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# Neighborhood News

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



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with a big voice!*

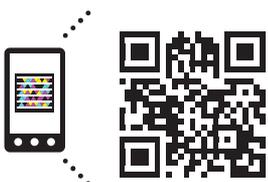
Volume 9, Issue 41 • October 30, 2014

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

## Horribles invade North Fairhaven



Horribles and Beautifuls invaded North Fairhaven for the annual Halloween Horribles parade sponsored by the North Fairhaven Improvement Association on Sunday, 10/26. *Photos by Beth David. See them in color at [www.NeighbNews.com](http://www.NeighbNews.com) Visit us at [www.Facebook.com/NeighbNews](http://www.Facebook.com/NeighbNews) to see more photos of this and other events. Individual photos are available for purchase.*



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### Also Inside:

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- **DEP mtg/shipyard:** pages 20
- **Letters:** page 23

# From The Editor

WEST ISLAND —  
A day late and many dollars short.

This is it! Halloween is TOMORROW!!!!

YAHAAAAHAHAHAHA!!

Be sure to dig out last week's issue for the Halloween Trail. And don't be shy about looking around for other houses that aren't on the list. They are out there.

And, the election is Tuesday!!! Yippee....no more robo-calls, no more surveys that take forever to finish, no more zillions of emails calling me "Cary" and telling me how disappointed they are because I haven't given them money.

We also change the clocks this weekend, but not until after Halloween, so that should be good. Maybe we'll get more little victims...er, I mean adorable trick-or-treaters.

I had planned on doing a story on the different ballot questions we'll be facing on Tuesday, but, alas, time got away from me again.

We will have the four statewide questions on our ballots, plus one more. See letters on page 23 for an explanation of that. I urge my readers to read the "Information for Voters" booklet you should've gotten in the mail. They are also available at all the libraries, town halls, etc.

Grab one, read about the ballot questions so you can be an informed voter.

I don't make endorsements in races and I'm not weighing in on the ballot questions. I'm just encouraging people to get out and vote.

We have lots of good stuff in this week's issue. Our cover story is always a fun event to cover. The Halloween Horribles parade marches right down the middle of Main Street.

Do I love this town or what?

See page 16 for that. We also have some meeting coverage (see page 4), a public meeting with the EPA (page 18) and one with the DEP (page 20).

I had some other stuff in my little brain, about the irony of flushing hydrants, the changing of the seasons, and other profundity. But, my time and space are coming to end.

Until next week then...

See ya,



Beth David, Publisher

# Fairhaven Neighborhood News

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Don't forget to  
**Change the  
clocks**

2 a.m. on Sun., 11/2

Don't forget to  
**VOTE**

Tuesday, 11/4

## CORRECTIONS/CLARIFICATIONS

Nothing? Really? Phew.

# Lawsuit filed in Howland murder

By Beth David  
Editor

The Estate of Joyce Howland has filed a wrongful death lawsuit against Fairhaven Lumber. Ms. Howland was murdered in her home on Hamlet Street on October 14, 2013. Joshua Silva, a Fairhaven Lumber employee, has been charged in her murder and is in custody awaiting trial.

In a statement released to the press, Atty. Philip N. Beauregard said: "Ms. Howland's death should never have happened. The case has been brought to compensate her Estate for her suffering and murder and to bring awareness to Fairhaven Lumber and other contractors of their responsibility to carefully screen and select employees who are sent into customers' homes, particularly the elderly and other vulnerable persons."

Ms. Howland was 69 when she was murdered in her home. Her throat had been slashed and her jewelry stolen.

The complaint accuses Fairhaven Lumber of "reckless and grossly negligent" hiring practices and using "unsuitable employees hired with no

screening or record check."

Mr. Silva had a violent history in Florida, according to police reports. The suit claims that both Mr. Silva and his co-worker, who is not named in the suit, had "long histories of criminal violence, drug use and addiction."

Mr. Silva and his co-worker were assigned by Fairhaven Lumber to install insulation in the attic of Ms. Howland's home.

Mr. Silva used the ruse of needing to retrieve a tool to get back into the house after the job was done.

The suit alleges that Mr. Silva told his co-worker he intended to rob Ms. Howland and there was a "likelihood" he would have to injure or kill Ms. Howland.

The suit also alleges that Mr. Silva and his co-worker were not on the formal payroll and were being paid "under the table," at rates "well below the industry standard."

The lawsuit does not specify an amount for damages, but seeks "compensatory damages for the loss suffered by Ms. Howland's next of kin due to the negligence, gross

negligence and/or recklessness of Fairhaven Lumber, and its agents and employees."

It also seeks punitive damages for "recklessness and gross negligence," and seeks compensatory damages for "Joyce Howland's conscious pain and suffering."

The complaint, filed in superior court on October 27, names Kenneth Lipman "as the personal representative of the estate of Joyce Howland, Plaintiff."

Ms. Howland had no children or siblings. Her two cousins traveled from out of state after her murder for a memorial service in Fairhaven.

She had a close-knit group of friends and had started a group called Sociable Singles.

A retired Fairhaven elementary school teacher, Ms. Howland was remembered as a high-energy, fun-loving teacher with a good sense of humor.

Her mother, Margaret Howland, was a long time teacher at Fairhaven High School and was remembered as a "stern taskmaster" by one student.

Mr. Silva is due in court on 11/21.



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# Selectboard still firming up RFP; will pursue Mill Road prop.

By Beth David  
Editor

The Fairhaven Selectboard spent more time trying to finalize a Request for Proposals to sell the Rogers and Oxford School buildings. At its meeting on 10/21 board members combed through the draft, bouncing back and forth on whether or not to include in the sale the portion of Union Street that is on the Rogers School property; and still spinning around and around on how to handle the old fire station building that the North Fairhaven Improvement Association uses at the Oxford School. Appraisals came in at \$285,000 for each school building.

The board firmed up some of the language, but has still not decided on those two main issues. At the Oxford School site, the NFIA has asked for a buffer around the building for parking, which would take away precious spots from the building being sold.

The town could also keep ownership of the building by carving out a separate lot, or it could create a permanent easement requiring access to the building. The NFIA rents the building from the town.

They do all agree that the bell in the Oxford School should not be included in the sale.

The board also discussed articles for the special town meeting scheduled for December 9. The board will ask TM for permission to exercise its right of first refusal on a piece of property at 211 Mill Road, a 61A property.

The \$1.456 million will have to be borrowed or come from the town's stabilization fund. The discussion again prompted a reaction from Finance Committee chair John Roderiques who has been vocal in his

opposition to the purchase of the property.

The Selectboard has said that the property would be a good site for a new police/fire station. Only a small portion of the 31.73 acres would be needed for that, so the board has discussed selling off some to help pay for a new station.

Mr. Roderiques said that using the stabilization fund for the project goes against 20 years of policy and good judgment. He said the stabilization fund is for emergencies, not

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**Mr. Roderiques said that using the stabilization fund for the project goes against 20 years of policy and good judgment.**

---

"investment."

Executive Secretary Jeffrey Osuch, however, insisted that acquiring the property was an opportunity the town should not pass up.

Mr. Roderiques also reminded the board of the short timeline between their approval and town meeting, asking when, exactly, the FinCom would have a chance to vote on the article.

The measure will require a 2/3 vote at TM to acquire the property and 2/3 vote to use the stabilization fund.

Board member Geoffrey Haworth asked his colleagues to support an article to have the town buy tablets for each of them.

simply make life easier.

As though channeling Mr. Roderiques's familiar mantra (who shifted noisily in his seat during Mr. Haworth's presentation), board member Charles Murphy suggested that the article was not the kind of thing that should be taken up at a special town meeting and could wait for the annual in May.

The board decided to wait until May.

In other business, the board also discussed changing the way the building department issues occupancy permits.

Selectboard chair Bob Espindola said he met with the building inspector about requiring a sign-off from the Planning Board before the building inspector issues the permit.

"I disagree totally," said Mr. Haworth, adding that the issue has only come up because of "fallout" over the permit issued to the new restaurant EJ's, and opposition by a planning board member because of "two trees" that had not been planted before the restaurant opened.

He said the planning board does not have the authority to hold up an occupancy permit.

Mr. Murphy agreed that the current structure is sufficient to get the job done. The town has a part time building inspector who provides coverage when the building inspector is unavailable.

The board briefly discussed a request by the Fairhaven Sustainability Committee to support ballot Question 2, which would expand the bottle bill to include water bottles, juice bottles and other beverage containers not covered by the current bill.

Mr. Espindola and Mr. Murphy said they supported the bill, while Mr. Haworth said he did not. The board did not take a vote on it.

He said he has "boxes and boxes" of paper records. He said using tablets would save all that paper, be more secure, and

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★ **ECONOMIC DEVELOPMENT**

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★ **EDUCATION**

Voted for increased funding for all of the district's town and regional schools

★ **SENIORS**

Voted for full funding for home care programs for seniors, increased funding for Meals on Wheels and local Councils on Aging

★ **VETERANS**

Voted for passage of Massachusetts Valor Act II for benefits and services to veterans



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# AROUND TOWN HAPPENINGS

## Musicians Needed

The Church of the Good Shepherd, 357 Main St., Fairhaven, is looking for local singers and musicians to perform at its Annual Christmas Concert to be held on Friday, Dec. 5 at 7:00 pm. Any group, solo singers, or musicians who would like to participate, please call Kathy at 508-245-2792. We welcome everyone.

## Oyster Restoration

The Fairhaven Selectboard will consider approval of an oyster restoration project for Little Bay in Fairhaven at its meeting on **Mon., 11/3 at 6 p.m. at Town Hall, 40 Center St.** Public comments and questions are welcome at the meeting.

Proposed by the Town of Fairhaven Shellfish Department, the Buzzards Bay Coalition, and The Nature Conservancy, the goal of the project is to establish a permanent, self-sustaining oyster population that will improve water quality, provide habitat and enhance the public oyster fishery.

The Town's Marine Resources Committee reviewed the proposed restoration project on Oct. 23.

## Hospice Volunteers

Are you looking for a rewarding, unique volunteer experience? Perhaps you have musical, artistic or creative gifts that can be shared with individuals that would enhance their quality of life as they journey to end of life. Or perhaps you would simply like to be a quiet presence and companion to a hospice patient.

Life Choice Hospice is looking for volunteers to visit patients under hospice care in your community. We are also looking for volunteers interested in Reiki, Pet Therapy or Massage Therapy.

Volunteers are formally trained and are a valued part of the interdisciplinary team in serving patients at end of life. Please call Karen Spangler 508-743-0203 or kspangler@lifechoicehospice.com.

## Caregiver Seminar

The Southeastern Mass. Alzheimer's Partnership, in conjunction with the Alzheimer's Association, MA/NH Chapter will offer a free seminar on **Thurs., 11/6, from 4:30-6:30 p.m., at**

Unitarian Memorial Church, 102 Green Street, Fairhaven.

The program will feature a panel of elder care professionals to provide information on supportive programs, services and local resources. To register or for more information call Patricia Midurski at 508.992.6278.

The Alzheimer's Association is dedicated to providing care and support for those affected by the disease, as well as advancing research into causes, treatments and cures. The Mass./New Hampshire Chapter provides programs and services such as support groups, professional training, educational programs, care consultation and a 24/7 Helpline at 800.272.3900. Visit [www.alz.org/MANH](http://www.alz.org/MANH).

## FHS Play

The Fairhaven High School Drama Club will perform Arthur Miller's *The Crucible* **Nov. 14-16, at 7 p.m. on Fri. & Sat., 11/14 & 15; and at 2 p.m. on Sun., 11/16. Tickets: \$12 for adults, \$10 for students & senior citizens, and \$7 for children under 12.**

The box office is open on Tuesdays and Thursdays from 6-8 p.m. or call 508-979-4051 ext. 5411 to reserve tickets. Tickets will also be available at the door.

*The Crucible* is a suspenseful and moving play that compels us all to question our hearts and consciences. This production is a not-to-be-missed examination of one of the best plays in American history.

The show is being performed at the Fairhaven High School Performing Arts Center at 12 Huttleston Avenue.

## Vets Day Parade

Fairhaven will hold its annual Veterans Day Parade on Tuesday, 11/11. All veterans and active military personnel are cordially invited to march behind their respective branch flag. To march, meet at Livesey Park (behind Oxford School) in North Fairhaven by 9:15 a.m. Step off is at 10 a.m. Parade will march along Main Street to Fairhaven High School for a ceremony and raising of the big flag.

For veterans unable to march, transportation is provided. Meet at the Senior Center at 8 a.m.

Homeowners along the route are asked to display the American flag. Spectators are encouraged to line the

route to show support for veterans.

**A Flag Raising in honor of Victor Oliveira** will take place at Fort Phoenix at 8 a.m. on 11/11, and will be lowered at 4 p.m. The public is encouraged to attend.

For more information, contact Gerry Payette, 508-237-4282.

## Bake & Pie Sale

**Halloween Bake Sale:** Thurs., 10/30, from 9:00 a.m. until sold out, Our Lady's Haven, 71 Center St., Fairhaven. Lots of baked goodies will be available.

**Thanksgiving Pie Sale:** Our Lady's Haven Lobby. Orders accepted: 11/6 thru 11/20 Pickup: 11/25 & 11/26

Proceeds directly benefit the residents of Our Lady's Haven. For information, call 508-999-4561.

## National Speaker

The Committee for Economic Justice, a sub-committee of the Fairhaven UU Memorial church's Social Justice Committee, along with the Coalition for Social Justice, will be sponsoring a presentation by David Cobb, a co-founder of the national Move to Amend initiative. This highly relevant presentation will be held on **Fri. 11/7 from 7:00-8:30 P.M. in the Church Auditorium, 102 Green St., Fairhaven. Accessible.** Call 508-992-7081, or visit [www.uufairhaven.org](http://www.uufairhaven.org).

Mr. Cobb is a lawyer and political activist who has sued corporate polluters, lobbied elected officials, run for political office and has been arrested for non-violent civil disobedience. In 2004, he ran for President of the United States on the Green Party ticket. He is also National Projects Director for Democracy Unlimited.

Move to Amend is a national campaign to abolish Corporate Personhood (the idea that corporations have all the same rights under the Constitution as individual citizens) and to overcome the doctrine that "money equals free speech" so that campaign finance limits are re-instituted.

The forum will focus on strategies for winning a Democracy Amendment to the U.S. Constitution.

Please plan to attend what promises to be a highly informative presentation of great importance by a dynamic national leader!

# HAPPENINGS OVERTOWN

## Bicycle Drive

The Fairhaven Rotary club is pleased to be sponsoring a Pedals for Progress used bike drive. The event will take place rain or shine on **Nov. 1, from 9 am-12 noon at R.A. Mitchell located at 103 Pope Island, New Bedford and at The Residence at Cedar Dell located at 628 Old Westport Road, Dartmouth.**

We are collecting used bikes to send to Nicaragua, Ghana, Albania, Costa Rica and Guatemala. Bikes should be rust free but may have flat tires in need of repair. No tricycles please. We are asking for a \$10.00 minimum donation to help with the shipping. For your convenience both drop off locations will be accepting donations for the week of 10/27-11/1.

Pedals for progress is a non-profit organization that collects 3,000 to 5,000 bikes annually in hopes to help developing countries in Latin America, Africa and Eastern Europe. To date more than 142,000 bikes have been shipped to these countries which help people with transportation to work, the market and accessing health care.

For more information you may contact Ivan Brito at 774-263-8897 or [ibrito.molife@comcast.net](mailto:ibrito.molife@comcast.net) or you may also visit the pedals for progress website at [www.p4p.org](http://www.p4p.org)

## ABWA Meeting

The SouthCoast Chapter of the American Business Women's Association will be hosting a November Networking Event on **Wed., 11/5, from 5:30-7:30 p.m. at the Atrium in the Times Square Building at 888 Purchase St., New Bedford.** Complimentary appetizers, door prizes, and a cash bar.

The ABWA is a non-profit group of women from diverse occupations and stages in their professional careers who meet monthly for the purposes of leadership development, sharing business information, networking support, and personal growth.

The November Networking Event is open to both ABWA members and non-members. The event is free for ABWA members, \$10 for non members. Payment can be made via credit card online at [www.abwasouthcoast.org](http://www.abwasouthcoast.org), or by check or cash at the door. Please RSVP to [malichan9@gmail.com](mailto:malichan9@gmail.com)

or call 508-863-1831 by November 3, to allow an accurate headcount.

## Amer. Revolution

Join us for a lecture on the American Revolution on **Nov 4, 6:30 pm at the Fort Taber/ Rodman Military Museum, 1000c Rodney French Blvd., New Bedford; 508-994-3938; info@forttaber.org.**

Meet and listen to Robert Barboza, author of Portraits of Old Dartmouth. Mr. Barboza will talk about his book that provides new insight on the New Bedford area before and during the American Revolution that provides an understanding why exactly did the British attack and burn the villages and harbor. **Admission is free** and Mr. Barboza's book will be available to purchase.

## LGBTQ Dance

The LGBTQ Ministry at St. Martin's Episcopal Church Hall, 136 Rivet St. New Bedford, is holding dance for Lesbian/Gay/Bi/Trans/Queer individuals on **Sat., 11/1 at 7:00 pm.**

**DJ, refreshments and soft drinks all for FREE!!** For information, please call 508-992-4656.

## Marines Invited

The Greater New Bedford Corps League will be hosting its annual informal Marine Corps Birthday celebration on **Thurs., 11/6, from 5:30-10 p.m., at the Poirier Post VFW, 281 Appleton St., New Bedford, 508-995-3610.** Free (donations welcome), with refreshments provided by GNBMCCL; cash bar. **The event is open and strictly limited to all active, reserve, retired and former Marines, and US Navy FMF Corpsmen and chaplains.** Activities include a guest speaker, commandant's message, cutting of cake, plenty of camaraderie, etc. Semper fi. The few, the proud, the Marines.

## Crafters Needed

For Our Lady of Purgatory Maronite Church's Lebanese Holiday Bazaar that will be held on Saturday, November 15, from 9 a.m.-5:30 p.m. & Sunday, November 16th from 9 a.m.-1 p.m. at St. Mary's School, 115 Illinois St. in New Bedford.

Contact Sharon Tripp at 508-971-3804 for more details!

## Homework Helpers

The New Bedford Cable Network has announced the national award-winning "Homework Helpers" live television show hosted by New Bedford Public Schools teachers has begun its third season. Current and retired New Bedford Public Schools teachers host the half-hour call-in show on New Bedford's Education Channel 9 and provide helpful instruction and advice to students seeking help with difficult homework questions.

Students may call into the show three days a week, Tuesday through Thursday, from 5-5:30 p.m. at (508) 979-1600 with their questions. Students may also e-mail questions to [homeworkhelpers@newbedfordschools.org](mailto:homeworkhelpers@newbedfordschools.org) or leave a voice message either before or after the show at (508) 979-1760.

The show will be rebroadcast at 7:30 p.m. on the night it is taped live and again at 7:30 a.m. the following morning.

Viewers may also watch the live show through the City of New Bedford website.

## Patriotic Concert

Patriotic Music Organ Concert will be held at St. Martin's Episcopal Church, 136 Rivet Street, New Bedford, on **Sun., 11/9 at 2 p.m. Accessible.**

**Call 508-994-8972 for tickets, \$10; Seniors, Veterans, Students, \$5; Children and active military, free. Featuring John Jannis.**

Proceeds to benefit the building improvement fund.

## Students 4 Homeless

Students for the Homeless feeds about 155 people at the end of each month. Since we receive no grants that help with the expenses toward meals, your support is needed, with any small donation appreciated.

This year, Congress has cut food stamps by 13%. The average family of four will receive \$36 less in food stamps per month. Food banks and food pantries are not able to make up this difference.

Support us with a donation to Students for the Homeless, 114 Emerson St., New Bedford, MA 027140; 508-997-5423.

# HAPPENINGS/OTHER LATITUDES

## Singles Dance

Sociable Singles presents Haunted Halloween on **Fri., 10/31, at Reservation Golf Club, 10 Reservation Road, Mattapoisett, MA, from 7:30-11:30 p.m.** Dancing to the DJ Music on Wheels. Light refreshments, cash bar, raffles and door prizes. Cost: \$12; members \$10. Costumes encouraged! Couples and singles welcome.

For more info, call 877-387-8039 or visit [www.sociablesingles.org](http://www.sociablesingles.org)

## Items Wanted

Gather up your bangles, baubles and bows, and donate them to the Friends of the Mattapoisett Library for the Holiday Jewelry and Accessory Sale. Donations of jewelry (even broken items), beads, single earrings, scarves and purses can be left at the library's circulation desk during business hours.

Then, come try on some bright and shiny things at the sale which opens with a Friends' Members-Only preview on Fri., 11/21, from 6:00 to 8:00 pm. (It's a great time to sign up for a Friends membership.) **The sale continues Sat., 11/22 from 10:00 am until 4:00 pm at the Mattapoisett Free Public Library, 7 Barstow St.**

The Friends of the Mattapoisett Library is a 501(c)3 non-profit organization. Donations are tax-deductible, and all proceeds benefit the Mattapoisett Free Public Library.

## Bird Club Mtg.

The Paskamansett Bird Club's November meeting will be at **7:30 on Thurs., 11/13, at Macomber Community House, 930 Main Road, in Westport.** Free, open to the public, accessible. (Note that this is not the club's usual meeting day or location.) Geoff Dennis will present the birds of fabulous Monhegan Island.

Monhegan Island, located approximately 12 miles off the Maine coast, is just one and a half miles long by three quarters of a mile wide. During the summer months, it is popular with artists and hikers for its picturesque landscape. In spring and fall, it is known as a "migrant trap" to birders.

This program is supported in part by a grant from the Westport Cultural Council, a local agency which is supported by the Mass. Cultural Council, a state agency.

## Author Event

Many new books about the Beatles have come out in this year, marking the 50th anniversary of the band's arrival in America. But only one book, *Beatleness*, by sociologist and Cambridge, MA resident Candy Leonard, offers new insight about the phenomenon and the historically unique relationship between the Beatles and their fans.

Candy Leonard will be appearing at Harrifest: A Tribute to George Harrison, Nov. 7-8 at the Clarion Inn in Seekonk, MA: Sat., 11/7, 5pm-11pm; Sun., 11/8, 11-2. *Beatlessness* reading and convo with Chachi Loprete, host of Breakfast With The Beatles on Boston's WZLX. - See more at: <http://beatlessness.com/#sthash.dVn2MGiN.dpuf>

Now in its twelfth year, the family-friendly Harrifest will feature over ten Beatles tribute bands on Friday night, and a variety of vendors will be selling Beatle-themed artwork and memorabilia through the weekend.

Candy will be signing books throughout the weekend, and in keeping with Harrifest tradition, she will donate a portion of the proceeds to the Southcoast Visiting Nurse Association Hospice Program.

Visit [www.Beatlessness.com](http://www.Beatlessness.com).

## Medicare Present.

From \$0 to \$48 a month! Just like that! This is what someone just realized they would have had to pay with the changes to their stand-alone drug plan. Luckily, that person was able to find a better plan to keep their costs down. How? They met with a SHINE Counselor at the COA, and so should you! Chances are you may not really know if you need your insurance changed unless you have a review of your current plan, and there is only a small window of time to check on it. The Medicare Open Enrollment Period ends Dec. 7th (Changes will take effect on Jan. 1).

**On Mon., 11/3, from 3-5 p.m.,** there will be a comprehensive insurance presentation. Representatives from Blue Cross/Blue Shield will be at the Mattapoisett Council on Aging, 17 Barstow St., from 3-4 p.m. and S.H.I.N.E. (Serving Health Information Needs of Elders) Regional representatives will be here from 4-5

p.m. It is highly recommended that anyone 65+ (or who will be) attend the two (2)-hour session, or any portion thereof. Call the Mattapoisett COA at 508.758.4110 to reserve your spot at this session.

## Gingerbread Cont.

Habitat's "Gingerbread House" Gala and Silent Auction will be held on Thurs., 12/4, from 6:00 to 8:30 PM at Marion Music Hall, Front Street, Marion. Music by Local Choirs singing Christmas Carols. Tickets are a \$50 donation. Reservations may be made through our website, [BuzzardsBayHabitat.org](http://BuzzardsBayHabitat.org), or by calling: 508-758-4517

**Gingerbread House Contest:** Entry forms available online or by calling 508-758-4517. **Deadline for entry forms to be submitted is December 1st!!!** Prizes will be awarded by category.

The evening features a selection of wine and artisanal beer, hors d'oeuvres, and desserts.

All to support families in need of housing in our community.

Volunteers: BBAHFH is looking for volunteers interested in helping plan our event by securing sponsors, auction items, and selling tickets. Call 508-758-4517.

## Dial M for Murder

Ocean State Theatre Company (OSTC), currently celebrating its third season in its new state-of-the-art theatre in Warwick is proud to present Frederick Knott's intense and gripping thriller, *Dial M for Murder*. This brilliant dark tale, with furnishings provided by OSTC's "Partner in Design," Ethan Allen, and additional support provided by Healthtrax Fitness & Wellness, will enjoy a limited run through Nov. 16.

The theatre is located at 1245 Jefferson Boulevard, Warwick, RI. **Tickets are \$34-\$49. Visit [www.oceanstatetheatre.org](http://www.oceanstatetheatre.org) for dates and times.**

Tickets are on sale at the box office Mon.-Fri. from 12 noon - 6:00 pm, Saturdays from 12 noon - 4:00 pm, and from 12 noon until curtain time on performance days. Tickets are also available online 24 hours a day at [www.OceanStateTheatre.org](http://www.OceanStateTheatre.org) and via telephone during normal box office hours by calling (401) 921-6800.

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**VETERANS DAY**

**Tuesday  
November 11**

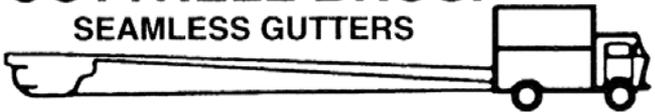
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# Recipe of the Week

## Cranberry Coffee Cake

- 1 stick soft butter
- 1 cup sugar
- 2 large eggs
- 2 1/2 cups flour
- 1 tsp baking powder
- 1 tsp baking soda
- 1/2 tsp salt
- 1 cup sour cream
- 1 tsp almond extract
- 1 14-oz. can whole cranberry sauce

1 cup chopped walnuts or pecans  
 Preheat oven to 350°. Spray a 10-inch bundt pan with cooking spray. In a large bowl cream together butter, eggs and sugar until well blended; then add flour, baking powder, baking soda, salt, sour cream and almond extract. Mix well.

Pour half the batter into prepared pan, spread half the cranberry sauce over batter and spread evenly. Then put half the nuts; add the remaining batter, the rest of the cranberry sauce; spread evenly, then add the remaining nuts.

Bake in 350° oven for 50-60 minutes or until done. Cool 10 minutes in pan then remove to plate.

*By Sue Rogers*

# Boat refuses to be scuttled



An unidentified vessel was cut to the water line and all identification marks were removed when the partially submerged vessel was found off the R2SE Buoy 1 mile off West Island Saturday morning, Oct 25. According to Fairhaven Shellfish Warden Timothy Cox the remains of the 28-foot vessel were secured and towed to Fairhaven because it was considered a hazard to navigation. TowBoat US/New Bedford Marine Rescue assisted in the tow to Hoppy's Landing. The boat still had fuel in its tanks requiring the Fire Department to also respond for an assessment. TOP & ABOVE LEFT: Fairhaven town officials haul the boat that was scuttled onto the ramp at Hoppy's Landing. ABOVE RIGHT: Shellfish deputy Richie Dube examines the boat that someone tried to scuttle. ML Baron Photos The West Island Weather Station KA1WBH.

## To share a recipe with your neighbors

Mail to 166 Dogwood St., Fairhaven, MA 02719; fax to 508-991-5580; email to [neighbnews@comcast.net](mailto:neighbnews@comcast.net)

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 Sun., 10-5

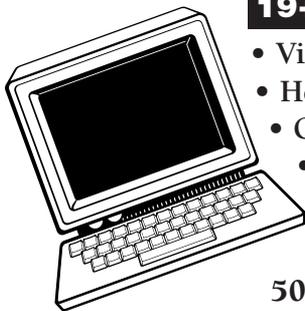
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Cannot be combined with any other offer

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## Friday Night

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Lowest prices around

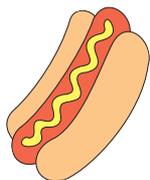
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### CLAMBOIL

Saturday, Nov. 8 • 2 to 8 p.m.

**\$13<sup>95</sup>**  
+ meals tax



### THE HOLIDAYS ARE COMING

If you are planning an event and catering is needed, we would be honored to serve you. An early call to discuss your needs will enable you to lock in a date and time to avoid disappointment. Mac's Custom Catering will help prepare your next social or business event with good advice, the highest quality prepared food and excellent service. Our hard-earned reputation is based on integrity, reliability and precise attention to detail. Jevon will prepare a free competitive price quote for your consideration. Call Jevon at 774-473-0393.

### THANKSGIVING DINNERS

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#### Every Wed.:

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#### Every Thurs.:

Karaoke w/Cowboy Al,  
7-11

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# Acushnet Town Meeting lacks quorum

By Beth David  
Editor

The 23 articles on the Acushnet Special Town Meeting warrant will just have to wait, because voters, apparently, had better things to do. Maybe they were all getting ready for Halloween. In any case, Town Meeting failed to get a quorum on Monday, 10/27, with 55 voters showing up and 75 needed to conduct business.

The meeting was officially continued to Monday, 11/3, at 7 p.m. at the Ford Middle School on Middle Road.

Town officials speculated that the lack of any large spending articles or controversial issues kept people away on a mild late-October night.

After imploring those present to call their friends and neighbors, Town Moderator Robert Francis waited

until 7:18 to declare it hopeless.

The town will institute a reverse 911 call to residents to alert them to the new date.

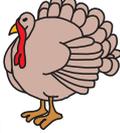
Articles included \$93,852 to hire three new police officers, \$36,656 for a new police cruiser and \$130,000 to replace and upgrade the irrigation system at the golf course.

(See 10/23/14 issue for a summary of articles.)



Only 55 voters showed up for Acushnet's Special Town Meeting on Monday, 10/27. Seventy-five are required for a quorum, so the meeting was continued to 11/3. Photo by Beth David.

**Happy Thanksgiving**



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## Ej's holds grand opening celebration



LEFT: Friends, family, employees and politicians crowd around while Ken and Cathy Melanson (middle) cut the ribbon at EJ's Restaurant and Deli on Friday, 10/24. The grand opening celebration included activities for children, entertainment and lots of free samples. ABOVE, L-R: Paulette, Harlette, Ana and Aissatou decorate cookies at Emma Jean's, adjacent to EJ's during day two, Saturday, 10/25, of the grand opening activities. The two businesses are adjacent to each other and share a parking lot, with EJ's at 111 Huttleston Ave. and Emma Jean's at 115 Huttleston Ave. in Fairhaven. Photos by Beth David. See them in color at [www.NeighbNews.com](http://www.NeighbNews.com)



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# Fairhaven Recreation Center

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2 p.m.; Closed Sunday • 227  
Huttleston Ave, 508-993-9269  
[http://fairhavenma.virtualltown  
hall.net](http://fairhavenma.virtualltownhall.net)**

## Youth Basketball

Registration: Nov. 1st & 8th from  
8AM—2PM Cost:\$10. Age is  
determined as of December 1, 2014

Divisions will be as follows with  
sufficient numbers: Pee Wee (Co-Ed)  
Ages 6-8; Junior Ages (Co-Ed) 9-11;  
Senior (coed) Ages 12-15. Open to all  
Members! Please bring 2 proofs of  
residency and a copy of child's birth  
certificate to registration.

Information on new evaluation  
schedule available at registration.

### Attention!!!

Calling all basketball enthusiasts!  
We are looking for motivated,  
committed individuals to volunteer  
as basketball coaches for this league.  
We are also in need of officials for the  
league, pay is roughly \$15 per game.  
For more information and to fill out a  
volunteer application please call or  
stop by the Recreation Center during  
league registration hours

## NYC On Your Own

Shopping, sightseeing in the Big  
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York City as we travel in a luxury  
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Rockefeller Center and pick up is at  
the Madison Street Library. Bus  
leaves from the Fairhaven Recreation  
Center where coffee and donuts will  
be available upon arrival. Pre-  
registration is required! All children  
must be accompanied by an adult.

For more information, please call  
Fairhaven Recreation at 508-993-9269.  
Bus leaves Rec at 630 a.m. and  
returns at 10 p.m.

Date: Nov. 29. Cost \$50.00 **Dead-  
line for registration Nov. 17.**

## Be a Referee

Learn Referee Techniques. Every-  
one gets a whistle. Proper calls, rules  
of Fairhaven Recreation League, are  
able to Referee a game by the end of  
this 5 week session.

Sat. 11/15, , 22, 29, Dec. 6 & 13;  
10-11 a.m. \$45 Member/\$60 Non  
Members Ages 16-Adult

# 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 new website at:

[http://fairhavenma.virtualltownhall.net/Pages/FairhavenMA\\_COA/index](http://fairhavenma.virtualltownhall.net/Pages/FairhavenMA_COA/index)

## Mall Trips

**Nov. 5:** Newport Grand & Cmas Tree  
Shop

**Nov. 12:** Hyannis Mall and Xmas Tree  
shop and Trader Joe's

## Entertainment

**Call Fairhaven COA for entertainment schedule: 508-979-4029**

## Special Activities

### Day Trip

Yuletide Newport-Display of Lights,  
Dec. 1, 2014. Leaves Fairhaven Senior  
Center at 9 a.m. returning 7 p.m.  
Contact Fairhaven Senior Center at  
508-979-4029 for more information.  
Payment must be paid at time  
reservation. Cost \$85.00 per person  
Tour includes visit and sightseeing to  
LaSalette, New England's largest and  
most colorful Christmas light display.

### Senior Discount Day Trip

Next Salvation Army Trip is  
November 3, to the Wareham store.  
Only 14 seats so call the Fairhaven  
COA at 508-979-4029 to reserve your  
seat, \$2.00 donation is suggested.

### Medicare open enrollment

Mary Bess from SHINE will be at  
the Fairhaven Senior Center on  
Tues., Nov. 4, at 10 a.m. to explain the  
process during open enrollment for  
medicare. Please call the Fairhaven  
Senior Center to sign up for this  
important presentation.

### Girls Night Out

The Friends of the Fairhaven  
Council on Aging will be hosting a  
Girls Night on Thursday November  
13 from 4:00p.m. to 7:00p.m. at the  
Fairhaven Senior Center. Admission  
is \$5.00 and includes soup tasting,

pastry, coffee and hot cider. Vendors  
include Running Brook Vineyard  
Wine Tasting, Mary Kay Hand Care,  
Community Nurse of Fairhaven Chair  
Massage, Dorothy Cox Chocolates,  
Leah Deroches Angel Card Reading,  
Roxann's Home Made Soaps, Deb  
Rocks Quilted Pocketbooks, Silpada,  
PineTree Glass Works to name a few.  
Mark Folco will also be there to turn  
your unwanted gold into cash.

### Sewing Circle

The sewing Circle group will meet  
on Nov. 3 & 17 from 1-3 p.m. Do you  
want to learn to sew or maybe do a  
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**Veterans Benefit Presentation: Nov. 17, 6:30 p.m.** Learn about your VA Burial Benefits and the Dignity Memorial Veteran Benefits Program hosted by Rock Funeral Home and Waring-Sullivan Funeral Homes from New Bedford. RSVP by November 13.



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# Horribles and beautifuls invade North Fairhaven

By Beth David  
Editor

A blustery October evening met the Horribles and Beautifuls as they invaded North Fairhaven, parading down the middle of Main Street in a show of strength on Sunday, 10/26. It was perfect weather for the type of assault: windy, cooling off as the sun went down and the clouds gathered, crows and seagulls screaming in the distance. The invasion of several hundred, orchestrated by the North Fairhaven Improvement Association, started at Benoit Square and ended in the parking lot behind St. Mary's Church.

Prizes for most beautiful, most horrible and most original in 5 age categories, and hot chocolate for all awaited the invading troops and their accompanying adults.

The annual Halloween Horribles Parade has been a North Fairhaven tradition since 1950.

This year's winners are...

## Toddler to age 4

Most Horrible: Liam as a zombie

skeleton, Kolby as a skunk; Weson as Batman. Most Beautiful: Kalie Nicol as Rapunzel, Serentee Love as a Ballerina in a jewelry box, Trinity Stephens as a pumpkin. Most Original: Trinitie Trueheart as Shirley, Hudson Davis as doggie, Madeline Cousins as Curious George.

## Ages 5 to 7

Most Horrible: Carter Frate as a zombie, Mason Demelo as Dracula, Sawyer Jones as a transformer bumblebee. Most Beautiful: Shanal Almeida as a bumblebee, Aliah as a princess, Trenaye as Minnie Mouse. Most Original: Davis Bourassa as Ninja Turtle, Frias and Javier Martin as a lobster and a lobsterer, Brianna Roderiques as Elsa.

## Ages 8 to 12

Most Horrible: Autumn Demello as a zombie, Emma Stephens as a voodoo doll, Jayzair Hart as a witch. Most Beautiful: Jenna as a witch, Ashton as the Riddler, Alisha as the Mad Hatter. Most Original: Madison Medeiros as a serial killer (in a box of Cheerios...cereal killer...get it?), Lilly

Girard as Pee-Wee Herman, Davis Johns as a Skylander Stink Bomb.

## Ages 13 to 16

Most Horrible: Linda Frates as a crypt keeper. Most Beautiful: Jasmine Pittsley as a zombie and Jazmyyn Almeida as a cat. Most Original: Avery as a smart cookie, and Sarah Furtado.

## Adult

Deb Mathieu as a scumbag for most horrible, Debbie Camacho as Charlotte's Web for most beautiful, and Meagan as a fortune teller for most original.

All winners got bags of candy, hot chocolate flowed aplenty at the deft hands of Ted Silva and Bob Parent.

The venerable Fred Raphael Emceed in the absence of Michael Silvia and the list of thank-yous was long and varied.

The event was completely free for participants and drew people from the whole region.

To learn more about the NFIA visit <http://northfairhavenimprovementassoc.weebly.com/>



TOP LEFT: Chase Demers and Jameson Nelson wait for the parade to reach them so they can jump in on the fun at the Halloween Horribles Parade in North Fairhaven on Sun., 10/26. LEFT: Frias and Javier Martin won in their category for a lobster and his captor. ABOVE LEFT: Brrr....this looks like something runs in the family. TOP RIGHT: Madison Medeiros as a serial (or is that cereal) killer. ABOVE RIGHT: This smart cookie is Avery.

# Grimshaw Park Eagle Scout project complete

By Beth David  
Editor

Everyone seems to agree that Grimshaw Park, adjacent to Fort Phoenix in Fairhaven, is a beautiful spot. Unfortunately, it created a bit of a conundrum: It was donated by Roger A. Grimshaw in 1978 for use by the senior citizens of Fairhaven, however, it was hardly senior-citizen-friendly. It had no place to sit and uneven, grassy ground; beautiful, but hardly the kind of place that someone a little unsteady on his or her feet might want to go.

That is no longer a problem, thanks to Boy Scout Dereck Goff and his fellow Scouts, who took on the great task of creating a senior-friendly spot in the park for Mr. Goff's Eagle

Scout project. The Scouts painted the guard rail, had cement poured, including a paved walkway from the street, and placed four picnic tables, two of them with a wide end for wheelchair access.

Scouts and Fairhaven Council on Aging Director Anne Silvia gathered on Saturday, 10/25, for a ribbon cutting ceremony complete with speeches and complimentary pastries and refreshments.

Ms. Silvia told the crowd that she was trying to find a way to make the park more user-friendly for seniors when someone suggested asking the Scouts.

"As beautiful as the park is on this beautiful and perfect spot, it basically was unusable," said Ms. Silvia. "Now

Fairhaven senior have a nice place to sit, all because of Dereck."

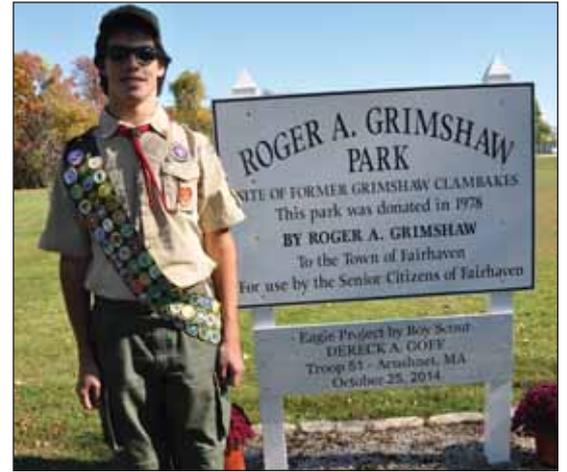
After going on for bit, she admitted, "I don't want it to end."

Mr. Goff told the crowd that he was excited to be part of the project. He said he had a lot of people to thank.

"It's a big list," he said, and made sure to mention his fellow Scouts, especially for the guard rail painting, which, apparently, was a much bigger job than any of them anticipated.

"It's a great project. It's tremendous," said Selectboard chair Bob Espindola. "It's a great example of people taking initiative and the community coming together."

He said an unusable park is now a "destination."



ABOVE LEFT, L-R: Fairhaven Council on Aging Director Anne Silvia looks on as Boy Scout Dereck Goff speaks to the crowd and his fellow Scouts wait patiently. ABOVE RIGHT: Boy Scout Dereck Goff stands next to the sign acknowledging his Eagle Scout project, a paved area with four picnic tables, two with a special wheelchair opening on one side. BELOW LEFT: The new picnic area at Grimshaw Park at Fort Phoenix in Fairhaven. BELOW RIGHT: Dereck Goff cuts the ribbon while Fairhaven Selectboard Chair Bob Espindola and Fairhaven Council on Aging Director Anne Silvia stand by. Photos by Beth David. See them in color at [www.NeighbNews.com](http://www.NeighbNews.com)



# EPA holds meeting to update public on harbor clean-up

Meredith Winnett

## Neighb News Correspondent

On October 22, the Environmental Protection Agency (EPA) held a public meeting to discuss dredging and the placement of Confined Aquatic Disposal Cells, or CAD cells, on the New Bedford Harbor.

The EPA set up four posters in the auditorium of the town hall. The topics of the posters were: 2014 Dredge Season/2015 Dredging, CAD cell project, Overview of Human Health and Ecological Risk Assessment, and State Enhancements Remedy Projects. There were four 20-minute information sessions at each poster with a 40-minute Q&A session afterwards.

Many residents from Fairhaven and New Bedford attended. The main concern of the attendees was how the EPA was taking steps on preventing the PCBs from going airborne.

Ginny Lombardo, the team leader of the New Bedford Harbor Superfund Site, gave an overview of the human health and ecological risk assessments.

Ms. Lombardo told the group the EPA is taking steps to prevent heightened levels of PCBs in the air. There are multiple air monitors place around the dredging areas. Air samples were taken before the dredging began and are taken every month to measure the cumulative PCB exposure over time.

The baseline taken in 1999 showed there was between 0 and 80 nanograms per cubic meter of PCBs in the air. A more current baseline will be taken around March. Chronic exposure to airborne PCBs causes health risks. The monitors are there

to insure residents will not be exposed to prolonged elevated levels.

Another concern of the residents was where the offsite dumping location of highly contaminated materials will be. Highly contaminated materials removed from the harbor are dried out and moved to the TSCA Landfill in Michigan, an approved PCB dumping site. The landfill is the only approved PCB dumping site for our region.

Ms. Lombardo said that long-term consumption of the PCBs found in the New Bedford Harbor could cause

tinue for five to seven years. Once the project is complete, the area will be reviewed every five years indefinitely.

For more information on the project, visit [www2.epa.gov/new-bedford-harbor](http://www2.epa.gov/new-bedford-harbor) or contact Kelsey O'Neil at [kelsey@epa.gov](mailto:kelsey@epa.gov) or 617-918-1003.

Representatives from the Hands Across the River Coalition were at the meeting providing opposing materials to residents. One pamphlet contained notes from the 8th International PCB Workshop in Woods Hole in early October.

The notes included warnings such as "Continuous exposure [to PCBs] may add up to high total exposure," and "Increasing evidence of health effects from PCBs leading to cardiovascular disease and arteriosclerosis."

