

**Board of Health Meeting Minutes
October 30, 2010**

The Board of Health held a meeting on Saturday, October 30, 2010 in the Town Office Building. Present at this meeting were Health Chairman William E. Garvey, Board Member Terrence Flynn, and Board Member Robert Poillucci. Health Agent Lawrence Perry and Board of Health Supervisor Nancy M. Teser were not present at this meeting. Board Member Poillucci was the recording secretary for this meeting. The meeting was called to order at 10:30 A.M. by Chairman Garvey.

Proposed Warrant Article - Budgeted allotment for legal counsel and services

Discussion was held on a proposed warrant article which would request that five percent of the Town of Lakeville's budgeted allotment for legal counsel and services be allocated to the Board of Health to engage legal counsel and institute court proceedings for the purpose of enforcing the State Sanitary Code if deemed necessary. Upon motion made by Member Flynn and seconded by Member Poillucci, the Board

VOTED: To approve the warrant article with word changes made by the attorney if required, and it (allotment) would only be used if deemed necessary, to engage legal counsel and institute court proceedings for enforcing the State Sanitary Code or the provisions of the Code of Massachusetts Regulations of an urgent nature, without prior approval from the Board of Selectmen. Attorney Craig Medeiros will email any wording changes if necessary for the Board's review. Unanimous vote.

419 Bedford Street

065-004-019

Westcott Properties, Inc.

At the Board meeting held on October 21, 2010 Board members reviewed the request for an extension on the Disposal Works Construction Permit for 419 Bedford Street; which was faxed on October 19, 2010 because the permit was to due expire on October 20, 2010. At this time, the Board had not received the \$200.00 filing fee, so the extension was not approved. The check was received on October 26, 2010 by Express Mail and it appeared that several attempts were made to deliver it but the office was closed. Upon motion made by Member Poillucci and seconded by Member Flynn the Board

VOTED: To **approve the one year extension** (Until October 21, 2011) of the Disposal Works Construction Permit for 419 Bedford Street; which the Board previously on October 21, 2010 voted against, since the check was in the Town Office Building but not in this office. Unanimous vote.

116 Hackett Avenue

051-005-002

David & Suzanne Rebeiro TR

Board members discussed a request for a removal of the deed restriction voted upon on February 27, 2008; stating that the dwelling at 116 Hackett Avenue will remain a (2) two-bedroom dwelling with no increase in flow to the septic system, and that it houses a "Presby" Enviro-Septic system. The "Presby" Enviro-Septic system was never installed. Discussion was also held regarding removal of a deed restriction voted upon at the Board of Health meeting of October 6, 2010; which stated that the dwelling at 116 Hackett Avenue will remain a "Seasonal" (2) two-bedroom dwelling with no further expansion and no increase in flow to the septic system. Mr. & Mrs. Rebeiro asked that the "Seasonal" part of the deed restriction be removed. Upon motion made by Member Flynn and seconded by Member Poillucci, the Board

VOTED: To remove the "Presby" Enviro-Septic system deed restriction voted February 27, 2008

and to remove the "Seasonal" part of the deed restriction voted at the meeting of October 6, 2010 only. . The Board members stated that the dwelling at 116 Hackett Avenue is to remain a (2) two-bedroom dwelling with no increase in flow to the septic system, and the removal of the "Seasonal" part in no way impacts whether the home is seasonal or not. Unanimous vote.

Dumpster permitting process

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

VOTED: To send a letter to all the trash collectors serving the Town of Lakeville informing them of the proposed changes regarding the dumpster permitting process and the Public Hearing that will be held on December 8, 2010 at 6:00 p.m. Unanimous vote.

Vendor warrants were signed by the Board.

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

VOTED: To adjourn the meeting at 11:05 a.m.