

Board of Health Meeting September 18, 2017 Leverett Town Hall 7:14PM

Present: Brazeau, Hillman, and Fair (Chair)

Absent: Zipkowitz

Health Agent, Steve Ball arrived at 7:17PM

Clerk: Sue Nagy

1. Received from Paul M. Styspeck, PE a letter dated 9/14/2017 stating that the installation of a new septic system at **71 Teawaddle Hill Rd.**, owner Chris Emery has been approved. The system was constructed/installed, in accordance with the design, by Roberts Excavating. The system was inspected by P. Styspeck on 8/22/2017 and approved. The "as built" plan is attached.
2. Received Deed Restriction for **88 Cave Hill Road** signed and notarized dated 9/9/2017.
3. Received a copy of a letter from K. Miho Connolly, Leverett Conservation Commission Agent, dated 7/13/2017, stating that the application for a repair septic system and installation of a well at **87 Shutesbury Rd.**, owner Barbara Appel, will not have a significant impact on the resource areas protected by the Wetlands Protection Act, and there is no further need to file a notice of intent.
4. Received DSCP Application for **257 Montague Rd.**, owner Sarah Todd. Also received Soil Evaluation, Perc test, System Owners Certification (Presby Environmental Inc.) and system design plans by LDB Engineering. Received from Sarah Todd check #1976, dated 9/8/2017 for \$300.00 for DSCP Application. Assigned **DSCP #R2017-09-18a**.
5. Received a copy of a letter from K. Miho Connolly, Leverett Conservation Commission Agent, dated 7/13/2017 stating that the application for a repair septic system at **18 Lead Mine Rd.**, owner Harry Rockland-Miller, will not have a significant impact on the resource areas protected by the Wetlands Protection Act, and there is no further need to file a notice of intent.
6. Received Bacteriological Report dated 7/18/2017 from Quabbin Analytical for **Leverett Village Coop**. Sink absent of Coliform.
7. Brazeau moved to accept the minutes of the 9/6/2017 meetings as amended. Hillman seconded. Motion passed unanimously.
8. Received Title 5 Inspection Report dated 8/24/2017 from Alan Weiss, RS for **48 Cushman Rd.**, owner Philip S. Khoury. System failed. Received from Cold Spring Environmental check #5175, dated 8/31/2017 for \$150.00 for Title 5 Inspection.
9. **436 Long Plain Rd.**, owner Paul Weinberg. Fair issued COC (Certification of Compliance) and e-mailed it to Sawicki Real Estate. We have received the "as built" plan and letter with signatures from Designer and Installer William J. Sieruta, PE. Prior to issuing COC Fair received email confirmation from Steve Ball, Health Agent.

10. Present Isaiah Robison representing **14 Rattlesnake Gutter Rd.**, owner Merritt Richmond. Also, present was designer William J. Siertua, PE. Received "as built" plans with letter stating that the system is in compliance with 310 CMR 15.0 and all local board of health regulations. **DSCP#R2017-08-21a**.

11. Regarding **258 No. Leverett Road** the Health Agent stated that recent improvements to the property would not negatively impact the plan. **DSCP#C2017-05-15a**.

12. **335 Long Plain Rd., Map 3, Lot 21**, owner Betsey Douglas. Received from William J. Sieruta, PE. check #1163, dated 9/3/2017 for \$150.00 for Soil evaluation.
Received DSCP Application for 335 Long Plain Road. Assigned **DSCP#R2017-09-18b**. Received from William J. Sieruta check #1179, dated 9/17/2017 for \$300.00 for DSCP Application.
A Variance Hearing has been scheduled for 10/16/2017 at 8PM for Local Upgrade Approval.

13. **Variance Hearing for 34 Long Hill Rd.**, owner Alice Rarig. Opened at **8:03PM**. Present were Shawn Kimberley, PE and Carolyn Manley from L&F Construction.
Confirmation of abutter notification was received.

Local variance Request #1. 218-6.1 – A variance to reduce the distance from the leach field to the drinking water supply well from 150 feet to 101 feet.
Fair motioned to approve variance request 218-6.1. Brazeau seconded. Motion passed unanimously.

Local variance Request #2. 218-6.2 – A variance to reduce the setback from the leach field to the property line from 25 feet to 12 feet.
Fair motioned to approve variance request 218-6.2. Brazeau seconded. Motion passed unanimously.

