



TOWN OF AVON
2015 DEC -7 AM 11:26
TOWN CLERK

POSTED IN ACCORDANCE WITH THE PROVISIONS OF MGL 30A S18-25

Board of Health
Town Hall - Selectmen's Meeting Room
June 25, 2015
6:30 PM

MINUTES

Office Business:

- Next Board of Health Meeting for July 23, 2015
- Warrant for Approval - A warrant was approved in the amount of \$35,881.06
- Health Agent Report - So noted.

Hearings:

- **Tobacco Control Regulation Hearing:** A Public Hearing was held by the Avon Board of Health, at the Town Hall, 65 East Main Street, MA, on June 25, 2015, at 6:30 PM to consider adopting a tobacco regulation entitled "Regulation Restricting the Sale of Tobacco Products". The regulation, amends the definition of tobacco, includes restrictions on the sale of flavored tobacco products, prohibits the sale of blunt wraps, regulates the sale of E-Cigarettes and other Nicotine Delivery Products to age 18, and amends cigar pricing/packaging restrictions. The penalty section includes possible revocation of the tobacco sales permit after multiple offences. The hearing notice was published in the MoneySaver June 17, 2015 and posted in the Lobby of the Town Hall. Present: Frank Crimmins, Town Administrator, George Elias of the Avon Food Mart, Peter Patel of A1 Market and Amanda Decker Program Coordinator for Avon Coalition for Every Student. The Board read to the audience the proposed changes to the regulation and asked if there were any questions. George Alias of the Avon Food Mart asked for assistance in identifying which products in his store will have to be discontinued and Health Agent Tradd agreed to meet with all of the vendors to help them define which products would be ok to sell under the new regulations the Board asked the retailers how much time they would need to comply with the new regulation if approved and they both agreed that 30 days would be more than enough time. Gerry Picardi moved to adopt the regulations as drafted with an effective date of August 1, 2015; Ralph Jensen seconded, vote carried unanimously.

- **38 Fletcher Street, Septic System Upgrade, Bill Self:** The Board of Health approved the septic plan dated May 6, 2015 as submitted for the above referenced property. The following local upgrade variances were also granted to: **310 CMR 15.00, the State Environmental Code Title 5:**

- **310 CMR 15.405 (1) (b)** Reduction of the minimum setback from septic tank to slab foundation from 10' to 4' and a reduction of the minimum setback from the soil absorption system to slab foundation from 10' to 6'. The system proposes the use of a polyethylene breakout barrier.
- **310 CMR 15.405 (1) (i)** Percolation testing to allow sieve analysis to establish soil classification, percolation rate and design for soil class.

In granting these variances, there will be a deed restriction limiting this dwelling to a three (3) bedroom room dwelling and a garbage grinder restriction. This means there can be no additions in bedrooms or square footage that will increase the design flow for this dwelling nor shall a garbage grinder be used or installed on the premises for as long as this system is in use. Robert Ogilvie moved to approve the plan with the variances, Ralph Jensen seconded vote carried unanimously.

- **21 Freeman Street, Septic System Upgrade, George Collins, P.E.** The Board of Health approved the septic plan dated June 18, 2015 as submitted for the above referenced property. The following local upgrade variance was also granted to: **310 CMR 15.00, the State Environmental Code Title 5:**

- **310 CMR 15.212** Reduction from the required 4' of separation to groundwater in perc rates greater than 2min per inch. Request is for a variance to 3' from groundwater elevation.

In granting these variances, there will be a deed restriction limiting this dwelling to a three (3) bedroom room dwelling and a garbage grinder restriction. This means there can be no additions in bedrooms or square footage that will increase the design flow for this dwelling nor shall a garbage grinder be used or installed on the premises for as long as this system is in use. Robert Ogilvie moved to approve the plan with variances, Ralph Jensen seconded, vote carried unanimously.

- **35 Crane Street, Septic System Upgrade, George Collins, P.E.** The Board of Health approved the septic plan dated June 19, 2015 as submitted for the above referenced property. The following local upgrade variance was also granted to: **310 CMR 15.00, the State Environmental Code Title 5:**

- **310 CMR 15.212** Reduction from the required 4' of separation to groundwater in perc rates greater than 2min per inch. Request is for a variance to 3' from groundwater elevation.

Please be advised that in granting these variances, there will be a deed restriction limiting this dwelling to a three (3) bedroom room dwelling and a garbage grinder restriction. This means there can be no additions in bedrooms or square footage that will increase the design flow for this dwelling nor shall a garbage grinder be used or installed on the premises for as long as this system is in use. Ralph Jensen moved to approve the plan with variances, Robert Ogilvie seconded, vote carried unanimously.

- **6 Pond Street, Septic System Upgrade, George Collins, P.E.** The Board of Health approved the septic plan dated June 18, 2015 as submitted for the above referenced property. The following local upgrade variances were also granted to: **310 CMR 15.00, the State Environmental Code Title 5:**

- **310 CMR 15.212** Reduction from the required 4' of separation to groundwater in perc rates greater than 2min per inch. Request is for a variance to 3' from groundwater elevation.

Please be advised that in granting these variances, there will be a deed restriction limiting this dwelling to a four (4) bedroom room dwelling and a garbage grinder restriction. This means there can be no additions in bedrooms or square footage that will increase the design flow for this dwelling nor shall a garbage grinder be used or installed on the premises for as long as this system is in use. Robert Ogilvie moved to approve the plan and variance, Ralph Jensen seconded, vote carried unanimously.

New Business: None

Old Business: None

Correspondence: None

Minutes:

- Minutes to be approved: May 28, 2015 – Ralph Jensen moved to approve the minutes as drafted, Robert Ogilvie seconded, vote carried unanimously.

Meeting Adjourned at: 7:30 PM

ATTEST:

DATE: