

Town of Lakeville  
Board of Health  
February 17, 2021 6pm

Present were: Chairman Maxim, Member Spratt, Member Poillucci, and Agent Ed Cullen.  
Chairman Maxim called the meeting to order at 6:00pm. This was a remote meeting and was recorded by LakeCam.

**28 County St.** -new stable permit - Agent Cullen said this is a new stable permit. The horse is already there, this is a late application that should have been done prior to getting the horse. Jared Darling, Animal Inspector, has inspected the site and said it was in compliance and there were no issues. There was a brief description of the site. Chairman Maxim asked if the fence and run in shed was already pre-existing and if they were only asking for one horse. The applicant said yes. The abutters were notified by certified mail. The fencing set back to a property line is 10-feet, which is met on one side but not the other. Chairman Maxim asked if abutters at 30 and 32 County St. had any objection to the pre-existing fence line. Heidi Petrowicz (32 County St.) said the fence line was on their mutual property line and had no objection to it being there. Member Poillucci wanted to clarify that both abutters at 30 and 32 had no issue with the fence. Agent Cullen said that only abutters from 32 County were present. Member Poillucci asked if the abutter letter specified if they were asking for variances. Agent Cullen said the letter does not mention a variance request. There was a brief discussion regarding abutters.

Upon a motion made by Member Poillucci, seconded by Member Spratt, it was:

Voted: to approve the stable permit at 28 County St. subject to Agent Cullen confirming with the other abutter that they are ok with giving the variance for the fence.

Unanimous approval.

**116 Hackett Ave** - meet with Zenith Consulting Engineers, LLC to discuss requested local upgrade approvals. Nyles Zager from Zenith was present for discussion. This is a septic redesign of a system that is backing up in the tank. They are asking for a reduction from two holes to one. A reduction from 100' to 70' from a neighboring well, and a reduction from their own well from 100' to 60'. A reduction to the distance from a surface water supply from 400' to 200'. All these requests were granted by the Board in 2010. Mr. Zager and Agent Cullen went out to the site to confirm soils and water table. There was a discussion regarding the water table. Mr. Zager said he would like the approvals if possible and then he and Agent Cullen go out and there is an issue with the plan, they can deal with it then and do a redesign. He said there won't be any additional variances requested. Chairman Maxim said if the tank was installed in 2010, it would meet code and they could reuse the tank. Both Member Poillucci and Spratt said they were ok with the plan as long as the water table is confirmed.

Upon a motion made by Member Spratt, seconded by Member Poillucci, it was:

Voted: to approve the subsurface sewage disposal system upgrade at 116 Hackett Ave. with four local upgrade approval requests with condition that the water table will be confirmed by the Health Agent and engineer prior to installation.

Unanimous approval.

**8 Merigold Lane** – continued. Nyles Zager from Zenith Consulting Engineers was present for discussion. Mr. Zager and Agent Cullen went to the property to try to do a perc test but ended up doing a sieve due to water coming in. This was originally supposed to be a tank replacement, but they found out there was a MicroFAST system originally proposed. This system did pass Title V, but there was a MicroFAST system installed but when the addition got put on to the house, the tanks got pulled out and they were proposing to replace those tanks but found out there was an issue with the MicroFAST. They are now proposing a new system and are staying over 100' from Long Pond and over 100' from abutting wells. They are asking for three local upgrades. A reduction from a surface water supply from 400' to 180' to a leaching field, from 400' to 120' to a tank and pump chamber, and use of a sieve in lieu of a perc test. Chairman Maxim said on the plan there are three local upgrade approvals, but on the paperwork, there are four. The one missed on the plan is for rubber booties to the 12" to water table. Mr. Zager said he would fix that. Chairman Maxim said Agent Cullen was also concerned about the water table. When they did the perc, the water table was below the pond level at 54. The plan was calling the water at 53.3. When the perc was done, there was peat in the hole and it was difficult to figure out where the water table was. Agent Cullen thought it should come up to 54. He didn't think the ground water was below the elevation of the lake. Mr. Zager asked where 54 was coming from because he had the top of bank at elevation 52. Agent Cullen said historically the elevation of the lake has been at 54 but thought at the time that may have been the elevation of the lake, but he believed it was higher. There was a discussion regarding the elevation. Member Spratt asked about the bedroom count. Chairman Maxim said the assessor's show it as a 2-bedroom, but the old system was a 3-bedroom.

Upon a motion made by Member Poillucci, seconded by Member Spratt, it was:

Voted: to approve the plan for 8 Merigold Lane with four variances with the fourth being added to the plan. The plan will be adjusted to account for the water table at elevation 54.

Unanimous approval.

**4 Old Powder House Rd** – continued discussion from February 3, 2021 meeting, with Zenith Consulting Engineers to discuss requested variances for their revised septic design. Chairman Maxim said they were asked to continue since they hadn't clarified the answer from DEP they were looking for from the last meeting.

Upon a motion made by Member Poillucci, seconded by Member Spratt, it was:

Voted: to continue to the next meeting on March 3<sup>rd</sup>.

Unanimous approval.

**43D Committee Update** - Chairman Maxim asked if the other members would be available for the next 43D meeting, since he would not be available if it were to snow. Member Spratt said he would be there. Member Poillucci said he could be out plowing as well and it would depend on the timing. Chairman Maxim said they needed a quorum to even open the meeting. Member Poillucci said the only thing the Board has is the septic system and it's already been reviewed. Member Spratt didn't want to vote on the project until the end, just in case something changed. Chairman Maxim agreed, when everything is finalized. There was a discrepancy with one of the perc holes. The review engineer was concerned about the 18' of not naturally occurring material in one of the perc holes. Agent Cullen was out there and thinks someone dug a hole and took all the good dirt out and pushed in some mortar and rocks.

The other two holes were fine, to the left and right, but this one was definitely filled. If they remove it all, and the Board inspects the bottom of the hole and they fill it with perc sand, Chairman Maxim didn't have a problem with it. The tank cover would need a variance to go over three feet, which Chairman Maxim said he didn't have a problem with even though it's new construction, just to get the pitch into the tanks.

**Review and approve meeting minutes from November 18, 2020 as typed -**

Upon a motion made by Member Poillucci, seconded by Member Spratt, it was:

Voted: to continue until the next meeting on March 3<sup>rd</sup>.

Unanimous approval.

**COVID 19 Update** - Agent Cullen said the case numbers are coming down. Today there was an announcement that people over 65 and people with two comorbidities will be eligible for vaccines by tomorrow. It does not look like Lakeville will be getting any vaccines any time soon. Vaccines have been requested for the non-mobile population, but it does not look like we'll be getting any soon. Most of the vaccines are being directed to the larger clinics. Agent Cullen urges residents to not wait for a Lakeville clinic because we may never get vaccines.

**Adjournment** – (6:49pm)

Upon a motion made by Member Poillucci, seconded by Member Spratt, it was:

Voted: to adjourn.

Unanimous approval.