



Tyngsborough Board of Health

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Sheila Perrault, Chairperson

Bernadette Harper – Vice Chairperson
Steve Berthiaume

Christopher Mellen
Tracie Looney

Board of Health Meeting Minutes **May 12, 2014**

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

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

6:10 Meeting Opened

Chairperson (SP) opened the meeting

6:10 Meeting Minutes

SB: made motion to approve meeting minutes from April 14, 2014.

BH: 2nd the motion

Vote: yes -4 no - 0

6:10 Health Agent's Notes

Christopher Mellen (CM): KO informed Board that this will be the last day for CM as a board member. The Board wanted to extend best wishes to CM and want to thank him for all the time he has served as a Board member. He will be greatly missed.

Vacation: KO requested for vacation from July 16 to Aug 7th. She will be traveling internationally. DC will be covering the office and will be able to do inspections. DC has passed Serv Safe course and has done food inspections with KO. DC also has knowledge of the State Housing Code from her previous employment. KO will line up a health inspector to help out if there is an emergency.

BH: Made motion to approve KO's vacation request and authorize DC to do emergency inspections for KO during KO's vacation.

TL: 2nd the motion.

Vote: yes - 4 no - 0

Mosquito Control: KO reported the BOS has voted to put the article warrant to join CMMCP at the Town's meeting but voted not to recommend the article. The Finance Committee also voted not to recommend the article. There is no source of funding. KO has asked Tim Deschamp from Central Mass Mosquito Control Program to attend the meeting

Recorded meeting – the meeting room will eventually be equipped with camera to record meeting.

Grant from DEP – KO in the process of doing an invoice.

Recycling Calendar – Republic Services ask to only do the 6 major holidays. Board has no issues.

BT – Town hall is updating all the computers. One of the computers for BOH will come out of BT fund.

6:30 25 Fletcher Road

Joseph Serwatka (engineer) and Joseph Beaudry (owner) were present to request variances for the sewage disposal system. The system services 2 houses on the lot. The houses are on Dracut public water supply. The 2 houses are detached and owned by one owner. Both houses have a total of 3 bedrooms and use the same leach field. The design incorporates a Massachusetts Department of Environmental Protection (MassDEP) Innovative/Alternative Technology, the Infiltrator Chambers, by Infiltrator Systems, Inc. Due to site constraints and economic considerations, Mr. Serwatka and Mr. Beaudry request the following variances:

1. 310 CMR 15.405(1)(h) – Reduce the required five-foot separation between the bottom of the soil absorption system and the high groundwater elevation (4' provided).
2. Tyngsborough Board of Health Regulation 2.1 – Reduce the required 100-foot separation between a soil absorption system and a bordering vegetated wetlands (57' provided to septic tank and pump chamber).

MW has no issues with variances request and recommend approval with following conditions:

1. Distribution box shall be H-20 loading.
2. Sewer force-main shall be sleeved with a 40-foot long 4-inch schedule-40 pvc pipe for the portion under the driveway and the water service crossing.
3. The conditions set forth by the Standard Conditions referenced above.
4. Plans shall be revised to indicate the maximum available area for a conventional system in accordance with the Standard Conditions. This area shall also be labeled to prohibit the property owner from constructing any permanent buildings or structures that would preclude the future installation, if necessary.
5. Provide a certification, signed by the owner of record, stating that the property owner has read and understands the Standard Conditions referenced above.
6. No increase in design flow is allowed for this facility.
7. Conditions set forth by the MassDEP Standard Conditions for Alternative Soil Absorption Systems with General Use Certification and/or Approved for Remedial Use, revised December 17, 2013.

BH: Made motion to approve variances with conditions set forth in MW's letter dated May 6, 2014.

TL: 2nd the motion

Vote: yes – 4 no - 0

6:45 Recycling By-Law:

Nina has made further revision of the recycling by-law. She has submitted to Town Consul for review. The intention of this revision is to propose a revised by-law which retains the intent, that is mandatory recycling, and provides authority, but does not provide details which can/should be included in regulations. As such, the major differences between the existing by-law and the proposed are as follows:

- The addition of a section for "Authority"
- Deletion of the entire "Definitions" section; and
- Deletion of the entire "Property Owners, Tenants, Occupants, or Property Managers" section.

SB: Made motion to approve the above changes to the Tyngsborough By-Law pending Town consul approval.

TL: 2nd the motion.

Vote: yes - 4 no - 0

6:54 Bridgeview Convenience Store (168-172 Middlesex Rd.)

Mr. Jay Patel, the owner was present to give update on the septic plan. Mr. Patel informed the Board that he and his engineer wants to build the retaining wall first. The construction of the wall will be in 2 pieces. He wanted to not built the temporary system and just want in the big system after the construction of the walls. The construction of the new building will be connected to the old building. The grease trap will be removed and the restaurant will no longer be there once the grease trap is removed. He does not have the timeline for the construction of the septic system and hope that the construction of the building will be in line with the sewer system. The Board wants a better time line and asked Mr. Patel to come back for the next meeting. MW will email Mr. Patel's engineer.

7:30 Health Agent's Notes (cont.)

298 Middlesex Rd. – KO reported owner of 298 Middlesex Rd. (the Sign Company) wants to put in a holding tank instead of installing the system. He wants to hook up to sewer when available. KO has asked him to put in his request and come before the Board.

Alltown (Mobil On the Run) – KO has received complaint on sewer back up to parking lot. She inspected the establishment and noted the sewer in parking lot. She has issued an order for cleaning, pumping immediately and on a schedule until system is repaired.

7:40 Trash and Recycling

KO suggested that another letter should be sent to the solid waste hauler to remind them of the mandatory recycling by-law. KO asked SB if the Recycling Subcommittee is willing to write another letter. SB said that Recycling Subcommittee will write the letter. KO will send in SB the new application as well as the old application for Solid Waste Hauler.

7:45 Tobacco

Continued to next meeting.

7:46 Administrative Assistant's Notes

HHW Day: DC thanked BH for helping out. She reported that there were about 313 cars for the day. Overall, it ran pretty smoothly. The cars were wrapped around the Highway Dept. building which helped alleviate traffic.

Yardwaste Day: DC informed the Board that yardwaste day is on May 9th and May 23rd.

8:00 Meeting adjourn