

**Board of Health Meeting Minutes
July 18, 2012**

The Lakeville Board of Health held a meeting on **July 18, 2012** in the Lakeville Town Office Building. Present at this meeting were Board Members William Garvey, Robert Poillucci and Terrence Flynn. Also present were Health Agent Lawrence Perry and Board of Health Clerk Jo Lima as Recording Secretary.

Chairman Garvey called the meeting to order at 6:00 p.m. and noted that this meeting was being recorded by Clerk Lima and Comcast, and would be televised at a later date.

75 Lakeside Ave.

053-001-006

Sean Abel

Jon Pink from Azor Land Sciences, Inc. was present for discussion. He stated to the Board that this repair was proposed some time ago but had just expired. He said just upgraded to the new regulations and changed the field from pipe and stone to ARC Chambers. He requested the following variances:

LOCAL UPGRADE APPROVAL REQUESTS

1. Per 310CMR Section 15.405 (1)(i) - To substitute a sieve analysis for a percolation test due to saturated conditions at the time of testing.
2. Per 310CMR Section 15.405 (15.405(1)(k) – Reduction to one deep observation hole due to site conditions and limitations at time of testing.
3. Per 310CMR Section 15.405(1)(h) – Reduction of the separation of the leach field from the high groundwater table from 4' to 3'.

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

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

338-344 Bedford St.

057-001-Lots 006-008

Lakeside Landing, Inc.

Jon Pink from Azor Land Sciences, Inc. was present for discussion as well as Stephen and Dennis Savas. Chairman Garvey began by giving some background on the property. Board Members discussed the maximum allowable flow (with respect to permitting a Title V Septic System). Flow calculations were submitted that combined the flows of three structures over the parcels in question. The Board reviewed and discussed these flows, which included 110 gallons per day for a one bedroom dwelling, 330 gallons per day for a three bedroom dwelling, and 3900 gallons per day for a 26 bed rest home. Since the existing structures will most likely have to be torn down, and one or more new structures will be built, any septic system designed to service the new structures (and for any possible change of use) cannot be designed for more than the 4,340 gallons per day for the combined parcels under repair/upgrade criteria of Title V permitting. Larger flows (greater than the 4,340) proposed for these parcels in the future would then have to be permitted as new construction and subject to all state and local setbacks and/or through the Department of Environmental Protection for any associated variances and/or groundwater discharge permits.

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

VOTED: The Board voted to accept the existing combined flow of these parcels as 4,340 gallons. Unanimous vote in favor.

Board of Appeals Petition for Hearings

19 Hilltop Acres Dr.

038-004-006

James E. Reilly

Board Members stated they had already sent a recommendation regarding this petition to the ZBA on June 14, 2012. Mr. Reilly had previously attended the Board of Health Meeting held on May 23, 2012.

137 Precinct St.

018-001-020

Robert Lomp

Board Members reviewed and discussed the Petition for Hearing. Agent Perry stated the property has municipal water and the well is being abandoned so there is room for the system. He said that he told Darren Michaelis from Foresight Engineering that he approved the plan as is, but that he could not sign off on compliance for four bedrooms.

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

VOTED: To send a letter to the Board of Appeals stating that the Health Department has received a proposed septic upgrade plan and well abandonment for this address and saw no issues with this project as presented (for renovation of a 2 bedroom dwelling), however if the owner/applicant should wish to increase the number of bedrooms beyond two bedrooms, they would have to resubmit a revised plan to BOH for future review and possible approval for three bedrooms, but not for four bedrooms as the leaching capacity on the plan had shown, and that could be perceived to suggest a possible future expansion. Unanimous vote in favor.

One-Day Only Common Victualler License

Fall River Municipal Credit Union – Event to be held at 290 Bedford St. on September 8, 2012 from 12:00 noon until 3:00 p.m., with a rain date of Sunday September 9, 2012.

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

VOTED: To approve the One-Day Common Victualler License. Unanimous vote in favor.

Massachusetts Association of Health Boards – Re: FY13 Membership Renewal Dues

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

VOTED: To approve the \$100 MAHB Membership Renewal Fee for FY13. Unanimous vote in favor.

Acceptance of meeting minutes from June 20, 2012

Board Members reviewed the minutes.

VOTED: To approve the Board of Health minutes for the meeting held June 20, 2012 as typed. Unanimous vote in favor.

Discussion regarding Presby & Geo-Flow Deed Restriction Letters

Board Members discussed DEP no longer requires annual inspections for Presby and Geo-Flow Systems. Chairman Garvey suggested that a letter should be sent to property owners housing either of these systems advising them of such. He also suggested that an amendment to their current deed restriction be sent as well should the owners choose to file it with the Plymouth County Registry of Deeds or they could have their attorney write one up. Agent Perry stated that this does not apply to shared systems.

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

VOTED: To send a letter to owners of Presby and Geo-Flow Systems advising them that annual inspections of their systems are no longer required per DEP, and include a sample deed restriction amendment should they wish to record it at the Plymouth Country Registry of Deeds. Unanimous vote in favor.

EEE Update

Chairman Garvey stated spraying for EEE is currently scheduled to begin on Friday, July 20th. He said he provided Fire Chief Hopkins with a copy of the State DPH High Risk EEE schedule of curfew hours and felt we should adopt it and send it to schools and Park Departments. It shows all the dates and time frames so there will be no confusion with dusk and dawn.

Member Poillucci mentioned that a few residents had asked him if their yards could be sprayed. He advised them that they needed to call Plymouth County Mosquito Control. The following number was provided for all viewers who would like to request that their property be sprayed: 1-781-585-5450. He stated that the Board of Health cannot call and request spraying on residential property.

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

VOTED: To adopt the State DPH High Risk EEE schedule of curfew hours for all outdoor activities and forward it to Schools, Police and Parks Dept.

Chairman Garvey stated that the Board of Health is issuing a mandate that all outdoor activities cease according to this schedule. He said this is police enforced and is a mandate on all town owned property.

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

VOTED: To issue a mandate on curfew hours in the Town of Lakeville for all outdoor activities on town owned property. Unanimous vote in favor.

Letters to Freetown/Lakeville High School regarding water quality/smoking issues:

A short discussion was held regarding the water and smoking letters for the Freetown/Lakeville High School. Member Poillucci stated that the letter regarding the water issue has already been mailed to the school.

Member Garvey suggested to Health Agent Perry that the letter in regard to the smoking issue should be sent directly to the school and a copy sent to the Board of Health. This letter is currently being written by Senior Staff Attorney Cheryl Sbarra from the MAHB Tobacco Prevention and Cessation Program and Chronic Disease Prevention Program.

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

VOTED: To make a request of Attorney Sbarra to send the letter in regards to the smoking issue directly to the school and send a copy to the Board of Health. Unanimous vote in favor.

Board Members wanted to recognize and thank Nancy Teser, Supervisor of the Board of Health, for all of her years of hard work and service to the office and the residents of Lakeville. Chairman Garvey added that Nancy has worked for the Town for approximately 23 years, 18 of which he has known her. Board Members wished her the best of luck in her future. Nancy will be retiring at the end of the month and will be truly missed.

VOTED: To adjourn the meeting at 8:00 p.m. Unanimous vote in favor.

ACCEPTED AS TYPED 8-15-12