Another pamphlet included a map of the high-level PCBs in sediment destined for CAD Cells. The backside of the pamphlet contained information on the decision-making process to install CAD cells and a push to urge the USEPA to: "1) Change [the CAD cell's] position: no sediments north of Coggeshall Street should go to the CAD cell — the levels of PCB are too high! 2) Evaluate alternatives to CAD for sediments with PCB levels greater than 50 ppm and allow the public to consider the results."

For more information on the Hands Across the River Coalition, visit [facebook.com/harcgnb](http://facebook.com/harcgnb).

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One of the main focuses in the cleanup is to make fish consumption possible again, though it probably will not to be possible for decades.

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long-term, chronic health risks including cancer. PCBs are found in the water and aquatic life in the harbor. It is advised that no one consume the fish or shellfish found in the harbor. One of the main focuses in the cleanup is to make fish consumption possible again, though it probably will not to be possible for decades.

Ms. Lombardo said the bulk of the cleanup will be completed in two to three years.

Kelsey O'Neil, the Public Affairs Specialist of the EPA New England Region I, said the project will con-

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# Tsarnaev friend convicted

*FBI press release*

Following an eight-day trial, the jury convicted a college friend of alleged Boston Marathon bomber, Dzhokhar Tsarnaev, for making false statements to investigators assigned to the FBI's Joint Terrorism Task Force.

The jury found Robel Phillipos, 21, of Cambridge, guilty of making false statements during the terrorism investigation of the Boston Marathon bombings on April 20, 2013 and April 25, 2013. U.S. District Judge Douglas P. Woodlock scheduled sentencing for Jan. 29, 2015.

U.S. Attorney Carmen Ortiz said, "In the wake of one of the most significant events in this City's modern history — an event which left two young women and a child dead, and many more injured — thousands of ordinary citizens assisted law enforcement in identifying and locating the perpetrators.

"Today, a federal jury concluded that Robel Phillipos did just the opposite. He lied to agents when he could have helped. He concealed when he could have assisted. It is a crime to lie to law enforcement agents, and that is why Robel Phillipos was charged and why the jury found him guilty today.

"But this case also reminds us that our public safety network relies on every citizen in the Commonwealth. We look to all of our citizens — our neighbors, our friends, our colleagues, even strangers whom we have never met before — to assist law enforcement in detecting, preventing, and solving crimes.

"Mr. Phillipos made a choice: a choice to lie instead of tell the truth. With its verdict today, the jury got it exactly right."

In August 2014, Dias Kadyrbayev pleaded guilty to obstruction of justice charges related to the Boston Marathon bombing investigation. Kadyrbayev admitted to removing evidence from Tsarnaev's dormitory room at University of Massachusetts

Dartmouth and discarding Tsarnaev's backpack with fireworks, some of which appeared to have been emptied of their explosive powder, in a garbage dumpster.

In July 2014, Azamat Tazhayakov was found guilty by a federal jury in Boston of obstruction of justice charges for his role in impeding the Boston Marathon bombing investigation. His conduct was related to the same conduct as charged against Kadyrbayev that occurred in Tsarnaev's dormitory room on the evening of April 18, 2013.

At the Phillipos trial, the government proved that Phillipos lied about his knowledge and activities on the

fireworks, a jar of Vaseline, and Tsarnaev's laptop computer.

Later that night while Tazhayakov and Phillipos were monitoring the manhunt for the Tsarnaevs on television, Kadyrbayev discussed getting rid of the backpack containing the fireworks with them. Tazhayakov agreed with Kadyrbayev that they should get rid of it. After this conversation, Kadyrbayev placed Dzhokhar Tsarnaev's backpack in a garbage bag and placed it in a dumpster outside their New Bedford apartment. The FBI recovered the backpack a week later, after 30 agents spent two days searching a landfill in New Bedford.

Between April 19, 2013 and April 26, 2013, Phillipos was interviewed five times by investigators conducting the Boston Marathon bombing investigation and during each of those interviews Phillipos lied. At the conclusion of the fifth interview, Phillipos finally admitted that he did go into Tsarnaev's dormitory room on the evening of April 18, 2013 and that he saw Kadyrbayev remove evidence from Tsarnaev's room. After he confessed, Phillipos indicated he regretted his decisions.

In his signed statement, Phillipos stated: "In retrospect, I should have notified the Police once I knew Jahar was the bomber. Further, I should have turned over the backpack to the authorities."

The charging statute provides a sentence of no greater than eight years in prison for each of the two false statement counts, three years of supervised release, and a fine of \$250,000 for each charge. Actual sentences for federal crimes are typically less than the maximum penalties. Sentences are imposed by a federal district court judge based upon the U.S. Sentencing Guidelines and other statutory factors.

The sentencing hearing for Kadyrbayev is scheduled for Nov. 18, 2014 and Tazhayakov's sentencing is scheduled for Nov. 19, 2014.

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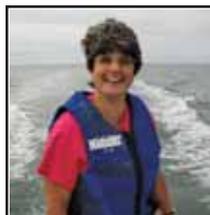
The charging statute provides a sentence of no greater than eight years in prison for each of the two false statement counts, three years of supervised release, and a fine of \$250,000 for each charge.

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evening of April 18, 2013. Specifically, Phillipos repeatedly lied to investigators when he denied that, on the evening of April 18, 2013, he entered Tsarnaev's dormitory room and saw Kadyrbayev remove a backpack containing fireworks.

According to evidence presented at trial, at 7:00 p.m. on April 18, 2013, Phillipos saw the images released by the FBI of the two suspected bombers and immediately recognized one of them as Dzhokhar Tsarnaev.

At 10:00 p.m., Phillipos went with Tazhayakov to Tsarnaev's dormitory room where he and Tazhayakov watched, as Kadyrbayev searched through Tsarnaev's belongings and found a backpack containing fireworks. When Kadyrbayev, Tazhayakov and Phillipos left Tsarnaev's room at 10:30 p.m., Kadyrbayev removed Tsarnaev's backpack containing



Check out editor  
**Beth David's blog,**  
**"Musings from a Small Island,"**  
at:

[www.BethDavid.net/blog](http://www.BethDavid.net/blog)

## Support the Food Pantry

The Shepherd's Food Pantry at the Long Plain United Methodist Church in Acushnet spends more than \$5,500 each month to keep the shelves stocked. It serves more than 120 families each week and has seen a sharp increase in families seeking food.

Tax deductible donations may be sent to Shepherd's Pantry, PO Box 760, Fairhaven, MA 02719. Visit [www.shepherdspantry.org](http://www.shepherdspantry.org)

# DEP meets with neighbors over shipyard noise/air quality

By Beth David  
Editor

The Mass Department of Environmental Protection regional director Philip Weinberg attended a meeting on Friday, 10/17, at Fairhaven Town Hall to answer questions neighbors have had about operations at the Fairhaven Shipyard's North Yard.

The answers, however, were less than satisfying to neighbors.

Gregg Hunt, section chief for compliance and enforcement; and Steve Risi, compliance and enforcement, also answered questions at the meeting. Several town officials, including Health Agent Patricia Fowle, Selectboard Executive Secretary Jeffrey Osuch, and Building Inspector/Enforcement Officer Wayne Fostin also attended the meeting. Elected officials included Planning Board chairperson Wayne Hayward and Board of Health members Barbara Acksen and Peter DeTerra. Selectboard chair Bob Espindola conducted the meeting.

The DEP issued an enforcement order that the shipyard is reportedly complying with, agreeing to install sound and particulate barriers and scale back or eliminate certain kinds of work near houses.

Residents who have been complaining for several years about airborne particles and noise tried to convince the DEP that the Shipyard's operation at the old D.N. Kelley site had changed dramatically in recent years.

Fay Bartling said she has not had enjoyment of her property for four years.

"It's just an inappropriate level of industry in a residential area," she said.

D.N. Kelley and Son was bought by Fairhaven Shipyard in 2008, becoming its "north yard." Neighbors say there was a marked change in operations starting around 2010 or 2011.

Mr. Weinberg said that the area was zoned for marine uses and would not say that the Shipyard was acting in bad faith, despite all the delays in installing a sound/particulate barrier of some sort.

But residents were skeptical, and so were some town officials.

Health agent Patricia Fowle said that she had not been able to establish a relationship with the Shipyard. She said the only thing that seems to work is the threat of legal action, or an enforcement order by

the DEP. She said the town did not have the budget to take the Shipyard to court and they seemed to know that.

She said it was "difficult" to get enforcement and respect. She said owners were "unapproachable," and she was not able to work with them.

"I would like to have that communication," said Ms. Fowle. "I do not have that communication now."

She said they have the money to fight the town and they are not "fearful" because they know the town does not have the funds to fight them.

"I don't expect too much of them unless that attitude changes," said Ms. Fowle.

Resident Beth Luey, who has been very vocal about the Shipyard problems, noted that Ms. Fowle has been "very professional" and "neutral."

"That's the strongest statement I ever heard her make," said Ms. Luey.

