly to ensure that the election conformed with legal requirements, she did so because of her lack of attention and proper regard for close adherence to proper procedures. Instead, she settled for shortcuts and abridgements that amount to a public disgrace. But to attribute these errors to an evil mind rests on loose speculations that fail to adhere to the rigor of persuasive proof that the rule of law demands..."

However, the irregularities alone would not necessarily require a new election, wrote Judge Kane. Citing various case law, he emphasized that voters should not be disenfranchised due to the mistakes of officials.

"A proper basis to set aside an election may well lie where 'the election was close,'" wrote Judge Kane quoting from *Citizens for a Referendum Vote v. Worcester*.

"Given the nature and extent of the irregularities, it cannot be stated with reasonable certainty that the cast ballots came from registered voters and that all cast ballots were counted," wrote the Judge. "Nor can it be said with any fair measure of certainty that the results announced by the Registrars reflects the will of those who properly voted on April 1, 2013."

After the decision, Ms. Ponichtera Denardis asked the judge for "guidance" on proceeding with a new election, including a timetable.

Judge Kane, however, refused, saying the rest is up to the town.

Mr. Crotty said that the selectboard now has the authority to call for the election.

Judge Kane made it clear that if it was necessary for the court to step in

it would be "more than willing and do so quickly."

Ms. Ponichtera DeNardis said after the decision that she was pleased with the decision and hoped the town would act quickly to hold a new election.

She said that Mr. Wethington suggested a new election back in April, hoping to hold it the same day as the special senate primary election and then for the special election on 6/25.

"Both those offers were rejected by Mr. DeTerra," said Ms. Ponichtera DeNardis.

Mr. DeTerra issued a statement saying he would accept the court's ruling. Mr. Markey said that it would not have been wise for Mr. DeTerra to relinquish a seat he won. He said there was evidence "we learned about during the proceedings," that convinced him not to appeal the decision or the ruling on the contested ballot.

"It's in the best interests of the town," said Mr. Markey, adding that Mr. DeTerra wanted to do what was best for the "whole town, and the best thing is a new election."

On Monday night the selectboard scheduled a meeting for Monday, 6/24, at 5:30 p.m. to discuss how to proceed with a new election.

The decision of the judge will not be final until it is entered as a final judgement, according to Mr. Crotty, which should happen this week.

After that, the selectboard will be able to determine how to proceed. A new election will probably have to be opened up for new nominations and will probably need to allow time for people to register and accommodate absentee voters, etc.

Visit www.NeighbNews.com for the Judge's ruling and Mr. DeTerra's statement.

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Recipe of the Week

Sesame Steaks

- 1/2 c. Soy sauce
- 2 T. Brown sugar
- 2 T. vegetable oil
- 2 T. sesame seeds
- 2 t. onion powder
- 2 t. lemon juice
- 1/4 t. ground ginger
- 4 T-bone steaks (about 1" thick)

In a large resealable plastic bag or shallow glass container, combine the first seven ingredients; mix well.

Add steaks and turn to coat. Cover and refrigerate for at least 4hrs.

Drain and discard marinade. Grill steaks, uncovered, over medium heat for 5-7 minutes on each side or until meat reaches desired doneness.

Serves 4. Serve w/Salad and a plain veg.

So Yummy!!! *Bev Lussier*

Don't forget to

VOTE

Tuesday, 6/25, Special State Election for U.S. Senate. Polls open 7 a.m.-8 p.m.

To share a recipe with your neighbors

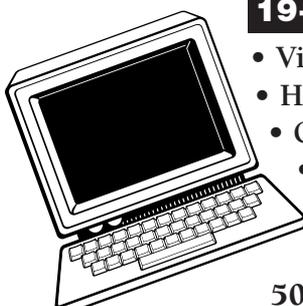
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Little League weekly update

MINOR LEAGUE DIVISION

Ocean's Fleet 5, J&R Plastics 16

Ian Conte, Nolan & Mason Santos held Ocean's offense in check and combined to strike out 9 batters. Sara Leclair scored 2 runs for Ocean's Fleet, while Tyler Furtado got his first game ball making his impressive 2 innings debut behind the dish

Ocean's Fleet 13, PJ Keating 4

Cameron Lynch led PJ Keating with an impressive inning pitched and a huge double. Mason Tolman pitched 3 solid innings allowing no runs & recording 8 K's. Offensively Mason had 3 runs scored, Tyler Furtado had a hit and 3 runs scored, Aiden Hassey 2 hits 3 runs, & Timmy Lawrence a double & 3 RBIs.

Elias Plastering 3, DeTerra Ex. 2

Solid pitching from Cameron Sauve and Aiden Milton secured the win for Elias by holding DeTerra to just 3 hits while striking out 13. Sam Kaplan hit a home run and Brady & Brian Pourier each scored runs for Elias. Matt Murray recorded his first hit of the season and scored a run while Nate Gamache also scored for DeTerra. Niko Tavares, Ryan Hartman, and Danny Staler held Elias to 3 hits while striking out 12.

MAJOR LEAGUE DIVISION

Knox Electric 9, Acushnet Police 4

On the mound for Knox Noah Camacho and Jay Camacho shared the first 5 innings on the mound with Colby O'Neil closing it out in relief. At the plate Cameron O'Neil led the charge with 3 hits and Noah Camacho had 2 including a triple. Also adding hits Colby O'Neil 2, Justin Hankins and Brendan Dasilva. On the base path Jeremy Brown, Nate Couto, Jay Camacho, Sean Ferreira had stolen bases with Cameron O'Neil & Colby

O'Neil leading the way with 2 steals each in the win.

Knox Electric 11, Costa Insurance 3

On the mound Knox Noah Camacho & Colby O'Neil shared the first 4 innings while Jay Camacho closed the game out holding Costa's to 3 runs. At the plate Noah Camacho & Cameron O'Neil had multiple hits including doubles. Also adding hits Jay Camacho, Brendan DaSilva, Colby O'Neil and Justin Hankins. On the base paths Colby O'Neil, Noah Camacho, Cameron O'Neil, Nate Couto, Jeremy brown, Noah Pertigo, Noah Camacho also had stolen bases in the win.

Acushnet Lions 12, Century Hse 3

Lions had a strong game behind the pitching trio of Andrew Chase, Zach Soucy, and Jake Bentley. Offensively Justin Deslauriers had a double w/2 RBI's, Collin manning (2-3) RBI, Evan Ferro (2-4), and Ryan Deslauriers (1-2) RBI.

Roland's Tire 5, Acush. Lions Club 4

Collin Roderiques pitched well for the Lions. Offensively lead by Jake Bentley (2-3)RBI, Ian Golas, Sam Horsfall, Evan Ferro, and Collin Roderiques also had hits.

Costa's Ins. 5, Elf's Landscaping 8

Jonathan Paquette and Boston Rodrigues supplied plenty of pitching for Elf's on this Sunday afternoon. Multi-hit game from Boston Rodrigues, Logan Berube, Ryan Lariviere, and Jonathan Paquette. Great job behind the dish by Ryan Lariviere.

Century Hse 5, Elf's Landscaping 16

Logan Berube shut Century House down while the Elf's bats were red hot. Ryan Sargent, Seth Cruz and Christian Letourneau made great catches in the outfield. The Elf's offense was supplied by Boston

LITTLE LEAGUE: cont'd on page 21

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Acushnet EMS to change billing; “no” on the “wedding property”

By Jean Perry

Neighb News Correspondent

Acushnet Fire Chief/EMS Director Kevin Gallagher told the Selectboard on 6/17 that in preparation for the full impact of Obamacare, the Town needs to raise its ambulance response rates by fifty percent.

The board approved the increase, as well as a change in the way ambulance services are billed.

Chief Gallagher explained that currently the EMS runs an “a la carte” service, which bills for specific services such as oxygen or the use of a long board.

Residents and insurance companies will now be charged using a “bundle” rate which Chief Gallagher said will ultimately decrease the total cost of the bill by changing how these services are billed.

Ambulance response rates are based on what Chief Gallagher described as a floor and ceiling rate. The floor being what Medicare and Medicaid pays, and the ceiling being what private insurance companies pay.

The current rate is 100 percent the Medicaid rate, and it will increase to 150 percent. Chief Gallagher said this rate is still far below the rates of surrounding communities which run at about 200 to 250 percent.

