

Board of Health Meeting

April 8, 2009

The Board of Health held a meeting on April 8, 2009 in the Lakeville Town Office Building. The meeting was called to order by Chairman Turcotte at 7:02 p.m. Members present were William Garvey, Terrence Flynn and Jennifer Turcotte. Larry Perry, Health Agent, Nancy Teser, Board of Health Supervisor and Jennifer Jewell, recording secretary, were also present.

Reorganization

Upon motion made by Member Flynn and seconded by Member Turcotte the Board

VOTED: To appoint William Garvey as Chairman of the Lakeville Board of Health. Unanimous vote.

56 Main Street

63-2-3/3

Benoit/Gemini Realty

It was stated that the original permit was issued a short time before substantial Title V changes. To refuse the extension request would require the owner to submit a new plan which would be subject to current regulations. There was discussion regarding whether the code changes would affect this proposal. Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To issue a one year extension of the Disposal System Construction Permit. Unanimous vote.

105 Staples Shore Road

64-3-25 & 64-4-11

Barnicoat

Darren Michaelis, from Foresight Engineering, Inc., was present for the discussion. There was a review of the revised plans and the requested variances from Local Upgrade Approvals, the State and Local Board of Health Regulations. It was stated that the Board previously approved a plan for this property. The originally proposed well was located, by drafting error, on an existing seawall. It was stated that the alternate well location, presented as option #2 on the previous plans has become the only remaining available location for the well. It was noted that this plan is awaiting approval from the Conservation Commission and the Department of Environmental Protection (DEP). Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To rescind the previous approvals voted at the March 11, 2009 Board of Health meeting. Unanimous vote.

VOTED: To approve the plans, dated March 17, 2009 reflecting the relocated seawall and well, and the requested variances from Local Upgrade Approvals, the State and Local Board of Health Regulations as detailed in the letter dated March 23, 2009 *subject to* receipt of filing a two bedroom deed restriction. Unanimous vote.

11 Churchill Road

39-7-1

Carey

Darren Michaelis, from Foresight Engineering, Inc., was present for the discussion. There was a review of the plans and the requested variances from Local Board of Health Regulations. It was stated that the plan and requests were approved at a previous Board meeting but because the abutters were not notified of that meeting the applicant must present the project a second time for abutter review. Claire Fern, 10 Churchill Road, voiced concern regarding possible impacts to her well. It was noted that the new system is an improvement on current conditions and because the well is over 100 feet from the system the applicant does not have to incur the cost of well water testing for abutters. It was stated that the plan and requested variances were approved at the last meeting and do not require another vote.

10 Plymouth Street

51-1-8

Horton

Jamie Bissonnette, from Prime Engineering, Inc., was present for the discussion. There was a review of the plans and the requested (After the Fact) variances from Local Upgrade Approvals. There was a review of the current well status. It was stated that the septic plans and associated variance requests have previously received approval from the Board of Health. The water quality of the onsite well was tested and treated but still failed. A new well, as an emergency repair, was installed. The water quality of the new was reviewed. The location of the new well has been added to the plans. Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the plan and the requested (After the Fact) variances from Local Upgrade Approvals as detailed in the letter dated March 27, 2009. Unanimous vote.

Highland Road

32-2-6

Butler

Jon Pink, from AZOR Land Sciences, Inc., was present for the discussion. There was a review of the plans and the requested variance from Local Board of Health Regulations. It was stated that a perc test had been scheduled but neither the Health Agent nor a Board member could attend. There was a review of site photos taken by Mr. Pink during the test. Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the plan and the requested variances from Local Board of Health Regulations as detailed in the letter dated March 18, 2009 *subject to* an open hole inspection that shows consistency with the observations of Test Pit A. Unanimous vote.

215 Hemlock Shore Road

45-2-15

Almeida

Jon Pink, from AZOR Land Sciences, Inc., was present for the discussion. There was a review of the plans and the requested variances from Local Board of Health Regulations, Local Upgrade Approvals and the State. Current site conditions were discussed and distances from the proposed system to neighboring wells were reviewed. There was question as to whether a denitrification system would be necessary due to the proximity of the wells. It was noted that the cost of the denitrification system would be an issue for the homeowner. Current Board of Health policies were discussed. The use of a White Knight system was suggested. Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the plan and the requested variances from Local Board of Health Regulations, Local Upgrade Approvals and the state as detailed in the letter dated March 23, 2009 *subject to* receipt of a revised plan showing the use of a White Knight denitrification system. Unanimous vote.

1 Daniel Road

Adams

Nyles Zager, from Outback Engineering, Inc., and William Adams were present for the discussion. There was a review of the revised plans and requested variance from Local Upgrade Approvals. It was stated that the water line must be sleeved if it crosses the septic line. There was discussion regarding site elevations and soils. Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the plans and the requested variance from Local Upgrade Approvals as requested in the letter dated April 8, 2009. Unanimous vote.

225 Bedford Street

Adams

There was a review of the Stable Permit Application. It was stated that the site has been inspected. Upon motion made by Member Flynn and seconded by Member Turcotte the Board

VOTED: To approve the permit application with the corresponding late fee. Unanimous vote.

Capital Budget

There are no capital requests for fiscal year 2010 at this time.

20 Crooked Lane

58-1-11

Hughes

The stable license application has been withdrawn. It was stated that the septic is in failure and the homeowner has plans for repairs. Health Agent Perry stated that he had witnessed a perc test on this site.

Meeting Minutes

Upon motion made by Member Turcotte and seconded by Member Garvey the Board

VOTED: To approve the minutes for the October 22, 2008 meeting. Member Flynn abstained whereas he was absent for this meeting.

Upon motion made by Member Flynn and seconded by Member Garvey the Board

VOTED: To approve the minutes for the January 7, 2009 meeting. Member Turcotte abstained whereas she was absent for this meeting.

Town Meeting

The Town Meeting has been postponed until June 15, 2009.

6 Vaughan Street

Gaylord

Bruce Gaylord was present for the discussion. Mr. Gaylord questioned whether noise ordinances would apply to the chainsaw sculpture work being done at Star Market on Fridays and Saturdays. It was stated that the local noise ordinance covers the nighttime hours and jurisdiction might lie with the state. The Department of Environmental Protection has a decibel meter for this purpose. There was discussion as to whether the operator has a legal permit for a business at that location. It was stated that if the operator has, in fact, obtained the necessary business permits Health Agent Perry could obtain the decibel meter to test the noise levels onsite.

Drafted and Proposed Lakeville Board of Health Regulations Pertaining to Subsurface Disposal Systems & Water

A copy of the drafted and proposed regulations were distributed for review.

Vendor Warrants were signed by the Board.

Next Meeting

The next meeting of the Board of Health will be held on May 13, 2009 at 7:00 p.m. in the Board of Health office.

Upon motion made by Member Flynn and seconded by Member Turcotte the Board

VOTED: To adjourn the meeting at 7:50 p.m. Unanimous vote.