

**TOWN OF LAKEVILLE**  
**Board of Health Meeting Minutes**  
**March 2, 2016**

The Lakeville Board of Health held a meeting on March 2, 2016 at the Lakeville Town Office Building. Board of Health Members present: Robert Poillucci, Derek Maxim and Christopher Spratt. Also present: Health Agent Lawrence Perry.

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

**5 Heritage Hill Drive** – Joseph Webby from Webby Engineering was present on behalf of his client. Members reviewed a request letter and associated plans dated February 1, 2016 for a septic repair/upgrade for a four bedroom dwelling, originally designed for three. Agent Perry said the lot is only sized for a three bedroom with regard to Nitrogen loading. The proposed location of the leaching facility and potential runoff issues was discussed. Engineer Webby agreed he could revise the plans and move the soil absorption system northeast approximately 20 feet. Agent Perry recommended a water treatment system for nitrogen reduction and/or at a minimum, increased monitoring (at least annual) for nitrates in accordance with the State written guidance policy.

Upon motion made by Chairman Poillucci and seconded by Member Maxim, the Board:

**VOTED:** To approve the 1 foot to groundwater variance subject to moving the system 20 feet to the front of the property which can be approved by the Health Agent once revised plans are reviewed. Unanimous vote in favor.

**Acceptance of February 17, 2016 Board of Health Meeting Minutes** – Members reviewed the minutes.

Upon motion made by Member Maxim and seconded by Member Spratt, the Board:

**VOTED:** To approve the February 17, 2016 Board of Health Meeting Minutes as typed. Unanimous Vote in Favor.

**Announcement of 2016 Rabies Clinic**

Chairman Poillucci read the memo from Administrative Assistant Jo Lima dated March 2, 2016. The Rabies Clinic is scheduled for Saturday, March 26, 2016 to be held at the Highway Barn located at 6 Montgomery Street. Vaccinations will be administered from 1:30 pm – 3:00 pm for dogs and 3:00 – 3:30 pm for cats.

**Long Range/Space Needs Discussion**

Chairman Poillucci said he had been speaking with Selectman Burke and Building Commissioner Darling regarding the new software program that is being looked at for the town. He said some things will be able to be emailed and uploaded to the website. He said there is something in there for permitting but nothing for tracking. He said we have a new IT guy he feels may be able to set up that tracking part in an afternoon. He said it may not cost us anything. Member Maxim asked if we have anything to track I/A systems right now. Agent Perry said that Administrative Assistant Lima has a database but does not generate letters. He said the software he had information on has the capability to send out reminders if there is an email address on file. He said he may be more prudent to see what the town gets for permitting software first. Chairman Poillucci said the new IT guy is aware of what software is coming and would design something

that is compatible with it. Member Maxim asked if anything had to be filled out for the space needs and need to be turned in. Chairman Poillucci said we have the biggest office in town hall so he doesn't see a need for space. He said if necessary files could be lined up in middle of office and meeting could be held in the conference room. He said as far as staff, he has contacted other towns and feels as far as he is concerned we are staffed well compared to most towns. Member Spratt said he felt the software will be a big help. Member Poillucci said per our population he can't see that staff is a big issue. Member Spratt inquired if other towns day to day operations are equal to ours. Chairman Poillucci spoke on what he thought other towns did. Agent Perry said it's different how other towns handle things. He said as far as housing, other towns have more specialized people that handle it, and they go out as a team. Here in Lakeville, he said it's all on him. He said he has to get into the whole housing code, and that it's part of the septic. He said Middleboro has two full time sanitarians, a full time nurse and last time he was there three food inspectors. He said they have downsized a little from a few years ago. Chairman Poillucci said the volume of stuff that Middleboro does compared to us is triple what we do. He said they are almost 30,000 people, Lakeville is like 10,000. Agent Perry explained that half their town is water and sewer, not 95% septic and wells like Lakeville. Chairman Poillucci said that's just comparing us to Middleboro. He said comparing us to towns similar to us, we are way overstaffed. Agent Perry said or maybe those towns are understaffed. He said other towns may not do the same things that we do. He said every town picks and chooses what they want their staff to do. He said it's hard to compare how well every health dept is doing and what they should be doing. He said other Boards of Health may not do some of the things that we do. He said every town picks and chooses based on their manpower and the expertise of their employees what they do. Member Maxim said he was fine with the way things were going and if necessary they could discuss needs in the future should anything change. Members agreed.

