

Board of Health Meeting Minutes

May 14, 2015

Present: Rich Maccagnano, Eric Dickinson, and Scott Moles. Karen Spaziante absent.
Rich called the meeting to order at 7:00 p.m.

Public Comment

None

Approval of Minutes

A motion was made by Eric and seconded by Rich to approve the 4/16/15 minutes. All in favor.

A motion was made by Eric and seconded by Rich to approve the 5/4/15 minutes. All in favor.

Approval of Bills

The following bills were approved and signed:

Century Health Systems, Inc. – VNA	\$60.00
Massachusetts Assc. Of Health Boards 2016 dues	\$150.00
PCM-G, Printer cartridge	\$97.00

Local Upgrade Approval Hearings

28 Pleasant Street – Joe Nihill, GLM

Eric recused himself, working for GLM.

Scott presented the proposed plan to the Board. There is a small backyard. They are requesting a 2' reduction to groundwater and use of sieve. Rich requested that the tank cover be to grade. The corrected plan will be taken up on May 21, 2015.

19 Spruce Street – Paul Saulnier, Civilized Solutions

Scott presented the proposed plan to the Board. Rich requested the tank cover be to grade. The original LUA was dated October 2013. This proposed plan's LUA is for a 25% reduction in size. The Board didn't want another 2 year delay so an expiration date will be set on this LUA approval.

Rich motioned to grant a LUA of a 25% reduction in size for the proposed septic system at 19 Spruce Street with an expiration date of 11-15-15 on the variance. Eric seconded. All in favor.

590 Winter Street – Paul Saulnier, Civilized Solutions

Scott presented the proposed plan to the Board. They are requesting a 1' waiver on the setback and a 3' separation to ground water. Paul has tried to save the homeowners money by using the existing single compartment tank from 1981. However the proposed plan shows a 2 compartment tank, not the existing one compartment tank.

Rich requested that the condition of the existing tank be documented. And if the Board were to allow a single compartment tank, the plan must show that tank as such. Also the cover must be brought to grade.

The tank is located under the driveway, and it is not an H2O tank. Rich is inclined to want a new tank, not located under the driveway. Scott will have Paul make the appropriate changes and come back on 5-21-15 with a revised plan.

394 Gorwin Drive – ZBA, deck

Scott presented the proposed deck at 394 Gorwin Drive that is before the ZBA. The deck is large: 16' x 20'. It has the septic tank under the deck with a hatch for access. The hatch will also provide access to the bulkhead. The sonotubes for the deck will be 5' from the tank and need to be hand dug. The tank is from 1990. In 2013 the D-box was replaced.

Rich noted that there is no hardship being caused by not allowing the deck over the tank, since there is plenty of space for the deck to be located so it doesn't cover the tank. The condition of the tank should be documented, and if it has wear it should be replaced. Scott is to recommend to the ZBA that the deck not cover the septic tank, or if necessary the owners can come before the BOH.

49 Church Street update

The excavator is back on site at 49 Church Street and Kramer indicated that he is going back to work on upgrading the septic system prior to other projects.

49 Central Street

The soil test was done this week and GLM is doing the survey for designing an upgraded septic system.

No forms have been filed or initiated yet: not Change of Use, Form A, nor Building forms. Ms. Brown's sign is back up on her fence and Peter Tartakoff is aware of it.

Health Director's Report

The Director's Report dated May 14, 2015 was discussed.

Able Septic submitted two passing T5 reports that were missing "T's": 25 High Street was missing an outlet T and 111 South Street was missing an inlet T. These T5 reports should have been "Conditional Pass." Letters were sent to the homeowners and our T5 reports are noted.

The **Budget** passed at Town Meeting. Town meeting lasted 3 nights. The Flagg School warrant went smoothly.

Tobacco Shop permit application called the business "Holliston Market" but the sign on the building says "Vape City..." Scott will call Jamil and resolve the discrepancy. A BOH inspection will be conducted prior to operating.

Beavers are causing problems at 2 locations. Scott spoke with Sean Reese, DPW, about pulling Emergency Beaver Permits. Rich reinforced that the Emergency Permits must be a Public Health issue.

