

**MINUTES OF THE BOARD OF HEALTH MEETING  
June 3, 2019**

**PRESENT:** Thomas Driscoll (Chair), Matthew Newman (Clerk), Gary Fine (Member), Lisa Cullity (Health Agent), Sheila Landy (Secretary), Shayne McGlone (engineer McGlone Enterprises), Brooke Young (PTN Videographer) and Art Egerton (PTN Reporter).

**MR. DRISCOLL OPENED THE MEETING AT 5:30 PM AND READ THE STATEMENT REGARDING AUDIO RECORDING OF THE MEETING**

**BOARD REORGANIZATION –** Reorganization of the Board with newly elected member Thomas Driscoll

**HEALTH AGENT'S REPORT**

The Health Agent updated the Board of Office Activity which has been routine. She did 4 distribution box inspections, 4 perc observations and a couple of complete systems were installed. Phase 1 of the Copper subdivision is almost done. Brisson Way off Old Washington Street is about half way done. The new subdivision off of Taylor Street had its road put in and should be moving right along. The other Taylor St subdivision is, the other is half way complete. The Fair was in town and food inspections were performed. There is possible litigation between a landlord and a tenant regarding a property that never should have been rented. Tenant left for their own health issue and the landlord is taking the tenant to court.

The owner of Woodbine Ave is coming in sometime tonight to discuss her septic replacement with the Conservation Commission.

**BOARD ACTION ITEM – Variance Request – 20 Lake Avenue**

The Agent stated this is a long narrow lot right on Oldham Pond. It is a Zone II Aquifer, an overlay developed by the state to protect sensitive areas related to drinking water. She stated the design achieved maximum feasible compliance. Mr. Fine read the variances and voted to accept such as written. Mr. Newman accepted and all were in favor.

**BOARD ACTION ITEM – Vote the Minutes of April 8, 2019, May 6, 2019 and May 20, 2019.**

Mr. Fine made a motion to accept the minutes of April 8th and May 6th. Mr. Newman seconded. Mr. Fine and Mr. Newman voted yes, the Chair abstained as he was not on the Board at the time. Mr. Newman made a motion to accept the Minutes of May 20th and the Chair seconded. The motion carried. Newman and Driscoll voted yes and Fine abstained. The motion carried.

**HEALTH AGENT'S REPORT (Cont.)**

The Health Agent added to her report the beaches were open and testing thus far has been good. Furnace Pond is a little distressed due to turbidity. The others look fantastic. This week (June 6th), Oldham will be receiving its annual treatment with alum to help control algae growth.

**BOARD ACTION ITEM – Livestock**

The Chair asked Mr. Fine, since he seemed to be interested in Livestock regulations in the past, if he would like to give some parameters regarding livestock regulations. Fine stated he wouldn't say he was passionate about it. Fine would like to see all three members actively work together with the Health Agent to develop some changes to benefit all of the Town's residents. The Board decided the Health Agent would give a presentation at a later date.

**BOARD ACTION ITEM – Variance Request – 16 Taylor Point Road – Shayne McGlone**

**Local Upgrade Variances Requested**

1. 15.405 (lg) – A REDUCTION IN THE REQUIRED *SETBACK 11 TAYLOR POINT ROAD'S POTABLE WELL TO S.A.S. FROM 100 TO 85'*.
2. 15.405 (lg) – A REDUCTION IN THE REQUIRED *SETBACK 14 TAYLOR POINT ROAD'S POTABLE WELL TO S.A.S. FROM 100 TO 72'*.
3. 15.405 (lg) – A REDUCTION IN THE REQUIRED *SETBACK 16 TAYLOR POINT ROAD'S POTABLE WELL TO S.A.S. FROM 100 TO 54'*.

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4. 15.405 (lg) – A REDUCTION IN THE REQUIRED *SETBACK 16 TAYLOR POINT ROAD'S POTABLE WELL TO SEPTIC TANK FROM 100 TO 34'*.
5. 15.405 (lg) – A REDUCTION IN THE REQUIRED *SETBACK 18 TAYLOR POINT ROAD'S POTABLE WELL TO S.A.S. FROM 100 TO 55'*.
6. 15.405 (lg) – A REDUCTION IN THE REQUIRED *SETBACK 20 TAYLOR POINT ROAD'S POTABLE WELL TO S.A.S. FROM 100 TO 90'*.
7. A VARIANCE TO ALLOW *2 BEDROOM LEACHING SIZE PROPOSED – 310, REQUIRED - 450*.
8. 15.405 (l)h – A REDUCTION IN THE *SETBACK OF S.A.S TO PUBLIC WATER SUPPLY TRIBUTARY – REQUIRED – 200' PROPOSED 100'*.
9. 15.405 (l) h – A REDUCTION IN THE *SETBACK OF TANK TO PUBLIC WATER SUPPLY – REQUIRED – 200' PROPOSED 80'*.

McGlone told the Board Taylor Point Road does not have town water. All the homes have their own well. The property currently has a cesspool. The system proposed has a 1,500 gallon septic tank, a 1,000 gallon pump chamber and 11' x 25' concrete leaching chambers, all designed with H2O loading to allow the system to be parked on. The field will be under the driveway. This moves the system 100' from the pond and increases the setbacks from the wells in proximity. Abutters to the property were advised of the system and none were in attendance. Fine asked McGlone to go through the nine variances and McGlone obliged. The encroachments are less than the encroachment of the neighboring properties' own wells. Newman made a motion to pass and read the variances. Newman made a motion to accept the nine variances at 16 Taylor Point Road. He then read all the variances. Fine seconded. Driscoll and Newman voted yes and Fine abstained.

### OLD BUSINESS

The Chair stated the automatic cesspool failure voted on May 6, 2019 needs a slight revision. A Title V Inspector asked the Health Agent about systems where an existing cesspool had, at some point, a leaching field connected to it. This basically used the cesspool as a septic tank. The Inspector stated some towns allow a cesspool used in this manner to be replaced by a septic tank (the cesspool is caved in and filled with sand) and not a complete system as long as the leaching field or leaching trenches off of the cesspool are sufficient and working appropriately for the house. Fine said do we have these types of systems in Town. The Agent said there are a couple such systems in Town. Driscoll tabled this topic to the next meeting.

### UPCOMING ISSUES

#### POND POLLUTION

Chair Driscoll stated he was sure the Board of Health voted to ban fertilizers, etc. when he was on the Board. The Health Agent had no recollection and stated she would look for the minutes. Driscoll tabled it to the next meeting.

#### SUMMER MEETING SCHEDULE

The Chair stated the Board would be meeting once a month at least for the summer. If there is an emergency, the Board of Health will meet if needed. The Agent stated there are few items on the Agenda for the next meeting and others will be added as needed. The Agent asked Mr. Fine if he had anything he would like to add to the next meeting. He started not at this time but will contact the Board of Health Office. Mr. Driscoll stated Food Re-inspection fees would also be discussed at the meeting after the next meeting. As the Chair was trying to set up the next meeting, the Health Agent received a call from the Assistant to the Town Manager. Due to an Open Meeting Law Complaint filed against the Board of Health, the Board must meet on June 10 to answer the complaint.

Fine congratulated the Chair on his election victory. Fine made a motion to adjourn at 7:10 p. m., the Chair seconded and all were in favor. The meeting adjourned at 6:22pm

Thomas Driscoll  
Chair