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[D.N. Kelley] was a  
boatyard. They have  
ramped it up to epic  
proportions.  
[Garth Rowe]

---

The Shipyard's latest idea, agreed to by the DEP, is to stack industrial shipping containers around the property to create a barrier. The containers are to replace the idea of a 30-foot wall that neighbors were calling the "Berlin Wall." Now they are not sure which is worse.

Garth Rowe asked the DEP if they did any wind studies, contending that the containers will make the particulate issue worse.

Ms. Bartling also noted that the enforcement order gives the Shipyard 90 days after approval to get the barrier up. They kept continuing the hearing on the wall, dragging it out, and she said she sees the same thing happening with the container situation.

"I am anxious to see something done," said Ms. Bartling, adding that they have spent four years "enduring what is industrial hell."

"We're determined to keep working at the problem until it's solved," said

Mr. Weinberg.

One of the main problems is that DEP officials have not witnessed the same problems that neighbors are complaining about, said Mr. Weinberg. He also said that seeing particulates in a yard is not the same as knowing where they came from. There has to be a provable, direct connection.

Neighbors who want to have their yards tested for contaminants were also out of luck. Mr. Weinberg cautioned against it, saying that there is no way to prove where the contaminants came from and most old homes in that area would have contaminated soil for a number of reasons. Testing it and verifying it could simply cause liability problems for the homeowners.

He said the idea is to eliminate the contaminants at their source.

Ms. Bartling said that to her, the translation was that it is "all right" for the Shipyard to pollute because there will be no intervention from town officials, except for Ms. Fowle.

"You have reason to be frustrated because the problem is not solved," said Mr. Weinberg. "We are committed to doing everything we can to solve it."

Ms. Bartling said the neighborhood has been "shattered," and decried the lack of an impact study or any other measure of what the expansion has done to the neighborhood.

"We do not feel respected, we do not feel represented," she said, adding that the idea of the "giant eyesore" of containers stacked up in the neighborhood conjures up images of graffiti.

"I have this terrible scenario in my head," she said, adding that first it was a wall, now it is shipping containers. "In a neighborhood I love."

Ms. Bartling, and other neighbors, said they understand that a shipyard is not a quiet business, and they do not mind the normal sounds of a working waterfront.

Mr. Rowe, however, said they were not complaining about a normal shipyard. He said they are a "gigantic industry," that was not there before.

"[D.N. Kelley] was a boatyard," said Mr. Rowe. "They have ramped it up to epic proportions."

After the meeting, Mr. Rowe said the shipyard had to add about 10 transformers to run the compressors to accommodate the new operations.

For on-demand video of the meeting visit [www.fairhaven-ma.gov](http://www.fairhaven-ma.gov)

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## Fairhaven Meetings

### Board of Appeals

Wed., 11/5, Town Hall, 6 p.m.

### Board of Public Works

Mon., 11/3, Arsene St., 6 p.m.

### Capital Planning Comm.

Tues., 11/4, Town Hall, 4 p.m.

### Community Preserv. Comm.

Thurs., 11/20, Town Hall, 6:30 p.m.

### Conservation Commission

Mon., 11/10, Town Hall, 6:30 p.m.

### Cultural Council

Mon., 11/3, Nemasket Bldg., 6 p.m.

### Finance Committee

Thurs., 10/30, Arsene St., 7 p.m.

Thurs., 11/6, Arsene St., 7 p.m.

### Government Study Comm

Thurs., 10/30, Town Hall, 6 p.m.

### School Committee

Wed., 11/19, FHS Library, 6:30 p.m.

### Selectboard

Mon., 11/3, Town Hall, 6 p.m.

### TOWN MEETING

Tues., 12/9, Hastings Middle School

## Acushnet Meetings

### Agricultural Commission

Thurs., 11/13, Town Hall, 7 p.m.

### Selectboard

Mon., 11/3, Ford Middle Sch., 6:45 p.

### TOWN MEETING

NEW DATE

Mon., 11/3, Ford Middle Sch., 7 p.m.

### TIDE TABLE

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

	Oct. 2014	HIGH a.m.	LOW p.m.	LOW a.m.	HIGH p.m.
Thursday	30	0121	1347	0622	1909
Friday	31	0221	1446	0739	2023

	Nov. 2014	HIGH a.m.	LOW p.m.	LOW a.m.	HIGH p.m.
Saturday	1	0319	1546	0859	2131
Sunday	2	0322	1551	0919	2139

Monday	3	0425	1652	1050	2244*
Tuesday	4	0520	1744	1148*	2333*
Wednesday	5	0607	1830	----	1236*
Thursday	6	0651	1915	0015*	1326*
Friday	7	0737	2002	0056*	1413*
Saturday	8	0823	2049	0139	1444*
Sunday	9	0909	2136	0221	1509
Monday	10	0955	2222	0258	1536
Tuesday	11	1042	2313	0334	1607
Wednesday	12	1133	----	0411	1644

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

## Public Hearings/ Legal Notices

### Board of Appeals

The Fairhaven Board of Appeals will hold a Public Hearing on Wednesday, November 5, 2014, at 6:00 PM in the Town Hall to consider the following petitions:

#### CONTINUED HEARING

1. **Petitioner: Paul Downey, Mill Bridge Holdings, LLC, RE:** 200 Mill Road, Plat 36, Lot 11A; Book 7155 and Page 238; 198-27 C-4: Short 10' of the required 50' landscape setback Mill Road, and short 50' of the required 50' landscape setback north side.

#### NEW HEARINGS

- Petitioner: Michael J. Ristuccia, RE:** 52 Cedar Street, Plat 4, Lot 8, 77A; Book 10341 and Page 205; 198-18: Short 45' of the required 100' frontage, short 8,978 sq ft of the required 15,000 sq ft, all in a RA District.
- Petitioner: Jacob Fleurent, RE:** 7 Jeannette Street, Plat 34A, Lot 62A, 62D; Book 1142 and Page 360; 198-16: Livestock raising under 5 acres requires a Special Permit; 198-23 Home Occupation as a contractor requires a Special Permit, all in a RA District.
- Petitioner: Jose L. Garcia, RE:** 2 Jenny Street, Plat 31A, Lot 440; Book 9786 and Page 284; 198-16: Livestock raising under 5 acres requires a Special Permit in a RA District.
- Petitioner: Thomas & Debra Lambalot, RE:** 30 Fishermans Road, Plat 43A, Lot 303, 304, 305, Certificate #17934 and 18335; 198-18: Short 20' of the required 30' front setback on Fir Street, short 13' of the required 30' front setback on Fishermans Road, all in a RR District.
- Petitioner: Michael E & Sheryl A Coppa, RE:** 24 Point Street, Plat 28B, Lot 203; Book 10228 and Page 228; 198-18: Short 9' on north side and 10' on south side of the required 20' side setback and 1% over the maximum allowed lot coverage of 15%, all in a RR District.

Peter DeTerra, Chairman

### Conservation Commission

The Fairhaven Conservation Commission will hold a Public Hearing on November 10, 2014 at 6:30 P.M. in the Fairhaven Town Hall. Purpose is for the Request for Determination of the following matters as required by Massachusetts General Laws Chapter 131 Section 40 as amended.

- Amend Order of Conditions SE 23 - 1204 32 Water Street Plot 7 Lot 1 -6 Purpose to allow for the installation of steel sheeting as close as practicable on the south side of the existing solid filled wharf.

Jay Simmons Chairman,  
Fairhaven Conservation Commission

Don't forget to  
**VOTE**  
Tuesday, 11/4

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# Senior Night at Fairhaven High School honors parents, too



Fairhaven High School's homecoming game on Friday, 10/24, focused on seniors and their parents before the Blue Devils faced off against Dighton-Rehobeth. LEFT: Andrew Dillon lines up with his parents Louise and Andrew Dillon. RIGHT: Kyleigh Gonet lines up with Barbara and Tom Gonet. Photos by Ryan Feeney. See them in color at [www.NeighbNews.com](http://www.NeighbNews.com)

## And then they play



Fairhaven High School faced off against a stronger Dighton Rehobeth on Friday, 10/24, to end the Blue Devils' four-game winning streak. FHS lost 4-3 in the homecoming game. LEFT: Noah Furtado, of the Fairhaven Blue Devils, makes the move around Dighton Rehobeth defenders. RIGHT: Cameron Charette, of the Fairhaven Blue Devils, throws a pass in the homecoming game against Dighton Rehobeth. Photos by Ryan Feeney. See them in color at [www.NeighbNews.com](http://www.NeighbNews.com)

## From our readers

### Support Veterans at Parade

The Fairhaven Veterans Day Parade Committee announces that the 9th annual Veterans Day Parade will take place on Tuesday, November 11th. All veterans from near and far, as well as all active military personnel, are cordially invited to march proudly behind their respective branch flag. The dedicated veterans who work to promote this parade would like people to come and show support for those who will be marching on that day.

In attendance, there will be several color guards, a National Guard detachment, a possible fly over by a United States Coast Guard helicopter, both the Fairhaven High School and the Apponequet Regional High School Bands, and the Fairhaven Militia, to name only a few who will be marching proudly that day. This year's parade will be dedicated to all of the veterans who served in Afghanistan and Iraq. Our keynote speaker this year will be Bill Kliegal who served two tours in the Middle East.

