



Fairhaven

Neighborhood News

A **FREE!** publication of all things Fairhaven



The little paper
with a big voice!

Volume 15, Issue 42 • October 29, 2020

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

As leaves reach peak locally, DST ends



The turning leaves are reflected in the water at Mill Pond in Fairhaven on 10/23/20 as the fall foliage hits peak in the area. This weekend is also the end of Daylight Saving Time, when we set clocks back one hour to go back to Eastern Standard Time. The clocks will go back one hour at 2:30 a.m. on Sunday, 11/1, right after the kiddos finish up trick-or-treating. See page 12 for more foliage photos by Glenn C Silva.



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First Amendment to the U.S. Constitution

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

Judge Murray Gurfein, Pentagon Papers case, June 17, 1971:

"The security of the Nation is not at the ramparts alone. Security also lies in the value of our free institutions. A cantankerous press, an obstinate press, a ubiquitous press must be suffered by those in authority in order to preserve the even greater values of freedom of expression and the right of the people to know."

From The Editor

WEST ISLAND —
A day late and many dollars short.



Beth David, Publisher

Oh boy, it never ends. Peter DeTerra and the Board of Health sat in judgement on a business in town that violated COVID-19 regs (page 22). Yeah...really...that really happened. The guy who had 150+ people at his house for a wedding in violation of COVID-19 regs voted to shut down a business in Fairhaven because they had too many people in the place, all the while sitting on a you're-a-bad-boy letter from the state (page 6).

If I wrote this in a fiction piece it would get rejected as not believable, too stereotypical, too neatly packaged as small-town privileged the-rules-only-apply-to-the-little-people caricature.

I really couldn't make this stuff up.

We also have some Selectboard coverage (page 4) and Town Meeting coverage (page 7), both from last week.

Our cover shot is way cool, huh? It's been pretty slim on events to cover this year, so we are getting creative with the covers. Glenn found some great foliage shots around Fairhaven. See page 12 for more.

And we didn't forget that Halloween is this Saturday. We ran our Halloween Trail last week, but we've repeated the addresses on page 13 for those of you who missed it.

Our annual shopping issue is coming up soon, so if you've been thinking about advertising in the Neighb News to reach our loyal readership do not wait any longer. See ad on page three for details.

There's plenty more in here of course. You'll just have to thumb through to find it all. While you're at it, please be sure to notice who our advertisers are and let them know you saw their ads in the Neighb News.

And thank you to our readers who have donated to us, especially in the last couple of weeks. Readers support is more important than ever.

Until next week then...see ya,

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Fairhaven Neighborhood News

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Thursday, October 29, 2020

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Mary Macedo, Pattie Pacella, Jean Perry, Glenn C. Silva

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CORRECTIONS/CLARIFICATIONS

COVID-19 update: more young people are getting sick

By Beth David
Editor

Mass. Governor Charlie Baker said on Tuesday that the ages have “flipped” and more people under the age of 30 are getting the virus than are people over 60. Around 38,000 young people have been diagnosed since March. He said approximately 300 people under the age of 30 are being diagnosed each day.

Gov. Baker said the big driver of virus infections is groups of people spending lots of time together in close proximity to each other. He said contact tracing indicates that more than half the new cases are from social gatherings and among housemates. He said people need to stop having parties.

The state has reported more than 1,000 new cases for four consecutive days, the worst it has been since May. Gov. Baker said that the numbers are higher for younger people, though.

Only 18 percent of cases are people over 60.

Officials also spoke about shutting down hockey teams in Mass., saying that the league and parents were not

cooperating with contact tracers. It forced the hand of the state to shut down rinks statewide.

The state has also issued guidelines for Halloween, stressing that people should avoid being indoors with people outside of their households.

Visit <https://www.mass.gov/news/halloween-during-covid-19> for more tips on how to have fun on Halloween during the pandemic.

The governor also spoke about Thanksgiving, saying that the traditions of Thanksgiving, such as sharing a meal at a crowded table with people from different households, and spending hours indoors together, create probably the “worst case scenario for spreading the virus.

He said people need to be responsible so businesses and schools can stay open, and to keep the hospitals from becoming overrun.

Visit <https://www.mass.gov/news/state-public-health-officials-offer-tips-for-a-safe-and-healthy-thanksgiving>

Fairhaven, Acushnet, Mattapoisett, Rochester and New Bedford are all red zones on the state’s data map.

Only Marion is still in the low risk zone. Dartmouth is yellow/moderate risk.

Visit mass.gov/ for more information.

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Selectboard hears out A-1 Crane; sets screening comm. makeup

By Jean Perry

Neighb News Correspondent

At its meeting on 10/19/20, the Fairhaven Selectboard met with Patrick Carr of A-1 Crane to sort out his complaint with the town over a cease and desist order he received from the former building commissioner. St the 10/6 meeting Mr. Carr said he had tried in vain to access executive session minutes and other information related to his industrial use of his property on Middle Street that the ZBA permitted back in 2013.

Mr. Carr showed the board police records showing over 30 complaints from just one abutter over the course of three months, which led to several late night/early morning police stake-outs of his property that could not prove noise disturbances alleged by the abutter.

Mr. Carr objected to Mr. Rees's handling of the situation since the 10/6 meeting, and asked him why he would include other departments such as Conservation in his email response to Mr. Carr.

Mr. Rees simply stated that when addressing a complaint it is routine to

include departments that might have jurisdiction and that he handled it in a comprehensive way.

"[I am] taken aback why he thinks that approach to ... complaints is not the appropriate way to do it," Mr. Rees said. "I did exactly what you're supposed to do when you receive a complaint."

Mr. Freitas allowed Mr. Carr more time than what was originally allotted to express his discontent. After some he time authorized Mr. Rees to continue to assist Mr. Carr by introducing the matter to the new building commissioner when he begins in two weeks and "begin his review with a set of fresh eyes."

The board also met again with Nicholas Christy, owner of Nasquetucket Bay Vineyards, and continued his public hearing for a farmer's pouring license a second time. According to Mr. Rees, the interim building commissioner found a setback compliance problem that needs to be addressed before the board could vote on the license.

Mr. Christy said he was disappointed that the matter was not

resolved in the timely manner he believed the board had promised him, but agreed to the continuance.

In other business, the board voted on the framework for a seven-member committee to assist in the search for the next town administrator. The board agreed that the third of the three options provided by hiring consultant Bernie Lynch of Community Paradigm Associates was the best composition of stakeholders to narrow the field of candidates down to a few finalists for the Selectboard to pick from.

The search committee will consist of one member from the Finance Committee, School Committee, and Planning Board, and each Selectboard member will be able to appoint one member of the community. The seventh member appointed will be a town employee.

Mr. Freitas said he preferred to have one actual Selectboard member sit on the search committee, and Mr. Espindola explained why he was disinclined to agree.

"We have the final say once it's

SELECT: cont'd on page 13



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AROUND TOWN HAPPENINGS

Haunted Town Hall/Virtual

Fairhaven TV's third annual Haunted Halloween Party, a free virtual event. Thurs., 10/29, 6 p.m. Visit FairhavenTV.com/HauntedHalloween Party to participate. Featuring trivia, games, live entertainment, spooky stories, magic.

Halloween Tips

For guidelines from the Fairhaven Health Department on how to have a safe Halloween in the midst of COVID-19, visit <https://www.fairhaven-ma.gov/board-health/pages/fairhaven-halloween-guidance>

Board Vacancies

The town of Fairhaven has a variety of vacancies on volunteer boards, including the Planning Board, which has an elected position available due to a resignation.

The Planning Board is responsible for the review of development applications for subdivisions and special permits, as well as long-range planning for the Town including Zoning Bylaw amendments, plans such as the Master Plan and recommendations on housing. If interested in serving on the Planning Board submit a letter of interest to the Town Clerk attention to the Planning Office, 40 Center Street, Fairhaven, MA 02719 or email pfoley@fairhaven-ma.gov

CPC Applications

The Fairhaven Community Preservation Committee is accepting applications for the 2021 funding round. The 2021 Community Preservation Plan, Submission Guidelines and Application Forms are available on the Town's Web Site on the Community Preservation Committee's page: <https://www.fairhaven-ma.gov/community-preservation-committee>

Activities that can be funded are:

- Acquisition, creation and preservation of Open Space.
- Creation, preservation and support of Community Housing.
- Acquisition, creation and preservation of Historic Resources.
- Acquisition, creation and preservation of land for Recreational Use.

The Deadline for applications is Friday, 11/13/20 by 12:00 Noon.

Further information is available from the Planning and Economic Development Department. For information or appointments call (508) 979-4082, Ext. 122 or email pfoley@fairhaven-ma.gov.

Cultural Council DL Extended

The Fairhaven Cultural Council Local Cultural Council Grant application window for 2021 projects has been **extended through November 16, 2020**. The council accepts online applications only. Online applications are now available from the MCC for LCC applicants via www.mass-culture.org. Applicants must complete their forms entirely online and upload any required supplemental materials by the November 16, 2020 deadline.

