

**Chairperson Lynne Marchetti present, Marlene Sanders, present.  
David Driscoll, not present.**

**Mr. Marchetti called the meeting to order at 6:34 pm.**

### **Appointments**

**7:00 Daniel Rice, Building Permit Application, 34 Lakeshore Drive:** Daniel Rice in attendance. Mr. Rice discussed with the Board the building permit application and plans to add a 10' x 32.5 wooden deck to the house at 34 Lakeshore Drive, with stair leading from grade to the deck and from the deck to the second floor.

**7:20 Isaac Rowe, Mill River Consulting, re: 241 John Wise Avenue:** Isaac Rowe from Mill River Consulting for Amy Ahern, 241 John Wise Avenue. Mr. Rowe discussed with the Board some issues of concern in regards to converting the property from the previous lobster shack into an ice cream stand with outside seating only. This is an environmentally sensitive area, the whole lot being within the 100' buffer zone. Some of those issues include but are not limited to: well/water, tight tank within zone 1 of a public water supply, LUA for reduced setback and clean-up of the site.

Well/water; George Rollins is proposing to drill a new well, as the existing dug well has some bacteria and would not be considered a potable public water supply. If cleaning up the existing dug well isn't viable, Mr. Rowe would like to add drilling a new well to the proposal. The possibility of hooking up to Ipswich town water is also being explored. Ipswich town water is on Old Ipswich Road, just around the corner from said property.

Tight tank; the existing dwelling is served by a cesspool, which is located in the ground water table. Because the lot is so small, with close proximity to wetland, a tight tank is proposed. Water flow to the tight tank will be a combination of kitchen flow, black & grey water. The Health Agent required that the pumping contract should note the combined flow as the septage may need to be handled differently at treatment plant than pure domestic waste would be. That document is on file at the BOH.

LUA; to reduce the setback between the tight tank & wetlands from the required 25' to the provided 20', a local upgrade approval will be needed. A variance request to construct a system within a zone 1 of a public well requires notification of the abutters with a minimum of 10 days prior to the hearing, and as such, will be addressed at the next regularly scheduled BOH meeting.

Site Clean-up; Mr. Rowe told the Board that Ms. Ahern has proposed cleaning-up the site as there is a collection dumpster there as well as a discarded bed frame. Debris has made its way into the wetland area, i.e.: cans, bottles, trash, and an old motor.

Approval of the tight tank, comparable water flow and variance to the well setback will all need DEP approval in addition to local Board approval of a public water source for the property.

**7:40 Bill & Carol Mondello, re: 85 Pond St. Building Permit Application for a Garage Demolition:** Bill & Carol Mondello in attendance. In response to an emergency order from the Building Inspector, Bill Sanborn, the Mondello's, the demolition company hired by Ms. Montgomery, are requesting the Boards's endorsement of a building permit application to demolish the garage at 85 Pond St. as it is in danger of falling into the street. Ms. Marchetti asked what was stored inside the building. Mr. Mondello answered that there are paintings, old pictures, and antique furniture, much of which has suffered water damage. House Doctors came to the property to remove paint and any hazardous material from the garage which were taken to the hazardous waste drop off day in Essex last Saturday. There is no additional hazardous material in

the garage. The Conservation Commission has signed off on this building permit application to demolish the garage at 85 Pond St. with the recommendation that hay bales be placed around the garage prior to demolition to protect the wetland area behind the property.

**Bills Payable**

**Bills Payable # 314, \$115.29:** Ms. Sanders made a motion to approve bills payable # 314 for \$115.29. Ms. Marchetti seconded the motion. Vote: All in Favor.

**Board of Health Minutes**

**Minutes for 5/8/08:** Ms. Sanders made a motion for the Board to accept the minutes, as written, for 5/8/08. Ms. Marchetti seconded the motion. Vote: All in Favor.