For those who will be marching in

this parade, please meet behind Oxford School in North Fairhaven in Livesey Park by 9:15 a.m. The parade will start at 10 a.m. and will proceed down Main Street to the Fairhaven High School where there will be a short dedication.

For those veterans who cannot march the parade route for any reason, transportation will be provided. Those who can't march can meet at the Recreation Center, near Stop & Shop by 8 a.m., and get transported from there to the parade and back. There will be coffee and doughnuts served at the Rec. Center for all veterans before the parade.

We are also asking homeowners and spectators along the parade route to put out the American flag to show support and appreciation for the veterans and active military who will be marching by.

In addition to the parade, there will be a sunrise service again this year at Ft. Phoenix at 8 a.m., sponsored by the NFIA in memory of Victor Oliveira. The flag will be lowered later in the day at 4 P.M.

*Gerry Payette, Parade coordinator*

### Limit Campaign Contributions

*Editor's note: This non binding question is on the ballot in Fairhaven, Mattapoisett, Marion, and in some precincts in New Bedford.*

**Support Question 5.** Voters in Fairhaven, Mattapoisett, Marion and Rochester (several precincts in New Bedford are included as well, though it is question #6 on your ballot) will have the opportunity to cast a ballot on two of the defining issues of our time put into play by recent Supreme Court rulings.

1. Corporations are considered people or individuals and have all the protections under the Bill of Rights as do natural persons.

2. Money is free speech.

These rulings are the reason that there is unlimited funding in our elections by Super PACs, Corporations, Unions and any other entity or individual with unlimited resources. We all know money talks but it is not free speech and should not be protected under our Constitution.

LETTERS: cont'd next page



**ICE HOUSE**  
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**ENTERTAINMENT:**  
Fri., 10/31: COSTUME PARTY with  
Old School, 8 p.m.–Midnight  
Fri., 11/7, Buzzard Blue Band, 8 p.m.–Mid.  
Sat., 11/8, Too Much Fun, 9 p.m.–1 a.m.

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## LETTERS: cont'd from previous page

There is free speech but there is no such thing as free money! Candidates who are elected with the money from these entities with unlimited resources are beholden to them once they are in office. It is exactly the reason we need to limited how much money we allow in our politics. There are few words that carry as much influence as money.

This summer a local group called Citizens for Economic Justice with the support of the national movement Move to Amend collected enough signatures to include a nonbinding referendum question on the ballot in this year's election. A "yes" vote on question 5 instructs our state representative to support a resolution that tells Washington we want a constitutional amendment that will stop big money from buying elections, will allow us to put limits on political donations and spending, and will clarify that only individual human beings have constitutional rights. The amendment aims to return democracy to the people.

I urge you all to get out and vote and to vote YES on question 5.

*Lois Callahan  
Social Justice Committee Sub  
Committee Citizens for Economic  
Justice UU Fairhaven Memorial  
Church, Fairhaven*

### **New Bedford Voters Community Preservation Act**

*Editor's Note: The CPA question (#5)  
is on the New Bedford Ballot only.*

#### **Vote Yes on Question 5 on the back of your ballot on November 4th**

As you may have heard, the Community Preservation Act will be Question 5 on the back of your November 4th ballot in New Bedford.

Waterfront Historic Area League endorses the Community Preservation Act for New Bedford, and urges our supporters to please VOTE YES!

CPA is a state law passed with bipartisan support in 2000 that allows cities and towns to create a dedicated fund. So far, 155 municipalities have adopted CPA, including Fall River, Dartmouth, Fairhaven, Acushnet and Westport. Mayor Mitchell sent CPA to the November ballot with unanimous support from New Bedford City Councilors.

CPA supports three types of projects: (1) rehabilitation and preservation of historic buildings, structures, artifacts and documents; (2) protection of open space and the creation and restoration of outdoor recreational facilities, such as ball fields, playgrounds, parks, and trails; and (3) preservation of community housing to support seniors, veterans and families.

At the ballot, you will have the opportunity to generate at least \$1 million per year for New Bedford through CPA for exciting new projects that would not have to compete with other pressures on the City's budget, and which might otherwise go unfunded.

If approved, property owners will contribute a 1.5 percent CPA surcharge on property tax bills to create a Community Preservation Fund. The contribution would average \$18 per homeowner each year, and \$60 per year for commercial. The program would exempt the first \$100,000 on residential and commercial properties, and offer a complete exemption for low income property owners and low-to-moderate income seniors.

For the first time, New Bedford

would gain access to the CPA statewide Trust Fund, which could amount to several hundred thousand dollars every year. Last year, the state match was 52 percent. So far, \$470 million in state funds has been distributed to CPA communities, helping to complete over 6,600 projects across Massachusetts. CPA funds can also be used as the required match for state, federal and private grants bringing in even more investments for critical projects in neighborhoods throughout the city.

If passed, the City Council would create a Community Preservation Committee made up of representatives from local boards, such as the Conservation Commission, Planning Board and Historical Commission and up to four at-large members. The committee would not have the authority to approve of grants, but would evaluate and recommend projects to City Council for their approval.

CPA projects invite new businesses; create local construction jobs and enhance assets to increase travel and tourism. CPA also improves local residents' quality of life by permanently protecting water supply lands, creating and restoring playgrounds, parks, ball fields, trails and waterfront areas and improving community housing for those such as seniors and veterans.

For more information and to learn how else you can support the CPA campaign, visit [www.CPAnewbedford.org](http://www.CPAnewbedford.org) Also "like us" on [www.facebook.com/cpanewbedford](http://www.facebook.com/cpanewbedford)

**VOTE YES ON QUESTION 5!** On the back of your ballot on Tuesday, November 4th

*Waterfront Historic Area League,  
New Bedford*

## Fire destroys pool house on Spring Street

*Fairhaven Fire Dept. Press Release*

Fire destroyed a large shed/pool house at 39 Spring Street on Sunday, 10/26. The fire was reported at 6:27 p.m. from a 9-1-1 call reporting heavy smoke and a glow behind the home at 39 Spring Street.

Two Engines responded to the call. When firefighters arrived the shed in the back yard was fully engulfed in flames. The wooden shed was completely destroyed and served as a pool house for the in-ground pool only a few feet away.

The residence, only another 10 feet

away also sustained heat damage to the vinyl hand rails on the back deck. No injuries were reported and damage is estimated to be approximately \$10,000. The cause of the fire is under investigation by Fairhaven Fire Officials.

The home is owned by Heather & Barclay Conte who reside there. ●●●



A fire at 39 Spring St. in Fairhaven on 10/26 destroyed a shed that served as a pool house. No injuries were reported. Photo submitted by Fairhaven Fire Department

# *An invitation to all veterans and those who support veterans*

Please join the Fairhaven Veterans Day Parade on Tuesday, Nov. 11.

Show your support for our troops fighting in foreign lands, and those here at home.

## ***Flag Raising***

**On Tues., 11/11, at Fort Phoenix, at 8 a.m.** in memory of Victor Oliveira, who joined the US Coast Guard in World War II.

He served on the communications ship, the CGC Campbell, as a Signalman 3rd class. Victor went on to volunteer in Fairhaven on many committees and veterans groups.

Flag raising and reveille by the Boy Scouts. Organized by the North Fairhaven Improvement Association. **The flag will be lowered at 4 p.m.** The public is invited to both the flag raising and lowering



All gave some, and some gave all.

Veterans are asked to gather at Livesey Park behind Oxford School, 347 Main Street, Fairhaven, by 9:15 a.m. Parade steps off at 10 and marches along Main Street to Fairhaven High School for a short dedication and the raising of the big flag. **Veterans who cannot march should go to the Senior/Recreation Center by 9 a.m., where transportation will be provided. Coffee and donuts for all veterans at the Senior Center from 8 to 8:45 a.m. when the vans will leave for the parade. The Lions Club will provide free coffee and donuts at the North Fairhaven Improvement Association building in Benoit Square at 9 a.m.** Homeowners along the route are asked to display the US Flag. Spectators are asked to line the route and go to the High School to show their support.

**From  
George  
Brownell  
of  
Fairhaven,  
Vietnam War  
Veteran**



# VETERAN'S DAY DINNER DANCE

*In Memory of Victor Oliveira*

**Sponsored by Fairhaven Improvement Association**

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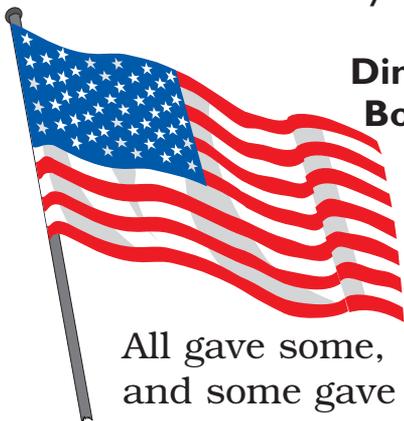
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