

Board of Health Meeting Minutes
February 6, 2013

The Lakeville Board of Health held a meeting on **February 6, 2013** in the Lakeville Town Office Building. Present at this meeting were Board Members Robert Poillucci and Terrence Flynn. Health Agent Lawrence Perry was present, as well as Administrative Assistant Jo Lima as Recording Secretary. Chairman William Garvey was absent with prior notice.

Vice-Chairman Poillucci (as voted April 12, 2012), called the meeting to order at 6:00 p.m. and noted that this meeting was being recorded by Administrative Assistant Jo Lima.

Vaughan St.-John Paun Field-(063-002-004)

Jon Pink from AZOR Land Sciences, Inc. was present for discussion. Mr. Pink stated there was a failed system at the maintenance building at the girl's field and when they are there, portable toilets are utilized. He was requesting the following:

LOCAL UPGRADE REQUEST

Reduction of the setback of a tight tank to a foundation from 10' to 8' per
310CMR15.405(1)(b).

The Board reviewed and approved the tight tank request acknowledging that the property will only be used seasonally. The well will be tested for all potability parameters at the beginning of the season (along with any follow-ups if necessary) and there must be an inspection and maintenance contract in place with a licensed pumper in accordance with 310 CMR 15.260. The applicant can now utilize the board's approval to apply to the MA DEP for presumptive approval.

Upon motion made by Member Flynn with Vice-Chairman Poillucci stepping down to second and back up to vote, the Board:

VOTED: To approve the variance as requested with the stipulation that the well will be tested for all potability parameters at the beginning of the season (along with any follow-ups if necessary) and there must be an inspection and maintenance contract in place with a licensed pumper in accordance with 310 CMR 15.260. Unanimous vote in favor.

130 County St.-(014-004-006)-Elmer Wing

Homeowners Elmer and Sandra Wing were present for discussion. Certified mail cards for abutters notified were presented. Mr. Wing was requesting the addition of two horses to his current stable permit which was previously approved for three horses. Inspector of Animals Jared Darling submitted a letter to the Board that stated he felt the property was adequate for five horses. Board Members reviewed the stable plan submitted.

Upon motion made by Member Flynn with Vice-Chairman Poillucci stepping down to second and back up to vote, the Board:

VOTED: To approve the addition of two horses for a total of five horses. Unanimous vote in favor.

2013 Board of Health License & Permit Renewals

Stables (in order by address)

Pamela & David Smedberg	446	Bedford St.
Elmer Wing	130	County Rd
Wanda Pittsley	91	Kingman St.
Randall Damon	3	Taunton St. (Temporary)
William Podielsky	12	Malbone St.

Upon motion made by Member Flynn with Vice-Chairman Poillucci stepping down to second and back up to vote, the Board:

VOTED: To approve the stable permit renewals as submitted on the memo from Administrative Assistant Lima dated February 6, 2013. Unanimous vote in favor.

MHOA/MassDEP Annual Winter Seminar-March 13, 2014

Upon motion made by Member Flynn with Vice-Chairman Poillucci stepping down to second and back up to vote, the Board:

VOTED: To approve \$40 fee for Health Agent Perry to attend this seminar. Unanimous vote in favor.

Review of 2012 Board of Health Town Report Draft

Board Members reviewed the draft.

Upon motion made by Member Flynn with Vice-Chairman Poillucci stepping down to second the motion, the Board:

VOTED: To approve the 2012 Town Report as typed by Admin. Asst. Jo Lima and to forward to Tracie Craig, Executive Asst. to the Board of Selectmen. Unanimous vote in favor.

Annual Town Meeting Warrant Articles

A memo dated January 28, 2013 was received from Town Administrator Garbitt requesting that warrant articles be submitted by March 11, 2013.

Upon motion made by Member Flynn with Vice-Chairman Poillucci stepping down to second and back up to vote, the Board:

VOTED: To send a memo to Town Administrator Garbitt stating that the Board of Health has no warrant articles to submit at this time. Unanimous vote in favor.

Acceptance of Meeting Minutes

Board Members reviewed the minutes from the meeting held on January 10, 2013.