Ambulance response services account for about \$400,000 in annual revenue for the Town.

In another matter, the board approved the expansion of voting hours for the June 25 Special Election. Voters can now start voting at 7 a.m. instead of 10:00 a.m. Polls will close at the usual time of 8:00 p.m.

It was two against one when Mr. Gaspar and Mr. Wojnar denied Mr. Dakin’s plea to keep trying to find a

creative way for the Town to acquire the 396 Main Street property commonly referred to as “the wedding property” or go searching for a farmer who would want to buy it.

It just did not make sense to Mr. Gaspar and Mr. Wojnar, who opposed purchasing the property and wanted to move past the matter, to waste any more of both the seller’s and the prospective buyer’s time while Mr. Dakin and other supporters take advantage of the Town’s Chapter 61 first right of refusal of the land and branch out to try and find a farmer to buy it.

Both opposing Selectboard members agreed two weeks ago to grant Mr. Dakin more time to perhaps come up with creative ways for the Town to acquire the property in order to preserve the historic home at the location and prevent subdivision development.

The property is about 85 acres, but even the actual acreage is unknown at this time, one of several reasons why Mr. Gaspar did not want the Town to purchase the property. He said it was just not feasible.

There was discussion, but it was made clear early on that Mr. Wojnar and Mr. Gaspar opposed buying the property and they were ready to vote in favor of waiving the first right of refusal.

“Acushnet as we know it is going to take a step back,” said Mr. Dakin about allowing the property to be “cut up into lots.”

“It’s not the country anymore. Well, how did that happen?” he asked his fellow board members.

Mr. Dakin pleaded with the other Selectboard members.

“What is the rush, gentleman?”

The Town still had 66 more days left of the 120 they are allowed to make a decision but, to the two opposing board members, the point was moot.

Acushnet voters will get two ballots

Tuesday, June 25, is special election day in Mass. Voters will go to the polls for a special election to fill the seat of the U.S. Senate seat held by John Kerry, who resigned to become Secretary of State.

In Acushnet, voters will also receive a ballot with one question on it, to decide if the town will support a debt exclusion to renovate the Community Center and build a new library at the site.

The dual election will require two separate check-ins and check-outs, one for the special state election and one for the special town election.

A “Yes” vote will allow the project to go forward. The question reads:

Shall the Town of Acushnet be allowed to exempt from the provisions of proposition two and one-half, so-called the amounts required to pay for the bond issued in order to pay costs of designing, constructing, originally equipping, and furnishing a new Town Library/Community Center, including the payment of all costs incidental and related thereto?

“I’m sorry Les...if the time I granted you was not enough,” Mr. Wojnar told him. He was ready two weeks ago to forego the first right of refusal.

Mr. Gaspar said the Town already has an “exorbitant” amount of acquired historic houses and properties and just does not have the funding to purchase and maintain another. He said he refused to burden the taxpayers of Acushnet with another acquisition.

Mr. Dakin’s motion to allow for the remaining 66 days failed, and the motion to forego the first right of refusal passed, 2-1.

The board adopted an agreement for the reestablished position of school resource officer. The Police Department will pay 60 percent of the salary and the School Department will pay 40 percent.

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Farmers Markets in Fairhaven and Acushnet begin season

By Beth David
Editor

It's summertime in Southern Mass. and that means fresh food from the farms. Both Fairhaven and Acushnet has farmers markets that started up for the season this weekend.

Acushnet's market is open from 9-1 on Saturdays at 186 Leonard St. Fairhaven's is on the west lawn of the High School, corner of Main Street

and Route 6 from 1-4 on Sundays. Both feature local artisans as well as fresh food, including eggs and honey, from local farms. Special treats include baked specialties from farms using their own produce.

In Acushnet, several vendors said it was the only place you'd find them, including Elaine Hayes who was selling hand-knit cable sweaters for children, and baby blankets. Acush-

net's also features goat milk soap and gluten-free baked goods.

Fairhaven's market only allows organic foods, and the day often includes entertainment. In addition to produce and baked goods, Fairhaven also features hormone-free beef, hand made rope mats, door stops and other unusual items.

You never know what you'll find week to week. You'll just have to go.



LEFT: Elaine Hayes sells her handmade knitted items at the Acushnet Farmers Market on Saturday, 6/15. RIGHT: This early in the season it's early crops such as lettuce and strawberries at the Fairhaven Farmers Market on Sunday, 6/16. Both markets have fresh eggs, local produce, and a variety of handcrafted items from local artisans. Photos by Beth David. See them in color at www.NeighbNews.com

SELECT: cont'd from page 4

only are residents responsible for getting their pets to New Bedford themselves, but they will also be required to provide proof of rabies vaccinations in order to keep their animals at the shelter.

While the Housing Authority is currently exploring ways to set up one of their buildings as a central gathering site for residents, just short of being an official shelter, School Department Business Administrator Paul B. Kitchen, announced that Hastings Middle School will be the primary shelter for the town at large until the Wood School is completed.

Joe Borelli from the Council on Aging Board of Directors reported that COA vans with wheelchair lifts will be available to take seniors and disabled residents to shelters with the assistance of fire, police, and COA staff. The 911 System is also set up to flag incoming calls from disabled residents to alert dispatchers, said Mr. Borelli. Homeowners interested in having their phone numbers flagged in the system should contact the police department's business line, 508-997-7421 NOT the 911 line.

The COA and Commission for

Citizens with Disabilities also has approximately 50 backpacks filled with emergency supplies to be distributed on a first-come, first-serve basis; residents interested in one should contact the COA.

Harbormaster David Darmofal and Shellfish Warden Timothy Cox reminded boat owners that in preparation for a hurricane, all boats need to be taken out of the water, with a deli-style ticketing system at the ramps.

"If we have to pull out the dock at Hoppy's Landing, we do it a couple of days in advance," warned Mr. Darmofal. "Don't count on the deck being there."

Mr Cox added that when pulling boats out of the water, it's best to have two people — preferably two people who know what they are doing — on hand, one to drive the vehicle and the other to drive the boat, to reduce wait times.

Fire Chief Tim Francis reminded residents to shut down LP gas tanks, generator power switches, and main electrical power switches before, to prevent fires and accidental electrocutions when power is restored.

Chief Francis and Police Chief Michael Myers also repeated their annual pleas for residents to use

common sense and stay off roads, especially during severe emergency conditions.

"We ask everyone to stay in, but there are lots of thrill seekers who like to go out to the causeway to watch waves, and we had a serious issue last year because of this," said Chief Myers.

"Short of arresting everybody, we end up wasting manpower having to babysit people," Chief Francis chimed in. "If people are doing stupid stuff, it keeps us from doing the good stuff."

Mr. Haworth said that he felt some areas of the Hurricane Preparedness Plan could use some improvements and asked to meet with various department heads to discuss their plans, a proposal that was welcomed by all.

In other business the board:

- Approved new building department fee increases for most permits, except for electronic permitting, effective July 1;
- Appointed former school committee candidate Lisa Plante to the finance committee's at large seat.
- Approved a request from Conservation Commission chair Joseph Taylor for one hour of consultation with Town Counsel in connection with Bella Vista Island ●●●

Fairhaven Recreation Center

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Fri., 6 a.m.-6 p.m.; Sat., 8 a.m.-
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Huttleston Ave, 508-993-9269
<http://fairhavenma.virtualltownhall.net>

Kool Kids Summer

Registration: Sat. April 27th &
Sat. May 4th 8AM-2PM

Kool Kids is for children entering grades 1 to age 12. Children will have fun each day by participating in a variety of sports, games and art activities. Each session will also include special themed events. Children are grouped by the Grade they will enter in the Fall. Don't miss out on this great summer program. Last years program was full almost every week. Sign up early so we can take more participants than years past.

