

Board of Health
Meeting Minutes

Board Members:

Phil Durno, Chairman, Virginia Malouin, Member, Margie LaFleur, Member

Staff:

Kalene Gendron (KG), Sandra Gargan (SG)

Attendees: Fran Strimenos, Pepperell Skydiving Center, 165 Nashua Rd, Kevin Ritchie, Civil Solutions, Inc.

1/24/2017 - Minutes

1. Acceptance Of Minutes

a. 1/3/17

Mrs. Malouin made motion to accept 1/3/17 minutes, LaFleur seconds, Malouin made a correction (made a motion and seconded Clark's permit, but not signed by Board) so LaFleur made a motion with correction, Malouin seconds, all in favor.

2. Appointments

a. 7:03PM - Pepperell Skydiving Center-Applicant Is Seeking A Waiver From The Requirement Of 105 CMR 440.10(2)(A-E)A Sewage Disposal Holding Tank Dump Station

Mrs. Strimenos appeared before the Board to ask for a waiver from the requirement of 105 CMR 440.10 (2)(a-e) to have a sewage disposal holding tank dump station. She has Arrow septic and Silva/Bancroft pump trailer holding tanks when necessary. Arrow septic takes care of the portables.

HA had no complaints and approves the request.

Mrs. Malouin motioned to approve the waiver request of 105 CMR 440.10(2)(a-e) for Pepperell Skydiving Center. LaFleur seconds, all in favor.

b. 7:10 PM-115 Shirley St - Upgrade - Applicant Is Seeking To Allow For A Reduction In The Groundwater Offset From 5 Ft. To 3 Ft. With The Use Of The Presby Enviro-Septic Wastewater Treatment System

Mr. Ritchie of Civil Solutions, Inc., was present in behalf of homeowner at 115 Shirley St, to seek approval from the Pepperell Board of Health (PBOH) to allow for a reduction in the groundwater offset from 5 feet to 3 feet with the use of the Presby Enviro-Septic Wastewater treatment system.

The HA recommends the Board approve his request.

Mrs. LaFleur made a motion to approve the reduction of required 5 feet to 3 feet at 115 Shirley St, Malouin seconds, all in favor.

c. 7:25 PM-71 Mt. Lebanon St - Upgrade

Mr. Ritchie of Civil Solutions, Inc., presented a request for approval from the PBOH to allow for a reduction in the groundwater offset from 4 feet to 2 feet with the use of the Presby Enviro-Septic Wastewater and allow less than a 12 inch separation between the inlets of the tanks and the high

groundwater. All tanks are required to be ordered with rubber boots and the risers are to be sealed to the tops of the tanks.

The HA said all measures are in place and recommends the Board approve both requests.

Mrs. LaFleur made a motion to approve groundwater reduction from 4 feet to 2 feet and a 12 inch separation between the inlets and outlets of the tanks and the high groundwater. All tanks are required to be ordered with rubber boots and the risers are to be sealed to the tops of the tanks. Malouin seconds, all in favor.

3. **Walk-Ins**

4. **Correspondence**

a. Monthly Expenditure Sheet

Board was presented with the monthly expenditure sheet.

Any nomination for the annual report must be sent to BOS office by 4/6/17.

5. **Health Agent Comments**

6. **Old Business**

a. Innovative Alternative Systems - Discussion

Before the I/A discussion began, Mrs. Malouin made mention the Board members did not sign Clark's Community Home Park license at the meeting of 1/3/17. A motion was made and approved of but the permit was not available for signature.

The HA said she had forgot to bring the license.

Mr. Durno asked the HA to bring a copy of the permit to the next meeting and the Board will sign it.

The HA agreed.

The HA said the office keeps a spreadsheet of all in I/A systems, and only one is not in compliance at this time.

One member asked how many inspections are required with these systems per year.

The HA explained the State started off with four inspections for the fast system. Now it has changed to one inspection per year depending on the size of the dwelling and the system. The system at 20L/R Wheeler St, is above a single-family home, and the Board required it get inspected twice a year.

