

Acton Board of Health
Room 126, Acton Town Hall
Acton, MA 01720

August 17, 2015

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

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

Other Present: William Clougherty, Katie Green, Bruce Ringwall and Eddie Flannery

The meeting was called to order at 7:34 p.m.

Ten Day Emergency Beaver and Muskrat Permit

The Health Department received a request from MassDOT for an emergency ten day beaver and muskrat permit to allowing for trapping that has caused flooding on Route 111 near the Boxborough town line. The Health Department recommended that the Board approve a ten day period emergency permit, beginning on August 18, 2015. If additional time is needed an extension can be applied for. On a motion made by Mr. McInnis, seconded by Mr. Conoby, the Board unanimously voted to approve an emergency beaver and muskrat trapping permit to MassDOT for the property located on Route 111 near the Boxborough town line for a period of ten days.

Flannery Way- Variance

The Health Department received a request for a variance from 310 CMR 15.211 (1) for a reduction in the setbacks for the property located at Lot A-2 – 1-3 Flannery Way for a new construction septic system. This new development has been completed and all components have been installed. Upon engineer certification it was noted that changes were made which resulted in non-compliance with 310 CMR 15.211 (1) as the septic tank was found to be approximately 4' to the water line where 10' is required. Mr. Ringwall stated the plan as designed was in compliance with Title 5 but it was determined that each condo unit should have their own separate water lines and when this change was made on site. The Board discussed this issue at length and stated that required environmental compliance could be achieved with additional sleeving of the lines. On a motion made by Mr. McInnis, seconded by Ms. Bissetta, the Board unanimously voted to grant a variance from 310 CMR 15.211 (1) for the property located at Lot A-2 – 1-3 Flannery Way with the following conditions:

1. The applicant shall show compliant option on as-built plan
2. The owner must provide condominium documents to the Health Department prior to occupancy.
3. All lines located within 10' from the water line shall be sealed, contained, marked with magnetic tape and sleeved.
4. In the future if water lines need to be serviced they shall be moved to be in compliance as shown on as-built plan.

4 Phalen Street- Variance

The Health Department received a request for a variance from 310 CMR 405 (A) to allow for a reduction to the property line (10' required 5' provided), 310 CMR 15.284 for remedial use approval and Article 16-4.2.10 for a reduction in the setback to the wetlands for the property located at 4 Phalen Street. On a motion made by Mr. Conoby, seconded by Ms. Bissetta, the Board unanimously voted to grant a variance

from 310 CMR 405 (A), 310 CMR 15.284 and Article 16-4.2.10 for the property located at 4 Phalen Street with the following conditions:

1. The septic tank shall be pumped a minimum of once every two years.
2. Lot lines shall be staked by a Professional Land surveyor prior to construction.
3. The septic tank shall be dual compartment and shall include an effluent tee filter
4. The system shall at all times, be maintained in compliance with the most recent Remedial Use Approval issued by the MADEP for Perc Rite Systems.
5. The system shall be constructed in accordance with the above listed conditions and a plan stamped by Douglas Miller, PE dated 7/27/2015.

Private Commercial Hauler Regulation

The Health Department is in receipt of a proposed amendment to the Commercial Haulers regulations. The proposed changes incorporate the addition of recyclables and also see commercial haulers to self report their customer lists. The Health Department will seek additional guidance regarding these changes and bring back to the Board at a future meeting.

Adjournment

On a motion made by Mr. McInnis, seconded by Ms. Bissetta, the Board voted to adjourn at 8:51P.M.

Respectfully Submitted,



Weiyuan Sun
Acton Board of Health



Michael Kreuze -Chairman
Acton Board of Health