

**BOARD OF HEALTH
LAKEVILLE, MASSACHUSETTS
MEETING MINUTES**

December 5, 2007

Present: William E. Garvey, Jr., Board of Health Chairman; Terrence Flynn, Board Member; Lawrence Perry, Board of Health Agent, and Joseph Beneski, Part-Time Health Inspector.

Absent: Jennifer Turcotte, Board Member.

Chairman Garvey opened the meeting at 7:00 p.m.

At 7:01 p.m., Chairman Garvey said he would entertain a motion to go into executive session to review the eleven (11) applications received for the Full-Time Board of Health Clerk position, and stated that they would reconvene afterward into open session. The roll call vote was as follow: Flynn, aye; Garvey, aye.

Chairman Garvey reconvened the open session at 8:01 p.m. Garvey asked Health Agent Perry if he had anything that he needed addressed at this time.

(Not on Agenda) Perry said an “As-Built” plan was received on **November 30, 2007** from Richard Charon of Charon Associates, Inc. relative to a repaired septic system at **111 Hemlock Shores Road (46-1-8)** owned by Warren Biss. The “Application For Disposal System Construction Permit” and plans for this system was approved by the Board on **June 30, 2004**, and the Department of Environmental Protection (DEP) approval letter was dated **August 5, 2004**, and this letter was to be recorded within the chain of custody of the deed by the applicant. Perry noted that Title V states that “Construction of all systems for which a Disposal System Construction permit application has been approved by the local Approving and/or the Department shall be completed, and the Certificate of Compliance obtained within three years of issuance of the final approval”. Perry said it was over the three-year limit so they would need an extension of the (Application for Disposal System Construction Permit) permit. In addition, Perry said the Board would have to approve an additional Local Upgrade approval divergence to allow the water services to be sleeved and the force main to be sleeved, as they are within 10’ of each other. After some discussion, Garvey said he would entertain a motion to approve the “As-Built” plan which was submitted and waive the fee for the extension of the permit. Flynn made the motion to approve the entertained motion; Garvey seconded the motion, and it was so voted.

A letter dated November 26, 2007 was received from the Lakeville Conservation Commission Chairman Emery Orrall relative to the Lakeville Board of Health approving septic repairs without a sign-off from the Conservation Commission.(This document becomes part of the record to be known as Attachment #1). Chairman Garvey said the properties they were referring to were Nelson Island and 77 Lakeside Avenue. After some discussion, Garvey felt a letter should be sent back to the Conservation

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Commission addressing their statements and issues. He said some of the statements made were inaccurate, and he would suggest they contact the Board or its Health Agent beforehand to help facilitate communication between the departments before becoming adversarial. After some discussion, a motion was made by Flynn to send a letter to the Conservation Commission addressing their statements and issues; and a copy of this letter to all previously noted departments in their (Conservation Commission) letter. The motion was seconded by Garvey, and so voted.

Discussion was held relative to the newly adopted Lakeville Board of Health Stable Regulations which were adopted on September 26, 2007 and effective on October 4, 2007. Garvey said any new application and plans submitted should show what they have out there with actual distance measurements. He said they could have Jared Darling (Inspector of Animals) verify the distances when he goes out there to do his inspection before approval of the permit. No action was taken at this time.

At 8:45 p.m., Board member Flynn made a motion to adjourn the meeting. The motion was seconded by Garvey, and so voted by the Board.

Submitted by
Nancy M. Teser,
Board of Health Supervisor