



Tyngsborough Board of Health

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Fred Wendt, Chairman

Bernadette Harper
Christopher Mellen

Sheila Perrault, Vice-Chairman
Patricia Quinn

Board of Health Meeting Minutes

November 14, 2011

Members Present: Sheila Perrault (SP), Christopher Mellen (CM), Patricia Quinn (PQ), Bernadette Harper (BH)

Also Present: Kerri C. Oun (KO) – Health Agent, Matt Waterman (MW) – Landtech Consultant

6:10 Meeting Opened:

SP: Made motion to open meeting

BH: 2nd the motion

6:10 October 17, 2011 Minutes

KO explained that FW wants to clarify/ make changes to the minutes. Board agreed to wait for the input from FW.

6:12 Flu Vaccines

SP asked PQ if she is all set with the needles for State pre-drawn vaccines. PQ is all set. PQ gave update on homebound patients. One of the home with 8 patients had gotten their flu vaccine and will not be needing them this year. KO gave update on volunteers for the flu clinic. There were 6 MRC volunteer nurses for the flu clinic but we were only able to accept 3 due to size of clinic. There was a discussion that BOH should set up clinic in the afternoon at Town Hall for teachers and Town employees. If it is late in the afternoon, SP will be able to help.

6:20 8 Industrial Way

Mark Farrell, representing 8 Industrial Way, requested a variance for a setback of the soil absorption system (SAS) from the wetland of 100 feet to 80 feet. The company wants to replace the septic system before winter. The system is supposed to have 2 compartment tanks and currently, it only has one. Another tank will be added to the system. Most of the site is a parking lot with a garage and an office. The company currently has about 15 employees. CM asked how often the system is pumped out and Mr. Farrell is not sure but the last time the system was pumped, the water table was high. MW states that there are issues with utility in front of the company due to fuel source. Also, most of the trucks/ vehicles are in front of the property and only a few vehicles are in the back. If the system was to be placed in front, the cost would go up and a pump system has to be added. SP asked if Title V had been done. In this case, title V had not been done and this is a voluntary upgrade. SP asked MW if he has any concerns with the design. MW does have conditions that need to be met. Usually he has letters drawn up beforehand but due to the power outage and his office being closed for 4 days, work has backed up for him. He apologized for not having the letter ready.

CM: Made motion to grant variance for the set back of the SAS system from the wetland of 100 feet to 80 feet with conditions set forth by MW.

PQ: Second the motion

Vote: Yes – 4 Opposed - 0

6:30 104 Chestnut Street

Andy Street and Chris Legare of Engineering Alliance Inc. were present to request a variance for the set back of the SAS system from the existing well of 100 feet to 72.9 feet. Andy Street commented that this site is unique in that it is bordered by vegetation (wet land) to the rear of the property and the majority of the lot is occupied by the on-site and adjacent well radii. The system is being upgraded from existing cesspool and now contains a septic tank in accordance with Title V. The proposed location of the SAS will not impact the wells of abutting properties and will allow for a gravity system. MW recommended that the water well to be tested for coliform to prove that the well will not be affected by the system. MW will further review system and write letter with conditions that need to be met before permit is issued.

PQ: Made motion to grant variance for the SAS system to be located 72.9 feet from existing well instead of 100 feet as required by code with conditions that will be set forth by MW.

CM: Second the motion

Vote: Yes – 4 Opposed – 0

6:40 Reports

420 Middlesex Rd (Olive Garden) – BOH office received complaint from owner of adjacent property that there was a discharge from Olive Garden's retaining wall. MW and KO went out to site to investigate and noted that there was a discharge from the wall. MW noted that there was an odor and took a sample to be tested. The test came back and tested positive for coliform. He also noticed during his inspection that the cleanouts were paved over and this may be the cause for the discharge. He will write a letter to owner to take care of issue.

7 Colorado Dr. is requesting to use old perc test from when the house was built due to the soil being too wet to perc and that the materials on the property is 6 feet of fill (sand). Due to the sand, the deep hole would create an unsafe condition for the workers. Per Tyngsborough regulation, only tests within 5 years may be used. MW asked the Board if Civil Solution should come before the Board to ask for a variance. MW felt that this is a unique situation due to the soil condition. The Board wanted Civil Solution to send in a request to use the old test but they do not need to come in before the Board.

BH: Made motion for conditional approval to use original perc test pending letter of request from Civil Solution for 7 Colorado Dr.

PQ: Second the motion

Vote: Yes – 4 Opposed: 0

Gross Alpha Letter – KO asked the Board to review letter that Karen Steeves (KS), Administrative Assistant has drafted for owner who are not willing to get their well re-tested or comply with the BOH regulation for wells. SP commented that it is a well written letter and wanted the Town Counsel to review. Board agreed.

Maple Ridge has gathered enough signatures to go before the Town to request the Town pickup of their trash and recycling. Town Administrator has asked KS to put the numbers together regarding cost to Town if Maple Ridge is added to the Municipal Trash collection. KS has revised the numbers from the last meeting for the Board to review. SP asked when the next Town Meeting will be held. KO will find out. SP suggested that KO and FW should go to the Town Meeting to speak out against trash pickup for Maple Ridge. PQ suggested that all Board members should go to show support against pickup. It is noted that all Board members are not in support for providing trash pickup to Maple Ridge due to the cost to the Town as well as the Comprehensive Permit that was agreed with the Board of Appeals which required the development to provide for their services.

Power Outage due to October snow storm: Town Hall was closed for 2 days. Flu vaccines were moved to DPW's refrigerator. SP is concerned with tampering of the vaccines and suggested that vaccines should be stored at the Police Department. KO pointed out that the temperature of the refrigerator for the

vaccines has to be monitored and this has been done by KS. CM has spoken with TA regarding back-up generator for Town Hall and had made argument that without the generator, Town Hall has lost money through loss of salaries as well as potential loss of the vaccines.

7:20 Review of Letters

272 Middlesex Rd., 42 Nandina Drive, 45 Mascuppic Trail, 1 Mt. Paul Rd, 16 Old Hickory Rd., 202 Massapoag Road, 465 Massapoag Rd. – Board reviewed and approved.

7:25 December Meeting

Board agreed to cancel December meeting unless urgent businesses come up.

7:30 BH: Motion to adjourn

CM: **2nd the motion**

Vote: yes – 4 Opposed – 0

Respectfully for the Board of Health
Kerri C. Oun
Health Agent