



TOWN OF LAKEVILLE MEETING POSTING & AGENDA

Town Clerk's Time Stamp
received & posted:
K. DeGuzee
LAKEVILLE TOWN CLERK
RCD 2024 FEB 16 11:01
48-hr notice effective
when time stamped

Notice of every meeting of a local public body must be filed and time-stamped with the Town Clerk's Office at least 48 hours prior to such meeting (excluding Saturdays, Sundays and legal holidays) and posted thereafter in accordance with the provisions of the Open Meeting Law, MGL 30A §18-22 (Ch. 28-2009). Such notice shall contain a listing of topics the Chair reasonably anticipates will be discussed at the meeting.

Name of Board or Committee:	BOARD OF HEALTH
Date & Time of Meeting:	Wednesday, February 21, 2024 @ 6:00 p.m.
Location of Meeting:	Lakeville Police Station 323 Bedford Street, Lakeville, MA
Clerk/Board Member posting notice:	Fran Lawrence

Cancelled/Postponed to: _____ (circle one)

Clerk/Board Member Cancelling/Postponing: _____

A G E N D A

Please ask if anyone is recording the meeting and announce that LakeCAM is recording

1. **15 Island Road** – meet with Zenith Consulting Eng. LLC to discuss requested variance and local upgrade approvals
2. **11 Island View** – meet with Zenith Consulting Eng. LLC to discuss requested local upgrade approvals
3. Discuss and possible vote to allow pet dogs in outdoor dining areas- *Continued from February 7th meeting-*
4. **Review and approve meeting minutes**
 - December 6, 2023
5. Discuss the recent BOH Agent's pending items

Any other business that may properly come before the Board of Health

Please be aware that this agenda is subject to change. Should other issues arise requiring immediate attention by the Board of Health after the posting of this Agenda, they may be addressed at this meeting.



3 Main Street Lakeville, MA 02347
(508) 947-4208 - www.zcellc.com

- Civil Engineering
- Septic Design (Title 5)
- Septic Inspections (Title 5)
- Commercial and Industrial Site Plans
- Chapter 91 Permitting

RECEIVED

FEB 2 2024

LAKEVILLE
BOARD OF HEALTH

February 2, 2024

Town of Lakeville Board of Health
346 Bedford Street (Office location 241 Main Street)
Lakeville, MA 02347

RE: Variance and Local Upgrade Approval Requests
Subsurface Sewage Disposal System
15 Island Road Lakeville, MA 02347

Dear Board Members:

On behalf of our client, Bill Bachant Builders, Zenith Consulting Engineering, LLC. respectfully requests variances and local upgrade approvals from the following provisions of 310 CMR 15.00 Title V:

VARIANCE and LOCAL UPGRADE APPROVALS REQUESTED:

1. A local upgrade approval from section 310 CMR 15.211 of title v which requires the soil absorption system to be at least 100' from a private water supply well. The following reduction is requested, from 100' to 75' from an abutting private water supply well (17 Island Road, assessors map 041, block 001, lot 021) in accordance 310 CMR 15.405 (1)(g).
2. A local upgrade approval from section 310 CMR 15.211 of title v which requires the soil absorption system to be at least 100' from a private water supply well. The following reduction is requested, from 100' to 75' from the onsite private water supply well (15 Island Road, assessors map 041, block 001, lot 027) in accordance 310 CMR 15.405 (1)(g).
3. A local upgrade approval from section 310 CMR 15.102 (2) of title v which requires that a minimum of (2) two a deep observation holes be performed in the disposal area. A reduction from (2) two deep holes to (1) one deep hole is requested in accordance 310 CMR 15.405 (1)(k).
4. A local upgrade approval from section 310 CMR 15.211 of title v which requires the soil absorption system to be at least 20' from a crawl space wall. A reduction from 20' to 15' is requested in accordance 310 CMR 15.405 (1)(b).
5. A variance from section 310 CMR 15.211 of title v which requires the soil absorption system to be at least 400' from a surface water supply or tributary thereto. A reduction from 400' to 240'+ is requested in accordance 310 CMR 15.00.
6. A variance from section 310 CMR 15.211 of title v which requires the septic tank to be at least 400' from a surface water supply or tributary thereto. A reduction from 400' to 250'+ is requested in accordance 310 CMR 15.00.