**3 Court Circle** - Member Poillucci said no notifications were sent out but he told Engineer Bissonnette and disclosed that he knows Mr. Damato and they could be present for discussion only. Bissonnette said notifications were sent out but they were for the meeting on March 16th. He said they are unofficially present only because he wanted to make sure that if he is going down the wrong alley with the board's opinion prior to the next meeting, he would like to make a change. He said Agent Perry does not fully support the variance they are asking for with the reduction to ground water and the separation to the water supply. He said they were hoping to avoid putting in a retaining wall. A lengthy discussion was held. Agent Perry stated that it's something that could be done if you determine risk assessment is such that it is not a problem, but it would set a precedent and we would have to follow through where people in the past would have to go to advanced treatment or fully comply vertically. He said the board has that discretion, but it would be a policy change. Member Spratt said that he was hesitant to set precedent. Mr. Damato said they have tried every place to put the mound but there is no winner. Chairman Poillucci said that right now it is in and under the garage so it has to be at least 50 to 100' farther from the lake. Mr. Damato said none of his neighbors seem to have a problem with what they are looking to do. Chairman Poillucci said that when people need to put systems in their back yard it's isn't that big of a deal, but to put it right in the middle of your front lawn, it's ugly. Member Maxim said you'd have to do a wall to make it look nice. Bissonnette said it's just not going to look right from an esthetics point. Member Maxim asked Mr. Damato if wanted to go with a treatment system and he said he really didn't want to disrupt the front of the

house. Member Maxim said if he did go with the treatment he wouldn't be adding anymore tanks, and it would be a better system. He said if he really wants that grade the board could justify giving them both. Different systems were discussed. Because two of the three board members didn't agree, it would come down to Member Spratt's vote when it came time, but he needed more time to think about it. Chairman Poillucci said in the six years he's never pushed someone to spend money if they didn't need to, and \$12,000 for 20 feet is a lot of money. This is why he wanted to get input from the other two members. Mr. Damato invited members to take a look at his property if they wanted. Chairman Poillucci said Member Maxim is an excellent septic installer and that maybe he could give his opinion. Member Maxim said he would stop by and take a look. Bissonnette and members reviewed the plan with Mr. Damato and explained the treatment tank and bottomless sand filters and how they work.

### **Old Business**

Agent Perry put together some enforcement issues and presented to the board as was requested. He listed the ones he felt were the top four. Chairman Poillucci said they would discuss at the next meeting.

**Fining Schedule** - Member Maxim wanted to discuss the fine schedule. Agent Perry said we have never had a set fine. He said it's whatever members want to do. Member Maxim said he'd like to find out what other towns do. Chairman Poillucci asked Agent Perry to check with Middleboro. He said most towns told him they spend a day a month in housing court. He mentioned betterments and how we do try and help people, but if they still don't want to do it, we can't just ignore it. Agent Perry said Town Counsel has always pushed us to District and Superior Court. Member Maxim said in his opinion he would like to see a final letter and fine sent to the homeowner stating they will be taken to housing court the following month should they not comply. Agent Perry said he has sent dozens of letters out. Chairman Poillucci asked him to email members one of the letters. Member Maxim said they should probably start with the first one on the list, but in his opinion they should all be sent letters with a fine.

At the last meeting Chairman Poillucci said maybe Charlie Kaniecki who is a retired District Health Officer from the Mass Dept of Public Health could come in and do some consulting. He said if he doesn't have a contract, he's not sure how we would do this and suggested Agent Perry talk it over with Town Administrator Garbitt. Member Spratt wanted to know if there was an update with regard to this. Agent Perry said he sent Town Administrator Garbitt an email but she hasn't gotten back to him yet. Chairman Poillucci said he would talk to her. Maybe Mr. Kaniecki could be hired as a subcontractor and come into office and talk about this. Member Maxim also suggested maybe they could find a seminar Agent Perry could attend with regard to housing. Chairman Poillucci said he would be worth it to have Mr. Kaniecki go with Agent Perry to court because he is extremely knowledgeable in this and it would save a lot of time. He said he would rather pay someone who has experience and who can help with the paperwork.

### **Review of 2015 Town Report Draft**

Members reviewed a draft copy. Agent Perry said the report can reflect whatever members want, but over the years the Board of Health just followed a template. He said not everything we do is reflected in the report.

Upon motion made by Member Maxim and seconded by Member Poillucci, the Board:

**VOTED:** To approve the Board of Health 2015 Town Report draft as typed. Unanimous Vote in Favor.

**Capital Expenditures FY17 – Board of Health Vehicle Discussion**

Member Maxim said he looked into a new town vehicle. He said a letter needs to be sent to Town Administrator Garbitt. He researched a Ford Escape and Ford Explorer. He did not look into leasing yet. He said it all depended on what the outcome was with the request. Chairman Poillucci said Administrator Garbitt had asked him how members were making out with regard to the vehicle. He told her that Member Maxim was working on it but Administrator Garbitt mentioned that Selectman Powderly had brought up that the Fire Dept has a Ford Explorer they were looking to upgrade in two years and had said if it doesn't have that many miles on it now, why don't they give it to the Board of Health, and get them a new one for emergencies. Member Maxim said he felt they should still put in for a new vehicle. Members agreed on a new Ford Explorer with 4 Wheel Drive, and in the letter to reference the Year and Make of Board of Health's current vehicle, a 1999 Chevy Blazer stating the current condition and its value.

Upon motion made by Member Maxim and seconded by Chairman Spratt, the Board:

**VOTED:** To send a letter to Town Administrator Garbitt stating that the Board of Health is in need of a new vehicle and members are requesting a new Ford Explorer with 4 Wheel Drive. Unanimous Vote in Favor.

Upon a motion made by Member Poillucci and seconded by Member Maxim, the Board:

**VOTED:** To adjourn the meeting at 7:30 PM. Unanimous vote in favor.

Accepted as Typed  
04-06-16JL