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**Town of Dartmouth
Board of Health
Minutes of the Meeting of
21 May 2014**



Public Health
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The meeting notice was duly posted. This meeting was called to order at 7:04 p.m.

Leslie E.J. McKinley, Lynne Brodeur, and Thomas W. Hardman were present. Wendy Henderson, Director of Public Health, was also present.

The Minutes of the meeting of April 16, 2014 were tabled until the next meeting.

Appointment 7:10 RE: State Road Cement Block (SRCB)/Plat 164, Lot 46, 656 State Road - Dust Complaint - 7/21/2010 -

The appointment for State Road Cement Block was cancelled by Paul Bono, due to illness.

➤ Nothing further at this time.

Appointment 7:20 PM Mary Mehri/Plat 1, Lot 5, 1176 Horseneck Road- Loose Chickens

The Board reviewed the Animal Inspector's report and felt that the fencing needs to be in full compliance. Ms. Mehri stated her neighbor was happy with the fence and she was told by Animal Control the fencing was adequate. There was discussion about the fencing being placed on the East side of the property. Ms. Mehri wanted the Board to know that she was not happy because she was told by Animal Control that the fence was fine.

- Ms. McKinley, chair, entertained a motion. After the motion was made by Mr. Hardman to have the fencing in full compliance and inspected by Animal Control and seconded Ms. Brodeur. It was voted 3-0 to require a report from ACO Sandra Gosselin indicating if the fence was adequate to contain the birds on the Mehri property.

RE: Cecil Smith landfill update -

There was nothing new to discuss on the landfill. The Board did discuss speaking on behalf of an article on the Special Town warrant requesting funds for Town Counsel and experts related to the Smith Landfill capping proposal. Majority of the Board felt the Board should stay neutral and see what transpires. The South Coast Alliance group is also in support of this Article 9 STM. Mr. Hardman feels the Board of Health is on solid ground with the Contaminated Soil Regulation. Ms. Henderson had drafted and forwarded a letter to Town Counsel asking for additional consulting of Wendy Heiger-Bernays for the Board of Health. Ms. Henderson had not received a response from Town Counsel as of the meeting.

➤ Nothing further at this time.

RE: 61 Milton Street - remediation update -

The Board perused the memo by Health and Sanitary Inspector Christopher Michaud and feels there is good cooperation with the Refuge District accepting stabilized lead soil for Refuse disposal at a reduced fee to help clean up a community property.

➤ Nothing further at this time.

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RE: Animal Permit/Plat 138, Lot 182 Gorham Street - Adelino Cordeiro- Ms. Henderson had spoken to Mr. Castelo (who is Mr. Cordeiro's realtor) on May 16, 2014 asking the Board would give an additional extension. Animal Control had been to the site on May 17, 2014 and didn't see any animals.

➤ It was the decision of the Board of Health to have Animal Control re-inspect the property, as well as, having Mr. Cordeiro submit his purchase and sale agreement to the Board by the next meeting before they will take action on another extension.

RE: Public Health Nursing/Brandon Woods - Bullard Center-

Ms. Henderson updated the Board she had been to another contract meeting this week. There has been an ad placement in the Massachusetts Public Health Nursing Association Website. Ms. Henderson feels the ad does not stress the public health nursing aspects of the job. Brandon Woods would like to start on July 1, 2014, and the Community Nurses would like to stay until August 15 or September 1, 2014.

➤ Nothing further at this time.

RE: Director of Public Health position-

The Board perused the salary review that had been completed by the Personal Administrator. The Board commented on the Director job description. Ms. Henderson explained this can't be changed without union negotiations. The Board would like to see the ad placed in the Standard Times, Beacon, and Massachusetts Environmental Officers Association for at least two weeks. Ms. Brodeur stated that she would be able to obtain some questions to be approved by the Town to ask potential candidates for the Director position.

➤ Nothing further at this time.

RE: Septic Plans -

Michael & Ester Gomes/Plat 98, Lot 2-9, 26 Karen Lane- Repair

Janet Harding/Map 100 Lot 32, 1 Annawan Street- tank relocation

➤ The above aforementioned septic plans were reviewed by Health and Sanitary Christopher Michaud and approved by the Board Health.

RE: Complaint Log - May 1, 2014 through May 15, 2014 -

The Board perused and discussed the complaint log. One matter in particular Ms. Henderson will contact the Refuse District to see if there is a program for residents to drop off thermometers. Ms. Henderson suggested there should be a manned location to drop off the thermometers. Ms. Henderson will speak with Mr. Alfonse and the Department of Public Works.

➤ No action required at this time.

