



Tyngsborough Board of Health

Town Hall

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Sheila Perrault, Chairperson

Bernadette Harper – Vice Chairperson

Steve Berthiaume

Christopher Mellen

Tracie Looney

Board of Health Meeting Minutes

March 10, 2014

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

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

6:10 Meeting Opened

BH: Made motion to open meeting

CM: 2nd the motion

Vote: All in favor

6:10 Health Agent's Notes

Housing: KO reported she has been doing housing inspections at Whitman Woods. Tenants have been calling her regarding heat and hot water. She has cited violation notices. Owners have been responsive and made repairs but did not solve the issue. As of today, she has received an email from property manager that a boiler is being added. She has also been subpoena to court for 5-7 Westford Rd.

Tobacco 21: BOH office has received an email from a physician in Westford regarding Tobacco 21. She advocates to raising the age to 21 for tobacco sales. Board is interested in reviewing the Tyngsborough Tobacco regulation. KO will try to get regulations from other town for BOH to review.

Medical Marijuana Advisory Group: At last meeting, BOH agreed that BH, SP, or TL can be part of the group depending on the time the group meets but Assistant Town Administrator preferred the Board of Health to nominate a member to be part of the group.

CM: made motion to nominate BH to be part of the group.

SP: 2nd the motion

Vote: all in favor

6:30 14 Robert Road

Kevin Ritchie of Civil Solutions was present on behalf of the owner, Nicole Keefe, requesting a variance. A variance is sought under 310 CMR 15.405(1)(h) to reduce the requisite groundwater from 4 feet to 3 feet. The system has failed Title 5. The proposed replacement system has new leach field but will use the same tank. The offset of the groundwater eliminates the need for the installation of a pump chamber and pump. This will help reduce the costs to the project. CM asked if there is any wetland nearby. Mr. Ritchie and MW are not

aware of any. MW recommends approval with condition that installer provide a Title 5 certification for use of the existing septic tank. If it is determined that the septic tank is structurally unsound or less than 1000 gallons, it shall be replaced with a pre-cast 1,500 gallon septic tank in compliance with 310 CMR 15.000, Title 5.

CM: made motion to grant variance to 310 CMR 15.405(1)(h) to reduce the requisite offset to groundwater from 4 feet to 3 feet with conditions set forth by MW in letter dated March 10, 2014.

BH: 2nd the motion.

Vote: all in favor.

6:45 50 Scribner Road: Cancelled

6:45 Trash and Recycling:

Board reviewed the spreadsheet DC has prepared on the business recycling plan. DC has sent 3rd notice to businesses requesting recycling plan. About 30% of the businesses have not been submitted their plan.

BH: Made motion to ask the Recycling Subcommittee to work with the businesses that have not submitted the recycling plan and report to the BOH in 2 months.

SP: 2nd the motion.

Vote: All in favor.

7:00 2 Paddock Rd.

Jeff Hannaford of Norse Design was present on behalf of his client, David Swanay, to request variance to 310 CMR 15.405(1)(g) – Reduce the 100-foot off-set distance from the private water supply well to soil absorption system (88’ provided). The reasons for the variance are due to the location of wetlands and steep slopes to the east and an existing pool and gazebo to the south. Mr. Hannaford said that the owner has tested the well water and there is no negative impact on the well. MW said that due to significance amount of trees in the area and site constraints, he recommends granting the variance with conditions #1 and #4 as set forth in his letter dated March 7, 2014. Mr. Hannaford submitted water report.

BH: made motion to grant variance to reduce the 100-foot offset distance from the private water supply well to soil absorption system to 88 feet per revised plan dated 3/10/14 through 3/14/14 with following conditions:

1. Conditions set forth by Standard Conditions
2. No increase in design flow is allowed for this facility

SB: second the motion.

Vote: all in favor

7:15 Administrative Assistant’s Note:

Extra Carts: DC reported that Republic has put in the order for extra trash and recycling cart. She has called up all the residents who to let them know.

HHW Day: DC has send flyer for N2N, called up propane company, spoke to Highway Dept.

Open toters: last 2 weeks, DC did not receive any report of trash lids being opened. SB commented that he has not seen any open last week when he was on route.

7:27 Meeting Minutes:

SB: made motion to accept meeting minutes from February 10, 2014.

BH: 2nd the motion

Vote: all in favor

7:30 Old Business/ Updates:

Budget: SP update on budget hearing that she and KO attended last Thursday. One of the things BOH asked for was a shed to store medical and emergency prep supplies. KO reported that she has been looking at spaces at old Town Hall with Town Administrator. SP suggested that BOH should set some time aside next week to go through (BOH emergency supplies) closet.

Mosquito Control: KO provided Board information package she received from Vector Disease Control/Aquatic Control Technology. Board will review package.

Trash and Recycling: SB received info on Umass Lowell participating in electronic recycling for the month of March. KO will get info on Town's website.

7:50 Meeting adjourn