Hours: Mon-Fri 8AM-3PM, Drop off 7:45AM-Pick up 3PM. Extended day will be available; AM only (7AM) - \$25, PM only(4PM) - \$25, Both \$40

Weekly Schedule: Session 1: June 24-28 (\$140); Session 2: July 1-5 (\$100 no July 4); Session 3: July 8-12; Session 4: July 15-19; Session 5: July 22-26; Session 6: July 29-August 2; Session 7: August 5-9; Session 8: August 12-16; Session 9: Aug. 19-23

Youth Track & Fld

This summer, Fairhaven Recreation will be continuing our youth track and field program for children ages 3 through grade 8. Starts at the end of the school year and runs for 4 weeks. The program is FREE with your play card and will meet 2 days a week at Cushman Park from 6-8PM

Goju-Ryu Karate

This course introduces students to traditional Okinawan Goju-Ryu karate. In the class we will learn basic blocks, strikes, kicks and at least one kata (forms). Karate develops self-confidence, strength, agility and respect for oneself and others. Instructor Elizabeth Rapoza holds two black belts—in Okinawan Goju-Ryu and in Korean Tang Soo Do Karate. In addition, she is a former national and New England overall black belt champion.

Mons & Weds, 6/17-8/21 from 6-7 p.m.; \$80 members/\$110 non-mem

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Mall Trips

7/3: Wrentham Village
7/10: Wareham Crossing
7/17: So. Shore Plaza
7/24: Plymouth Shopping
7/31: Hyannis Mall, Xmas Tree Shop, Trader Joes

Special Activities

Cardia Prevention Program

By Southcoast Hospital, Mon. 7/8 at 8:30 a.m.-12:00 noon. Walk-ins welcome. Blood pressure, blood sugar, cholesterol screenings as well as BMI.

Fit-Quest

No guilt, no competition, supportive fitness group. Meets every Thursday, 8:30-10 a.m. at the Senior Center. Discuss weight loss strategies in our quest to get fit!

SHINE Counselors

SHINE Counselors are always available to answer all of your health insurance concerns.

SHINE Counselors will

determine if you qualify for the Government to stop deducting the Medicare Part B Premium of \$104.90 from your Social Security check each month. They can also complete the Mass. Health application for you free of charge, if you meet the income and asset limits. Call 508-979-4029 and ask for Lucille.

Senior Work-Off Program

Earn a \$500.00 tax credit for 62.5 hours work. Work in a town department. Looking for someone to do custodial work at the St. Center and seniors to work in various town departments. For more information call the Senior Center and ask for Phyllis.

Ongoing Programs

Call 508-979-4029 for days and times

A/G Consumer Mediator; Bingo; Board Meeting/monthly; Bridge; Caregiver Support & Education Group; Chair Yoga, Computer Training; Friends of Elderly/ monthly meeting; A Grant is available for heating your home; Grocery Shopping; Live Band; Medical Transportation; Nutrition Program/ meal served; Osteoporosis class; Outreach Coordinator; PACE Fuel Assistance; Pitch; Reassurance Program; Shopping; Supportive Senior Social Day Program; Tai Chi; Tap 'N' Time, Walking Clubs, Zumba.

Any committee that is the slightest use is composed
of people who are too busy to want to sit on it
for a second longer than they have to.

Katharine Whitehorn

What Can I Do For You?



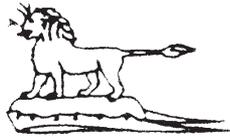
- Make your rings bigger or smaller
- Repair any breaks in your jewelry
- Replace skinny ring backs (shanks)
- Reset stones that have fallen out
- Tighten loose stones
- Set new stones if you lost them
- Repair worn or broken prongs
- New settings for your stones
- Solder charms on a bracelet
- Replace old clasps
- Repair broken necklaces or bracelets
- Reinforce worn loops (bails) on pendants
- Restring necklaces
- Repair pins
- And the list goes on....



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www.whalerscove-assistedliving.com

Road Race continues to grow

By Beth David
Editor

Year after year the Father's Day Road Race registers a record number of runners. This year, the 39th year, nearly 2500 people signed up, with more than 2200 finishing the 10K and 5K races.

A few years ago the race outgrew its starting place at Hastings Middle School because of the turn onto Adams Street. Now it starts at Adams and Route 6 for a straight shot through the streets, back around town and all the way to Fort Phoenix for the 10K.

This Sunday, people packed in at the middle school with vendors, massages, an all manner of family fun going on under clear and warm skies.

Organizers held a moment of silence at the start of the race in honor of the Boston Marathon

victims.

The Fairhaven High School Band played the national anthem and the Fairhaven Village Militia fired off the small cannon for the start gun.

Runners included the Band of Brothers and the Sole Sisters from the Wood School, as well as many other groups.

Father and son, and father and daughter teams were recognized along with the usual first-third place winners.

"It was a challenge," said Chris Baldo, who ran his first 5K on Sunday.

He ran with his young daughter, Sole Sister Olivia, who split the race with her brother Jonathan.

Pete Despres said it was hot, "toasty, but enjoyable," as he ran the 10K. A member of the Greater New Bedford Track Club, Mr. Despres admitted he was "addicted" to

running.

Kenny Rogers has been running for 25 years, and although he admitted he didn't "look pretty" while he was running, he still loves it.

On Sunday he said, "It was warm but not hot. We had a nice breeze.

He encouraged people to visit the club's Facebook page and not to be intimidated.

"We have all different skill levels and ages," he said.

Team Alexah was also on hand to help the Hastings Middle School student who was diagnosed with non-Hodgson's Lymphoma in February. Debbie Furtado staffed a table selling various items to help the family with expenses.

To see complete results, visit www.CoolRunning.com



TOP LEFT: The Sole Sisters from the Wood School in Fairhaven pose for a picture before the 39th annual Father's Day Road Race in Fairhaven on Sunday, 6/16. TOP RIGHT: The Wood School's Band of Brothers on Adams Street as the race begins. ABOVE LEFT: Dennis Howland pushed Adam Howland as they near the finish line. MIDDLE & RIGHT: These two little guys give the adults a run for their money close to the finish line. Photos by Beth David. Visit us at www.Facebook.com/NeighbNews for more photos of this event.

Board of Health sends order for WTs to be shut off at night

By Beth David

Editor

The Fairhaven Board of Health sent the official document to the owners and operator of the two industrial wind turbines off Arsene Street, ordering that the turbines be shut down from 7 p.m. to 7 a.m.

Determining that the operation of the turbines “constitutes a nuisance which may be injurious to public health,” the BOH sent the six-page Abatement Order after a 2-1 vote at a special meeting on Monday, 6/17.

BOH member Barbara Acksen and chairperson Peter DeTerra voted for the order. Jeannine Lopes voted against.

Ms. Lopes asked who proved the detailed language in the order, which, she said sounded exactly like a certain Selectboard member who she later named as Bob Espindola.

“I spoke with a number of people,” answered Dr. Acksen.

“It’s almost like he wrote this,” said Ms. Lopes.

“I did speak with Selectman Espindola,” said Dr. Acksen. “I did speak with about five people.”

Ms. Lopes made it clear that she did not vote for the order.

“I wasn’t in favor of it, so I’m not going to sign it,” she said.

The board’s order cites the interim report by the Mass. Department of Environmental Protection (DEP) which found the WTs exceeded state noise limits on some nights during testing last winter and early spring.

State regulations require that the turbines not exceed 10 decibels over the ambient (or background) noise at the property lines of abutters. Night time in the winter sees the lowest level of ambient noise.

The board first voted at a meeting on 6/10. Fairhaven Wind LLC, which operates the turbine, initially agreed to shut down the turbines. Then on Friday Gordon Deane of Palmer Capital, which financed the project, sent a press release saying they would not shut the WTs down.

Mr. Deane has since responded that the WTs will indeed be shut down while the contract is renegotiated. Shutting down the turbines for 12 hours results in an estimated loss of revenue of about \$1,500 per day, according to Mr. Deane.

The project is owned by the

developer, which leases the property from the town. The agreement calls for the town to buy all the electricity produced by the WTs. The electricity is then sold to NStar. Profit from the sale of electricity and the lease of the land is estimated to net the town about \$150,000 to \$200,000 per year.

Last year, the first year the turbines started spinning, the town netted about \$51,000 in revenue from electricity, plus \$100,000 for the lease of the land for a total of \$151,000 according to the Selectboard’s Executive Secretary Jeffrey Osuch.

He also said that wind speeds were below average last year and that electric rates were also low, so the profit last year is on the low end of the projections.