7. A variance from section 310 CMR 15.211 of title v which requires the pump chamber to be at least 400' from a surface water supply or tributary thereto. A reduction from 400' to 250'+ is requested in accordance 310 CMR 15.00.

8. A variance from section 310 CMR 15.211 of title v which requires the treatment unit to be at least 400' from a surface water supply or tributary thereto. A reduction from 400' to 250'+ is requested in accordance 310 CMR 15.00.

9. A variance from section 310 CMR 15.211 of title v which requires the soil absorption system to be at least 100' from a wetland bordering surface water supply or tributary thereto. The following reduction is requested, from 100' to 25' in accordance 310 CMR 15.00.

10. A variance from section 310 CMR 15.211 of title v which requires the septic tank to be at least 100' from a wetland bordering surface water supply or tributary thereto. The following reduction is requested, from 100' to 35' in accordance 310 CMR 15.00.

11. A variance from section 310 CMR 15.211 of title v which requires the pump chamber to be at least 100' from a wetland bordering surface water supply or tributary thereto. The following reduction is requested, from 100' to 35' in accordance 310 CMR 15.00.

12. A variance from section 310 CMR 15.211 of title v which requires the treatment to be at least 100' from a wetland bordering surface water supply or tributary thereto. The following reduction is requested, from 100' to 35' in accordance 310 CMR 15.00.

13. A variance from section 310 CMR 15.227(5) of title v which requires the septic tank inlet and outlet invert elevation shall be at least 12 inches above the high groundwater elevation. The following reduction is requested, from 12" above to below the ESHW in accordance 310 CMR 15.00.

14. A variance from section 310 CMR 15.227(5) of title v which requires the pump chamber inlet and outlet invert elevation shall be at least 12 inches above the high groundwater elevation. The following reduction is requested, from 12" above to below the ESHW in accordance 310 CMR 15.00.

15. A variance from section 310 CMR 15.227(5) of title v which requires the treatment unit inlet and outlet invert elevation shall be at least 12 inches above the high groundwater elevation. The following reduction is requested, from 12" above to below the ESHW in accordance 310 CMR 15.00.

Should you have any questions regarding these requests, please do not hesitate to contact the office at 508-947-4208 or email jamie@zcellc.com.

