

**Board of Health Meeting
June 10, 2009**

The Board of Health held a meeting on June 10, 2009 in the Lakeville Town Office Building. The meeting was called to order by Chairman Garvey at 7:00 p.m. Members present were William Garvey, Terrence Flynn and Jennifer Turcotte. Lawrence Perry, Health Agent, Nancy Teser, Board of Health Supervisor and Jennifer Jewell, recording secretary, were also present.

Vendor Warrants

The Board signed vendor warrants.

Board of Health Regulations

Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To rescind all previously adopted Lakeville Board of Health Regulations; pertaining only to Subsurface Disposal Systems and Water from October 1956 to June 2009, but all previously adopted License and Permit Fees pertaining to Subsurface Disposal Systems and Water will remain the same and in effect. Unanimous vote.

Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To adopt the new (drafted May 2009) Lakeville Board of Health Regulations pertaining to Subsurface Disposal Systems and Water, effective immediately. Unanimous vote.

1 Nelson's Grove Road

58-7-42C

Dow

Amy Dow was present for the discussion. There was a review of the plans and the requested variance from Local Upgrade Approvals. It was noted that an as-built plan is on file for the existing septic system. Site and dwelling elevations were reviewed. Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the plans and the requested Local Upgrade Approval; subject to an impervious barrier being installed around the foundation crawl space within 20' from the system prior to the building permit being issued. Also, the finished floor elevation and the elevation of the system must be noted on the plan. Unanimous vote.

91 Precinct Street

27-1-1

City of Taunton Water Department

William Schwartz, from City of Taunton Water Department, was present for the discussion. There was a review of the plans and the requested variances from Local Upgrade Approvals. The distance between the existing manholes and depth of the proposed system were discussed. The applicant requested that the sewer main not require a sleeve as it crosses the water main prior to the Ultraviolet and Chlorine treatments. Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the plans and the requested variances from Local Upgrade Approvals as detailed in the letter dated June 8, 2009 *subject to* the sewer main being sleeved for 10' on either side of the water main crossing. Unanimous vote.

2 Tamett Brook

66-3-1A

Morgan

Steve Rhumba, from Collins Civil Engineering Group, Inc., was present for the discussion. There was a review of the plans and the requested variance from Local Upgrade Approvals. Mr. Rhumba stated that if the variance is granted it would eliminate the need to install a pump system. Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the plans and the requested variances from Local Upgrade Approvals; as detailed in the letter dated May 4, 2009 *subject to* the receipt of a (4) four-bedroom deed restriction stating that there will be no increase in flow to the septic system or increase in the building footprint, unless it comes back before the Board of Health. Unanimous vote.

5 Pebble Brook Way

13-1-10B

Misodoulakis

Kevin Walker was present for the discussion. There was a review of the plans and the requested variances from Local Upgrade Approvals. Mr. Walker stated that because the sprinkler system is so expansive only a single deep hole was dug. It was noted that if a discrepancy is observed, during the open hold inspection, a percolation test will be required. Upon motion made by Member Flynn and seconded by Member Turcotte the Board

VOTED: To approve the plans and the requested variance from Local Upgrade Approvals as detailed in the letter dated May 22, 2009 *subject to* a soil verification during the open hole inspection. The Board will require a perc test if a difference in soil conditions is found. Unanimous vote.

1 Ash Street

42-6-1

Vermette

Jon Pink, from AZOR Land Sciences, was present for the discussion. There was a review of the plans and the requested variances from Local Upgrade Approvals, Local Board of Health Regulations and the State. Mr. Pink stated that there was currently a failed system onsite and reviewed the site constraints that determined the location of the replacement system. The depth of the proposed system and perc test results were reviewed. Maureen Golden, 41 Clark Shores, voiced concern regarding the distance of the system from her property and possible impact on the future location of a well. It was stated that the proposed system is an improvement over current conditions and it was suggested that an impervious barrier be installed around a portion of the system. Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the plans and the requested variances from Local Upgrade Approvals, Local Board of Health Regulations and the State as detailed in the letter dated June 1, 2009 *subject to* receipt of a deed restriction that states there will be no increase in flow and the installation of an impervious barrier where it is adjacent to the foundation and crawl space sides of 41 Clark Road. Unanimous vote.

131 S. Pickens Street/Mick’s Munchies

Cochran

Michael Cochran was present for the discussion. There was a review of the license applications and business plan. Mr. Perry scheduled a truck inspection. It was stated that all the food preparation was done offsite by a food service company and all food is stamped with a date. Mr. Cochran requested that he be allowed to use a refrigerator, located at 131 S. Pickens Street to store milk and cream products while the truck is not in use. It was stated that refrigerator and the truck will be inspected twice yearly. Upon motion made by Member Flynn and seconded by Member Turcotte the Board

VOTED: To approve applications for the Permit to Operate a Food Establishment (Mobile Food) and License for the Sale of Milk and Cream. Unanimous vote.

11 Pine Bluff

65-4-3

Phillips

Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the request for a one year extension of the Disposal System Construction Permit. Unanimous vote.

License Renewals

Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the Milk and Cream & Sunday Ice Cream License renewals as submitted in the memo dated June 10, 2009 as prepared by Board of Health Supervisor, Nancy Teser. Unanimous vote.

105 Staples Shore Road

64-3-25 & 64-4-11

Barnicoat

Darren Michaelis, from Foresight Engineering, Inc., was present for the discussion. There was a review of the revised plans. A revised letter requesting variances from Title V Local Upgrade Approvals, State Variances, and Variances from the Lakeville Board of Health Regulations was submitted to Mr. Perry and the Board. Mr. Michaelis offered clarification June 10, 2009

on systems on 103 and 107 Staples Shore Road. It was stated that the locus system is closer to the proposed well than either of the two abutting lots in question. There was question as to whether the Bordering Vegetated Wetland (BVW) is considered a tributary to a drinking water supply. Member Turcotte stated that the designation of the BVW will dictate the well location. It was noted that the Conservation Commission had approved the installation of a well on this lot but in a different location that is no longer viable. Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the plans and the requested variance from Title V Local Upgrade Approvals, State Variances, and Variances from the Lakeville Board of Health Regulations, as detailed in the letter dated June 10, 2009 *subject to* the designation of the Bordering Vegetated Wetland. If the Bordering Vegetated Wetland on the north side of the property is NOT a tributary to a drinking water supply the applicant will move the proposed SAS to the northern portion of the lot. Unanimous vote.

Meeting Minutes

Upon motion made by Member Turcotte and seconded by Member Flynn the Board

VOTED: To approve the minutes for the March 11, 2009 meeting. Unanimous vote.

Norfolk-Ram/Clivus Reports

There was a review of the monthly reports from Norfolk-Ram and Clivus.

Visting Nurse Association

There was a review of a letter from the VNA regarding their services for the Senior Center and their intention to continue to provide immunization clinics in Lakeville.

Massachusetts Housing Finance Agency Letter

Review of a letter from Mass Housing regarding the Final Approval of Phase II of the Residences at LeBaron Hills (The Fairways)

Next Meeting

The next meeting of the Board of Health will be held on July 15, 2009 at 7:00 p.m. in the Board of Health office. Upon motion made by Member Flynn and seconded by Member Turcotte the Board

VOTED: To adjourn the meeting at 7:55 p.m. Unanimous vote.