The Abatement Order also included 11 provisions to Fairhaven Wind/Palmer Capital, including that the company will “provide the Board of Health with funds for the Board to

I wasn’t in favor of it, so
I’m not going to sign it
[Jeannine Lopes]

hire an independent acoustical engineer” to review the proposed changes.

Town Counsel Thomas Crotty advised the board to pass a shorter version of the order that did not contain specific requirements to the project owners. He said it would allow the board more flexibility.

Legally, he said, the board cannot tell the owners how to come into compliance.

“The operator of the business is allowed to make their own decisions on how to achieve” compliance, said Mr. Crotty.

The board, however, chose to include the details.

The next step is for the developers to submit a plan for correcting the noise problems. Then the BOH will review the plans and the two sides will agree on how to proceed.

Running parallel to this procedure is the contract re-negotiation with the Selectboard, which signed the contract and is the board authorized

to negotiate it.

The Selectboard voted on 6/10 that Fairhaven Wind LLC was in violation of its lease because the noise levels were too high. They gave the company 30 days to come into compliance.

However, the shutdown of the turbines for 12 hours per day changes the contract.

According to Mr. Deane, the company responded to an RFP (Request for Proposal) put out by the town for the project to be on town property.

“We met all the requirements at the time we built them,” said Mr. Deane. “The requirements have changed by the way Mass. DEP does its studies. We have some issues with that. So for the town to tell us not to operate and we did exactly what they told us to is a bit disingenuous.”

He said the DEP study showed only slight exceedances of the noise limit on a few occasions, all of them after midnight, so the order to stop the turbines from 7 p.m. to 7 a.m. was more “political” than in response to actual noncompliance with noise statutes.

“DEP only found exceedances after midnight and only in winter conditions, hence we believe we are in compliance today,” said Mr. Deane. “But we also believe that even if we could demonstrate to DEP, the Board of Health and to everybody else that we are in compliance that the selectmen don’t want us to run at night. That’s a change of the contract terms and that’s what need to negotiate.”

Mr. Deane also pointed out that the DEP did not find any exceedances in the Mill Road and Shawmut Street areas, even though some complaints came from houses there.

“That’s why we believe this is a political issue,” he said, adding that if the turbines were at 9.9 decibels or even lower, but never exceeded the 10 decibel limit, “we’d still be having these discussions.”

It is unclear if a renegotiation of the contract would require another vote by town meeting. TM voted to support the project twice, once in 2007 and again on February 15, 2012. Both TMs were convened specifically to address the Wind Turbine project.



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Roderiques re-elected FinCom chair, much to his dismay

By Jean Perry

Neighb News Correspondent

One could almost hear a distorted version of Hail to the Chief playing faintly in the background the night of 6/13 as Fairhaven Finance Committee Chairperson, and self-proclaimed Pilsbury Doughboy, John Roderiques accepted the seat of chairperson once again, seconds after opposing his own self during the vote in a paradoxical gesture demonstrating his reluctance. The contradiction came moments after Mr. Roderiques told everyone before opening the meeting to watch him decline the nomination and ride out the remaining two years of his term as a regular-ole FinCom member.

Mr. Roderiques worked at enticing Kim Hyland to seek nomination, and everyone else for that matter. He drummed his finger tips on the table patiently, pausing for a moment to see if a volunteer would step forward to relieve him of his burden.

No takers.

Scott Fernandes will remain vice-chairperson, and Bob Furtado the recording secretary.

Board of Public Works Superintendent Vincent Furtado was back, this time seeking two reserve fund transfers; one for the amount of \$1,000 for fuel used during snow removal requested by the Parks Department; and the other for \$7,000 for electricity consumed by the water pumping stations pumping "around the clock" this month.

As Mr. Furtado spoke, Mr. Roderiques rhythmically tapped his feet wearing his sensible footwear for the rain, brown leather loafers sans socks. He explained his fancy footwork as "something to write about."

Both requests were approved and the reserve fund transfer for the pumping station electricity will come out of the water enterprise fund.

Next up was Recreation Director Warren Rensehausen, a name Mr. Roderiques admitted that he should be able to pronounce by now but could not, requesting \$3,250 to pay for an industrial-sized water heater that replaced the one that suddenly broke down.

This is just the type of emergency or unforeseen circumstance that Mr. Roderiques considers qualified for a reserve fund transfer, which was

discussed during past meetings.

Mr. Rensehausen said it was the very first reserve fund transfer he has ever had to ask for. It was approved with no issues from the committee.

Other approved reserve fund transfers were: one for \$2,400 for gasoline for the Fire Department, \$98 for supplies for the Building Department, and \$3,200 requested by the Tree Warden for Hurricane Nemo-related work wages. That money will be reimbursed by FEMA to the town as soon as the federal government sends it, and it will be rolled into surplus revenue. The town is expecting a total amount of about \$70,000 for all departments.

Mr. Roderiques lamented over the one week's worth of work, drafting procedural documents, that was lost when his laptop crashed, a valuable lesson in backing up your work that Mr. Roderiques acknowledged he just learned the hard way.

Also at the meeting, Mr. Roderiques pointed out that there are still four vacancies on the committee. Precincts one, three, and six are empty. The at-large seat was filled on Monday night by the town moderator and the chairs of the selectboard and FinCom. They appointed Lisa Plante to the position

Mr. Roderiques also stated that he vowed to his own precinct, again, that he will not serve another term on FinCom.

"Nobody believes me," he said. "This is my last term as a Finance Committee member." He added that he has less than two years remaining, and that perhaps the committee is too big after all, since the empty seats cannot be filled, despite a precinct meeting.

Before adjourning, Mr. Roderiques



John Roderiques raises his hand as high as he can to oppose his re-election as chair of the Fairhaven Finance Committee. He was elected anyway. Photo by Jean Perry.

offered fellow committee members the choice to either go home or stay to hear a five-minute synopsis of doom and gloom and how dire Fairhaven's finances will be upon the start of FY15.

He warned that the Town will only have about \$700,000 in new revenue for spending, and should not count on anything significant from the Commonwealth.

If the rumors are true, he said, union salaries could rise 1.5 percent, just like the BPW salaries. Retirement is expected to go up and the NB Voc-Tech project will burden the budget by about \$37,000, depending on the interest rate. Add in rising health insurance costs and liability, which Executive Secretary Jeff Osuch commented is actually expected to drop in a couple years, "Your money is spent," Mr. Roderiques said.

Mr. Roderiques also said he has offered a few suggestions to the town for ways of generating new revenue but they were ignored.

"Something's gotta give," he said.

Don't forget to

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WWII Vet, public servant: Victor Oliveira dead at 90

Long time Fairhaven public servant, volunteer and politician Victor Oliveira, 90, died on Sunday, 6/16, after a period of declining health. He was married to his wife, Mary (Borges) Oliveira for 68 years.

A graduate of New Bedford Vocational High School, Vic served in the U.S. Coast Guard during WWII in the Atlantic and Pacific. He was employed by the Massachusetts Department of Public Works for 34 years until his retirement in 1983 as Foreman.

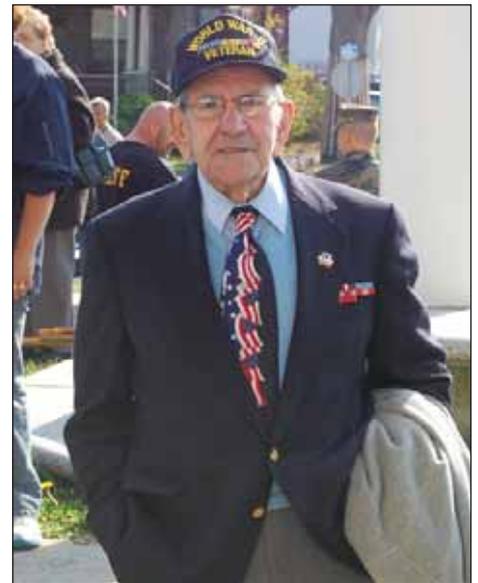
For more than 40 consecutive years Mr. Oliveira served the town of Fairhaven in various capacities, including: 11 years on the Planning Board, 20 years on the Board of Public Works, four years on the Conservation Commission and 10 years on the Housing Authority. He was a member of the VFW Post #2892, the American Legion Post #166, a Life Member and Hall Of Fame Member of the Thomas Livesey Club, Past President of the San Antonio Club and

member and Past President of the Fairhaven Lions Club. Vic was well known for his sign painting and painted all of the historical signs throughout the town of Fairhaven.