Sincerely,
Zenlth Consulting Engineers, LLC

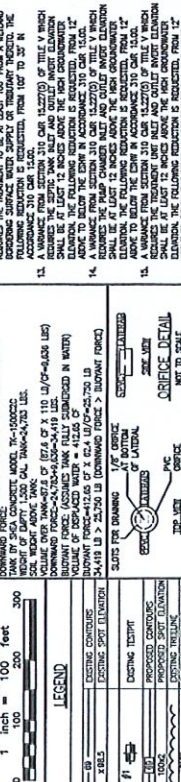
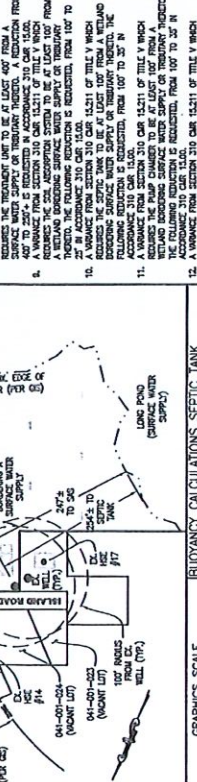
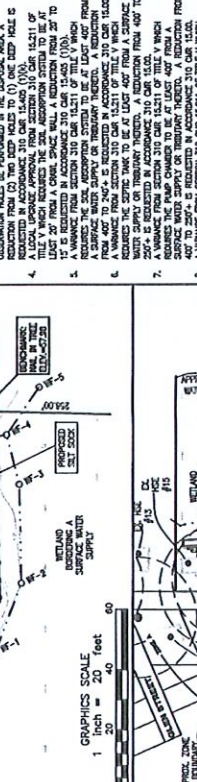
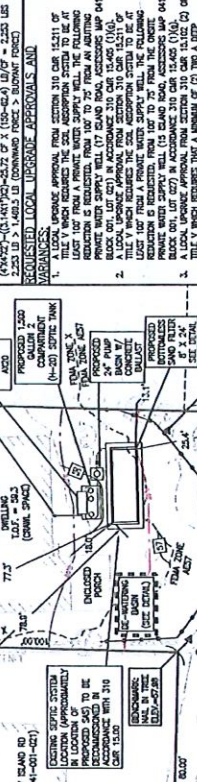
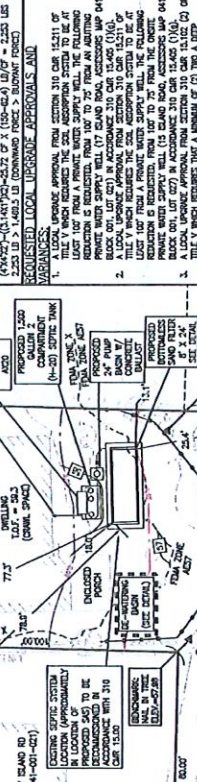
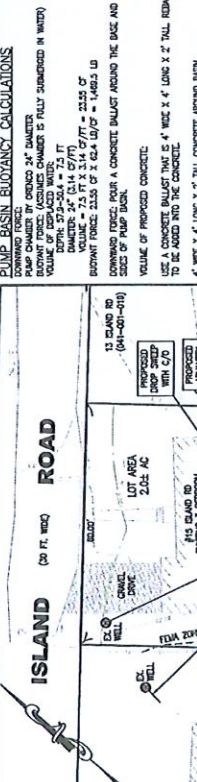
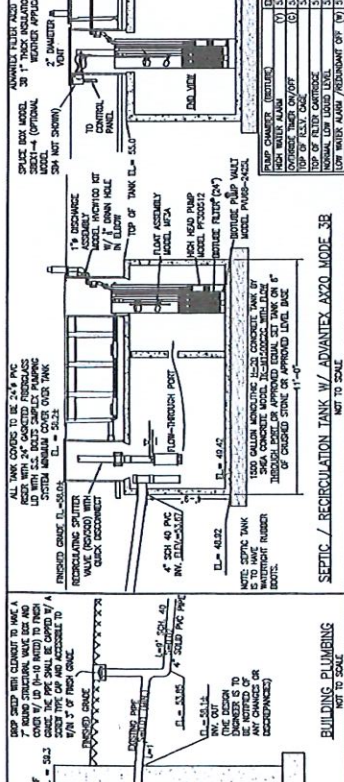
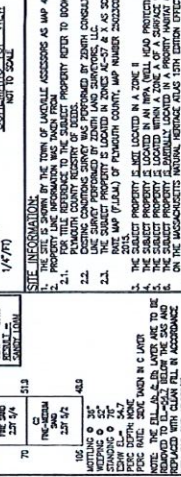
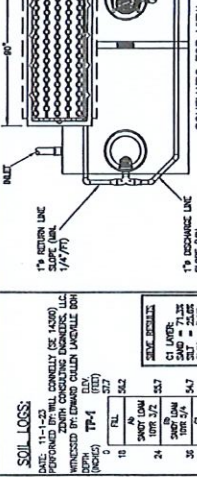
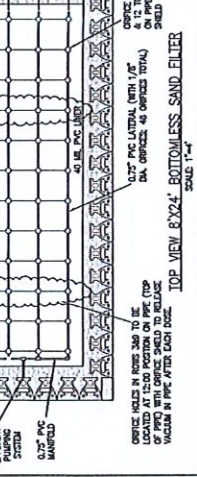
