

Acton Board of Health

September 24, 2007

Members Present: William McInnis, Chairman, Pam Harting-Barrat, Member, Joanne Bissetta and Phil Alvarez voting for Bill Taylor

Staff Present: Doug Halley, Health Director, Brent Reagor and Sheryl Ball.

Others Present: Keith Carroll, John Barbadoro and Mark Donohoe

The meeting was called to order at 7:34 p.m.

Minutes

On a motion made by Mr. Alvarez, seconded by Dr. Harting-Barrat, the Board unanimously voted to approve the minutes of September 10, 2007 with corrections.

Show Cause Public Hearing – Quail Ridge Country Club

Mr. McInnis declared the public hearing open. Mr. Reagor stated that Town Counsel and the applicant have asked for a continuance in order for both parties to have more time. Mr. McInnis stated that progress has been made since the last continuance, however, there are some concerns regarding the fines and working out a payment plan. The Board expressed concern with a continuance but stated that they are comfortable with the minor concerns that are being worked out. Quail Ridge has submitted a conceptual plan for housing and has assured the Town that they are intending to keep the golf course. On a motion made by Dr. Harting-Barrat, seconded by Mr. Alvarez, the Board unanimously voted to continue the Show Cause Hearing until the first meeting in November.

Safe Home Recommendation

The Board of Health is in receipt of a request from the Community Health Alliance for Youth (CAFY) new safe home initiative. Safe Homes is asking parents to sign a pledge saying that they would not provide alcohol in their homes and all parent participation will be published in a directory which will be available for viewing. CAFY is asking the Board of Health to endorse this proposal. The Board discussed the initiative and stated that the program appears to have merit and the Board will endorse the program. On a motion made by Mr. Alvarez, seconded by Dr. Harting-Barrat, the Board unanimously voted to endorse the Safe Home Imitative.

Post Construction Variance – Lot 7 Willow Street

The Health Department has received a post construction variance request from Acton Survey & Engineering, on behalf of Apple Valley Homes, regarding the installation of a septic tank and pump chamber within 100' of the wetland which is in violation of Article 16-16.2.7. Mr. Donohoe, Acton Survey and Engineering, stated the tanks were installed within the 100' setback by mistake and is asking the Board to grant a post construction variance. The decision to install the tanks in this area was a result of the installation of a gas line which made digging in the proposed area too risky. Mr. Halley asked Mr. Donohoe and Mr. Barbadoro why a call wasn't placed to the Health Department office before the change of location was decided. Mr. Barbadoro stated the he made a mistake in not making the call, however, he added 40 mil lining around the tank for added protection. Mr. Barbadoro asked the Board to consider allowing these tanks to remain in place as a large crane will need to be brought in and the tanks run the risk of getting damaged. Mr. Donohoe stated that he is concerned with the risks of moving the tanks and stated that Title 5 setbacks to the wetland are only 50'. Mr. McInnis summarized that a mistake was made and questioned whether the tanks should be removed or allowed to stay in place. The Board expressed concern with precedents and Mr. Donohoe stated that other properties were allowed this variance when they provided additional compensation. Mr. Donohoe stated that they would pour concrete around the tanks for added protection sealing the tank from the midpoint up to the top of the tank. Mr. Halley stated that this is a reasonable precaution. On a motion made by Dr. Harting-Barrat, seconded by Mr. Alvarez, the Board unanimously voted to grant a post construction variance from Article 16-16.2.7 to the property located at Lot 7 Willow Street with the following conditions:

1. That the septic tank and pump chamber are excavated down to the mid seam and concrete be poured to the top elevation of both tanks.
2. The revised plans must be submitted to Health Director for approval.

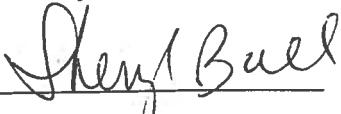
Other

- The Board briefly reviewed the letter in the extra information packet from Carol Holley regarding perchlorate.

Adjournment

On a motion made by Dr. Harting-Barrat, seconded by Mr. Alvarez, the Board unanimously voted to adjourn at 8:39 PM.

Respectfully Submitted,



Sheryl Ball, Health Secretary
Acton Board of Health



William McInnis, Chairman
Acton Board of Health