He is survived by his wife; a daughter, Carol Forand Power and her husband John of Fairhaven; a son, Wayne V. Oliveira and his wife Janice of Fairhaven; three grandchildren, Robby Forand and his wife Sandra of E. Freetown, Nicole Wotton and her husband Jeff of Fairhaven and Nicholas Oliveira and his wife Lisa of Fairhaven; four great grandchildren, Steven, Elizabeth, Sophie and Nathan; and several nieces and nephews.

A Mass of Christian burial was to be held on Thursday, 6/20, at St. Joseph's Church in Fairhaven, following be interment in St. Anthony's Cemetery in Mattapoisett.

Memorial donations may be made to the Fairhaven Lions Club, P.O. Box 827, Fairhaven, MA 02719.



Victor Oliveira served the town of Fairhaven for more than 40 consecutive years in various capacities. He died this week at the age of 90. He is pictured here after the Fairhaven's Veterans Day Parade on 11/11/12. *Neighb News file photo by Beth David.*

Public Hearings/Legal Notices

Board of Appeals

The Fairhaven Board of Appeals will hold a Public Hearing on Tuesday, July 2, 2013, at 6:00 PM in the Town Hall to consider the following petitions:

- 1) **Petitioner: Daniel W Gibbs**, 58 Ocean Avenue, Plat 29C, Lots 249-250, Book 9563 and Page 17; Alter Special Conditions issued by the Board in March, 2013.
- 2) **Petitioner: Ronald Oliveira for Wells Fargo Bank, N.A.**, 2 Meadow Lane, Plat 30, Lot 25, Book 10491 and Page 50; 198-28: Special Permit is required for construction in the NRB.

Peter DeTerra, Chairman

FAIRHAVEN PLANNING BOARD PUBLIC HEARING NOTICE

Notice is hereby given that the Fairhaven Planning Board will conduct a Public Hearing at **6:30 P.M. on July 9, 2013**, in the **Banquet Room**, Town Hall, 40 Center St., Fairhaven, MA.

The purpose of the hearing will be to receive information and public comment on the following applications:

- 1) **Definitive Subdivision** Application. The applicant, **Mary Vander Pol**, is requesting approval to subdivide her land into a two lot subdivision. The following waivers have been requested: General Provisions-322-16.A (7, 8,

10 & 13); Street Design-322-16.B; Street Cross Sections - C9, C10, C14, C16 & C21; Street Trees-322-25; Utilities-322-27.A; Curbing-322-32; Driveway Apron-322-33, Fire System-322-37 and Acceptance Plan-322-49. The location is Earle Street, Map 31A, Lot 453.

2) **Special Permit Application:** The Applicant, **Bralden, LLC**, is requesting to add 82 parking spaces, landscaping and drainage to their parking lot on the north side of their building, adjacent to Alden Road. The location is 77 Alden Road, Map 30A, Lots 86A & 86C.

Copies of the application are on file for public review at the Planning Board Office, Town Hall from 8:30 a.m. to 4:30 p.m., Monday through Friday. For more information or to schedule an appointment to review the application call the Planning Department at (508) 979-4082.

Wayne Hayward, Chairman of the Planning Board

Conservation Commission

The Fairhaven Conservation Commission will hold a Public Hearing on July 01, 2013 at 6:30 P.M. in the Fairhaven Town Hall, Purpose is for Request for Determination of the following matters as required By Massachusetts General Laws Chapter 131 Section 40 as amended.

- Request for Determination Applicant Peter Huckabee Location Manomet Street Plot 43 Lots 170 - 172 Purpose install foundation for

shed within a VE flood zone.

- Request for Determination Applicant Vermette Enterprises Inc. Location 24 Egypt Lane Plot 27 Lot 4A Purpose install sewer line within 100 buffer zone to BVW
- Request for Determination Applicant Robert Brown Location 6 Wilbur's Point Drive Plot 43 Lot 79 Purpose pour cement slab to replace existing shed within 100' of coastal bank and within a VE flood zone.
- Request for Determination Applicant Rene & Karen A. Manny Location 366 Bridge Street Plot 38 Lot 15 Purpose conduct a perc test within the NRB.
- Notice of Intent Applicant Ronald Oliveira Location 2 Meadow Lane Plot 25 Purpose construct single family dwelling in the NRB only.
- Request for Determination Applicant Sharon Ristuccia Location 192 Balsam Street Plot 43 Lots 44 & 45 Purpose construct a shed and rear deck within 110' of a coastal beach and within a VE flood zone.
- Notice of Intent Applicant John C. Lewis ? Susan E. Kenny Location 23 Nelson Ave. Plot 43 Lot 215, Purpose construct a two car garage within 100' of BVW and within a VE flood zone.

Enforcement Orders

- 61 Nakata Ave addition to wall
Respectfully Submitted
Joseph Taylor, Chairman
Fairhaven Conservation Commission



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LITTLE LEAGUE: cont'd from page 19

Rodrigues 2 hits. Troy Lopes 3 hits and Seth Cruz 2 hits. Logan Berube, Ryan Lariviere, Teddy Ryan all had hits too. Owen Cebula, Christian Letourneau and Ryan Sargent all contributed scoring runs.

Stevens Home Imp. 1, Elf's Land. 10

Ryan Lariviere was great on the mound for Elf's, while pounding the strike zone walking only one batter in 5 innings. Troy Lopes came in for the close. Boston Rodrigues scored 3 times with one hit. Logan Berube had

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DREDGE: cont'd from page 25

harbor in the end, although other factors besides PCBs also affect the harbor and the fish. Already, he said, there are some species that are testing at safe levels for PCBs. However, other bacteria in the harbor make it unsafe to eat fish caught there.

Officials repeatedly encouraged residents to read the documents online, saying that many of their questions would be answered there. Comments from the public comment period are also online.

Visit www.epa.gov/nbh or <http://www2.epa.gov/new-bedford-harbor> for more information. Click on "Annual Seafood Monitoring" to learn about concentrations of PCBs in various species in the harbor.

**The tomato study ran in "Environmental Science and Technology," Volume 30, #5.*

3 hits, Troy Lopes, Teddy Ryan and Seth Cruz each had 2 hits. Owen Cebula and Ryan Lariviere each had hits for Elf's.

Knox Electric 4, Elf's Landscaping 4

Another great game between Knox Electric and Elf's Landscaping that ended in a tie for the 2nd time this season. Troy Lopes pitched 5 solid innings for Elf's and Boston Rodrigues came in to close the final 2 innings. Owen Cebula, Troy Lopes, Logan Berube, Ryan Lariviere and Seth Cruz all had 2 hits each.

Fairhaven Meetings

Bikeway Committee
Thurs., 6/27, Town Hall, 7 p.m.

Board of Appeals
Tues., 7/2, Town Hall, 6 p.m.

Conservation Commission
Mon., 7/1, Town Hall, 6:30 p.m.

Contributory Retirement
Mon., 6/24, Town Hall, 8:30 a.m.

Finance Committee
Thurs., 6/27, Arsene St., 7 p.m.

Office Hours
Haworth, 6/26, Town Hall, 6 p.m.
Espindola, 7/3, Town Hall, 7 p.m.

Personnel Board
Mon., 6/24, Town Hall, 2 p.m.

Planning Board
Tues., 7/9, Town Hall, 6:30 p.m.

Selectboard
Mon., 6/24, Town Hall, 5:30 p.m.

SPECIAL STATE ELECTION
Tues., 6/25, for US Senate seat
Polls open 7 a.m.–8 a.m.

Acushnet Meetings

Board of Appeals
Mon., 7/1, Commtty Ctr., 6:30 p.m.

Board of Public Works
Thurs., 6/13, Parting Ways, 6 p.m.

Conservation Comm
Wed., 6/26, Town Hall, 7 p.m.

Historical Commission
Tues., 6/18, Town Hall, 6:30 p.m.

Planning Commission
Thurs., 6/13, Parting Ways, 6:30 p.m.

Selectboard
Mon., 6/17, Town Hall, 4 p.m.