Each year, the Fairhaven Cultural Council, a local organization supported by the Massachusetts Cultural Council (MCC), awards Local Cultural Council (LCC) grants to support arts and cultural projects that directly benefit our community. Grant monies are distributed from both state and local funds designated specifically for this purpose.

For this grant cycle, applicants' projects or events must take place between January through December 2021. The Fairhaven Cultural Council prioritizes projects that take place in Fairhaven and most directly benefit Fairhaven residents, as well as first-time applicants and new projects. Please refer to Fairhaven's official MCC page at <https://www.fairhaven-ma.gov/cultural-council> for full local guidelines and council funding priorities.

Contact chairperson Bill Levasseur for assistance or with any questions at wjlevasseur85@gmail.com

Vets Lunch To Go

Veterans Luncheon TO GO, The Fairhaven Council on Aging will be hosting a "Luncheon To Go" for Fairhaven Veterans and their spouses, on Tues. 11/10 from 12:00-12:30 to receive a hot dinner catered from Mac's Soda Bar. Please Call the Fairhaven COA (508-979-4029) if you would like a dinner.

Manny Sylvania Tribute

Last and Final Tribute To Manny Sylvania, 1/14/1911-12/07/2008

There will be a "Last & Final" tribute to Manuel T. (Manny) Sylvania on Veterans Day at the Charles F. Albaugh Memorial Flagpole at the Main St./195 overpass. At this time his momentos and military flag will be burned at that location in a final, respectful ceremony and the ashes buried inside fence.

Manny Sylvania was born on January 14th, 1911, one hundred and nine years ago. He died at the age of 97 on December 7th, 2008. Manny's wife Marie predeceased him by several years and they had no children. In the final years of his life he had no known living relatives, but many, many friends in Fairhaven. The closest of which was John Medeiros (former owner of Medeiros Bus Company where Manny worked as a driver) who maintained a very strong and personal relationship with Manny through his final years.

This ceremony now is organized through the efforts of John Medeiros and retired Army veteran Mike Lemaire, who is the caretaker of the grounds at the overpass. After Manny's death in 2008 all of his belongings were distributed in accordance with his will or donated to charities, with the exception of his military flag and a small number of sentimental items which John still possesses. With almost no one around that would even remember the personable and friendly bus driver from the 1970s, John and Mike have determined that it would be a fitting tribute to fly "Manny's flag" this Veteran's Day and then finally dispose of these objects along with the flag in a manner that follows proper flag retirement etiquette. The burning of the items will be done at the Main Street location at 3:00 p.m. on Veteran's Day, November 11th. All are invited for this short memorial to WWII army veteran Manny Sylvania.

Please Note: If anyone is interested in disposing of a military burial flag in a respectful and proper manner please contact John or Mike.

For more information please call John Medeiros at 508-990-0000 or Mike Lemaire at 508-454-0517

DeTerra, wedding vendors received letters from state agency

By Beth David
Editor

Fairhaven Board of Health chairperson Peter DeTerra received a letter from the Massachusetts Department of Public Health that independently confirms that the wedding held on his property was attended by more than 100 people.

"Upon information and belief, this event did occur on August 29, 2020 at this location and was attended by approximately 150 people," reads the letter signed by Jana Ferguson, Assistant Commissioner.

The letter reviews the regulations that were in effect at the time, clearly showing that the wedding was in violation of the order. The regulations in the letter include the section on enforcement, noting that it falls to local boards of health, with emphasis on "enforcement" and a note that "some emphasis" was added.

"It is the collective responsibility of all in the Commonwealth to conduct ourselves in a manner which protects the public health and prevents the spread of COVID-19," reads the letter. "The Department writes to remind you of the Order and to ensure you are aware that its provisions, including the limits on gathering size and requirements for physical distance and the wearing of face coverings, apply equally to gatherings held on private premises that are not otherwise exempted by

the terms of the Order."

Although the letter was sent to the Board of Health, neither Mr. DeTerra, nor the BOH made the letter available to the *Neighb News*, although it was BOH member Geoffrey Haworth who first alerted the public to the letters in a Facebook post. The *Neighb News* repeatedly asked Mr. Haworth for a copy of the letter, and he repeatedly said he did not have one.

The regulations in the letter include the section on enforcement, noting that it falls to local boards of health, with emphasis on "enforcement"

The *Neighb News* acquired the letters through a records request with the Mass. Department of Labor Standards. The letter to Mr. DeTerra clearly shows that the letter was emailed to the Fairhaven BOH on 10/5/20.

Mr. DeTerra could not be reached for comment on this article. A phone call to his phone was unanswered with no option to leave a message.

The Department of Labor Standards also sent a Cease and Desist Order to the band, The Freeze Pops, dated October 2.

"DLS was made aware of a private wedding that was held indoors,

where the Respondent performed live music with singing," reads the order. "This wedding occurred on 8/29/20 in Fairhaven, MA. At the time of the wedding, indoor performances were not allowed. As of the most current standards, indoor singing is not allowed."

Any further violation may result in a fine of \$300. The order also requires the band to submit proof of compliance or a fine may be issued.

The caterer, Pranzi Catering & Events of Providence, RI, received a written warning and order to correct for non-compliance with COVID-19 safety standards.

"The Respondent provided catering services for a wedding on August 29, 2020, that had more than 100 persons seated indoors," reads the letter. "DLS recognizes that the Respondent was not responsible for the guest list. However, providing services for an occupancy greater than Massachusetts COVID standards allow puts a shared responsibility on your business. DLS will issue a find for subsequent violations."

The company was required to provide proof of "future compliance" of the standards for a catering business.

As of press time, the *Neighb News* could not verify if any fine had been issued to either business.

All three letters will be available on our website at www.NeighbNews.com



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Town Meeting held for second night to finish up

By Beth David

Editor

Fairhaven's Annual Town Meeting concluded after a second night on Wednesday, 10/21, to finish up the articles from Tuesday, when the meeting went past 10 p.m.

TM voted to approve \$1.5 million to replace the current water meter reading system with a new, centralized, automatic system.

Public Works Superintendent Vinnie Furtado said the current system is "archaic and very laborious," requiring a worker to drive to each home and use a handheld device to read each water meter. The meters in town are also old, resulting in 13% of water unaccounted for, mostly due to inaccurate readings. The current system also only allows for meters to be read a couple of times a year because it just takes too long.

Last year TM approved \$1.5 million in borrowing for a drive-by system which allows a worker to drive by houses for the meters to be read. But since that appropriation, the cost of that system and a fully automated system, which uploads data continuously to the system, have come closer together making it more prudent to get the better system, said Mr. Furtado.

The article also asked for \$245 from the water enterprise fund for well capacity evaluation (\$125K); \$30,000 for a van to replace a 1998 vehicle; \$90,000 for the water main on Farmfield/Harborview.

TM approved the \$1.745 million to cover all items in the article.

Town Meeting also approved \$982,179 in spending for sewer capital projects, including the long sought after Muffin Monster for the Tabor Street Pumping Station (\$75,000). The monster will chop up certain kinds of waste that gets tossed into the sewer system and clogs up the works, such as so-called "flushable" wipes which should, however, never be flushed down the toilet.

The article also includes \$657,179 in borrowing for upgrades to the West Island Treatment Plant; \$250,000 for an Inflow and Infiltration Study.

The Community Preservation Program also received an okay for its expenditures, including \$75,000 for door replacement at Green Meadows/McGann Terrace, a Fairhaven Housing

Authority development.

There was some discussion on the door project, with TM member Robert Grindrod saying he did the math and each door will cost \$11,500 each.

"I think that's a bit excessive," said Mr. Grindrod.

Community Preservation Committee Chairperson Jeff Lucas said that the FHA has its hands tied because of the restrictions on the process they must use.

"It's crazy money," agreed Mr. Lucas, but said that because of all the federal and state regulations it comes to "this crazy number."

"I have no defense for the amount," he said, noting that the town is providing a small percentage of the total cost of the project, which includes 80 doors total, each having a storm and an inside door.

The article also included \$15,000 for the Buzzards Bay Coalition to acquire and conserve a piece of land near Fort Phoenix known as Boys

This is a zoning change looking for a reason, and the reason is the money," to sell to the highest bidder
[Henry Ferreira]

Creek Marsh. The piece, off Doane Street, was slated for development by NStar.

Town Meeting also passed article 25, which establishes a by-law titled "Gold Star Parents Tax Abatement." The new bylaw provides abatement of the full amount of property taxes for the surviving parents or guardians of military service members killed or missing in action during active duty. The abatement is for the residence only, not income properties.

Article 26, looking to install four street lights also garnered a good deal of discussion. Three of the four locations did not meet the requirements to be considered for a street light. The one for Reservation Road was rejected based on the "long standing practice" of placing a light on every other pole, according to Finance Committee Chairperson Pdraic Elliott.