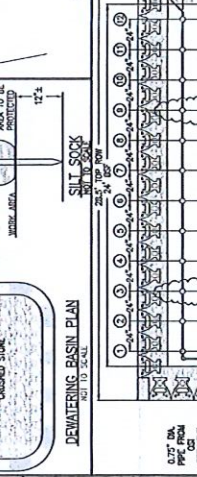
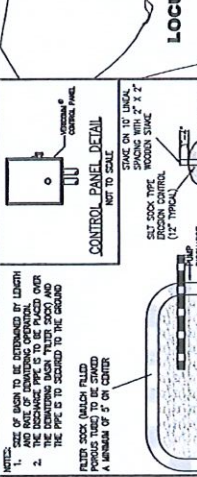
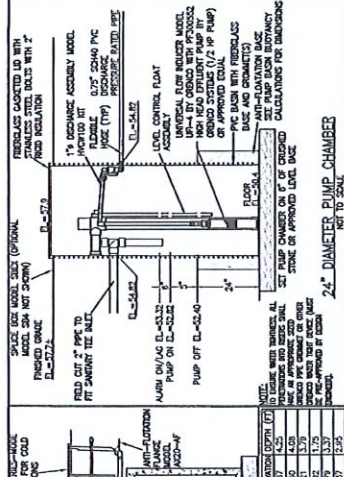
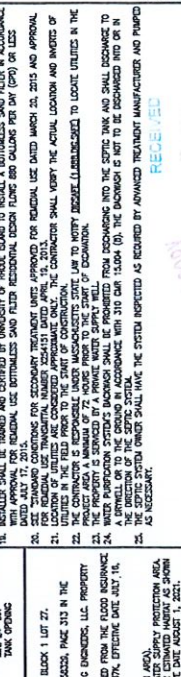
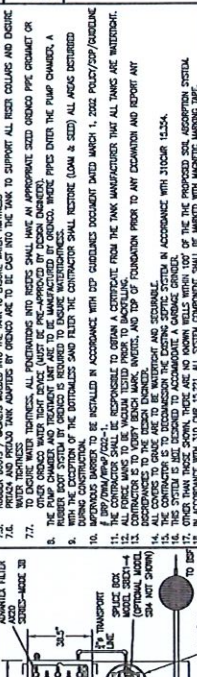
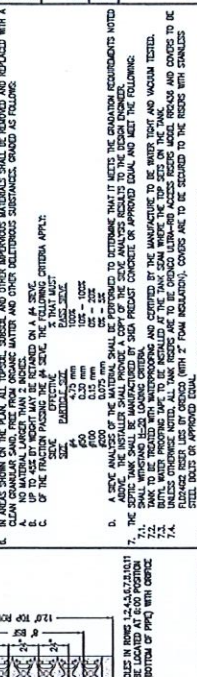
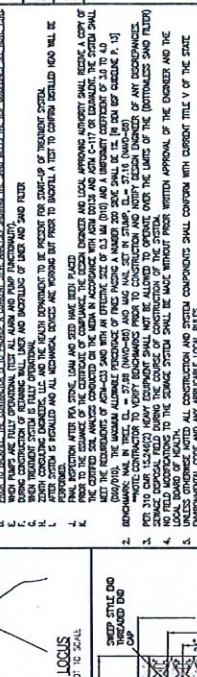
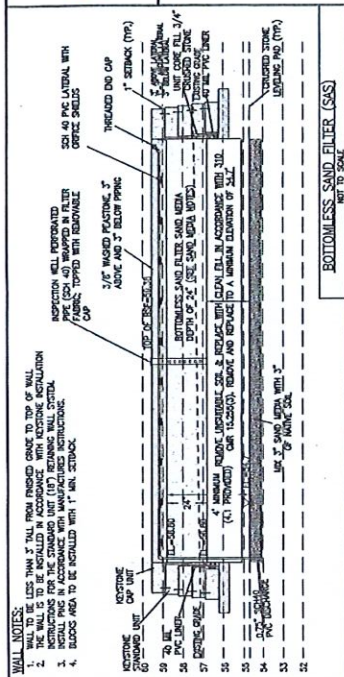
A handwritten signature in black ink, appearing to read 'Jamie Bissonnette', with a stylized flourish at the end.