657 Concord Street: The boarded up house at 657 Concord Street that Eric phoned in regarding had no cats when Scott inspected it. It belongs to Fafard.

Public Pools will be opening soon. Scott will be doing inspections next week. Cleaning and testing is happening. Rich commented that Crestview had a variance in 2014 since they only had one bathroom finished, and had porta-potties. This year the bathrooms are finished.

194 Lowland Street – Composting Operations – Michael Brumber

Mr. Brumber was not present. Scott had told him and his attorney Christopher Malcolm a couple of times of the 7:30 scheduled discussion, but has not heard from them. Eight abutting neighbors were present.

Scott read his memo (dated 5-13-15) to the Board. The building on 194 Lowland Street is not being used at this time so septic is not an issue. Peter Tartakoff has issued a Cease and Desist, yet he has seen more material brought into the sight.

The DEP should not have issued the approval without the Local BOH.

The composting operation is the only topic being discussed at tonight's meeting. The composting is on the left side of the site, at 194 Lowland Street.

Mr. Brumber is doing a mixed-material project across the street at 157 Lowland, and that is not included in tonight's discussion. Mr. Brumber is permitted to do the black-top mixed material at 157 Lowland Street. The composting operations have not been permitted at this time.

Rich said several places make noise and dust in the area. Here there is an industrial area abutting a residential area. Would a sound wall help? Would a compliance officer, like Brian Moran for Covanta, help?

Eric estimated the compost piles to be 18' tall. Compost should be turned monthly depending on the temperature and moisture content. How are these piles being monitored to ensure public safety? There is a Planning Board Hearing next week that residents can attend.

The residents stated there are noise and odor issues. The noise can be as early as 4 AM. One resident said because of the early noise issues, "Mike is a hard worker." In the winter there was noise problems at 2 and 3 AM. That may have been snow piling. The residents said that there are also odor issues.

Rich cautioned that some of this could be due to NE Emulsions, even though they had installed a filter system scrubber 4 years ago. Rich asked Scott to check that NE Emulsions was doing adequate filter maintenance and be sure they are using the proper additive to mitigate odor. The residents said that NE Emulsions odor was an oily smell.

There is also truck traffic issues. Rich cautioned that it is not possible for residents to determine what trucks are bringing compost and which have mixed materials. The Planning Board's permit had a tonnage limit.

Residents said that there used to be a dirt berm for sound mitigation that is gone now. Rich said that without a plan that shows the dirt berm it is hard to comment on it. We need Mr. Brumber to submit a plan and the proper applications. Rich said that we are looking for a resolution that allows cohabitation: where a business can operate and residents can have a normal life.

Chuck Katuska, Conservation Commission, and National Heritage, has an issue with turtle endangerment. There may be a problem with the compost mounds near the water.

194 Lowland had some 21 E previous toxic issues that are not resolved. Some clean-up was done, but there is another round of monitoring that is due. Todd Alves is supposed to put out another monitoring report soon. The Board in January 2014 requested an update prior to any new use.

No local permits have been submitted for the composting operation.

Rich made a motion to send a Cease and Desist letter to Mr. Brumber for the composting operations at 197 Lowland Street. No deliveries of compost are allowed to 197 Lowland until the proper permits are submitted to the BOH. The only activity allowed at 197 Lowland is that necessary to maintain public health, and for fire safety. Eric seconded. All in favor.

Mr. Brumber is called to the next meeting on May 21, 2015. There is a Planning Board meeting so we will schedule his time so it doesn't conflict.

Michelle Delmarre, DEP, will be invited to the meeting also.

Town Meeting: Scott's contract extension was voted at town meeting for the next year with the salary increase he requested at the time of hire. The Board signed it.

The Board appointments will be addressed at the next meeting.

Licenses and contracts need to be checked to be up to date.

Board Member Comment

None

Rich Maccagnano motioned to adjourn the meeting. Karen seconded, and passed unanimously.

Respectfully submitted:

Ann Adams, Health Department Clerk

Approval Date: 5-14-15