However, after resident Jeffrey

Adesso made his case and a bit of back and forth on the issue, Town Meeting, in its legendary wisdom, chose to appropriate the \$800 for the light on Reservation Road.

Mr. Adesso's argument included that it was simply a dangerous and dark curved spot at night, making it dangerous.

Town Meeting also spent quite a bit of time debating article 28, to use \$16,400 in surplus revenue/free cash for two electric vehicles.

Those against the proposal said the timing was not right due to the uncertainty that COVID-19 restrictions have caused to revenue.

Mr. Elliott said the town had put together a "needs based budget" due to COVID so FinCom voted against the vehicles. He said they could take a look at it "down the road."

The argument that the vehicles were needed to keep Fairhaven on track with its commitment as a Green Community also did not fly with some people.

"These vehicles are not going to make or break the Green Community deal," said FinCom member Lisa Plante.

"We really have to be careful with our free cash spending right now," said FinCom member Kathleen Carter.

Ann Richard, chair of the Sustainability Committee said that Fairhaven should be a model, but other towns are already making progress towards switching to electric vehicles.

"It's a minimal amount compared to all the other money we spent last night," said Ms. Richard, saying the town should understand how important it is to be a green community, and "not just in name only."

The money will help to fund two cars and two charging stations.

TM member Jim Anderson said he wanted to express his "excitement and enthusiasm" for the motion. He said people need to think of the future, and that two of his neighbors have EVs.

Calling it an "extremely practical move," Mr. Anderson said it puts a stake in the ground to say that Fairhaven is a community that cares.

In the end, TM passed the article.

Town meeting failed to pass article 34, which would have rezoned the G. Bourne Knowles property from apartment/multifamily to business. After much discussion, and a reminder that the property had

TM: cont'd on page 9

HAPPENINGS OVERTOWN

Boo at Zoo

SLIGHTLY SPOOKY FUN FOR THE WHOLE FAMILY Now in its 19th year – Boo at the Zoo returns, with extra precautions, during the daytime to satisfy all your fall, Halloween and cool weather cravings. Want to show off your little ghosts and goblins? Baby Boo is for you! Baby Boo is geared towards children 5 and under, 5but any age is welcome!

Boo at the Zoo runs from 10:00am to 6:00pm on October 17, 18, 24, 25 and 31. Baby Boo runs from 9:00am to 2:00pm on October 23 and 30.

Dress the kids in their favorite costume and come explore all that BPZOO has to offer! We'll provide families with a socially-distanced walk through experience with some twists and turns along the way. Our slightly spooky theme will include mazes, a scavenger hunt, plenty of trick-or-treat stations, endless photo opportunities including a photo costume contest, Halloween themed animal enrichment, and up-close meet and greets with the Zoo's Animal Ambassadors. Families are encouraged to bring their own "trick or treat" bags. All proceeds from Boo at the Zoo support the Zoo's education and family programs.

Boo at the Zoo Prices: Zoo Member: \$11 Adult, \$7 Child; Non-member: \$16 Adult, \$12 Child; Under 2 is free. Baby Boo Prices: Zoo Member: \$10 Adult, \$5 Child, Non-member: \$15 Adult, \$10 Child. Under 2 is free Visit <https://www.bpzoo.org>

NB Early Voting

New Bedford Early Voting for the 2020 general election will be held at the New Bedford Main Library, 613 Pleasant Street on the following remaining days.

• Monday through Friday, 10/26–30,

from 8 a.m. to 4 p.m.

On Election Day, Tuesday, November 3, polls will be open in the City of New Bedford from 7:00 a.m. to 8:00 p.m. Additional safety requirements including the use of masks/face coverings and the observance of social distancing will be in place due to the ongoing COVID-19 pandemic.

Any New Bedford resident who is uncertain about their voting status, designated polling location, or who has changed their address since the last election, or any other question should contact the Election Commission office at 508-979-1420.

Halloween at the Z Drive-In

Join us for Drive-In Halloween at the Seastreak Ferry Whale's Tooth parking lot, 532 Acushnet Ave., New Bedford. Visit <https://zeiterion.org/drivein/> for details and to buy tickets.

HOTEL TRANSYLVANIA (2012) Friday, October 30, 7:30PM \$25/vehicle Costumes encourage. Free candy for kids on arrival

Welcome to Hotel Transylvania, Dracula's lavish five-stake resort, where monsters and their families can live it up and no humans are allowed. One special weekend, Dracula (Adam Sandler) has invited all his best friends – Frankenstein and his wife, the Mummy, the Invisible Man, the Werewolf family, and more – to celebrate his beloved daughter Mavis's (Selena Gomez) 118th birthday. For Dracula catering to these legendary monsters is no problem – but his world could come crashing down when one ordinary guy (Andy Samberg) stumbles on the hotel and takes a shine to Mavis. Rating: PG

Running time: 92 minutes

THE ADDAMS FAMILY (2019) Saturday, October 31, 7:30PM \$25/vehicle. Costumes encouraged. Free candy for kids on arrival

They're creepy, they're kooky, and they're moving somewhere spooky – New Jersey! The Addams Family is back in their first animated comedy about the kookiest family on the block. Funny, outlandish, and completely iconic, The Addams Family redefines what it means to be a good neighbor. Featuring the voices of Oscar Isaac, Charlize Theron, Chloe Grace Moretz, Finn Wolfhard, Nick Kroll, Bette Midler, Allison Janney, Snoop Dogg and more! PG, 87 minutes

At the Drive-In

Drive-Ins are back, at the Seastreak Ferry Whale's Tooth parking lot, 532 Acushnet Ave., New Bedford. Visit <https://zeiterion.org/drivein/> for details and to buy tickets.

BLACK PANTHER (2018) Thursday, October 29, 7:30PM \$25/vehicle

Marvel Studios' 'Black Panther' follows T'Challa who, after the death of his father, the King of Wakanda, returns home to the isolated, technologically advanced African nation to succeed to the throne and take his rightful place as king. But when a powerful old enemy reappears, T'Challa's mettle as king—and Black Panther—is tested when he is drawn into a formidable conflict that puts the fate of Wakanda and the entire world at risk. Faced with treachery and danger, the young king must rally his allies and release the full power of Black Panther to defeat his foes and secure the safety of his people and their way of life. Starring Chadwick Boseman, Michael B. Jordan, Lupita Nyong'o, and Danai Gurira. Rating: PG. 92 minutes

HAPPENINGS/OTHER LATITUDES

Early Voting/Acush

See page 11 for details.

Acushnet COVID Testing

For Acushnet residents We will be conducting a FREE Covid testing clinic on Saturday, October 31st from 9am–Noon at the parking lot between

the schools, 800 Middle Road Acushnet.

Based on the numbers that have come in since last week we fully expect Acushnet to be in the RED for a fourth straight week.

Testing helps stop the spread. Wearing masks, socially distancing and washing your hands helps slow the spread.

Most importantly, contact tracing

is showing that many of our October cases originate from small gatherings and parties!

Please, help us out. This weekend, do the right thing!

Spooky Old Sturbridge Village

Phantoms & Fire brings a new twist to the Halloween season at Old

STILL IN OTHER LATITUDES

Sturbridge Village (OSV), with a series of haunting outdoor performances and seasonal activities for all ages. Replacing the theatrical "Sleepy Hollow Experience," which has played at the Village since 2016, *Phantoms & Fire* offers guests a safe take on the Halloween season, following COVID-19 restrictions.

Pre-registration is required, with tickets available at: <https://www.osv.org/event/phantoms-and-fire/>. *Phantoms & Fire* is also coming to Coggeshall Farm Museum located in Bristol, R.I. on Sunday, Nov. 1. Visit <https://www.coggeshallfarm.org/event/phantoms-and-fire/>.

Voting Transpo

Early voting will soon begin for the Presidential/State Election (see page 11). For those seniors needing a ride to the Parting Ways Building in Acushnet to vote, the Acushnet Council on Aging will provide transportation on Thursday, 10/22 starting at 8:30 a.m.

Only two riders, plus driver, will be allowed on the van at any one time. Residents will have to call the COA in advance for a reservation, wear

masks the entire duration of the trip and have a temperature screening before boarding the van.

Please call the COA, 508-998-0280 for more information.

Bike Path Comments

The Massachusetts Department of Transportation (MassDOT) is announcing the Mass Central Rail Trail Feasibility Study has been completed and is ready to be released for 30-day public comment period via the Public Involvement Management Application (PIMA) platform. The webpage can be found at: <https://www.mass.gov/mass-central-rail-trail-feasibility-study>

On behalf of the MassTrails Team, MassDOT has completed a feasibility study of the 68.5 mile mid-state section of the Mass Central Rail Trail (MCRT) between Belchertown and Hudson. The current ownership, condition, and existing use of the original railroad corridor along this Central Massachusetts stretch varies greatly. Some sections have been converted to a shared-use path; some sections are in public ownership with an intact railbed. Other sections

remain active railroads while still others are now in private ownership and the original railbed has been converted to different uses.

