



Tyngsborough Board of Health

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Sheila Perrault, Chairperson

Bernadette Harper – Vice Chairperson
Steve Berthiame

Christopher Mellen
Tracie Looney

Board of Health Meeting Minutes June 10, 2013

Members Present: Sheila Perrault (SP), Christopher Mellen (CM), Tracie Looney (TL), Bernadette Harper (BH), Steve Berthiaume (SB)

Also Present: Kerri C. Oun (KO) – Health Agent, Dariza Chan – Administrative Assistant, Matt Waterman – Landtech Consultant

6:08 Meeting Opened:

BH: Made motion to open meeting
TL: 2nd the motion
Vote: all in favor

6:10 Reorganization of the Board:

BH: nominated SP as Chair
TL: 2nd the nomination
Vote: all in favor

TL: nominated BH as Vice Chair
CM: 2nd the nomination
Vote: all in favor

6:20 Meeting Minutes:

BH: Made motion to accept meeting minutes from May 14, 2013 with 2 changes – add SB to members present and change Allied Waste to Republic Service.

CM: Second the motion

Vote: all in favor

6:30 104 Middlesex Road

Frank Catalano, the owner was present. The owner plan is to connect to sewage system on Old Tyng Road. Mr. Catalano stated that they are waiting due to unavailability of engineers. Mr. Catalano claimed financing is in place and spoke to the Sewer Department regarding

betterment. MW recommended to Mr. Catalano to look at Westford and Concord Website for an engineering firm. MW recommends having the septic pump and coming back with engineer plan and letter of commitment.

BH: Made motion to continue to August with following conditions:

- The septic tank be pumped and submit pumping record to Board of Health.
- Submit the letter of commitment from Engineering for design plan.

TL: 2nd the motion

Vote: All in favor

7:00 7 Kristen Way

David Angelo, owner, was present to request variance to put on an 8-foot addition without moving or replacing tank. The addition would come within 5 feet of the septic tank. MW says moving or replacing the tank would cost around 3-5 thousand dollars. SP is concerned about risks of digging around tank. MW says if any damage were done during process, owner would be responsible for replacing the tank. MW recommended that owner fenced off septic area during construction.

BH: made motion to grant structure to be within 5 feet of septic tank with condition that septic area be fenced during construction.

TL: 2nd the motion

Vote: All in favor

7:27 8 Robin Drive

Jeff Hannaford (JH) of Norse Design was present on behalf of the owner, Christine Lawson, to request a variance for Depth to Groundwater to 3 feet. The reason for the variance is to minimize the mounding effect of the final grading. As the existing grades are sloping, a portion of the leach field will meet the 4 foot requirement. The house is a traditional ranch style home with 3 bedrooms. MW says that he does not have any issues with plan. No stipulation.

BH: made motion to grant all variance for reduction depth of the leaching bed to ground water elevation from 4' to 3' with following restrictions:

- Deed notification for pump system.
- Force main shall properly drain to eliminate freezing.

SB: 2nd the motion

Vote: All in favor

8:00 Olive Garden

422 Middlesex Road

There is continued and updated discussion on septic disposal system by Jeff Hannaford (JH). JH says that time is of the essence. It was decided that it would be faster and more cost effective if the project was done privately versus involving the town. JH says that TJ Maxx

plaza owners were notified and are interested with project but they will move on with project plan with or without them. JH thinks that it will be 3 weeks away to get agreement set up between engineering consultant and Olive Garden. It will take about 3 months for the plan but the biggest concern is getting the permit from Mass Highway and NH DOT for Middlesex Rd and DW Highway. SP asked JH about TJ Maxx's plaza interest with plan of build and agreement. JH stated that he is unsure; TJ Maxx has said yes but has also said no. JH does not know final decision for agreement with TJ Maxx plaza. JH is worried that the vacancies of the plaza have effect on final decision of the TJ Maxx plaza.

Geoff Robillard was present on behalf of Olive Garden. He updated the Board on the sewage proposal at Olive Garden. He requested relief from pumping from once a week to once a month. It is cost prohibitive to have to continue pumping until sewage comes down Middlesex Road. He stated that they are weeks away from hard data and several months from engineering plan. The biggest unknown with plan to connect to sewer is permitting from MA and NH DOT. Pumping is costing the restaurant a fee of \$5000 per week. If the project takes a year, it will cost Darden about \$250K. Darden is focusing on water conservation at the Middlesex Road restaurant and believed that system will be able to handle once a month pumping. SP suggested pumping to 2 times a month for July and August. Mr. Robillard said that business is not too busy during the 2 months. MW said that sewer is the preferred option for Olive Garden.

BH: made motion to lessen pumping to once every 3 weeks for the next 2 months and to continue case tentatively to next month meeting (July 8th). If no issue in July, case will continue to August meeting.

TL: 2nd the motion

Vote: All in favor

8:40 Health Agent's Notes:

KO said that she will be taking 2 week vacation in July.

Trash Contract: KO said that Town Administrator asked BOH to meet with BOS on Monday if the trash contract is ready for signing. Board felt that BOH has approved the contract and the recycling policies at the previous meeting.

8:45 Household Hazardous Waste Day:

SB presented after action report that was prepared by Recycling Subcommittee. SB spoke about the help of getting rid of waste. He discussed use of volunteers at the waste drop-off. Board highlighted faults of the event and brainstormed ideas for better location and better utilization of staff at the event. SP brought another concern was the shortage of staff. SB brought up idea to move event to elementary school parking lot. SP is against this idea because of the possibility of household waste spillage. Board discussed possibility of having the Hazardous Waste day twice a year.

9:00 SB: made motion to adjourn

TL: 2nd the motion

Vote: yes - 4 no -0