The HA said we have an good grasp of the database. It is available for public viewing.

b. 20L/R Wheeler St. - Discussion/Vote If Necessary

A back and forth discussion ensued between Board members as to what type of enforcement action may taken. The Board mentioned they had voted back in November, to go to housing court because the homeowners haven't been in compliance with their I/A system.

The HA explained housing court is usually packed with cases of eviction notices. She said we can take this route if we have to. The letters in the past were for non-compliance of a current contract and the

latest inspection report. She said there was not much enforcement behind those letters. This letter contains specific action on the homeowners part, that includes a signed contract by both parties and a successful inspection report no later than 3/27/17; failure to do so will result in enforcement by a court of law.

The Board reviewed the letter and agrees with it's contents but would like the date changed.

Mrs. Malouin made a motion to send this letter with tonight's date of 1/24/17, the Bancroft's are to have a written contract no later than 3/27/17 and a second inspection no later than 3/27/17. LaFleur seconds, all in favor.

7. **New Business / Action Items**

8. **Permits / License**

a. 48 Elm St. - New Construction Permit

The HA presented the permit for new construction. It is a stone and trench system with town water. She recommends the Board's approval.

Mrs. LaFleur made a motion to approve the permit for 48 Elm St. Malouin seconds, all in favor.

b. 50 Elm St. - New Construction Permit

The HA presented the permit for new construction. It is a stone and trench system with town water. She recommends the Board's approval.

Mrs. LaFleur made a motion to approve the permit for 50 Elm St. Malouin, seconds, all in favor.

c. Lawrence St. - Lot 1 & Lot 3 - New Construction Permits

The HA explained this is a sub-divided parcel with an existing home that failed Title 5. She said these permits are for new construction with stone and trench systems and town water. She recommends the Board's approval.

Mrs. Malouin made a motion to approve the permits for Lot 1 & 3 on Lawrence St, LaFleur seconds, all in favor.

d. Ink Haus - Tattoo Establishment & Practitioner Licenses

The HA has done the inspection and recommends the Board approve his Practitioner and Establishment permits.

The Board signed both permits.

e. 71 Mt. Lebanon St. - Upgrade

f. 115 Shirley St. - Upgrade

The HA said this property has a private well. She put a stipulation on the permit the well has to be tested. She recommends the Board's approval.

Mrs. LaFleur made a motion to approve the permit. Malouin seconds, all in favor.

9. Open Discussion

a. Annual Report - Draft/Discussion

Mrs. LaFleur presented the other members with a draft of the BOH annual town report. LaFleur explained she is waiting for the numbers from Nashoba Boards of Health (NABH) that will be included in the report. With assistance from Tessa David of MassToss, Pepperell was included having "37 Pepperell residents and small business disposed of approximately 3800 pounds of toxic waste from September to December 2016. We are pleased that adding new communities, including Pepperell allowed greater economies of scale and reduced user disposal rates by 12.5% and minimum loads reduced from 5 gallons to 2 gallons beginning November 2016". Additionally collection hours were expanded.

The Board appreciates the work and effort Mrs. LaFleur has put into gathering the information for the annual report and NABH for gathering the statistics for the annual report.

b. Agenda - Format Discussion

The HA presented Board members with agendas from other towns, and explained the PBOH is very detailed when it comes to presenting the outline of the agenda. She would like to know if the Board would like to change the format in anyway.

The Board agreed they like the way it is presented and if words were shortened the public may not understand abbreviations. They also would like to see (walk-ins) removed because they can't fully discuss a matter unless it is posted on the agenda.

The next agenda will not have Walk-Ins.

c. Non-Criminal By-Laws - Discussion

The Board discussed the ability to implement fines that will have to take place by a town vote.

The HA suggested remove the word (Supplemental) to Title 5, and have Title 5 violations with fines and if the Board members have any thoughts of adding new violations it can be discussed at the next meeting.

The Board will review the current by-law fines, and get familiar with Mass. General Laws (MGL) Chapter 40 Section 21D which discusses the procedures for ticketing and fines. Next meeting the Board will discuss any additional or deleting of violations or possible warrant articles.

10. Future Meeting Dates

a. 2/7/17

Without any further discussion Mrs. Malouin made a motion to close the meeting at 8:41pm, LaFleur seconded, all in favor.