Jamie Bissonnette, PE
Manager/Senior Engineer



REV.	DATE	DESCRIPTION
1/18/24		
02/03/24		
03/19/24		
05/13/24		
06/11/24		
07/10/24		
08/08/24		
09/05/24		
10/03/24		
11/01/24		
12/01/24		

PROJECT NO.	PROJECT NAME	PROJECT LOCATION
1518 AND ROAD	SEWERAGE TREATMENT PLANT	1518 AND ROAD, FAYETTEVILLE, MA





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(508) 947-4208 - www.zcellc.com

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February 2, 2024

Town of Lakeville Board of Health
346 Bedford Street (Office location 241 Main Street)
Lakeville, MA 02347

RE: Local Upgrade Approval Request
11 Island View, Lakeville, MA 02347

Dear Board Members:

On behalf of our client, John Mello, Zenith Consulting Engineering, LLC. respectfully requests local upgrade approvals from the following provisions of 310 CMR 15.00 Title V:

LOCAL UPGRADE APPROVALS REQUESTED:

1. Reduction of the required setback between the proposed septic tank & pump chamber and a surface water supply from 400' to 310' per 310 CMR(1)(g).
2. Reduction of the requirement of a twelve-inch separation between the inlet and outlet tees of the septic tank and pump chamber and high groundwater, provided all boots or pipe joints are sealed with hydraulic cement or installed with watertight sleeves and the tank is proven watertight per 310 CMR 15.405(1)(j).

If you have any questions or require additional information, please do not hesitate to contact our office at 508-947-4208 or email nyles@zcellc.com.

Sincerely,
Zenith Consulting Engineers, LLC

A handwritten signature in blue ink, appearing to read 'Nyles Zager', is written over a light blue horizontal line.

Nyles Zager, PE
Manager/Senior Engineer

6-501.115 Prohibiting Animals.

(A) Except as specified in ¶¶ (B), (C) and (D) of this section, live animals may not be allowed on the PREMISES of a FOOD ESTABLISHMENT. PF

(B) Live animals may be allowed in the following situations if the contamination of FOOD; clean EQUIPMENT, UTENSILS, and LINENS; and unwrapped SINGLE-SERVICE and SINGLE-USE ARTICLES can not result:

(1) Edible fish or decorative fish in aquariums, shellfish or crustacea on ice or under refrigeration, and shellfish and crustacea in display tank systems;

(2) Patrol dogs accompanying police or security officers in offices and dining, sales, and storage areas, and sentry dogs running loose in outside fenced areas;

(3) In areas that are not used for food preparation and that are usually open for customers, such as dining and sales areas, service animals that are controlled by the disabled employee or person, if a health or safety hazard will not result from the presence or activities of the service animal;

FDA Food Code 2022 Chapter 6. Physical Facilities

Chapter 6 - 11

(4) Pets in the common dining areas of institutional care facilities such as nursing homes, assisted living facilities, group homes, or residential care facilities at times other than during meals if:

(a) Effective partitioning and self-closing doors separate the common dining areas from FOOD storage or FOOD preparation areas,

(b) Condiments, EQUIPMENT, and UTENSILS are stored in enclosed cabinets or removed from the common dining areas when pets are present, and

(c) Dining areas including tables, countertops, and similar surfaces are effectively cleaned before the next meal service; and

(5) In areas that are not used for FOOD preparation, storage, sales, display, or dining, in which there are caged animals or animals that are similarly confined, such as in a variety store that sells pets or a tourist park that displays animals.