Bike Path Hearing

The Massachusetts Department of Transportation (MassDOT) has announced that a virtual design public hearing consisting of a pre-recorded video presentation has been published on the MassDOT website to present the design for the proposed Bearse's Way Shared-Use Path project in Barnstable. The purpose of this hearing is to provide the public with the opportunity to become fully acquainted with the proposed project and allow for public comments.

This project proposes to construct a shared-use path along the west side of Bearse's Way from the intersection of Bearse's Way at Route 28 to the intersection of Bearse's Way at Pitcher's Way. The length of the corridor is 0.75 miles.

The presentation is available at <https://www.youtube.com/watch?v=UcHDXVMUs0E&feature=youtu.be>

TM: cont'd from page 7

already been rezoned once to accommodate the owners to put multi-family housing units there, TM members voted 39 for the change and 87 against the article.

Concerns included that the Lifestyles Plaza is right across the street, so a new business development would cause traffic woes; a lack of information on the kinds of projects that could go there; a rehashing of the last attempts to reuse the property that ruffled feathers; and the parcel's wetlands issues, including how close it is to the Nasketucket River and Little Bay.

Ann Ponichtera Denardis expressed her concern that it was the last article on the warrant, besides the "other business," one. She said more people should know about the change.

Henry Ferreira, a 30-year TM member, said he had never seen a zoning change this size, that would have such an impact on the town with so little information, calling the article "astounding," and asking why Mr. Knowles was not there to speak on the article.

"This isn't a plan or project looking for a zoning change," said Mr. Ferreira. "This is a zoning change looking for a reason, and the reason is the money," to sell to the highest bidder.

The measure failed with 39 voting yes and 87 voting no.

Town meeting passed over Article 14, which would have deposited money into the Capital Stabilization Fund, which funds capital expenditures for large purchases.

TM also voted

- To transfer \$65,000 from ambulance receipts to the Ambulance Stabilization Fund.
- To approve \$15,000 for the propagation of shellfish.
- Passed over an article that would have created a new revolving fund for mooring fees, to be authorized for ruse by he Harbormaster and the Town Administrator.
- Passed over an article that would have adopted new waterways regulations.
- Passed over Article 23, which would have instituted a plastic bag ban at stores in Fairhaven.

- Passed over Article 24, which would have required the Board of Health to be held to the standards set forth in the Selectboard's boards and committees handbook.
- Approved article 27 which would enact a Special Act in the legislature to create the civil service rank of Fire Lieutenant.
- Approved a \$10,000 local match for a grant from the Seaport Economic Development Council for an economic feasibility study of Union Wharf, that will study the economic impacts of existing and future uses.
- Approved \$89,500 for repairs to Union Wharf Phase IV
- Approve a PILOT (Payment in Lieu of Taxes Agreement) for a solar array project at 46 Charity Stevens Lane.
- Passed over Article 32, to petition the court for a restaurant/all alcohol license for Traveler's Alehouse, 111 Huttleston Avenue
- Granted a perpetual easement for 245 Huttleston Avenue to pass over the BPW property to tie into the sewer system.

Recipe of the Week

Best French Meat Pie

- 1 lb ground beef
- 8 ounces ground pork
- 1/2 cup onion, finely chopped
- 1/2 cup water
- 2 large potatoes, peeled, cut into quarters
- 1/2 teaspoon salt
- 1/4 teaspoon allspice
- 1/4 teaspoon ground cloves
- 1/8 teaspoon pepper
- 1 double crust pie crust

Combine beef, pork, onion and water in a medium saucepan and mix well. Cook, covered, over low heat until the ground beef and pork are cooked through, stirring occasionally.

Boil the potatoes in water to cover in a small saucepan until tender; drain. Add to the meat mixture.

Add the salt, allspice, cloves and pepper and mix well; remove from heat. Mash the mixture with a potato masher.

Roll the pastry into two 11-inch circles on a lightly floured surface.

Fit 1 pastry into a 9-inch pie plate. Fill with the meat mixture.

Cover with the remaining pastry, fluting the edge and cutting several vents.

Bake at 450 for 20 minutes or the crust is golden brown.

To share a recipe with your neighbors

Mail to 166 Dogwood St., Fairhaven, MA 02719; fax to 508-991-5580; email to neighnews@comcast.net (Email preferred)

Exit renumbering begins

Press Release

The Massachusetts Department of Transportation (MassDOT) is announcing that the week of October 18, crews will begin converting all exit numbers in Massachusetts on specific roadways to a milepost-based numbering system, per Federal Highway Administration (FHWA) requirements. Work will typically be completed during the overnight hours and the contractors are required to complete the full interchange before moving along to the next exit.

The following corridor will begin to have milepost signs installed:

- **Route 140 between Taunton and New Bedford.** Overnight hour work, from 8:00 p.m. each night until 5:00 a.m. the following day, starting Sunday, October 18

The installation of the new mileage-based exit signs will begin in Taunton and end in New Bedford. After the week of October 18, crews will go corridor by corridor in the state also installing new exit signs.

- **The contractor will move to the I-195 corridor after completion of Route 140.** The complete schedule has not been confirmed beyond the Route 140 and I-195 corridors.

MassDOT will install "old exit #" signs at key locations for a minimum of two years.

For up to date information on the project please visit the project's website at www.NewMassExits.com.

For more information on traffic conditions, travelers are encouraged to:

- Dial 511 before heading out onto the roadways and select a route to hear real-time conditions.
- Visit www.mass511.com, a website that provides real-time traffic and incident advisory information, access to traffic cameras, and allows

users to subscribe to text and email alerts for traffic conditions.

- Follow MassDOT on Twitter @MassDOT to receive regular updates on road and traffic conditions.
- Download MassDOT's GoTime mobile app and view real-time traffic conditions before setting out on the road.

Local Numbers Route 195

- Washburn St. (EB) exit 16 is not #27
- Exit 18, Fairhaven/Jct. Rte. 240 is now #29
- Exit 19A/B Mattapoisett/North St. is now #31A/B
- Exit 20, Marion/Rte. 105 is now #35
- Exit 21, Jct. Rte 28 is now #39
- Exit 17 (WB) Coggeshall Street is now #28
- Exit 15 Weld Square/Rte. 18 is #26
- Exits 13A/B Jct. Rte 140 are 24 A/B
- Exits 12 A/B Faunce Corner Road (WB) are now 22 A/B.
- Exit 12 (EB) Faunce Corner Road is now #22.

For all the exits on Rte. 195 visit <https://www.newmassexits.com/i-195-corridor>

Route 140

- Exit 1 (Rte. 6) through 7 (Braley Road) are the same.
- Exit 8/Chace Road is now #10
- Exit 9/County Road is now #12
- Exit 10/Jct. Rte. 79 is now #16.
- Exit 11 (NB) Stevens St./County St., is now #19.
- Exit 11 A/B (SB) Stevens St./County St., is now 19A/B
- Exit 12A/B Jct. Rte. 24 is now 20 A/B

For all the exits on Rte. 140 visit <https://www.newmassexits.com/route-140-and-i-295>

For the exits on Route 24 visit <https://www.newmassexits.com/route-24-and-25>

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Fairhaven

Voters get a jump on voting; election day is Tuesday 11/3

By Beth David
Editor

Voters in Fairhaven and Acushnet are getting a jump on things by taking advantage of early voting this year. In person early voting is available until the 10/30. At the Council on Aging in Fairhaven on Monday, 10/26, the booths were almost all busy with voters and a steady stream of people all day, said Warden Linda Therrien. Early voting numbers were approaching the 2,000 mark by early afternoon.

Voters are checked in and out, just as they are on election day. But instead of putting the ballots through the counting machine, they are placed in an envelope and placed in the vault until election day.

In Fairhaven, one man said he thought there might be long lines on election day, so he decided to vote early. He said he did not want to use mail because, "I feel more connected this way."

James said he had a little free time on Monday, so he would vote. He said he did not trust the mail.

"We've been doing pretty good for 243 years," he said voting in person

on the first Tuesday in November. "I'm not very confident. So this is convenient. I've had some reservations, the president has reservations (about mail-in ballots).

Bob Paine said he did not trust his ballot in the mail.

"I've done it all my life this way," said Mr. Paine. "Always in person."

Early voting in Acushnet is taking place at the Parting Ways Building at 130 Main Street, and in Fairhaven at the COA at 229 Huttleston Avenue, and will continue until Friday, 10/30. Voting hours are 8 a.m.- 4 p.m.

Acushnet will be participating in "advanced processing" of early voting ballots (see page 16). During advanced processing, ballots are removed from their envelopes, counted, and fed into the tabulators before Election Day. The public is allowed to be present to witness the process, and during this time the contesting of ballots is allowed.

Fairhaven does not participate in advanced processing, and will open and feed all mail-in and early voter ballots into the optical scanner on Election Day, 11/3.

