



Acton Board of Health

August 27, 2012

TOWN CLERK, ACTON

Members Present: Mark Conoby- Chairman, Dr. William Taylor, William McInnis Joanne Bissetta and Michael Kreuze

Staff Present: Doug Halley-Director of Acton Board of Health  
Weiyuan Sun-Administration

Other Present: Heather Hurley

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

The meeting was called to order at 7:35 p.m.

**Nursing Service Update**

Ms. Hurley, Nursing Administrator updated the Board as to the status of the Nursing Service. The Nursing Service is working on increasing referrals and marketing their business. Ms. Hurley stated that proper marketing would help increase awareness of the Nursing service and everything they have to offer residents.

**179 Willow Street-Variance Request**

The Health Department has received a request for a variance from Article 11-6.1.1 for a reduction in the distance to wetlands, 11-8.1. for a reduction in the leaching size and 11-8.4 for a reduction in depth of stone, 310 CMR 15.405(1)(A) for a reduction in the setback to property line, 310 CMR 15.405(1)(B) for a reduction in the maximum cover over the septic tank, Article 11-6.2.7 for a reduction in the setback to a wetland for the property located at 179 Willow St. The Health Department has reviewed the plans and finds that there are extreme site restrictions due to the proximity of the wetlands and that the system has been designed with a Presby to obtain maximum feasible compliance.

One motion made by Ms. Bissetta, second by Dr. Taylor, the Board unanimously voted to approve the variances from Article 11-6.1.1, 11-8.1. ,11-8.4, 310 CMR 15.405(1)(A), 310 CMR 15.405(1)(B) ,Article 11-6.2.7 for the property located at 179 Willow St. with the following conditions:

1. Any property lines to which a setback waiver is requested shall be surveyed and staked in the field prior to construction and the as-built be stamped by the PLS who certified the survey work.
2. Provide a wind turbine topper to the vent pipe on the roof to increase the positive pull through the system.
3. The system is built in accordance with a plan stamped by Douglas Miller, PE, dated 7/19/2012.
4. The system shall be under an approved Operation and Maintenance Contract in perpetuity. Said contract shall conform to all applicable regulations of the Acton Board of Health and the Massachusetts Department of Environmental Protection.
5. All reporting required by applicable regulations shall be to both the Massachusetts DEP and the Acton Board of Health.
6. The request for a variance from Acton Rules and Regulations 16-6.2.7 should be requested on the proposed plan.

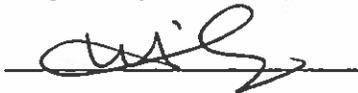
**17 Thoreau Road- Certificate of Compliance**

The Health Department has received a request to waive the installer's signature on the Certificate of Compliance for the property located at 17 Thoreau Road. In late 2009, the Installer, J & P Contracting installed a system at 17 Thoreau Road. The Health Department inspected the work throughout the process of construction and found no problems with the installation. Upon completion the Design Engineer, Joe March of Stamski and McNary, provided an as-built plan and signed a certificate of compliance stating the work was done in accordance with the provision of Title 5. Unfortunately, the installer failed to sign the Certificate of Compliance and has gone out of business and is no longer reachable. However, the homeowner, Jaymi Formaggi, would like to resolve this problem and has requested that the Board allow the Health Department to issue a Certificate of Compliance despite the lack of a signature of the installer. The Health Department has reviewed this request and would recommend that the Board allow the issuance of a Certificate of Compliance based on both the designer's and Department inspection. One motion made by Ms. Bissetta, second by Dr. Taylor. The Board unanimously voted to approve that the Health Department sign off on the Certificate of Compliance for 17 Thoreau Road.

**Adjournment**

On a motion made by Mr. Kreuze and seconded by Mr. McInnis, the Board unanimously voted to adjourn the meeting at 8:52pm

Respectfully Submitted,



Weiyuan Sun, Administrator  
Acton Board of Health



Mark Conoby- Chairman,  
Acton Board of Health