SPECIAL ELECTION
Tues., 6/25, for US Senate seat and Library/Comm. Ctr ballot question

TIDE TABLE

US Army Corps of Engineers, Cape Cod Canal/Wing's Neck

	June, 2013	HIGH		LOW	
		a.m.	p.m.	a.m.	p.m.
Thursday	20	0529	1805	1102*	----
Friday	21	0630	1901	0011*	----
		----	----	1156*	----
Saturday	22	0726	1955	0106*	1251*
Sunday	23	0820	2048	0201*	1347*
Monday	24	0914	2141	0255*	1443*
Tuesday	25	1008	2234	0345*	1539*
Wednesday	26	1102	2328	0433*	1634*
Thursday	27	1157	----	0519*	1730
Friday	28	0022	1252	0605*	1833
Saturday	29	0116	1347	0652	2004

*= Predicted minus tides from -0.1 ft. to -1.0 ft
**Predicted minus tides from -1.1 ft to -2.0 ft or more

ConCom continues to struggle

By Jean Perry

Neighb News Correspondent

The meeting was long and difficult to follow as Fairhaven Conservation Commission members struggled with determinations and motions on 6/17 with no one to come to their rescue.

As applicants listed further down on the agenda waited patiently for their turn, the commission members second guessed themselves, even withdrawing a vote at one point in order to remake the motion for a different determination.

The now infamous enforcement order for 62 Nakata Avenue was brought up again after it essentially died back on 6/3 when ConCom Member Cora Peirce refused to sign it.

This time, she recused herself from the matter and exited the room.

"Why are you gonna abstain?" Mr. Taylor asked Ms. Peirce.

ConCom Member Steve Pereira quickly jumped in, "She doesn't have to tell us."

"I'm getting sick and tired of this," said Mr. Taylor.

The commission will again try to act on the enforcement order at their next meeting on 7/1, if other members of ConCom show up to make a quorum of four.

The commission really struggled during the public hearing for Request for Determination applicants Brad and Melanie Stone of 84 Fort Street for re-grading, coastal plantings, and a patio off their house.

The commission flipped through their binders during long periods of silence, wondering if they should table the matter before ultimately making a motion for a Negative 3. (Or was it a Negative 2?) The recording secretary and those watching fought to follow along.

The discussion continued to be hard to follow as the commission explored different ways of handling the situation, only to subsequently turn around, ending up back where they started.

In all the confusion, Mr. Taylor forgot that an actual vote was taken and looked to recording secretary Pattie Medeiros Pacella to tell him. Yes, a vote was taken.

Mr. Taylor then looked to Conservation Agent Wayne Fostin for advice on the procedure to make a new and different vote, leading to Ms. Peirce

rescinding her prior motion for a Positive 3, bringing the commission back to square one for another painful round of discussion.

"Let's go with... (flipping through the binders)...(flip)...(flip)..."

The commission settled for a Negative 2 and a Positive 3 determination, meaning some of the work can be done without a Notice of Intent (NOI) and some of work will require an NOI.

Also at the meeting, the commission decided that the illegal concrete slab beneath the raised house of David Fall of 6 Cove Street could remain for now, but only if Mr. Fall promises not to sweep, remove, or disturb any migrating dune sand that

In a moment of frustration, ConCom Member Janine Peccini pleaded with the community to stop doing unpermitted work and then having to come before the commission after the fact to ask for forgiveness.

may start traveling underneath, giving the sand a fighting chance of establish itself as a dune if it is so inclined to do so.

This discussion also went around in circles among the commission, with ConCom acknowledging that it was put "between a rock and a hard place" with this matter. They were not sure how to handle it.

In a moment of frustration, ConCom Member Janine Peccini pleaded with the community to stop doing unpermitted work and then having to come before the commission after the fact to ask for forgiveness.

It was déjà vu when the commission called out Anwar Faisal on some work the commission recently observed at Bella Vista Island that was not on the plan, including a stone wall that was built nine feet longer than specified in the plan, and not the specified slope.

Mr. Faisal's representative Rich Rheume asked the commission for an amended order of conditions, which the commission denied, deciding instead to hold off on any further discussion until Shellfish Warden Tim Cox completes a Mass Division of Marine Fisheries survey of shellfish and eelgrass for the areas where the construction of a wooden pier is proposed.

The Bella Vista plan to reconstruct an existing groin, construct a wooden pier and a ten-foot wide crushed stone pathway to the beach is continued until 7/1.

Washburn Avenue owner Eric Medeiros, accompanied by Engineer Steve Gioioso and his attorney, was basically told that, in light of new accusations that the drainage problem stemming from construction on his property is worse now than before, he will have to put \$1,000 in an escrow account to pay for a visit from Wetlands Specialist Lenore White.

Mr. Medeiros's attorney told the commission that Mr. Medeiros would have no problem putting the money aside, but Mr. Medeiros's face said something else entirely.

The commission engaged the engineer and the attorney in a lengthy discussion over the wording of special condition number 30 of 32, which states that "all" water must be contained on the property, an impossible feat according to Mr. Medeiros's representatives.

A certificate of Compliance for 5 Washburn Avenue remains unsigned until after the consultation with Ms. White.

In other business, Sherry Gomes of 16 Wilbur's Point was given permission to complete some of the work she requested, specifically the cleaning up of her beach. A proposed rock wall will require her to file a Notice of Intent and consult with an engineer.

The board also approved the rebuilding of a shed for Leonor Luiz of Saltmarsh Road.

The public hearing for Joseph Batista of 32 Nakata Avenue was continued again, until 7/1. Neither the applicant nor a representative show up to address the commission.

The Fairhaven Acushnet Land Preservation Trust requested a continuation until 9/9 for a walking trail off Sconticut Neck Road.●●●

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Butler Flats Lighthouse for sale....really

By MLBaron

Special to the Neighb News

The most prominent maritime fixture in New Bedford's outer harbor will be sold at auction August 1. The GSA (General Services Administration) Boston office that is overseeing the sale has declared four lighthouses in Southern New England "not an operational necessity" surplus which includes the Butler Flats Lighthouse.

"This is an opportunity for the right person(s) or organization to acquire a unique piece of local maritime history" said Patrick Sclafini, Public Affairs Officer for the GSA Region I.

Built in 1898, the Butler Flats Lighthouse replaced the aging Clark's Point Light that had been in service since 1804. The new lighthouse was designed by Francis Hopkinson Smith, who is also credited for designing the base for The Statue of Liberty.

The "sparkplug" style lighthouse standing 53-feet above the water has a circular tank iron caisson base with an upper brick structure. It is embedded five feet into the bottom (mud) and rests on a ledge. The iron caisson base was loaded with concrete and sand.

There are four floors, with the lowest level for storage, the middle two floors 37 feet in diameter, for living quarters; and the upper floor for the light operations and watch decks. The original Fresnel lens, one of only two of its kind ever installed in the US, is now on display at The Maine Lighthouse Museum in Rockport,

Maine.

Although it was unclear as to who actually owned the property, whether it was The City of New Bedford or the Federal Government, the GSA has made it clear that they own the property, but did lease it to the city after it was decommissioned in 1978.

Shortly afterwards, the Butler Flats Lighthouse became one of the first automated solar-powered lighthouses in the country.

In 1979 the US Coast Guard granted a revocable license for use of the property by the city as a historic site and private ATON (Aid to Navigation). In 2012 the GSA issued a notice of availability pursuant to the National Historic Lighthouse Preservation Act. There were three expressions of interest, none of which went any further in filing a formal application.

Arthur Motta, former Director of Tourism in the city expressed concern with the potential new owners of the property. An avid local historian, Mr. Motta has received numerous commendations for his efforts in the preservation of the Palmer's Island and Butler Flats lighthouses along with the late Dr. John B. O'Toole.

A strictly enforced covenant stipulating the historic preservation and appearance of the lighthouse will be a standard part of the buyer/seller agreement according the auction sale web site listing at <http://www.realestatesales.gov>. Sale-Lot Number : BOSTON - 113-019-001. The opening bid starts at \$25,000.

•••

If only...

If only the Butler Flats Lighthouse could tell its story. It would recall how it has seen countless ships of all kinds enter and depart New Bedford Harbor from whale ships, fishing vessels that evolved from sail to motor, from wood to steel, ships of war, and many vessels and crew that passed it by, never to return to port again.