Mail-in ballots may be dropped off in person. In Fairhaven there is a slot in the door of the clerk's office to the right of the main door at town hall, 40 Center Street. In Acushnet there is a drop box outside the clerk's office at the Parting Ways Building, 130 Main St.

On Election Day 11/3

The polls will be open on Tuesday, 11/3, from 7 a.m. to 8 p.m. for those wishing to vote on election day at their regular precinct location.

The Fairhaven Council on Aging and the Acushnet Council on Aging provide rides to seniors for voting. In Fairhaven call 508-979-4029 at least one day in advance to schedule. In Acushnet call, 508-998-0280.

In Acushnet all precincts vote at the Acushnet Elementary School, 800 Middle Road.

In Fairhaven Precinct 1 votes at Town Hall, 40 Center Street; precincts 2 & 3 at Hastings Middle School, 30 School St.; precinct 4 at the Fire Station Meeting Room, 146 Washington St.; precincts 5 & 6 at the Recreation Center, 227 Huttleston Ave.

Contact your town clerk's office: In Fairhaven, call 508-979-4023, Ext. 3; in Acushnet call 508-998-0200, Ext. 2.



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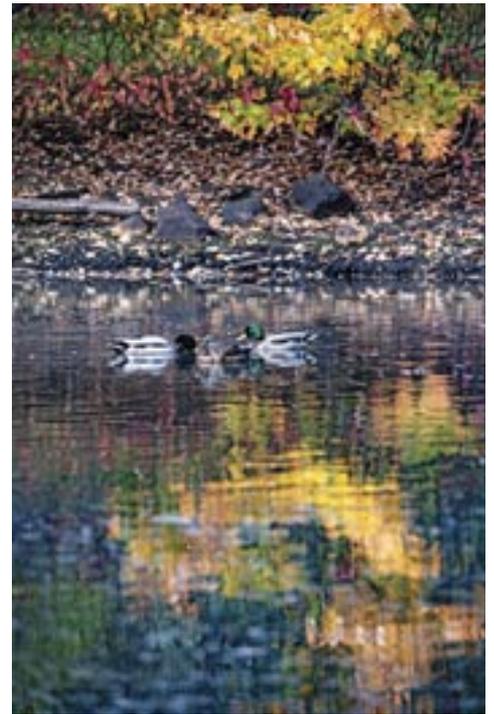
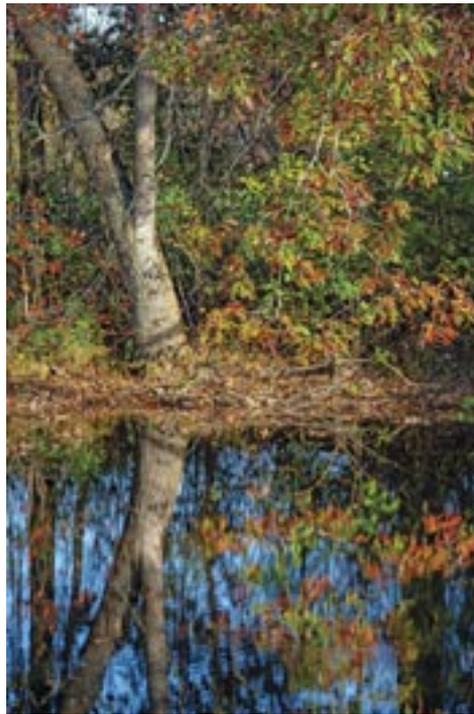
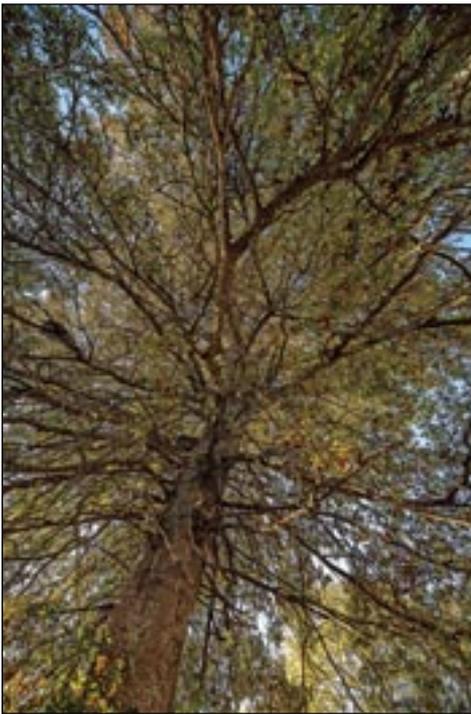


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Foliage peaks, DST ends, alas, summer is gone, folks



The turning leaves are a sure sign of summer finally gone. Time to cover up the boats, get leaves raked, clean up the yard in preparation of winter. Foliage is peaking in these parts, but it won't last long. Rain and wind in the last week or so have knocked off leaves that otherwise might still be making us go "ooh" and "aah." Alas, it's time to say goodbye to summer, although the bitter cold of winter is still bit away. This weekend is also the end of Daylight Saving Time, when we set clocks back one hour to go back to Eastern Standard Time. The clocks will go back one hour at 2:30 a.m. on Sunday, 11/1, right after the kiddos finish up trick-or-treating. ABOVE LEFT: A mighty oak at Mill Pond still have some foliage to show on 10/23/20 ABOVE MIDDLE: Reflections in Mill Pond. ABOVE RIGHT: Ducks enjoy the newly replenished pond at the Long Road Water Basin. The pond had pretty much disappeared after the long drought, but the recent rains have brought it back to life. BELOW LEFT: The trees on the Little Bay extension to the Phoenix Bike Path in Fairhaven are still holding onto their leaves. BELOW RIGHT: Trees along a bend on New Boston Road show vibrant color. BOTTOM RIGHT: The trees in front of East Fairhaven School show vibrant colors even as they drop. Photos by Glenn C. Silva.





By Beth David
Editor

We published our Halloween Trail issue last week to give you a little more time to find the spots on the trail, and to give you a chance to visit the places open a week early.

This Saturday is, of course, the big day, so we decided to just give you a quick list, with maybe one or two more. To see the trail in all its glory, see last week's issue, 10/22/20.

Visit <https://www.mass.gov/news/halloween-during-covid-19> for more tips on how to have fun on Halloween during the pandemic.

Most of the residents on the trail will do their best to keep kids safe, but use our judgement. Stay apart from people, keep hand sanitizer handy, and try not to touch anything (except the candy).

The Trail/Fairhaven

1: 70 OLIVER STREET They are up and ready now, so feel free to go by anytime to look, but especially be prepared to be scared on Friday and Saturday this weekend and next from around 6-9.

2: 60 OXFORD STREET OLE OXFORD HAUNT, No screaming ghouls (we think?), and no walk-through (alas), but the front yard is spectacular. And you can check it out from the sidewalk, the street, or

even stay in your car if you're too scared to get out.

3: 127 LAUREL STREET. In the center of Fairhaven, where we KNOW there are other places that are spooky.

4: 88 CHESTNUT STREET.

5: 66 PLEASANT STREET

6: FAIRHAVEN CENTER. Don't forget Green Street. That corner by the UU church is bound to be populated by creatures you've never encountered before.



7: 161 DOGWOOD STREET They've got stuff cooking on the open fire... beware.

8: 166 DOGWOOD ST. Cutting it close this year but hopefully I'll be up and running for the big night.

9: 19 WEEDEN ROAD It's pretty creepy looking. They'll have treats for the tricksters

Acushnet

10: 8 BEECH STREET. This elaborate yard goes on forever and

is best seen at night.

11: 18 VILLAGE AVENUE. These guys clearly have the obsession. Take your garlic, wooden stake, salt, and...whatever

12: 11 MONMOUTH AVENUE. The Baldwins are at it again and scarier than ever.

Other Latitudes

HANDY HOUSE HALLOWEEN TRAIL

The new Handy House Heritage Trail is transformed into a fun Halloween trail. Young visitors will enjoy the Halloween themed RAVEN QUEST (WE HAVE RECEIVED RAVE REVIEWS FOR THE RAVEN QUEST!) locating the mysterious ravens that dwell in the woods. Friendly ghosts and ghouls will keep an eye on all visitors. The Handy House Halloween trail offers a safe, fun outdoor activity for young kids that will also accommodate the need for social distancing.

Pick up your RAVEN QUEST instructions at the trailhead kiosk. The trail is open dawn to dusk, seven days a week. The trail is 0.7 miles, entrance is off the Handy House visitor parking lot, 202 Hix Bridge Road, Westport. FREE!

Visit <https://wpthistory.org/handy-house/>

SELECT: cont'd from page 4

pared down," said Mr. Espindola, adding that if a Selectboard member had a vote on the search committee and then later the final vote, "One person would get two bites at that apple.

Furthermore, he said, it would eliminate one opportunity for another person to have input.

A seven-member committee was how the town conducted its search for Mr. Rees, Fairhaven's very first town administrator, in 2015.

