

**BOARD OF HEALTH
MEETING MINUTES**



Sutton Town Hall
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**TOWN OF SUTTON
REGULAR MEETING
MAY 29, 2018**

Meeting Location: Sutton Town Hall Meeting Room 1C

Members Present: John Silverberg, William Fredericks, Ken Malo, Diane Miller, Tammi Marois

Staff Present: Judy Bater

Absent: Cheryl Rawinski

Guest/s Present: John Burns, Steven O'Connell, Andrews Engineering, Sallie Robert, Bill Cosenza

Call to Order: John Silverberg opened the regular meeting of the Board of Health at 7:10 PM..

Approve Minutes: Diane Miller made a motion to accept the meeting minutes of the April 24th meeting. Seconded by John Silverberg. All in favour. Approved.

Department Update: Judy stated that she has sent out Food Permit Renewals, Solid Waste Hauler Permit Renewals and Camp/Beach Permit Renewals.

Local Upgrades/Variances: 119 Armsby Road – and 85 Fairway View Drive - John Burns – The Villa's at Pleasant Valley. Looking for a waiver for water testing on Irrigation Well. John has asked for a variance to not require water testing for these irrigation wells. The units are on public water and sewer and therefore potential to unofficially tie in use as drinking water would be highly unlikely and not necessary since on public water. This is for irrigation only. Judy mentioned that she spoke to Jim Malley and he still had concerns regarding aerosolization and that is also one of the reasons we require testing. He specified chemicals on the lawns and getting into the water for irrigation and then into the air. John Silverberg mentioned a concern with naturally occurring arsenic. Diane Miller believe arsenic must be ingested rather than being airborne. None of the other 11 well were ever tested as per John Burns as it was not a requirement before as per John Burns. This is for 2 wells and may need a 3rd well.

MOTION: Bill Fredericks made a motion to not require Water Testing for up to 3 irrigation wells as long as never used as drinking water. Seconded By Ken Malo. All in Favour. Approved.

Jim Malley Local Upgrade Approvals – Review: 74 Boston Road – the Board reviewed.

182 Manchaug Road – Andrews Engineering: Tight Tank. This is in front of ZBA. Existing cesspool under the deck. This is a seasonal home. Currently 2 bedrooms. The design is for 3 Bedrooms. John

stated the assessor card bedroom count is not the same as how Title 5 counts bedrooms. The assessor card states 2 bedroom. John asked for a current floor plan if available. Not available. 1415 square feet foot print. 2800 Square foot. Sized it for a 3 bedroom flow but it is a 2 bedroom house. Will need a deed restriction. John stated it needs to stay the number of bedrooms that it is now. We are bound by Title 5 per John Silverberg. We need to do an actual bedroom count to make sure it is not a 1 bedroom house. Steve stated it is a good size house and is very confident that it is at least a two bedroom house. The abutter stated that renters were living there before and it was over capacity with the number of people living in this house. She also heard the owners were intending to rent out the house. Ken stated if they have to pump it all the time that is their business. The abutter asked if any possibility of it leaking into the lake. Steve stated adequate storage and alarms are in place. Ken stated it is a 2000 gallon tank and the alarm goes off around 1300 gallons. Ken stated that they do not have a choice about the tight tank in this case. Steve stated it is designed for three bedrooms but proposing a 2 bedroom house. It gives them a little more capacity per Steve O'Connell. Steve has a Zoning meeting on June 6th. John would like to go out and count bedrooms.

MOTION: Ken Malo made a motion to accept the variance requests for a Tight Tank less than 10' to Foundation and 2.6' to Property Line pending Jim Malley's full Technical Review and House Plan Approval and a 2 Bedroom Deed Restriction. Seconded by Bill Fredericks. All in Favour. Approved. John will also do a site visit to count bedrooms.

Old/New Business: Guinea Hens – John Silverberg stated assume resolved unless we hear otherwise. Bill and Kenny will report on any changes that they notice.

Review Well Regulations/Supplemental Title 5 Regulations:

John stated he needs to review this with Jim Malley and it is his busy time of year, will have to table until fall.

Fine Schedule/Nuisance: John Silverberg stated we need a public hearing and it would give more horse power to the Board. John will look at some neighboring towns and asked the Board to think about it. We currently have fines for tobacco. Judy stated many towns have fines linked with the individual regulations, not a separate fine schedule. John will call Cheryl Sbarra again.

Spa/Reflexology: Tabled For Cheryl

TCE in Water: No updates

27 Carrier Lane – Septic Repair: Civil Site is still working on this. Conservation issue is being addressed.

Guinea Hens Update: Ken has heard them but Bill has not seen them. No current issues. Issue is currently resolved.

Other Business:

Review use of Cesspools: In 2014 Judy added a field to her Title 5 log to keep track of cesspools and whether or not they are passing or failing. This was at the Boards Request. She provided the Board with the report. To-date a Total of 14 Cesspool Title 5 reports were submitted and 4 of those failed.

Ken stated high water table and poor soils and Ken is surprised that many cesspools passed. But Ken stated if they passed then he does not have an issue. Diane is not comfortable with cesspools. Judy had consulted with Jim Malley and he does not feel working cesspools should be replaced. Ken feels they will eventually eliminate themselves. Diane feels everyday use is different today compared to years ago. Diane stated today we have washing machines putting all of that liquid in there. Ken stated solids stay in the cesspool. If they do not pump it it will fill with solids and fail. The board decided to leave it the way it is and NOT to require residents to replace existing cesspools.

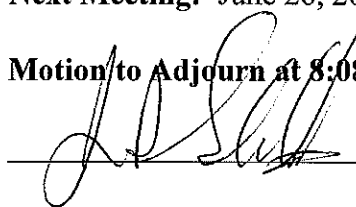
Loose/Self Serve Pastries: Diane asked about labeling of products in convenient stores such as loose muffins that you would put in a bag yourself. Judy stated the products are supposed to be labeled. Diane asked how do you prevent cross contamination when it is a serve yourself environment.

Regulations for Spraying of Trees for Caterpillars: Diane wanted to know if any regulations exist on this subject. She said the companies do not notify abutters to shut their windows and these are airborne chemicals. She stated residents hire private companies to spray their trees and abutters are not being notified. Ken stated that this most likely has DEP approvals and licenses to do this type of work. John is not aware of any regulations at the BOH level. Judy stated that if she had the company names she could most likely look on their web site to see what chemicals they are spraying and any risks. Diane will look into this further.

Brickstone Kitchen: Diane asked if this restaurant on Route 146 is still moving forward. Judy said yes, Ray is still working with them. Everyone stated they are looking forward to a new restaurant in town.

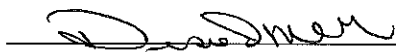
Next Meeting: June 26, 2018

Motion to Adjourn at 8:08 PM: Diane Miller – Seconded Ken Malo - Unanimous - Approved.

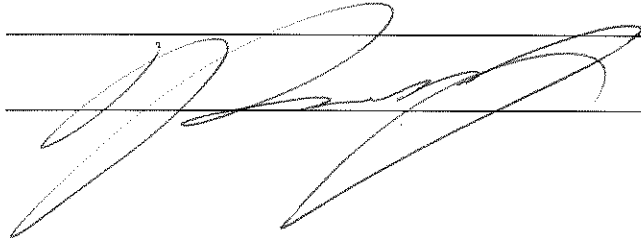


John Silverberg, Chairman

William Fredericks, Vice Chairman



Diane Miller, Member



Tammi Marois, Member

Ken Malo, Jr., Member