

BOARD OF HEALTH
Robert Ogilvie, Chairman
Ralph Jensen, Clerk
Peter Marinelli, Board Member

HEALTH AGENT
Kathleen M. Waldron, RS

Town of Avon

Massachusetts



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TOWN OF AVON
2022 FEB 11 A 8:57
TOWN CLERK

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

Board of Health
January 13, 2022
4:30 PM
MINUTES

This meeting was hybrid. Board members met in person. Meeting called to order at 4:30PM

Present: Chairman, Robert Ogilvie; Clerk, Ralph Jensen; Member, Peter Marinelli; Kathleen Waldron, Health Agent and recording secretary; William Self, Curley and Hansen Land Surveyors; Peter Lyons, Collins Civil Engineering Group.

New Business

- **Title 5 Local Upgrade Request for 78 School Street, Curley and Hansen Land Surveyors**

The proposed plan is to replace the existing septic system of this three-bedroom dwelling with no plan to increase the flow of the system. Four local upgrades were requested by the engineering company. The first is a Local Upgrade Approval from 310 CMR 15.405 (1)(a) requesting a reduction from ten (10) feet to six (6) feet of separation between the soil absorption system and the property line. A polyethylene breakout barrier will be installed. The second Local Upgrade Approval from 310 CMR 15.405 (1)(b) requesting a reduction from twenty (20) feet to ten and a half (10.5) feet of separation between the soil absorption system and the foundation. A polyethylene breakout barrier will be installed. The third Local Upgrade Approval from 310 CMR 15.405 (1)(g) requesting a reduction in set back from the water supply line from ten (10) feet to 7.3 feet. The proposed water supply line will be installed inside a protection four (4) inch PVC sleeve. Lastly, a Local Upgrade Approval from 310 CMR 15.405 (1)(h)(2) requesting a reduction from four (4) feet to three (3) feet of separation between the bottom of the proposed soil absorption system and seasonal high groundwater level. Due to all these requests for setbacks this property will require a deed restriction that states the property must not exceed four-bedrooms and that there may not be a garbage grinder on the premises. The Health Agent pointed out that the elevation of the C layer in deep observation hole #2 should be 169.7, not 167.7 as it states on the plan.

Mr. Jensen made a motion to approve the local upgrade requests, the proposed plan with the change in elevation requested by the health agent and deed restriction requirement. Mr. Marinelli seconded. All in favor, vote passed unanimously.

- **Title 5 Local Upgrade Request for 409 South Street, Collins Civil Engineering Group**

The proposed plan is to replace the existing septic system of this three-bedroom dwelling with no plan to increase the flow of the system. Two local upgrades were requested by the engineering company. The first

is a local upgrade approval in accordance with DEP Policy #BRP/DWM/PeP-POO-1 allowing a percolation rate to be established via grain size distribution analysis. The second is a Local Upgrade Approval from Section 310 CMR 15.211 of the State Sanitary Code which requires a minimum four hundred (400) foot setback from a drinking water supply to a soil absorption system. The Brockton Reservoir is located to the northeast of this property. A local upgrade approval allowing a reduction from four hundred (400) feet to three hundred and twenty-seven (327) feet is requested. A liner will be provided around most of the field. The field is located to be as far back from the reservoir as possible and the proposed system is a significant upgrade to what is currently servicing the property. Mr. Ogilvie requests the health agent speak to the Avon Department of Public Works Director and the City of Brockton to confirm there are no objections to this local upgrade approval.

Mr. Marinelli made a motion to approve the local upgrade requests and the proposed plan as presented as long as the Avon DPW and the City of Brockton have no objection. Mr. Marinelli seconded. All in favor, vote passed unanimously.

- **Title 5 Local Upgrade Request for 504 West Main Street, Collins Civil Engineering Group**

The proposed plan is to replace the existing septic system of this four-bedroom dwelling with no plan to increase the flow of the system. Two local upgrades were requested by the engineering company. The first is a local upgrade approval from Section 310 CMR 15.212 of the State Sanitary Code which requires a minimum five (5) foot vertical separation between the high groundwater elevation and the bottom of the soil absorption system with a percolation rate less than 2 minutes per inch. A local upgrade approval allowing a reduction from five (5) feet to four (4) feet is requested. The second is a Local Upgrade Approval from section 310 CMR 15.211 of the State Sanitary Code which requires a minimum twenty (20) foot setback from a foundation wall to a soil absorption system. A local upgrade approval allowing a reduction from twenty (20) feet to fifteen (15) feet is requested. A liner will be provided around most of the field. This property will require a deed restriction that states the property must not exceed four-bedrooms and that there may not be a garbage grinder on the premises.

Mr. Jensen made a motion to approve the local upgrade requests, the proposed plan and a deed restriction requirement. Mr. Marinelli seconded. All in favor, vote passed unanimously.

- **Title 5 Local Upgrade Request for 520 and 540 Bodwell Street, Grady Consulting, LLC**

This request was withdrawn.

- **Title 5 Request for Map E5, Block 3, Lot 8 East Street, Collins Civil Engineering Group**

This land is currently vacant. The Health Agent had witnessed percolation and deep hole observation tests with Collins Civil Engineering Group in 2017 and 2019. The engineer is requesting a waiver from the Avon Town Code §300-4.3(1)(c) to extend the use of the percolation and test pit data. The engineer proposes that during the time of construction the health agent and the engineer will confirm the water table and soil conditions.

Mr. Marinelli made a motion to approve the request from the Town Code with the condition that water table and soil conditions are confirmed by a deep hole for each system at the time of construction. This approval will be valid for two additional years. Mr. Jensen seconded, all in favor.

- **Trash Totes**

Recently, there had been a request for additional trash totes at a four-unit dwelling. The contract with Republic Services states that a residence serviced by the company includes single family up to three-family dwellings. Any dwelling exceeding that amount would be responsible for private waste services. After discussion, the Board determined that if a dwelling greater than three units requests additional totes, they should not be granted. If the totes in use by dwellings greater than three units need to be replaced, they may be replaced. Any replaced trash totes will be replaced with the sixty-four gallon trash totes. Any new construction dwelling greater than three units will not receive trash totes from the Town.

- **Health Agent Report**

See attached.

- **COVID19 Update**

See Health Agent Report

- **Mask Order**

Mask advisory remains in place in town buildings, no mandate at this time.

Other:

- A warrant in the amount of \$ \$74,025.35 was approved for FY2022 payment.

Approval of Minutes:

- Minutes from December 9, 2021- Mr. Marinelli made a motion to approve minutes as drafted. Mr. Jensen seconded, all in favor.

Next Meeting:

- Thursday February 10 at 4:30PM

Mr. Ogilvie made a motion to adjourn. Mr. Jensen seconded, all in favor. Meeting adjourned at 6:03PM

ATTEST:



DATE: Feb. 10, 2022