(C) Live or dead fish bait may be stored if contamination of FOOD; clean EQUIPMENT, UTENSILS, and LINENS; and unwrapped SINGLE-SERVICE and SINGLE-USE ARTICLES can not result.

(D) If APPROVED by the REGULATORY AUTHORITY, FOOD ESTABLISHMENTS may allow pet dogs in outdoor dining areas.

Town of Lakeville
Board of Health
December 6, 2023 6:00pm

Members present: Chairman Spratt, Member Maxim, Member Poillucci, and Health Agent Ed Cullen. Chairman Spratt called the meeting to order at 6:00 pm. LakeCam was present to record.

8 Galfre Rd - new stable permit. Dakota Roy (applicant) was present for discussion. Agent Cullen said the actual stable wasn't built yet. There is plenty of land so all setbacks can be met. When everything is built the Animal Inspector will go out and confirm it's suitable for the horses. The abutters that were present were in favor of the permit.

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

Voted: to approve the stable permit at 8 Galfre Rd.

Unanimous approval.

8 Virginia Drive - Meet with Zenith Consulting Engineers, LLC to discuss Local Upgrade Approvals.

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

Voted: to continue to the January 3rd meeting.

Unanimous approval.

9 Langlois Pines - discuss and possible vote on waiver for replacement well. Member Maxim said the plan showed the new well in the same spot as the existing well. It was a small lot but they could move it a little further back. Agent Cullen said the plan showed "system covers". The cover directly behind the house is a septic tank. The cover that is 20-30' back is a 6x6 leaching pit. Member Maxim said the new code on a tank is 50' to a well. The existing is only 37'. They could get 50' to the tank by going up in the corner of the property, inside the fence. They could gain another 10' by moving it there. There was a discussion about possible locations for the well. Member Maxim said the back of the property was better, they would still need a variance because it was only 62' away but it was downhill. Agent Cullen said they would need a variance to the property line. Member Maxim said that would make it 65' from the center cover, but you'd need a variance of 5' to the property line. That would be the furthest you could be. There was a discussion about the distances.

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

Voted: to approve a 60' variance from the center of the field cover to the new well at 9 Langlois Pines.

Unanimous approval.

Review and approve meeting minutes -

Upon a motion made by Member Poillucci, Chairman Spratt stepped down to second, it was:

Voted: to approve the August 16, 2023 meeting minutes as typed.

Two in favor, one abstains (Maxim).

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

Voted: to approve the meeting minutes for September 6th 2023 as typed.

Unanimous approval.

Board of Health Agent's pending items - Agent Cullen said they were doing an inspection at a retail food establishment and there were some people cooking hamburgers for a non-profit out in the parking lot. They were not licensed or permitted with the Board of Health. He wanted to know if the Board would want them to get permitted or could they put up a sign stating that it was not inspected by the Board of Health. Chairman Spratt asked how often this was taking place. Agent Cullen said he wasn't sure but could follow up on that. He said there are exemptions to permitting like a church bake sale. It happens once or twice a year, but it's for charity so it's waived. He said this was a similar situation where they weren't making money on it. There was some continued discussion.

Agent Cullen said at a previous meeting they had discussed the cinnamon applesauce that contained lead with brand names Wanabanana, Weiss, and Schnucks. Only Wanabanana was sold in Massachusetts. There was some sold at the Dollar Tree in Lakeville. Agent Cullen had gone in and verified they had pulled it from the shelves in early November when the recall first came out. He did not know how long they may have been on the shelves before being pulled. He urged residents that had purchased the applesauce to throw it away. Over 50 kids have gotten sick throughout the U.S. Agent Cullen said they were thinking of hiring a new special inspector. The Health Agent in Berkley has been covering some inspections, but he is going to Florida for the winter. Kevin Desmarais is the Health Agent in Freetown, and Agent Cullen thought they could use him for inspections. The Select Board will have to approve any inspectors.

Adjournment - (6:35pm)

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

Voted: to adjourn.

Unanimous approval.