

**Board of Health Meeting Minutes**  
**March 6, 2013**

The Lakeville Board of Health held a meeting on **March 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.

**325 Pond Lane**

**(047-005-005)**

**Owen Richards**

Discussion was tabled from December 5, 2012 meeting. Steve Rumba From Collins Engineering Group, Inc. was present for continued discussion on the local upgrade approvals and variance request for two new wells. Mr. Rumba presented 8-certified mail abutter cards. Vice-Chairman Poillucci advised Mr. Rumba that a water test had just been received by the Board of Health from the Certified Water Operator for Cedardale Associates, Robert Bouchard. Results showed that bacteriologically and chemically, the water meets the Maximum Contaminant Level requirements as established by the Commonwealth of Mass for drinking water. The homeowner also submitted a water test for Iron which showed a result level of 70.7 and Manganese which was 508. A sediment sample was also submitted. Health Agent Perry spoke to Mr. Bouchard who said this was the first he had heard of this and wasn't aware that Mr. Richards was having issues and had never seen results that high in that area. A letter was also received from Mr. Bouchard who advised the Board that if new private wells are drilled, there is no guarantee that the water quality will be any different, since Mr. Richards is in the same aquifer and is located downgradient from the existing well. He also stated that several wells were permitted and installed within the last few years and that water quality data from those wells may be useful in determining the viability of additional wells. Health Agent Perry stated that a lot of the properties are seasonal and the water probably doesn't get used that often and the lines probably need to be flushed. Vice-Chairman Poillucci would like some discussion with Mr. Bouchard before the Board makes a decision because he's not sure how many people this could affect. He said he would like a list of everyone who is on the Cedardale Associates public water supply list so that everyone concerned is notified properly. Board Members felt Mr. Bouchard should be given a chance to solve the problem before any decision is made and to advise him of the next meeting. Health Agent Perry will be sending him a letter.

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

**VOTED:** To table this discussion to the April 3, 2012 meeting. Unanimous vote in favor.

**Mr. Meezez, LLC – “NEW” Food Establishment License**

Robert Porell was present to request a food establishment license for a mobile unit he will be operating out of Muckey's parking lot on Route 44 on a seasonal (depending on temperature) basis. He said will be pulling a permit with the Building Dept. to keep the unit in the parking lot over night. He will be storing it somewhere else over the winter. Health Agent Perry noted that if Mr. Porell was going to have someone other than him there running the business, they would have to be certified for food handling.

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 food establishment permit for seasonal mobile unit pending a pre-operation inspection by the Health Inspector. Unanimous vote in favor.

### **2013 Rabies Clinic Announcement**

The Rabies Clinic will be held at the highway barn on Montgomery St. on Saturday, April 3, 2013 at 1:30 p.m. Dogs will be vaccinated from 1:30 to 3:00 p.m. and cats from 3:00 to 3:30 p.m. The fee for the vaccinations is \$10 per animal. The clinic is sponsored by the Town of Lakeville, Board of Health and the Lakeville Animal Hospital. The animal shelter will also be open for the adoption of animals.

### **TAR Follow up** (Technical Assistance Review)

A short discussion was held regarding an email received by Health Agent Perry from Amy Palmer, Emergency Planner for the Bristol County Emergency Preparedness Coalition. The item attached was a proposed Memorandum of Agreement between the Board of Health and the Police Dept. This agreement is for the police to provide security at an emergency dispensing site during a public health emergency. Health Agent Perry said that he forwarded this information to Police Chief Frank Alvilhiera, Fire Chief Daniel Hopkins and Deputy Fire Chief Goodfellow and but hadn't heard back from anyone as of yet.

### **Acceptance of Meeting Minutes**

Board Members reviewed the minutes from the meeting held on February 6, 2013.

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

**VOTED:** To accept the Board of Health Minutes for February 6, 2013 as typed. Unanimous vote in favor.

**Campbell vs. Batty Barn Dispute, 129 (15/3/8) & 131 (15/3/9) So. Pickens St.** – A call was received from Mrs. Campbell advising the Board of Health that the trial date for February 13, 2013 had been postponed by the judge and that she was awaiting a new trial date from the court. Vice-Chairman Poillucci stated that he had received permission from Administrator Garbitt for Health Agent Perry to speak to town counsel for their opinion on this issue because there is a land dispute between the two parties, and he wasn't sure if the Board of Health should get involved. Member Flynn believed the Board of Health can rescind the stable permit within 30 days if they don't have a barn on their own property. Vice-Chairman Poillucci added or they would need to prove to the Board that they have the right to use the neighbor's property.

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

**VOTED:** To send all parties involved a letter stating that a decision on the stable permit will be made at the April 3, 2013 Board of Health Meeting. The letter should state that failure to take action until that time, in no way authorizes or justifies any lawful activity, including trespassing. Unanimous vote in favor.

Vendor Warrants were signed by the Board Members.

**VOTED:** To adjourn the meeting at 6:50 p.m. Unanimous vote in favor.