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Acton Board of Health

Room 126, Acton Town Hall
Acton, MA 01720

TOWN CLERK, ACTON

May 20, 2013

Members Present: Michael Kreuze -Chairman, Joanne Bissetta, Dr. William Taylor and Mark Conoby
Robert Oliveri- Associate with Voting Rights

Staff Present: Sheryl Ball- Health Agent. Weiyuan Sun-Administration

Other Present: Heather Hurley, Peter Grover, Bolls Protopopov

Location: Room 126, Town Hall, Acton, MA 01720

The meeting was called to order at 7:38 P.M.

Minutes

On a motion made by Dr. Taylor, seconded by Mr. Conoby, the Board unanimously voted to approve the Board of Health minutes dated April 8, 2013 as amended.

On a motion made by Dr. Taylor, seconded by Mr. McInnis, the Board unanimously voted to approve the Board of Health minutes dated April 22, 2013 as amended.

Nursing Department Update

Ms. Hurley, Nursing Administrator updated the departments Nursing Policies and presented to the Board for approval. The proposed changes to the policies include mileage and travel reimbursement, cell phone usage, home health aide supervision, and recommendations to chapter 8,9 and 10. The Board discussed the policies and would like to have more time to review. The Board recommends continuation of this request until next meeting scheduled on June 10, 2013.

263-265 Great Road Variance

The Health Department received a request from Stamski & McNary on behalf of their client Mr. Steven Steinberg. Mr. Steinberg is developing a housing project located at 263-265 Great Road. During Construction the 1700 gallon septic tank was inadvertently set 2.5' close to the property line. Stamski and McNary do not recommended moving the tank as that might jeopardize the integrity of its components. Mr. Steinberg owns the adjacent property and is willing to place an appropriate sized easement to meet the requirements of Title 5. Based on the information provided by Stamski & McNary the Health Department recommends that the Board grant approval of the 7.5' setback with the condition that an easement be provided on the adjacent property including an access agreement subject to Health Department approval. On a motion made by Joanne Bissetta seconded by Robert Oliveri, the Board unanimously voted to approve the 7.5' setback with the condition that an easement and access agreement be placed on the property located at 263-265 Great Road

180 Nagog Hill Road- Variance

The Health Department received a request for a variance from Acton Rules and Regulation 11-6.1.1 to allow for a reduction in a setback from the septic tank and pump chamber from 75' to 30'. Title 5 requires a 25' offset. Additionally approval is needed to utilize DEP Policy BRP/DVM/PeP-P00-4 to allow for the use of particle size analysis to determine the location rate. The site has numerous restrictions that severely impact locating a new system including existing well locations and groundwater saturation and others as noted on plan. On a motion made by Mr. Oliveri seconded by Ms. Bissetta the Board unanimously voted to grant a variance from 11-6.1.1 and approval of DEP Policy with the following conditions:

1. Use monolithic tanks to improve water tightness.

2. Use rubber boots or seal any penetrations with hydraulic cement in the tanks.
3. Installation shall occur in accordance with the plan approved by the Health Department.

2 Myrtle Drive- Continuation

The Board continued the complaint regarding 2 Myrtle Drive from last meeting April 22, 2013. The Health Department has still not received the as-built and the Engineer has stated that more time is needed. The Health Department recommends continuation of this request until next meeting scheduled on June 10, 2013.

On a motion made by Ms. Bissetta seconded by Dr. Taylor, the Board unanimously voted to continue this issue until the next meeting scheduled on June 10, 2013.

81 Stow Street-Title 5 Approval

The Health Department received two Title 5 inspections for the property located at 81 Stow Street. The owner contracted with Acton Concord Septic and received a passing Title 5. The potential buyer contracted with Raggs Inc and received failing Title 5. The differences between these two Title 5 was where the inspectors determined groundwater. One inspector utilized older data and determined the groundwater to be located 10' from the surface and the other utilized newer groundwater data from the abutter's property. The Health Department determined that a deep test hole should be conducted adjacent to the leaching area. A deep hole was conducted by Dick Dolan and witnessed by Sheryl Ball on Friday May 10, 2013. The results of that hole are as follows:

Groundwater was found at 5.5 feet or elevation 93.95

The invert of outlet pipe of the D-Box was 3.5 feet below surface

Bottom of stone was found at 4.67 feet or elevation 95.33

Groundwater determination

SAS Bottom 95.33

ESHGW 93.95

ESHGW located 1.38 feet below SAS

Based on the actual location of ESHGW the Health Department recommends that the passing Title 5 be utilized as the bottom of the SAS is not located within the groundwater.

On a motion made by Mr. Conoby seconded by Dr. Taylor, the Board unanimously voted to accept the passing Title 5 for the property located at 81 Stow Street.

278 School Street-Deed Restriction

The Health Department received a building permit for the property located at 278 School Street. The owner Peter and Jane Grover are requesting to build a temporary one floor apartment for their family member with a storage area above only until the either the death of C. Stuart or if C. Stuart Grover vacate the premises. After that the apartment will be converted to a garage with storage. Mr. Grover has placed a restrictive covenant and filled out a deed restriction for 4 bedrooms.

On a motion made by Mr. Conoby seconded by Ms. Bissetta the Board unanimously voted to allow a temporary one floor apartment with a storage area above at 278 School Street with the condition that a deed restriction and covenant be recorded and filed with registry of deeds.

Health Department Update

Transportation-The Health Department received another transportation grant to extend the hours for the minute van dispatcher.

Internship-The Health Department will have at least 3 summer student interns for 2013. The students will be working on Transportation related issues and participating in inspections and collecting employees' general health daily information.

W.R. Grace-The Board ASKED THE Health Department to update them on the status of W.R. Grace Site at the next meeting.

Wellness and You- On April 27, 2013 the Wellness and You event was cancelled. The Health Department will reschedule this event in November 2013 or January 2014.

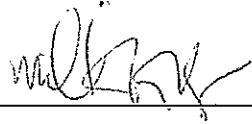
Adjournment

On a motion made by Mr. Conoby, seconded by Mr. Taylor, the Board unanimously voted to adjourn at 9:05 P.M.

Respectfully Submitted,



Weiyuan Sun
Acton Board of Health



Michael Kreuze -Chairman
Acton Board of Health