RE: Luis A Cordeiro/Plat 50, Lot 9-1 - 75 Chase Road - 4 Goats, 1 Sheep, 2 Ducks, 20 Chickens, no roosters-amended to include 2 cows-

The Board reviewed the amended application and the Animal Inspector's report.

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- Ms. McKinley, chair, entertained a motion. After the motion was made by Mr. Hardman to allow Mr. Cordeiro to keep the 2 cows until the end of August of each permitted year, and seconded by Ms. Brodeur. It was voted 3-0 to approve this animal permit amendment.

RE: Bellevue Street sewer extension-

Ms. Clermont, an owner of Lot 53 and Lot 46 on Bellevue Street, was present and in favor of extending the sewer. Ms. Clermont is selling both of these properties and feels these lots may not pass the Title V inspection. Ms. Henderson explained there is another resident at 36 Bellevue Street that is having some issue currently with her septic system. The Board is in favor of sending a letter of support to DPW explaining to them the situation on Bellevue Street.

- Ms. McKinley, chair, entertained a motion. After the motion was made by Mr. Hardman to send a letter of encouragement to DPW to support extending the sewer, and seconded Ms. Brodeur. It was voted 3-0 to send a letter of support.

RE: Fees for alternative systems

The Board examined the memorandum by Health and Sanitary Inspector, Christopher Michaud about alternative system fees and the burden of keeping track of the operation and maintenance agreements and logging the annual inspection reports. The Health inspector would suggest keeping the fees for the patented sand filters the same as conventional system designs for General Use Approvals.

- Ms. McKinley, chair, entertained a motion. After the motion was made by Mr. Hardman to adjust the fee to \$60.00, this would cover the preparation of the restrictive covenant for no increase in flow and seconded Ms. Brodeur. It was voted 3-0 to adjust the fees for alternative systems to \$60.00 for those requiring deed restrictions only. Others will pay traditional system fees.

RE: Dartmouth Animal Control MAC grant - "I'm Pet Friendly" license plate program-

Ms. Henderson explained the Town does newsletters biannually and thought this would be good to include in this upcoming newsletter.

- No action required at this time.

RE: Christopher Michaud - Health Inspector's report -

The Board reviewed the inspector's report indicating Best Western was issued their new pool permit.

- No action required at this time.

RE: Board Signatures -

Leslie McKinley signed Ms. Henderson employee absentee report.

At 8:20 p.m. Leslie E.J. McKinley, Chair entertained a motion to close the regular Board of Health Meeting. Roll call vote -Thomas W. Hardman - yes, Lynne Brodeur - yes, Leslie E.J. McKinley-yes.

- Mr. Hardman motioned to reopen the meeting at 8:21 p.m. for discussion on any items not known 48 hours in advance and seconded Ms. Brodeur.

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RE: Discussion for Any Item Not Known 48 hours in Advance-

Specific Geographic Area Concerns Well Testing- Ms. Henderson was looking for clarification from the previous Board of Health meeting regarding geographic area concerns for well testing. Including:

- should requirements apply to any well permit not issued, within the applicable radii
- should there be a standard well radius requirement from junk yards
- should other landfills such as, Russells Mills, the Old Brassells Dump and abandoned junk yards be included in the radius
- should there be a radius for the Resolve Waste Site North Hixville Road and H&M Drum site State Road

The Board discussed potable water testing parameters for wells that a permit has not been issued for the following that are within 1 mile of the Cecil Smith Landfill:

- Volatile Organic Compounds (EPA Method 524.2, including MtBE, MEK, MIBK) and 1,4-Dioxane¹ (Modified 8260 SIM)
- Semi-Volatile Organic Compounds, (EPA Method 8270 SIM)
- RCRA 8 Metals
- Standard potability

As well as, testing potable water testing parameters that a permit has not been issued for the following that are within 1 mile of Russells Mills and Old Brassells Dump, Resolve Waste Site North Hixville Road and H&M Drum on State Road:

- Volatile Organic Compounds (EPA Method 524.2, including MtBE, MEK, MIBK) and 1,4-Dioxane² (Modified 8260 SIM)
- Standard potability

- Ms. McKinley, chair, entertained a motion. After the motion was made by Mr. Hardman to use a of a standard 1 mile radius, to expanded standards (see 5/7/14 meeting) to any well permit not issued, within the applicable radius meet certain testing requirements, include other landfills listed above and all known abandoned and operational junk yards, and potable water testing parameters, and seconded Ms. Brodeur. It was voted 3-0 to about expanding well testing parameters.

With no further business to discuss at 8:28 pm the Chair entertained a motion to close the regular Board of Health Meeting. Roll call vote - Leslie E.J. McKinley - yes, Lynne Brodeur - yes, Thomas W. Hardman -yes.

Respectfully submitted,



Donna Farias
Administrative Clerk