"I think it worked very well," said Mr. Espindola. "It's an unfair advantage to have one [Selectboard member] have two bites at the apple. This town administrator position ... [does not] just serve us; they're serving the entire community...."

The board voted to select the option

it discussed, but will deliberate the specifics involving whom they will each appoint during the next meeting.

Fairhaven has a new building commissioner now that the board has approved Mr. Rees's appointment of Chris Carmichael to the position. Mr. Carmichael currently serves as the building commissioner for the Town of Norton and brings significant experience in zoning enforcement, inspections, as well as a history working as a contractor.

Mr. Rees said Mr. Carmichael's experience serving on his local Zoning Board of Appeals made him more attractive to him as a candidate. He has also implemented an inter-department permitting system in Norton, which is a goal in Fairhaven.

Mr. Rees reported that there is a

developer interested in purchasing the Rogers School property to create affordable elderly housing. The board voted to issue a Request for Proposals (RFP) to allow that developer — and any others — to submit proposals. Mr. Rees said the developer appears to have the wherewithal and experience to undertake the project.

There were no responses to the Town's announcement that there was a vacancy on the Planning Board, therefore the Selectboard was unable to appoint a new member to replace Jay Simmons, who resigned from his seat several weeks ago. The Town will reissue a notice seeking interest from Fairhaven citizens willing to serve on the Planning Board and hopefully appoint a new member soon.

Fairhaven Recreation Center

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[https://www.fairhaven-
ma.gov/recreation-department](https://www.fairhaven-ma.gov/recreation-department)**

The Gym is Open!

We have socially distanced!

All cardio equipment has been moved to the gymnasium. No appointment is required. We are open regular hours. At this time no other activities will be allowed in the gymnasium also no rentals

- Locker rooms will not be open
- Members must bring in their own water bottles or purchase from machine.
- Members must wear masks upon entering and exiting building
- Members must sanitize equipment after use
- Members must adhere to social distancing guidelines
- All members must stop to wash hands or receive sanitizer upon entering the building

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Fairhaven Senior Center

**508-979-4029 • 229 Huttleston Ave
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Respite Care: one day, half-a-day. Regular rates apply.**

Visit our website at:

http://fairhavenma.virtualtownhall.net/Pages/FairhavenMA_COA/index

Fairhaven Council on Aging

The Fairhaven Council on Aging Senior Center remains closed to the public until further notice. The staff is available to take phone calls and to assist you in any way possible.

Early Voting at Senior Ctr

EARLY VOTING FOR THE PRESIDENTIAL ELECTION HAS A NEW LOCATION. THIS YEAR IT WILL BE AT THE FAIRHAVEN SENIOR CENTER, 229 HUTTLESTON AVE. PLEASE ENTER ON THE LEFT SIDE OF THE BUILDING SECOND DOOR. FOLLOW THE SIGNS. October 24, and 25 from 9:00 a.m. to 1:00 p.m. Week of October 19-23 and October 26-30 from 8:30 a.m. to 4:30 p.m. PLEASE VOTE

Medicare Open Enrollment

SHINE appointments for MEDICARE open enrollment will be available from October 15th to December 7th SHINE APPOINTMENTS ARRANGED BY THE FAIRHAVEN COUNCIL ON AGING ARE FOR FAIRHAVEN SENIORS ONLY. Seniors from surrounding communities can call the Council on Aging in their Town for SHINE information.

If you have a Medicare Prescription Plan or a Medicare Advantage Plan (HMO or PPO), you should receive a notice from your plan by the end of September. This notice outlines changes to be made to your plan for 2021. During this open enrollment period, you will be able to make

changes to this plan.

Due to social distancing guidelines set by the state, no appointments for SHINE will be held at the Fairhaven COA, however, SHINE counselors will be working from home in an effort to meet your Medicare informational needs.

All correspondence between the seniors and the SHINE counselor will be done over the phone and email, if possible. Exchange of paperwork can be done through the senior center by calling the senior center from the parking lot. Someone will come out to get, or give, you your paperwork, SHINE feels confident that they will continue to be able to provide their outstanding service to those seeking assistance during this crazy and unprecedented time.

Please call the Fairhaven Council on Aging at 508-979-4029, for an appointment to speak with a SHINE counselor.

Veterans Luncheon TO GO

The Fairhaven Council on Aging will be hosting a "Luncheon To Go" for Fairhaven Veterans and their spouse, on Tuesday, November 10, 2020 from 12:00-12:30 to receive a hot dinner catered from Mac's Soda Bar. Please Call the Fairhaven COA (508-979-4029) if you would like a dinner.



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Acushnet Selectboard supports COVID testing trailer

By Pattie Pacella

Neighb News Correspondent

The Acushnet Selectboard received an update on services from Library Director Dina Brasseur at their 10/20 meeting.

Ms. Brasseur told the board that the library is open with a take-out window, emails are being answered, resources have been given out and the staff is in the building to take residents requests and help out with whatever they need.

There have been 7,500 items borrowed since March, and more than 1,000 craft kits given out to families.

Ms. Brasseur also told the board that if residents need any copying, faxing or printing of documents the library staff is happy to perform those services at no charge. Residents can call the library or go to the window.

Library computers are also available to the public in 45-minute sessions, by appointment only. She stated that digital use is up by 150% since last year.

The takeout hours for the library are Monday and Wednesday, 11 a.m. to 7 p.m., Tuesday and Thursday 1 p.m. to 7 p.m., Friday 1 p.m. to 5 p.m. and Saturday 10 a.m. to 2 p.m. Call 508-998-0270 for more information.

In another matter, Fire Chief Kevin Gallagher asked the Selectboard to endorse a \$50,000 budget for a temporary trailer purchase to turn into a free-standing COVID testing site through the CARES act. He said with winter coming it would be an ideal way to continue their COVID testing for the community. The Selectboard voted to support the \$50,000 to acquire the COVID trailer.

Chairperson Kevin Gaspar congratulated Chief Gallagher for all his hard work and everything he and his team have been doing to provide COVID-19 testing to the Acushnet community.

Chief Gallagher said there are a lot of people behind the scenes. He said that the Town of Acushnet is "open for business," with window opportunities, drive up hours, lobby hours.

He said they are first class in protocols with plexiglass, hand sanitizer, temperature kiosks and that he encourages residents to stay safe.

In other matters, Department of Public Works Business Manager, Kathy Silva discussed the Senior Winter Water Abatement Program. Ms. Silva stated the program is used more so for elderly residents who leave their home for one to three months in the wintet. The water usage would be shut off to the home at their request. She encouraged residents who were leaving the home, to call the DPW office to get more information, 508-998-0230,

The Selectboard voted to waive all renewal licensing fees for the 2020-2021 year including liquor licenses.

The Selectboard also voted to accept a resident's \$6,000 donation to the Police Department's Gift Fund.

The board was scheduled to meet on Wednesday, 10/28 to review warrant articles. The Special Town meeting is scheduled for Saturday, 11/14, at 10 a.m.

Acushnet to participate in advance processing of votes

Press Release

In accordance with the Secretary of State Regulations 47.12 and under the provisions of section 7(k) of Chapter 115 of the Acts of 2020, the Town of Acushnet will be opening and depositing early voted ballots received up until Thursday, October 29th on Friday, October 30th at 9:00 a.m. at the Parting Ways Building, 130 Main Street.

A second session will be held on Saturday, October 31st beginning at 9:00 a.m. at the Parting Ways Building, 130 Main Street for ballots received from Friday, October 30th.

A third session will be held on Monday, November 2nd beginning at 9:00 a.m. at the Parting Ways Building, 130 Main St. for ballots received from Saturday, October 31st and Sunday, November 1st.

As the Town Offices are open limited hours (Monday-Friday 8:00 a.m.-4:00 p.m. to the public, we, respectfully ask that observers register by emailing plabonte@acushnet.ma.us or calling the Town Clerks Office at 508-998-0215 in advance of all processing of early voted ballots sessions.

In accordance with the Regulations

47.12 and the provisions of section 7(k) of Chapter 115 of the Acts of 2020, no results shall be determined or announced until after the time the polls close on November 3rd. At that time the results from the advance processed ballots will be added to the Election Day results and posted in a public place.

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NFIA donates pens for voters



Pauline Parker, President of the North Fairhaven Improvement Association, far right, presents pens at the Fairhaven Senior Center to be used by voters during early voting and on election day in Fairhaven. Due to COVID-19, voters are asked to take the pen with them, or use their own. L-R: Maria Branco, poll worker; Bernadette Costa; Linda Therrien, Vote Warden; Carolyn Hurley, Town Clerk; Pauline Parker, NFIA.

Submitted photo.

