

Meeting Date: August 3, 2009

Meeting Start Time: 7:10 PM

Board Members Present: Dauchy, Zipkowitz, Fair, Hillman  
Absent: Phillips

Clerk: Sue Nagy

1. Received from James Neil Gahagan (owner) check # 8991, dated 7/22/2009, for \$300.00 for Title 5 Inspection fee and Soil evaluation fee for **30 Montague Rd., DSCP# R2009-05-04A.**
2. Received from William W. Clark Excavating check # 12112, for \$100.00, dated 7/20/2009 for Septic Installers Permit. Permit issued #09-05 signed by Hillman.
3. Zipkowitz moved to accept the minutes of the 7/6/2009 meeting as amended. Fair seconded. 3 approved, 1 abstention. Motion passed.
4. Bob Stover (present) of Amherst Civil Engineering regarding **233 Pratt Corner Rd., (owners Maurice and Susan Gregoire)** presented revised plans dated 7/17/2009 to the board **DSCP# C2009-07-05A** (noted Map & Parcel 8-0-15A) Board received a letter from Steve Ball, HA dated 8/2/2009, stating that the plans appear to meet requirements of Title 5 and Leverett local regulations. Dauchy moved to approve design at **233 Pratt Corner Rd.**, based on 660 gallons per day. (No record of DSCP application fee. Bob Stover will ask owner and report to board.) Fair seconded contingent on receiving fees \$450.00. 3 approved, 1 abstention, Hillman. Motion passed. DSCP signed by Zipkowitz, to be issued after receipt of fees.

Steve Ball, Health Agent (HA) arrived at 7:47 PM

5. Conservation Commission Chair, David Powicki, (present) wanted to discuss with the board whether the Conservation Commission and the Board of Health should have a joint meeting with WMECO to discuss the beaver dam issue on Richardson Rd. It was discussed and determined that the only thing the BOH can do is issue an application for beaver removal. Any decision to break the dam would need to come from the Conservation Commission.

Fay will get in touch with Mr. Adam St. Martin of WMECO and advise him that he is welcome to give presentation to the BOH and apply for a beaver removal application. Fay also noted that she would like a great deal of notification of all potentially effected abutters for any meeting that might take place.

6. **David Biddle** (present) owner **142 – 144 Montague Road**. It was noted by the chair that Mr. Biddle had requested a hearing with the BOH to discuss a previous letter sent to him regarding his lack of compliance with the Board's orders, and that the hearing was scheduled with the BOH on 7/6/2009, but that Mr. Biddle was a no show in spite of having received notice. . The BOH thought this showed a lack of concern on Mr. Biddle's part for the issues of concern.

Steve Ball, HA, (present) stated that the plans he had most recently received, from Tom Leus, RS, dated 7/24/2009 regarding **DSCP # R2008-07-21B** application contained errors regarding orifice sizes. Mr. Biddle presented revised plans. Mr. Ball said that the orifice sizes appeared to have been corrected now, but that 2 issues still remain. (1). A Form 9A needs to be filed. (2). A stamped Survey Plan of the Lot 1/30 scale needs to be submitted to confirm the location of the property line in relation to the proposed system and fill.

Steve Ball, HA, will schedule a court date on the 1<sup>st</sup> or 2<sup>nd</sup> Friday in September per request of the Leverett Board of Health.

Mr. Biddle will return on the next BOH meeting scheduled for Monday, August 17, 2009 at 7:30 PM. Steve Ball needs plan revisions ASAP for time to review before the next BOH meeting.

An Invoice will be sent Certified mail and 1<sup>st</sup> class mail to Mr. Biddle for Steve Ball's billable hours at this property **142 – 144 Montague Road**.

7. Received "As Built" plans from Cold Spring Environmental dated 7/17/2009 for **153 Shutesbury Road** owner **Bob Maurer**. **DSCP# R2007-11-19A**
8. Received Title 5 Inspection Form for **61 Hemenway Rd.**, owner **Stephen Marvell**. System passed. Payment received 7/6/2009.
9. Received Title 5 Inspection Form for **164 North Leverett Rd.**, owner **Peter Brandon**. System passed. Received check #1624, dated 7/30/2009, for \$150.00 for Title 5 inspection.
10. Received notice that the Zoning Board of Appeals approved a Special permit for an accessory apartment at **16 Long Hill Road**, owners **Ani and Julie Rivera**.
11. Zipkowitz left the meeting at 9:15 PM.
12. Fair moved to accept the minutes of the 7/20/2009 meeting as amended. Hillman seconded. Unanimous approval. Motion passed.

Meeting adjourned 9:34PM

Next meeting Monday, August 17, 2009 @ 7:00 PM.

Susan Nagy, Clerk