

Harvard Board of Health Meeting Minutes
Tuesday, July 25, 2017
Town Hall

Board Members present: Libby Levison; Sharon McCarthy, Chair; Tom Philippou.

Attending: Alison Flynn, Harvard Board of Health ("BoH") Clerk; Ann Cohen, Seller's Broker for 311 Still River; Christopher Jones, Buyer for 311 Still River.

Meeting called to order at 2:07 pm.

PUBLIC COMMENT- None.

NEW BUSINESS-

a. Meetings with citizens/companies/town staff

- 33 Ann Lees: Variance request- Civil Solutions, Inc., prepared a variance request letter of July 6, 2017, allowing: 1) a reduction in the groundwater offset from 4 feet to 2 feet with the use of the Presby Enviro-Septic Wastewater Treatment System; 2) use of a sieve analysis where a percolation test could not be performed; 3) a less than 12 inch separation between the inlets and outlets of the tanks and seasonal high water table; 4) the design of a replacement septic system where less than 4 percolation tests were conducted. Ms. Levison commented that she believed the letter attached, dated June 1, 2017, signed by Mr. Mears was inadvertently dated "June" instead of "July". Mr. Philippou moved to accept the variances as listed in Civil Solutions, Inc.'s letter of July 6, 2017, for Plan 17-025. Ms. Levison seconded. A roll call vote was taken: Ms. McCarthy, aye; Ms. Levison, aye; and Mr. Philippou, aye.
- 311 Still River Rd.: Variance request- Ms. Ginouves's broker, Ann Cohen, and the buyer, Mr. Jones, appeared to request a variance in connection with a well permit. Ms. Cohen explained that the output on the current well does not meet required flow. The BoH members reviewed written comments from Mr. Grossman and confirmed that the only plan submitted was the as-built. Mr. Jones indicated that Conservation Commission had already given their approval, and Ms. Flynn offered to obtain confirmation of the same from Conservation Commission Agent, Liz Allard. The BoH requested documentation once the existing well is decommissioned. Ms. Levison moved to accept the variance as requested pending proper documentation. Mr. Philippou seconded. A roll call vote was taken: Ms. McCarthy, aye; Ms. Levison, aye; Mr. Philippou, aye.

- b. 48 Madigan Lane-* The recent resident complaint regarding goat manure was discussed. Ms. McCarthy reported that she discussed the issue with a member of the Agricultural Advisory Committee ("AgComm") who then reached out to the homeowner. The homeowner told the

AgComm member that the manure pile was last removed 3 weeks ago by Mark Shaw. At that time, 4 dump loads were removed. The homeowner agreed to have the manure removal occur twice per year instead of the once per year schedule she is currently on. The AgComm member also discussed with the homeowner that there is an older pile of manure composting in the back of the property, but they thought it was an unlikely cause of the odor. The AgComm member also indicated to Ms. McCarthy that this was not the first time the AgComm has spoken to the homeowner about her manure management program. The BoH members discussed that as there is not a current stable permit on file for the property, it would be appropriate to reach out to the resident to complete a permit so the BoH could then address the manure management program more effectively. Ms. Flynn will send the homeowner a request for completion of a stable permit.

- c. *Update from BoH Clerk-* Ms. Flynn updated the BoH on recent communications with residents and items that were received in the mail.

OLD BUSINESS-

- a. *Harvard Welcome packet:* BoH contribution- It was confirmed that the BoH submission will include a Stable Permit, Tick Spoon & Lyme Disease Information Sheet, the brochure regarding how to care for your septic system, and a sheet regarding care of your wells. It was also decided that the information provided for the Welcome Packet regarding how to get involved with the BoH would be the invitation to attend and participate in the BoH meetings.
- b. *Trash Haulers: Update re Sullivan and Sons Disposal-* The BoH reviewed two draft letters: a non-compliance letter and a cease & desist letter. Mr. Philippou moved to empower Ms. Flynn to send the cease & desist letter on September 1, 2017, pending no response to the non-compliance letter. It was agreed that the letters should be sent via certified mail, return receipt requested. Ms. Flynn is to send out the non-compliance letter as soon as Ms. Levison has the opportunity to provide her with the draft.
- c. *CSMP/33 Ann Lees: Review bids-* Sealed bids were received by the BoH from D'Boss & Son Builders, Inc., KJM Excavation, & Frank-Co. After the BoH considered each bid, Mr. Philippou moved to approve the bid of D'Boss & Son Builders, Inc. or KJM Excavation for the community septic loan, unless there is no preference of the homeowner, and then the BoH would select D'Boss & Son Builders, Inc. Ms. Levison seconded. A roll call vote was taken: Ms. McCarthy, aye; Ms. Levison, aye; Mr. Philippou, aye.
- d. *37 Pine Ridge Rd./Still River Realty Trust: Update-* Ms. Flynn reported that Town Counsel had responded to the Town Administrator that the Still River Realty Trust needs to provide an up to date, recordable Trustee's Certificate so that Town Counsel's draft Bedroom Count Deed Restriction for 37 Pine Ridge Rd. can be completed. It was agreed that Ms. Flynn will send a letter to the homeowner for 37 Pine Ridge Rd. notifying her of the same and requesting the contact information for the Trustees and their attorney.
- e. *Seasonal conversions-* Mr. Grossman had requested the BoH review "seasonal conversions" as defined by Title 5. The BoH members indicated that they would like to know at what point during construction the Building Inspector issues occupancy permits are issued. Ms. Flynn will speak to Julie

Doucet about this. It was agreed that the BoH would like to discuss this issue further when Mr. Grossman is present.

f. Review Action Points from last meeting- Action points were reviewed.

PERMITS- The following permits were signed:

- 50 Turner Lane – Transfer Permit
- 33 Ann Lees Road – Local upgrade approval

MINUTES- Mr. Philippou moved accept the June 27, 2017 minutes as amended. Ms. McCarthy seconded. A roll call vote was taken: Ms. McCarthy, aye; Ms. Levison, aye; Mr. Philippou, aye.

Ms. Levison moved to approve the July 11, 2017 minutes as amended. Mr. Philippo seconded. A roll call vote was taken: Ms. McCarthy, aye; Ms. Levison, aye; Mr. Philippou, aye.

ADJOURNMENT- Ms. McCarthy moved to adjourn at 3:52 pm. Mr. Philippou seconded. A roll call vote was taken: Ms. McCarthy, aye; Ms. Levison, aye; Mr. Philippou, aye.

***Respectfully submitted,
Alison Flynn, Clerk***

Documents Referenced:

- 33 Ann Lees Rd. variance request letter of 7/6/17 with plan for Job No. 17-025
- 311 Still River Rd. variance request e-mail of 7/13/17