Local variance Request #3. 218-6-8.5 – A variance to allow an increase in the width of the leach field from 12 feet to 15 feet.
Fair motioned to approve variance request #3 218-6-8.5. Brazeau seconded. Motion passed unanimously.

Fair motioned to conditionally approve DSCP Application (Non- payment Carolyn Manley of L&F Construction will contact the owner) Brazeau seconded. Motion passed unanimously. Assigned **DSCP#R2017-09-18c**.

Received a letter from Steve Ball, Health Agent, dated 9/17/2017 stating that the plan (Presby) is a repair of an existing system and the plan appears to meet the requirements of 310 CMR 15.00 of the state environmental codes and Leverett local regulations with variance approvals. Hearing adjourned 8:18 PM

14. **Variance Hearing for 33 Camp Rd.**, owner Kathryn Daviau. Opened at **8:19PM**. Present were Shawn Kimberley, PE, John Czajkowski, Kathryn Daviau and Clarie Carlson.

#1. Pursuant to 310 CMR 15.405(1)(a) a local upgrade approval is requested to reduce the setback of the leaching field from the property line from 10 feet to 7 feet.
Hillman moved to grant local upgrade. Brazeau seconded. Motion passed unanimously.

#2. Pursuant to 310 CMR 15.405(1)(g) two local upgrades are requested to allow a reduction of the setback from the leaching field to a private well from 100 feet to 54 feet and in the case of a second well from 100 feet to 68 feet.

Also, wells shall be tested yearly.

#3. Pursuant to 310 CMR 15.405(1) (f) a local upgrade approval is requested to reduce setback of the leaching field from an open body of water from 50 feet to 45 feet. The Board requests filing with the Conservation Commission.

Hillman moved to grant local upgrades #'s 2 & 3. Brazeau seconded. Motion passed unanimously.

Local variance Request #1. – 218-6.1 Two variances to reduce the distance from the leach field to the private water supply well from 100 feet to 68 feet and a second well from 100 feet to 54 feet. (Hillman noted that– No variance is actually required)

Local variance request #2. – 218-6.2 – A variance to reduce the setback from the leach field to the property line from 25 feet to 7 feet.

Hillman moved to grant the variance. Brazeau seconded. Motion passed unanimously.

Local variance request #3. – 218-6-8.5 – A variance to allow an increase in the width of the leach field from 12 feet to 34 feet.

Hillman moved to grant the variance. Brazeau seconded. Motion passed unanimously.

There was some discussion about installing a tight tank. The owner/family will discuss and refer to the Board with their decision.

A Deed Restriction must be registered regarding the # of bedrooms (2)

Deed notice for Presby system must be registered.

Hearing closed at 8:55PM

Received from John Czajkowski check #1240, dated 9/18/2017 for \$450.00 for DSCP Application and Soil Evaluation at **33 Camp Road**.

15. Well variance for **87 Shutesbury Rd.**, owner Barbara Appel. Approve offset 150 feet to 114 feet in aquifer protection zone.

Fair moved to grant offset. Brazeau seconded. Motion passed unanimously. Approval granted.

16. **41 Camp Rd.**, Map 5A, Lot 14. Sieruta will proceed with plans for a 2000 - gallon Tight Tank.

Received from William J. Sieruta, check #1180, dated 9/17/2017 for \$150.00 for Soil Evaluation.

17. The Board discussed **88 Cave Hill Road**. Possibly having an independent Engineer perform the soil evaluation. The Board will consider on how to proceed with this issue.

The plans have not been approved.

A Deed Restriction has been registered signed and notarized dated 9/9/2017.

18. Jill Roberts has agreed to join the Board. She will need to be sworn in by the Town Clerk.

19. The Board has adopted a new well permit process developed by Rich Brazeau.

Adjourned 9:40PM

Pending Items

1. Shelter supplies being moved into new trailer at the public safety complex. Checking on proper disposal of syringes.
2. Yearly review of Health Agent Steve Ball. Need job description
3. Fair will speak to Brian Blinn of Dudleyville Road.
4. What determines open and closed Application?
5. Possible training with Town Clerk regarding Open meeting laws
6. Utilizing the Town Newsletter more effectively.
7. 144 Montague Road (strange odor)
8. Fee's for 31 Montague Road