

Becket Board of Health Meeting
Wednesday, December 2, 2015
Town Hall, 557 Main Street, Becket Ma.01223

Board Members present: Gale LaBelle, Laurel Burgwardt , Howard Lerner.

Board Members absent: None

Public Present: Colleen O'Connor, Herbert Dickson, Sue Schneider, Ed Gibson, Robert Ronzio.

Meeting is opened at 10:00 am.

Ms. LaBelle opens the meeting at 10:00 stating the date and time. Ms. LaBelle advises that there are agendas on the table for anyone who wants them.

Ms. LaBelle advises that this meeting is being held in accordance with Massachusetts General Laws regarding Public Health and the Department of Environmental Protection as well as the bylaws of Town of Becket. All decisions require approval of a majority of the quorum of the Board of Health members present. Motions ending in a tie will not be acted upon until such a time as a majority can be achieved. In usual cases the Rule of Necessity may be invoked to reach a decision.

Ms. LaBelle goes on to introduce the board members present. Ms. LaBelle explains the Open Meeting Law, MGL c. 30A subsection 20, and asks if anyone in the audience is going to make an audio or video recording of this meeting, Ms. Heather Hunt states she is recording the meeting.

Lastly, Ms. LaBelle advises the public present that it is the intention of the board to proceed with the posted agenda in the order in which the items are listed, and again reminds all present that agendas are available for anyone who wants one. Ms. LaBelle advises that everyone has the right to attend this meeting and observe the board as it deliberates but the public does not have the right to speak out or participate as they see fit.

**Public Hearing Continued- Charles and Elizabeth Riiska, 43 Brook Lane.
Map 205 Lot 26.**

Ms. LaBelle brings everyone present up to date, explaining that there is a new septic system scheduled to go in and it is only 93 feet away from the existing well.

Ms. LaBelle further explains that she has notified the Mt. Grove Association and they have not yet got back to her. She advises that getting the community to sign off in writing can take some time.

Mr. Ronzio also adds that there are actually 2 variances needed, as they will need a 6 foot variance from the road. Mr. Ronzio also states that he has not yet seen an engineered plan and that he is concerned that there may be various other wells within a close proximity.

Plans to be reviewed by the Board- Ms. LaBelle advises that the agent from Berkshire Regional Planning Commission is a soil evaluator and that the plans that he reviewed should be fine. Mr. Lerner advises that Mr. Jeff Kennedy has asked for additional approval. Ms. LaBelle states that Scott MacFarlane is a soil evaluator and that he is licensed by the state.

1838 Main Street, 2232 Jacob's Ladder Road- Ms. LaBelle states that Mr. Kennedy has approved the plans and that Scott MacFarlane did the soil evaluation, thus motions to approve the plans as approved, Ms. Burgwardt seconds the motion; Unanimous Approval.

Public Input- Ms. Colleen O'Conner states that she is very concerned that an excessive amount of salt is being put on the road, as the winter months approach. She advises that there is documentation stating that there is not supposed to be any salt added to the roads in the village. Ms. O'Conner ends by stating that North Becket is in need attention and that she plans on speaking to the Board of Selectmen as well.

Mr. Herbert Dickson states that he is concerned about 344 Winter Drive. Mr. Lerner explains to Mr. Dickson that the when the Board voted and made a motion; the motion stated that only Ms. Noss can stay at the property and for 90 days. Ms. Burgwardt states that she called Paul Netupski and he confirmed that the local BOH has every right to approve a tight tank for year round use. Ms. LaBelle reminds everyone that Ms. Noss had also just had the tank pumped. Neighbor, Ms. Sue Schneider advises that it is only supposed to be Ms. Noss there herself and only for 90 days.

Ms. Schneider asks what the Board of Health is going to do in order to enforce the original motion regarding 334 Winter Drive. Ms. Burgwardt makes a motion to allow someone to stay in the home of Ms. Noss to watch over it until everything can be worked out (with Attorney and State Board of Health), Ms. LaBelle seconds the motion. Discussion: Mr. Lerner advises that there are many homes in Becket that do not have caretakers. Ms. LaBelle explains that Ms. Noss had already informed the BOH that she would be leaving for California. Mr. Ronzio states that

he feels that Ms. Noss is being singled out. Ms. Schneider asks the BOH members to please take into consideration the fact that Ms. Noss has not been in compliance for 2 years.

Ms. LaBelle calls for a vote: Mr. Lerner votes against, Ms. LaBelle and Ms. Burgwardt vote in favor.

Ms. Burgwardt makes a new motion, allowing an individual to stay in the home until December 31st, at which time the situation can be reviewed. Ms. LaBelle advises that December 31st is just not enough time and that Ms. Noss should get a full 6 months from the date of the last pumping. The motion is not seconded and fails on the floor. Ms. LaBelle makes a motion allowing the house to be until April 1st, Ms. Burgwardt seconds the motion; Ms. LaBelle calls for a vote: Mr. Lerner-opposed, Ms. LaBelle and Ms. Burgwardt- Approve. The motion passes and Ms. Noss is allowed to occupy the house until April 1. Ms. LaBelle further advises that she will get the opinion of legal counsel and report back to the Board members.

Board members present continue discussing the tight tank situation in the Town. Ms. LaBelle makes a motion that the Board of Health will pay to have Ms. Sue Schneider's well tested as of April 1, 2016, Ms. Burgwardt seconds the motion; Unanimous Approval.

47 Arrow Lane- Mr. Ronzio advises that the second building on the property has been demolished and that the pile of debris is considered to be very hazardous.

76 Kyle Lane- Mr. Ronzio advises that the septic tank at this property still needs to be crushed.

9 Mystic Isle Way- Mr. Ronzio that the well at this property needs to be capped and the system should be pumped and crushed.

Map 216 Lot 683- Mr. Ronzio advises that the well at this property is still uncapped and he was wondering if there was an update available.

9 Sir Walter Road- Drainage issues discussed. Mr. Ronzio advises that the septic tank is busted and could be draining into the lake.

132 Mystic Isle Way- Mr. Ronzio advises that the septic system on this property has still not been taken care of.

43 Brook Lane- Mr. Ronzio reads from the Mass Rules and Regulations that clearly state the plan must be done by a Registered Mass land surveyor.

61 Porcupine Court- Mr. Ronzio advises there is now a trailer on the property next to the existing house. Ms. Burgwardt states that she will go to the property and advise the owners that they need to update their current system.

Budget- Read and Reviewed.

Old Business- Mr. Lerner states that he had requested a copy of the Berkshire Regional Planning Contract. Mr. Gibson explains to Mr. Lerner that Mr. Kennedy is a Technical Advisor, not our Health Agent. Mr. Lerner goes forward asking numerous questions regarding the contract.

Ms. LaBelle makes a motion to adjourn the meeting, Mr. Lerner seconds the motion; the meeting is adjourned at 12:00 noon.

Schedule next meeting for January 6, 2016 at 10:00 AM.

Respectfully Submitted,
Heather Hunt

Gale LaBelle

Date

Laurel Burgwardt

Date

Howard Lerner

Date