It greeted The USS Constitution in 1933 and bid a sad "good-bye" to The Charles W. Morgan in November 1941.

The Butler Flats Lighthouse has endured through the most severe weather nature could throw at it, from nameless nor'easters, to the pounding waves and winds of The Hurricanes of 1938, 1944, Carol 1954, Donna 1960, Gloria 1985, Hurricane Bob 1991 and many other powerful storms.

Most old lighthouses can tell similar stories, but this one is ours, an indelible place in the hearts of local generations of fishermen, seafarers and beachgoers alike. One can only hope that The Butler Flats Lighthouse that has faithfully served our mariners will continue to shine its light for another 115 years.

There are a few web sites on the history of Butler Flats Lighthouse including one at this link: <http://www.lighthouse.cc/butler/history.html>



LEFT: An aerial view of the Butler Flats Lighthouse. *Undated photo by US Coast Guard.* MIDDLE: The Lighthouse today as the Martha's Vineyard Fast Ferry "Seastreak" zips by on May 10, 2013. RIGHT: The Seastreak heads to New Bedford Harbor after passing by the Butler Flats Lighthouse on May 18, 2013. *Neighb News file photos by Beth David. See them in color at www.NeighbNews.com*

Residents on Fairhaven side of the river show anger to EPA, DEP

By Beth David
Editor

Officials from the Environmental Protection Agency and the Mass. Department of Environmental Protection heard from mostly angry residents at a meeting on the harbor dredging at Fairhaven Town Hall on Thursday, 6/13. It was the first meeting on the dredging held in Fairhaven, and it got feisty at times.

Diane Tomassetti, who owns a bed & breakfast on the water in Poverty Point, even thanked one official for calling it “New Bedford-Fairhaven Harbor,” as this side of the river seems to be forgotten

EPA officials started out with a presentation on the dredging that will scrape Polychlorinated biphenyls (PCBs) from the harbor floor and bury them in Confined Aquatic Disposal (CAD) cells in the harbor. The plan calls for five CAD cells in all. Clean sediment from the digging will be used for beach replenishment and other on shore uses.

The dredging in the harbor currently going on is to create a CAD cell for material from dredging for the South Terminal project, part of the offshore wind staging project. That dredging is being handled by the DEP, not the EPA.

The EPA has spent \$15 million annually dredging PCBs every year and removing the soil to a disposal site for the past 10 years. They have removed a total of about 250,000 cubic yards so far. The original estimate was that approximately 900,00 cubic yards would have to be removed. The controversial settlement with AVX/Aerovox, the company that caused the PCB contamination in the harbor, would provide the influx of funds to move

the project along.

According to Dave Lederer of the EPA, the CAD cells will double that amount in two to three years.

Residents and local environmental groups oppose the settlement of \$366 million saying it might not be enough and there is no re-opener clause.

Representatives from the Hands Across the River Coalition (HARC) and the Buzzards Bay Coalition (BBC) expressed their concern and opposition to the settlement agreement and to the use of CAD cells.

Eddie Rivera from HARC said “What I’m mad about as an organization...citizens were not included in this negotiation.”

The agreement has been filed in US District court for approval.

Besides the concerns about leaving the PCBs in the harbor, neighbors were concerned about the process of dredging and the noise it would cause, as well as the air quality as PCBs may be released in the air during dredging.

Fairhaven resident Gerry Payette said he wanted local officials to be part of the air quality monitoring to “keep the EPA honest.”

Elaine Stanley from the EPA told residents that years of air quality monitoring has shown that the air is stable and not a health hazard. The EPA now uses a system that delays results for two to four weeks.

Kelsey O’Neil of the EPA stressed that it was a “chronic exposure” amount and they never had to stop work.

Karen Vilandry of HARC countered that a Harvard School of Public Health study found that tomatoes grown in the area were contaminated while dredging was going on.*

She said the “bio accumulation” of PCBs to local residents was dangerous.

“Even if it’s low by the standards, we still breathe it every day,” said Ms. Vilandry. “Every day it builds up in our system.”

Mr. Payette repeatedly pressed officials on why they were using CAD cells and not trucking the soil offsite.

The response that the highest contaminated soil would be removed and only the lower level contaminated soil would be buried did not satisfy him. He said the pollution of the river was intentional, not an accident, and that the company responsible should pay.

“EPA should be on our side,” said Mr. Payette. “Whatever it takes. It’s not our fault.”

He said the whole concept of the CAD cells was “the most ridiculous” thing he had ever heard and that future generations would pay in the end for the remedy being used, which was devised to save money. He said the PCBs will eventually leak out of the CAD cells.

“Our future generations will pay the bills,” said Mr Payette. “Why don’t you take care of it once and for all and truck it out of here?”

Mr. Lederer insisted that the material would not escape the CAD cell.

Officials would also not say that money was the driving force behind the decision, no matter how hard Mr. Payette pressed.

“There are a lot of different reasons,” said Elaine Stanley from the EPA.

Officials from both DEP and the EPA said the goal is to have a fishable

DREDGE: cont’d on page 21

From our readers

WTs “operating illegally”

The sound compliance testing underway in Fairhaven already shows that the wind turbines are substantially out of compliance most of the time, in most locations. They have been operating illegally since they went up a year and a half ago. Most importantly, Fairhaven Wind, LLC knew it.

In his “open letter” of December 2011, Gordon Deane described Fairhaven Wind, as the private part of a “partnership” with the Town of

Fairhaven. Sumul Shah, Jim Sweeney, and Deane have been operating a sound nuisance illegally ever since, depriving residents of sleep, the peaceful enjoyment of their homes, and their property value. It is time to reassess this so-called partnership.

Shah told the town that his turbines would be no louder than leaves rustling in the wind. He assured residents that these Chinese-made turbines would be much quieter than the ones in Falmouth. He promised to provide

mitigations if turbine noise caused problems for nearby residents.

The DEP results show conclusively that Shah’s turbines are louder than wind in the leaves — much louder! Just as residents have said all along. Moreover, testing shows they are frequently louder than the turbines in Falmouth, too.

Some months ago, Peter Deterra, asked Shah to appear before the Board of Health to discuss a mitigation plan in

LETTERS: cont’d on next page

Letters: cont'd from previous page

the face of mounting public complaints. Instead of appearing as requested, Shah sent a 15-page document saying that no mitigations were actually possible. His reason:

"As the BoH, it is your responsibility to separate legitimate complaints, which could be related to a violation of local or state standards, from complaints which are merely a backdoor attempt to implement a tiny minority opinion with respect to construction and operation of the turbines...."

In other words, Shah was inferring that many of the complainants are liars, issuing complaints for political purposes and that he could do nothing to abate the painful noise pollution until the Board of Health determined which complaints were bogus.

Contrary to Shah's allegations, the DEP test sites were specifically chosen based on which locations generated the most complaints. Testing at these locations shows that these residents actually had perfectly good reason for complaining about the noise. The only bogus statements were Shah's.

In Deane's letter mentioned earlier, he claimed that "There is no evidence that the audible or sub-audible sounds emitted by wind turbines have any direct adverse physiological effects." In support, he cites the findings of the infamous Expert Panel assembled by DEP.

This is the same study that Dr. Raymond Hartman referred to as 'junk science'. Notably, Hartman was the key witness for Massachusetts litigation against big tobacco and asbestos manufacturers because he is a recognized and highly regarded expert on what counts as good science versus bad.

Deane also mentions the expertise of Robert J. McCunney who was on this "expert panel". However, at the Wind Forum, McCunney himself admitted under questioning by Karen Isherwood, that he has never examined a single patient who was affected by wind turbines. Nor has he conducted any animal or human research related to turbines or infrasound. He is no expert at all. Neither is Dora Mills, or the others on the panel; and certainly neither is Deane.

Karmen Krogh, a public health expert who has studied the effects of turbines on residents for many years, recently warned rural Ontario doctors

in the journal "Canadian Family Physician". Here is a genuinely expert opinion:

"Industrial wind turbines can harm human health if sited too close to residents. Harm can be avoided if IWTs are situated at an appropriate distance from humans....The documented symptoms are usually stress disorder-type diseases acting via indirect pathways and can represent serious harm to human health."