Upon motion made by Member Flynn with Vice-Chairman Poillucci stepping down to second and back up to vote, the Board:

VOTED: To approve the Board of Health Minutes for January 10, 2013 as typed. Unanimous vote in favor.

A memo addressed to Board Members dated January 23, 2013 was received from Town Administrator Garbitt regarding Employee Exit Interview Policy & Exit Interview Forms. Board Members reviewed the policy. Vice-Chairman Poillucci felt that because Board of Health employees report to the Board Members, that one or all of the members should conduct these interviews, if/when necessary.

Other Business:

325 Pond Lane - (047-005-005) - Owen Richards

Health Agent Perry asked the Board if they wanted to discuss briefly and decide if they wish to continue and place officially on next meeting agenda or if they would like to request further information from engineer/applicant at this time. Two proposed private wells with variances were tabled at October meeting pending more information to be submitted by applicant to prove existing water supply inadequate and hardship. The water results came in too late to place on this agenda with required notification of all parties to continue variance request from October meeting. Health Agent said the engineer emailed him documentation that reported high levels of manganese (508) & iron (70) in their water sample received via the Cedardale PWS. DEP said this well is classified as TNC and elements detected are only secondary contaminants and not a major concern to them. Member Flynn said the homeowner has proved a hardship and he'd be willing to vote yes to the new well. Agent Perry said he thought Vice-Chairman Poillucci brought up a good point when he said if they put in a new well, chances are they are going to have to put in a treatment system anyway. Member Flynn said they will, but it won't be that bad. He said the iron and manganese is so high that it would turn everything so red and although it's not a health issue, he wouldn't want that in his house. Vice-Chairman Poillucci just wanted to find out if the contaminants were coming from the source and wanted Agent Perry to check with the CWO to see if it's just an isolated incident. Agent Perry said he would get a copy of the chain of custody to find out exactly where the sample was taken from and talk to the CWO and place this on the March Agenda so abutters are notified properly.

7 & 8 Violet St. – (042-014-004)

Health Agent Perry said he sent Inspector Bernardo out to investigate a rubbish complaint in November of 2012. As a result he sent an enforcement letter to the owners at that time requesting the rubbish be cleaned up within 60 days. Inspector Bernardo reported this week that it has been approximately 75 days and rubbish is still at 8 Violet St., but that 7 Violet has made some attempt to clean up. He is drafting a follow-up letter to start fining or give some additional time. Agent Perry said it's "rubbish" like TV's, chairs, furniture etc., (not putrescible garbage). Vice-Chairman Poillucci said the Board of Health has the authority to fine, so he has no problem with it, but to make sure we mention to owners of 8 Violet that while we have noticed that they have made some attempt to clean up, there is still more that needs to be done. Agent Perry wanted to mention this to the Board just in case it sets off some legal issue for non-payment of the fines.

I/A Program

Health Agent Perry attended a seminar last month where the DEP notified all health agents that there will be additional changes going into affect this spring that will place more on the local BOH specifically with I/A systems. As a result, he was made aware of a program available

through the Barnstable County Health Department and Otis Test Center that assists BOH with tracking and compliance with advanced treatment systems and a software program that wastewater operators would have to use. If the Board is interested they would have to vote a \$25 annual fee for each I/A system that would be paid directly to the BOH designated contractor (BCHD). He said he was also told this modest fee may be doubling in a couple of years. For the annual fee, all the required information will be reviewed and results/status of all town's individual I/A systems would be reported on this online program. They will also generate enforcement letter templates for us as well. He said the program is overseen by George Heufelder who runs the I/A test center at Otis has developed this program to assist local BOH with these types of systems that most Health Departments don't have the time to track and/or review. We currently do not get any review fees for the I/A reports nor do we charge extra for those permits although they do require more time than conventional systems and these types often go out of compliance more often requiring both the agents and clerks time. Vice-Chairman Poillucci said if the fee would be collected by us as he didn't want us to have to follow up with people for non-payment. Agent Perry said he wasn't sure about that, but would get more information on this.

Vendor Warrants were signed by the Board Members.

Upon motion made by Member Flynn with Vice-Chairman Poillucci stepping down to second and back up to vote, the Board:

VOTED: To adjourn the meeting at 6:26 p.m. Unanimous vote in favor.