Upweller quahogs planted in Senior Cove



This year's upweller program in Fairhaven can be dubbed a success. The sand-grain sized quahogs acquired two years ago now range from the size of a quarter to a dollar coin. It will take another three years for the quahogs to get big enough to harvest. Last year the quahogs wintered over in mesh bags in a sandy bottom in the outer harbor. Then they went back in the upweller at Hoppy's Landing for the warmer months and were tossed into their forever home this month. The process was a little different and kind of new, said Fairhaven Harbormaster Tim Cox. One of the towns on the Cape tried it, but it was a first for the biologists from the Department of Marine Fisheries that worked with Fairhaven. Although there was some unexplained mortality, "They were not dissatisfied with the success we had,"

said Mr. Cox. In the end, we ended up with about 203,000 quahogs in Senior Cove. ABOVE LEFT: More than 200,000 baby quahogs grown from seed the size of a grain of sand in Fairhaven's upweller system at Hoppy's Landing are now about the size of a quarter and ready to be tossed into Senior Cove where they will, hopefully, grow large enough to be harvested in 2-3 years. RIGHT, L-R: Fairhaven Shellfish Deputy Steve Botelho and Tom Shields, South Coast Shellfish program leader at the Mass. Division of Marine Fisheries toss baby quahogs into Senior Cove. BELOW LEFT: L-R: Fairhaven Shellfish Deputies Steve Botelho and Steve Riley remove the upweller at Hoppy's Landing for the season. BELOW RIGHT: Baby quahogs grown from seed the size of a grain of sand are now about the size of a quarter to a silver dollar. *Photos courtesy of Mass. Division of Marine Fisheries.*



Residents clean up Marsh Island, aka Tin Can Island

By Beth David
Editor

A group of residents and concerned citizens led by Russ Wotton decided that enough was enough with the trash at Marsh Island, aka Tin Can Island. They met bright and early on Sunday, 10/11, in the chilly hour

around 7:30 a.m., at Riverside Cemetery and walked down to the spot that juts out into New Bedford Harbor. The spot gets loaded with trash from across the river, hence its colorful nickname.

The group of 14 volunteers picked up 33 bags of trash, 2 barrels and 21

needles.

“It’s gone. Mount Trashmore on Marsh Island Fairhaven,” wrote Mr. Wotton on his Facebook page. “A special thank you to all our 14 volunteers that came out Sunday morning...Great effort by everyone.



ABOVE LEFT: Volunteers scour the reeds to pick up trash from Marsh Island in Fairhaven on Sunday, 10/11/20. ABOVE RIGHT: Trash is bagged up and piled up after being cleaned up from Marsh Island in Fairhaven, where it was then picked up by the Fairhaven public works department. BELOW LEFT: The after shot: The ground is visible and free of trash along the reeds after the group picked up and bagged the trash. BELOW RIGHT: A pile of trash waits to be bagged for removal at Marsh Island in Fairhaven on Sunday, 10/11/20. Photos courtesy of Russ Wotton.





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Public Hearings/Legal Notices

NOTE: All legal notices are available on the Neighb News website, www.NeighbNews.com, under the "Legal Notices" tab on the top of the main page. Legal ads are also available at <http://masspublicnotices.org>, search under "Fairhaven Neighborhood News"

PUBLIC HEARING NOTICE Fairhaven Conservation Commission

Monday, November 9, 2020 at 6:30pm
Town Hall, 40 Center Street
Fairhaven, Massachusetts

To Access Meeting Remotely:
<https://zoom.us/j/91087550313?pwd=L0xNQVA5K0dSa3pacHFobE9kMFdUT09>
or CALL 1-929-205-6099
Meeting ID: 910 8755 0313
Passcode: 896686

The Fairhaven Conservation Commission will hold the following **Public Hearings** pursuant to the Massachusetts Wetlands Protection Act (M.G.L. c. 131, s. 40) and the Code of the Town of Fairhaven Chapter 192, Wetlands:

1. CON 023-189: **1 Smugglers Road** Notice of Intent filed by Keith and Kimberly Decker for the construction of a 26-foot by 26-foot two-story garage, associated site work, and driveway expansion at the property located at 1 Smugglers Road, Assessors Map 29, Lot 1. Work to take place in the 100-foot buffer zone to Bordering Vegetated Wetland.
2. SE 023-1302, CON 19-066: **6 Emerson Avenue** Request for Amended Order of Conditions filed by Natalie Reis for the relocation of the proposed garage at the property located at 6 Emerson Avenue, Assessors Map 29A, Lots 119-122. Work to take place in Land Subject to Coastal Storm Flowage and the 100-foot buffer zones to Coastal Beach, Barrier Beach, and Bordering Vegetated Wetland.
3. CON 023-190: **3 Bayside Street** Request for Determination of Applicability filed by Lucy Figueredo for the construction of a deck at the property located at 3 Bayside Street, Assessors Map 42, Lot 52. Work to take place in Land Subject to Coastal Storm Flowage and the 100-foot buffer zone to Bordering Vegetated Wetland.

Public participation will be via virtual means only: Pursuant to Governor Baker's March 12, 2020 Order suspending certain provisions of the Open Meeting Law, M.G.L. c. 30A, §18, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the Fairhaven Conservation Commission will be conducted via remote participation. The public may participate in this meeting via remote participation. Information regarding remote meeting access, listed above, will also be provided on the Conservation Agenda posted on the Town's website at least 48 hours prior to the meeting.

Copies of the applications listed in this hearing notice may be viewed electronically at: <https://www.fairhaven-ma.gov/conservation-commission/pages/current-filings>

Geoff Haworth, Chair, Fairhaven
Conservation Commission
FNN: 10/29/20

Fairhaven Zoning Board of Appeals Public Hearings

Wednesday, November 4, 2020 at 6:00 p.m.
Town Hall Banquet Room, 40 Center Street
Fairhaven, Massachusetts

Join Zoom Meeting
<https://zoom.us/j/98485156892?pwd=UIZRYX16ZjdqZ0YrVnQ3bW5DMFF5dz09> or call 1-929-205-6099
Meeting ID: 984 8515 6892 Passcode: 290000

1. **Administrative Appeal by Fairhaven Shipyard – re: 7 Union Street.** Seeking reversal of zoning determination by the Town of Fairhaven Building Commissioner dated February 20, 2020. (Application attached) – **Continued** from April 7, 2020, May 5, 2020, June 2, 2020, and July 7, 2020, and August 11, 2020, and September 2, 2020.)
2. **Administrative Appeal by A1 Crane – re: 86-88 Middle Street.** Administrative Appeal from a letter

dated April 7, 2020 from the Building Commissioner stating that the operation on the site is in violation of the Mixed Use zoning regulations. (see attached-Exhibit 3) (continued per applicant's request to September 2, 2020 Meeting, see attached.) **Previously approved to Continue to November 3, 2020.**

3. **61 Church St. Owner: Patricia Shurtleff.** 198-16: Variance request for 1.3' side setback for a proposed 24'x21.6' addition.
4. **30 Jameson St. Owner: Paul Archbault.** 198-16: Special Permit request to convert garage to living space and add kitchen, adding 16x16 living space.
5. **20 Morgan Street. Owner: Robert & Jennifer Rodrigues.** Administrative Appeal based on a letter dated September 15, 2020 from the Building Commissioner for land that is undersized in a RA District that had a foundation building permit expire in 2018.
6. **22 Morgan Street. Owner: Robert & Jennifer Rodrigues.** Administrative Appeal based on a letter dated September 15, 2020 from the Acting Building Commissioner for land that is undersized in a RA District that had a foundation building permit expire in 2018.
7. **87 Shaw Road. Owner: Joao M Martins & Iola Martins.** 198-22: Variance request for 260' square feet over the 700' sq feet for an accessory building (40x24 garage).

Peter DeTerra, Chairman
FNN: 10/22/20, 10/29/20

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DAY	DAY
MONDAY	TUESDAY
TUESDAY	WEDNESDAY
WEDNESDAY	THURSDAY
THURSDAY	FRIDAY

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suspend the food permit, effective immediately, and then hold a meeting on Thursday, 10/29, at 9:00 a.m., which the board approved.

In a followup email, Mr Haworth would not name the establishment that was shut down, but said it was for not having a food permit to begin with. When they got one, they were allowed to open. He also said that the Bayside received numerous complaints, versus other establishments.

"I guess the answer is some establishments comply and others don't forcing the BOH to take action," said Mr. Haworth in the email in answer to the question of why the Bayside situation seemed to be handled differently than other complaints.

In other matters, Fairhaven is bracing for its potential third consecutive week in the "red" zone with a high risk COVID-19 designation from the Massachusetts Department of Health.

Fairhaven currently has 24 active COVID-19 cases reported within the last two weeks.

Ms. Dupont said that if Fairhaven does remain in the red for a third week, then the town would regress back to Phase III Step 1 of the Commonwealth's reopening Plan. If that happens, some venues would have to close and others would have their capacities reduced.

Ms. Dupont said Fairhaven's status will be announced on 10/29 and if the town is downgraded to Phase III Step 1, then she will be contacting local businesses to inform them that it would go into effect on Monday, 11/2.