It is difficult to know if Shah and Deane are lying, or conspicuously ignorant about the health impacts caused when turbines are too close to people. In either case, they have flunked the most fundamental test of partnership. They are neither reliable, nor trustworthy.

When the DEP announced that these turbines were well above the legal limits for noise, neither Shah nor Deane had the simple human decency to apologize for the harm they have been causing in Fairhaven for well over a year now. They flunked the decency test, too.

With partners like these, who needs enemies?

Apparently, they expected the same consideration and respect that they have denied to people and officials in Fairhaven all these months. Thank goodness the Selectmen had the courage to do what the terms of the contract allow and the law requires.

If Fairhaven Wind had listened to real experts about the dangers of putting turbines too close to people, instead of their own nonsense and propaganda, they could have prevented a lot of anguish — and possibly their own financial ruin. Instead, it will now be lawyers at ten paces for sure.

Curt Devlin, Fairhaven

Time for silent majority to be heard

I was reading that Windwise is claiming "victory" on the turbine issue. Is it really a victory? I would like to give a little history of Windwise for people who have forgotten. We had two town meetings for all parties to voice their opinions on this matter. Windwise claimed from the beginning that we would suffer from shadow flicker, flying ice and dead birds. Mind you, they never mentioned "wind turbine syndrome" because it didn't exist at that time.

They showed us videos and argued vehemently against this project from the beginning. They even proposed we put the turbines at the capped dump, the same dump they fought to have closed. I guess it's okay to uncap the dump to erect turbines as long as they are, Not In My Back Yard.

Town meeting members voted 2 to 1 to go ahead with the project at both town meetings. The turbines were erected a little over a year ago and I have not heard of any accidents on Route 6 due to shadow flicker or anybody being hit by flying ice, as was supposed to happen. Maybe because it wasn't as bad as Windwise had proposed?

Someone should have read the children's story "the little boy who cried wolf" to some members of Windwise. Soon after the turbines were erected we started to hear about headaches and nausea due to the turbines or "wind turbine syndrome."

I have done a little research on this subject. It seems this syndrome doesn't affect all communities with turbines, just the ones where there is opposition to the project. I work at Mass Maritime Academy, which has a turbine on campus, its about 200 ft from my office door. I asked and found that we have had no complaints from the 1400 students/ staff, ever. Not one single filed complaint.

Wind turbine syndrome has not affected this campus as well as many towns and cities across the country.

I was at the meeting where the DEP announced that there were exceedances on the noise level of the turbines. I thought that some in the audience had compelling stories and spoke the truth. Then there were those who flipped people off and booed them when they tried to speak their peace on the subject. Is that any way to act at a public meeting?

It's more of a mob mentality, which was quite sad to see. What I think should have come of this meeting, is that the developer was given 30 days to bring the turbines into compliance. If not, then they would be shut down from 11 p.m. to 6 a.m.

All five of the exceedances happened between midnight and 5 a.m. So how can the developer come into compliance if the turbines are shut down between 7 p.m. to 7 a.m. without any time to fix the problem?

LETTERS: cont'd on next page

Letters: cont'd from previous page

Are we now open to lawsuits by the developer? How much will this cost the town in attorney fees, on top of the 28K we already paid in frivolous lawsuits? If we lose in court how much will this cost the taxpayers of Fairhaven? All these questions the selectmen should be telling the public.

I would be remiss if I didn't state that I am quite disappointed in two of the Selectmen, who voted in favor of this project from the beginning, one who I have known since I was a kid and consider a friend. The other, whom I served with on the BPW. It seems this selectman has done a complete 180 considering he was one of the original selectmen to bring it to town meeting's attention for approval. I'm going to close with this comment: I advise the silent majority to become vocal before your taxes go through the roof. If you're willing to pay more, remain silent.

Daniel Freitas, Fairhaven

WTs: It's about the money

Jeff Osuch says Gordon Deane's turbine project is a lend-lease agreement. I thought it was a public private partnership. But regardless of what he calls it, he's back at work, playing the trump card for the developer. It's about the money.

Jeff Osuch has conceived many private public/lend-lease agreements: a regional jail, dump, sewer plants, sludge dryers, one of which burned demolition debris, and recently 400-foot industrial turbines. Most never materialized. All were fiascos fought by residents. Why only in Fairhaven?

Government functions properly when it protects all of its citizens. Residents at the local level should be able to count on town boards for that protection. In Fairhaven the two most powerful boards are the Board of Selectmen and the Board of Health. In the past what was lacking were board members with the ability and/or integrity to work within a system that guaranteed fair means but not end.

Jeff Osuch set the agenda for revenue raising schemes from John Rodrigues to Brian Bowcock. It was any means to his end. Bowcock made it easy for him. He did all he could to undermine the board whose only charge is to protect, the Health Board.

Former selectman Rodrigues has taken back the baton. Recently Finance Committee Chairman John Rodrigues painted a gloomy financial picture for

the town without the turbines. Many years ago we heard the same argument from John. Money means more than people. I remember, then selectman John Rodrigues at the State House begging the DEP Over Sight Committee to increase the tonnage for the BioSafe dump, a former Fairhaven "lend leaser." He said the town needed the revenue.

Fairhaven citizens at the same time were testifying to the same committee about the damage BioSafe was inflicting on their lives and property.

With BioSafe, setbacks were ignored. Twenty years ago the attempt to build a new regional dump failed. It was built too close to the Middle School and property lines. Eight years ago setbacks were framed where Jeff wanted two industrial turbines erected with height restrictions he deemed necessary. Osuch and his team pushed developer friendly turbine zoning through a Town Meeting with setbacks obviously too close to too many homes. Using the ploy if rules weren't passed homeowners could end up with giant turbines in their backyards the Planning Board passed rules that allowed giant turbines in homeowners' backyards.

Huge tax breaks put the turbines there. Corporations have twisted concern about climate change to their advantage. Cash has greased the political skids. Energy developers lobbied and politicians gave the DEP its marching orders. Palmer Capital and Jeff Osuch found each other.

Palmer Capital, the same company that burns Coal Waste for tax breaks, can now use turbines for tax breaks, just like Biosafe, which tried to build a new dump by using a smoke screen of recycling buried trash: Gordon Deane's Palmer Capital feigns environmental concern to mask its real objective, its bottom line.

Electing Bob Espindola and Barbara Aksen two years ago was the beginning of the end for politics as usual. Electing Geoffrey Haworth and kicking Bowcock out of Town Hall made a huge difference. Gordon Deane lost his bully puppet. He may still have their secretary but no longer the Select Board. Fairhaven is already a better place now than before. People close to the turbines can sleep at night. We will soon be able to change the Health Board to a truly competent and independent board.

Those who've supported Gordon

Deane and would support any developer over their neighbors for a tax break now have John Rodrigues back. Osuch is busy thinking about his retirement package but he won't want to lose what he's erected. The fight ain't over yet.

Henry Ferreira, Fairhaven

School should do more to recognize military recruits

On Sunday, June 2nd, Fairhaven High School seniors graduated! It was a glorious day and beautiful ceremony.

At the ceremony each individual student who received an academic scholarship was called by name and asked to stand while a list of each award received was listed totally and announced. This went on for quite some time. Everyone in attendance, including the entire class, sat, listened and applauded, duly impressed.

It is very admirable that so many students received awards and the class grand total certainly was impressive.

Then later, in what almost appeared to be an afterthought, Principal Tara Kohler asked thta all students joining the military stand. In unison they did stand for a brief moment.

Not one of these individuals was called by name, nor was the branch of service in which he enlisted acknowledged in any way.

The students who chose to join the US military will start their adult lives contributing to our country, service first.

They will put their lives on the line and selflessly endure many sacrifices to protect and defend the very safety and freedoms that afford all Americans the opportunity to attend college or pursue other endeavors.

I am saddened that these students were barely acknowledged, after all, it was their high school graduation day as well.

I am certain that these courageous young women and men have many personal reasons for their decision to join in service to their country and it was neer for glory or recognition. Just the same, it may have been nice to have their principal, Tara Kohler, acknowledge them in front of their proud family and friends.

I guess it is a first lesson in qhat the term "unsung hero" actually means.

*Tricia Espindola
One Proud Air Force Mom*

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