

Board of Health Meeting Minutes
March 7, 2012

The Lakeville Board of Health held a meeting on **March 7, 2012** in the Lakeville Town Office Building. Present at this meeting were Board Members Robert Poillucci and Terrence Flynn. Member Garvey was absent from this meeting with prior notice. Also present were Health Agent Lawrence Perry and Board of Health Clerk Jo Lima as Recording Secretary.

Chairman Poillucci called the meeting to order at 6:00 p.m. and noted that this meeting was being recorded by Clerk Lima.

5 Apponequet Drive

056-004-043

Maroney Builders

Darren Michaelis from Foresight Engineering was present for discussion. In a letter he submitted to the Board, he said the septic system is located outside of the 400' Surface Water Supply setback, however the relocation of the dwelling is 175' from the original tank location and has caused an issue with reaching the tanks by gravity. He said if the tanks remain where they are, they will be 6' below grade and below the groundwater table. He said by relocating the tanks inside of the 400' setback, a conventional gravity feed to the septic tank and pump tank can be achieved with both structures above the groundwater table. He said there is no environmental impact with the tank relocations. Chairman Poillucci asked if the builder went back to Conservation for the moving of the house and Michaelis said no because he was still within his limits of work that he had been approved for. Michaelis said that he was still within the MESA limits as well. Member Flynn asked if the existing foundation is a new foundation and Michaelis said yes, the house is already half built. He requested the following:

Local Upgrade Approval Variance:

310CMR 15.412(4)(c) – A reduction of the setback of the septic tank and pump tank from the surface water supply (long Pond) from 400' to 250' minimum.

Certified mail abutter cards were submitted.

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

VOTED: To approve the variance as requested with the following stipulations:

1. An additional test hole is required to verify soils and groundwater and should be documented on the as-built.
2. Re-testing of well for Potability Parameters before issuance of the Certificate of Compliance
3. A Registered Land Surveyor stamp is required on the as-built

Unanimous vote in favor.

47 Loon Pond Rd

027-002-018

Mark Knox

Darren Michaelis from Foresight Engineering was present for discussion. He had submitted a letter requesting an After-the-Fact Well Variance.

In addition, a letter was also received from the homeowner, Mark Knox stating that his property has a deed restriction for seasonal use. His letter stated that he winterizes the plumbing system around November and does not turn the water back on until approximately April 1st. He is currently paying for inspections of his Tight Tank four times a year and asked the Board to

consider decreasing the inspections to two times a year during the seasonal usage period. The following variances were requested:

Local Board of Health Regulation 14.3 After-the-Fact Well Variance:

The well head is installed below grade due to the proximity of the road. It is covered by an H-20 cast iron gasket frame and cover, and is contained within an H-20 concrete riser.

Local Board of Health Regulation Variance

8. Tight Tanks - To reduce the inspection and pumping of this system from a minimum frequency of once every three months, to two (2) inspections per year, due to the limited use of this property during the seasonal usage period, which is April through October.

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

VOTED: To approve the variances as requested. Unanimous vote in favor.

1 Massachusetts Road

060-005-005

Stephen Sylvia

Darren Michaelis from Foresight Engineering was present for discussion. An existing leach pit was missed on the design plan. There was a note to use that leach pit for the water softener as the dry wall. He didn't realize that it was within the 25' setback to the leach field. It is now connected, the drywall goes in there, the water softener dumps into a 2" line, it is 18' away from the new leach field and he doesn't feel that it will have any impact on the leach field whatsoever. Chairman Poillucci said that was fine as long as the laundry is not going into it. He submitted a letter to the Board requesting the following:

Local Upgrade After -the-Fact Approval Request

Per 310CMR Section 15.405(1)(9f) - A reduction of the separation of an existing drywell from the new leach field as installed from 25' to 18'.

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

VOTED: To approve the After-the-Fact Variance as requested. Unanimous vote in favor.

87 Pierce Ave.

007-002-003/003

Mark Knox

A letter was received from Engineer Jaime Bissonnette of Prime Engineering, Inc. Homeowner Mark Knox was present for discussion. Health Agent Perry said the house is finally being built and Installer Bill Logan found water when he was digging it so now they need a variance for the first floor, the lowest floor to be closer to the water table. Member Flynn asked if anything special was being done for the groundwater, to which Mr. Knox replied he was putting in perimeter drains. He showed the Board some pictures of a culvert that started to swale and water gets dumped on his property and would fill up foundation of the barn. Member Flynn asked if the foundation was already in to which Mr. Knox replied no. Member Flynn said he had no issue with it. The following was requested:

Local Board of Health Regulation Variance

A variance from Section 2.7 which requires that "lowest floor elevation must be a minimum of 24" higher than the agreed high groundwater elevation as determined at percolation testing/soil evaluation between CSE and an Agent of the Board of Health or as documented with additional soil/HGW form(s) for additional test holes by CSE at foundation location(s)".

A Reduction from 24” to 6” was requested. It was noted that a foundation drain is to be installed under the proposed slab and drain down gradient to day light.

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

VOTED: To approve the variance request for the reduction of 24” down to 6” for the distance from bottom of foundation to high groundwater . Unanimous vote in favor.

2 Sandtrap Lane

020-002-002C

Paul Winberg

A letter was submitted by homeowner Paul Winberg requesting a variance from the following:

Lakeville Board of Health Regulations

#11 Well Installers – Sec. 11.6 – A Permit issued pursuant to Section 11.2 shall be valid for a period of one (1) year following the date of issuance. Upon written request, the Board may extend the permit, without charge, for additional periods of one year.

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

VOTED: To approve the request for a one (1) year extension; until March 24, 2013 on the well permit for 2 Sand Trap Lane. Unanimous vote in favor.

Rabies Clinic will be held March 31, 2012 and will be announced on cable.

1 Patrick Thomas Court

062-001-011

Michael Dysinski

Member Poillucci asked Health Agent Perry if there was a problem issuing the stable permit. Health Agent Perry stated that Mr. Dyksinski had paid the fee and fine and that Inspector of Animals, Jared Darling said it was all set.

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

VOTED: To approve the 2012 Stable Permit for Michael Dysinski of 1 Patrick Thomas Court. Unanimous vote in favor.

Discussion on Sunday Ice Cream Licenses – Tabled to April 4, 2012 meeting.

MEHA Education Seminar Attendance and Fee Approval

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

VOTED: To approve the \$195 (Membership and Seminar fee) for the attendance of Health Agent Perry, Clerk Jo Lima and Chairman Poillucci. Unanimous vote in favor.

Department of Public Health communication to Freetown-Lakeville Regional School

Superintendent – Regarding smoking in school bathrooms. There is a school committee meeting scheduled for this evening at the Apponequet Regional High School. Chairman Poillucci and Health Agent Perry plan to attend. Board Member Flynn is not able to attend.

Acceptance of meeting minutes from February 8, 2012

Board Members reviewed the minutes.

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

VOTED: To approve the Board of Health minutes for the meeting held February 8, 2012 as typed. Unanimous vote in favor.

The Back Nine Club LLC Kitchen Expansion Plans

Board Members had no issues with Health Agent Perry reviewing and approving the plans. Agent Perry said he would do a pre-operation inspection before they open. Agent Perry showed the plans to Board Members for a quick review.

Communication from the Plymouth County Mosquito Control - “Proposed Aerial Pesticide Application during the 2012 season”- Board Members reviewed the communication.

Vendor Warrants were signed by the Board Members.

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

VOTED: To adjourn the meeting at 6.20 p.m. Unanimous vote in favor.