Upcoming Meetings

In-person attendance is restricted during the COVID-19 crisis. The information on how to join remotely is listed on the agendas. Most meetings also run live on the government access channels, and Fairhaven meetings are livestreamed at FairhavenTV.com

Visit <https://www.fairhaven-ma.gov> for remote access information

Fairhaven Board of Appeals

Wed., 11/4, Town Hall, 6 p.m.

Board of Public Works

Mon., 11/2, Arsene St., 6:00 p.m.

NOTE time change

Conservation Commission

Mon., 11/9, Town Hall, 6:30 p.m.

Espindola Office Hour

Tues., 11/3, Virtual, Email email: respindola@fairhaven-ma.gov.

School Committee

Wed., 10/28, FHS Library, 6:30 p.m.

Selectboard

Mon., 11/2, Town Hall, 6:30 p.m.

Sustainability Committee

Tues., 11/17, Town Hall, 6 p.m.

Acushnet Planning Board

Thurs., 10/22, Zoom/Call, 6:30 p.m.

Town Meeting

Sat., 11/14, Ford Middle Sch., 10 a.m.

TIDE TABLE

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

		OCT 2020		HIGH		LOW	
		a.m.	p.m.	a.m.	p.m.	a.m.	p.m.
Thursday	29	0712	1930	0144	1423		
Friday	30	0747	2005	0118	1439		
Saturday	31	0822	2043	0126	1408		
		NOV 2020		HIGH		LOW	
		a.m.	p.m.	a.m.	p.m.	a.m.	p.m.
Sunday	1	0759	2022	0153	1336		
Monday	2	0838	2102	0128	1411		
Tuesday	3	0918	2143	0207	1448		
Wednesday	4	1000	2227	0248	1525		
Thursday	5	1046	2319	0328	1605		
Friday	6	1140	----	0410	1651		
Saturday	7	0017	1239	0501	1750		
Sunday	8	0114	1335	0610	1901		
Monday	9	0209	1432	0727	2004		
Tuesday	10	0307	1534	0836	2104		
Wednesday	11	0410	1636	0946	2203*		
Thursday	12	0505	1729	1051*	2258*		

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

BOH: cont'd from page 22
infected to this date. That's what we need to try and stop.

"You need to get a good COVID plan together," Mr. Ristuccia concluded.

"Key is education and have a COVID plan that the whole staff knows, that everybody knows, so that they're all on the same page," said BOH Chairperson Peter DeTerra.

Mr. Vasconcellos expressed some confusion over the board's suggested 48-hour shutdown, given that the state had only fined the Bayside and was not threatening to shut it down. Mr. Haworth told him that he could go right over to the Bayside and find them in noncompliance right at that moment, so taking two days to come up with a plan would be the better option for them.

Former BOH member Jeannine Lopes was allowed to ask a question via Zoom after Mr. DeTerra cautioned her to "please stick to the agenda."

Ms. Lopes asked him: "Are you going to recuse yourself for the vote regarding the Bayside? Because you're in violation as well, and [you have] a complaint with the state, so I don't think it's fair ...for you to take a vote."

"I'm not in violation, thank you," said Mr. DeTerra. "I don't know what that's about."

Mr. Haworth said the 48-hour shut down was not "punitive," rather it was better than an actual cease and desist order. He then mentioned an establishment that was "closed for two weeks," something he wanted to prevent this time. He motioned to temporarily

Board of Health suspends restaurant license for two days

By Jean Perry

Neighb News Correspondent

The Fairhaven Board of Health on 10/26/20 voted to suspend the food service license for Bayside Lounge, giving restaurant owners Dennis Arsenault and Kevin Vasconcellos 48 hours to come up with a “COVID plan” to bring the establishment into compliance with Massachusetts restaurant safety standards to address COVID-19.

Interim Health Agent Sarah Dupont said the BOH Office received complaints about the Scoticut Neck Road restaurant for overcrowding, patrons not practicing social distancing, and patrons not wearing face coverings while not seated. She said after the first complaint on 7/27 she “reached out” to John Dallen, occupational safety and health inspector for the Massachusetts Executive Office of Labor and Workforce Development, and has been working with him ever since.

According to Mr. Dallen, he received the 7/27 complaint, forwarded it to the Fairhaven Board of Health, and a subsequent inspection of the Bayside did result in observations of those allegations, which the state reviewed with the Bayside owners. Mr. Dallen said a second complaint was filed on 8/7 for the very same issues as the 7/27 complaint, resulting in a written warning from the Massachusetts Division of Standards on 8/12.

“Then a month later we had two complaints within a week,” said Mr. Dutton, alleging the same violations, and again the issue was reviewed with the owners. Another written warning was triggered after outdoor entertainers at the Bayside were observed not following the guidelines for outdoor performances. There were also complaints about patrons eating and drinking around the billiard table, patrons not social distancing, and patrons without masks. Mr. Dallen said he issued a second written warning that day of the meeting, along with a civil citation of up to \$1,800.

Fairhaven Police Officer Kevin Chasse said he responded to an anonymous call to the Bayside on 10/17 at 12:30 a.m. and saw about 150 people inside the restaurant. He described the difficulty he had moving across the room toward the bar due to overcrowding and observed some of the same conditions listed in prior complaints. He said he observed only about two patrons with takeout food containers inside the bar area.

“I didn’t see any food [or] any fresh food or anything like that,” said Officer

Chasse, which is required in order to consume alcohol.

Mr. Arsenault said the restaurant was anticipating a busy evening on 10/17 because “a few places in town closed and we share the same customers as those establishments that were closed.”

He said he hired a doorperson for that night to keep a head count. According to Mr. Arsenault, there were 50 patrons inside and 24 in the outside dining area.

“Basically, the police report looks like a blatant disregard to the rules and regulations of COVID.... To my knowledge, it started to rain. Everyone from outside came inside, and that’s when we kind of lost control of the situation.... Apparently, that’s when the police were called.... People were trying to pay their tab and whatnot,” said Mr. Arsenault. “That’s basically what happened.”

Dealing with COVID-19 has been a challenge, said Mr. Arsenault, for the business and for the customers.

“The customers sometimes don’t

We’re not trying to blatantly break the laws of COVID. We don’t want to see anyone get sick, and we haven’t had anyone get sick [Dennis Arsenault]

want to comply. They’ve had enough, they’re fed up, and we understand that, and we do the best that we can; unfortunately, we’ve had to turn people away....”

Mr. Arsenault said he believes some of the complaints might have been made out of spite from customers who were turned away or shutoff for not continuing to order food with their alcohol.

“We’re looking for guidance... but we’ve addressed the issues with the state as well,” said Mr. Arsenault. “We have some violations with the state that we need to respond to within 48 hours.... it’s a tough situation all around.”

“This isn’t the first complaint, and the state has continuously been in contact with you,” said BOH member Geoff Haworth. “It doesn’t seem like you guys are kind of getting it — kind of getting there yet.”

“We haven’t just been getting complaints and doing nothing about it,” replied Mr. Arsenault. “We have tried to change things through the complaints.”

“It seems like it’s continuous,” said Mr.

Haworth. “I have a timeline here.”

“It may be continuous,” said Mr. Arsenault, “but ... we’ve improved ... since it started, and this is a fluid situation. It continues and it changes and we’re trying to change with it. We’re not trying to blatantly break the laws of COVID. We don’t want to see anyone get sick, and we haven’t had anyone get sick.” He continued, “Others (restaurants) have had to close down and we haven’t and we’re lucky because of that.”

The reason for the rise in COVID-19 cases in Fairhaven is because “people are getting lax,” said Mr. Haworth. “We need to make sure that we find a way to educate and keep compliance ... because we’re going to continue to get worse and worse.”

“We want to get you there so that you’re completely compliant,” said Mr. Haworth. “It sounds like you don’t have a correct COVID plan.”

He said the board does not want to shut businesses down, but that “it’s my job to enforce it,” and added, “We’ve got to have an equal playing field for everybody.”

Mr. Haworth and Mr. Dallen explained the regulations surrounding the requirement of food with an alcoholic drink order, saying that a burger and a beer is fine, but if a customer finishes that and then orders two more beers, “That’s not fine,” said Mr. Haworth.

“So, all the rest of the restaurants are in violation now,” said Pamela Francis from the Bayside Lounge.

“You may be right,” BOH member Michael Ristuccia told her, “but right now all those other restaurants aren’t in the room; right now, you are, so let’s just keep it there.”

He then lectured the room on the importance of running a business during the pandemic.

“As the Board of Health, we’re not here to punish you to any degree,” continued Mr. Ristuccia. “We’re here to educate you as to what you need to do, but you need to educate yourselves as well. It’s not our job solely to educate you....”

Mr. Ristuccia said some businesses are following some of the rules while others are not. “But those situations like the one that was created here are what puts ... the town back in the red, which affects everyone. If there were one person in your business on the 17th of October that tested positive two days later, think of how many people he’s

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