**Septic System Design Plan Reviews**

**241 John Wise, Avenue, Ahern, Map 21, Lot 1:** Ms. Marchetti entertained a motion for the Board to disapprove the Mill River Consulting tight tank design for the property at 241 John Wise Avenue, Map 21, Lot 1, with a design date of 5/7/08. Ms. Sanders so moved. **Vote: All in Favor**

**1 Arielle Lane, Lee, Map 47, Lot 8:** Ms. Marchetti entertained a motion for the Board to approve the submitted vent detail plan by Mill River Consulting, dated 5/20/08, for Prescott Lee, for the existing septic system at 1 Arielle Lane, Map 47, Lot 8. Ms. Sanders so moved. **Vote: All in Favor.**

**Building Permit Application**

**34 Lakeshore Drive, Rice, Map 4, Lot 34:** Ms. Marchetti entertained a motion for the Board to endorse Rice's building permit application, dated May 22, 2008, for a 10' x 32.5' wood deck, with stair leading from grade to the deck and from the deck to the second floor at 34 Lakeshore Drive, Map 4, Lot 34. Ms. Marchetti amended the motion to include, on the building permit application, three sliding glass doors on the first floor and one exterior door on the second floor. Ms. Sanders so moved. **Vote: All in Favor.**

**18 R County Road, LaPointe, Map 31, Lot 18:** Ms. Marchetti entertained a motion that the Board endorse LaPointe's building permit application to remove a broken down above ground pool and build a 16.5' x 23' master bedroom addition on the right rear of existing house at 18 R County Road, Map 31, Lot 18, and to send a letter suggesting, at the property owners discretion, that a new Title 5 inspection of the four bedroom septic system be done. Ms. Sanders so moved. **Vote: All in Favor.**

**18 Choate Street, Ramsdell, Map 17, Lot 12:** Ms. Marchetti entertained a motion to have the Board endorse the building permit application dated May 22, 2008 for Ramsdell, 18

Choate St. Map 17, Lot 12, for the addition of a farmers porch, to replace existing roof and to replace windows. Ms. Sanders so moved. **Vote: All in Favor.**

**85 Pond Street, Montgomery, Map 5. Lot 7:** Ms. Marchetti entertained a motion for the Board to endorse Montgomery’s building permit application to demolish a garage at 85 Pond Street, Map 5, Lot 7. Ms. Sanders so moved. **Vote: All in Favor.**

**Complaints**

**202 Western Avenue, Foss & Reed, Map 8, Lot 45:** Following a complaint by DPW of heavy septic odor and visible overflow at 202 Western Ave, Map 8, Lot 45, Ms. Wozny inspected the property. Sewage odor was notable & leach-ate visible on the driveway side of the property. Ms. Wozny issued an Enforcement Order to Foss & Reed on 5/16/08, mandating the owners pump immediately, connect to the public sewer within 30 days of receipt of notice and keep the septic tank pumped, as necessary, to prevent additional overflow prior to connection to the public sewer. Ms. Marchetti entertained a motion for the Board to retroactively approve issuance of the Enforcement Order to Foss & Reid, at 202 Western Avenue, Map 8, Lot 45. Ms. Sanders so moved. **Vote: All in Favor.**

**Other**

**Application for 10-Day Emergency Beaver or Muskrat Permit, Clarke, 84 Choate Street:** Ms. Wozny inspected Mr. Clarke’s yard and confirmed much flooding over what was his lawn and tree area, photo’s provided for Board review. Mr. Clarke has had problems with beavers in the past and has already installed 2 beaver deceivers. Mr. Clarke, 84 Choate St., Map 16, Lot 19, is requesting an emergency permit to remove the beavers &/or breech the dam. BOH’s can issue permits to “alleviate the threat for specific reasons, including flooding of residential lands which the municipal Board of Heath, its Chair or agent or the state or federal department of health has determined a threat to human health and safety exists”. The DPH guidance document also states that if the problem is mosquitoes in wetland, the BOH can determine a threat to public health and safety. Mr. Clarke has already received permission from the Conservation Commission to proceed. Ms. Marchetti made a motion for the Board to issue a 10 day emergency beaver permit, dated May 27, 2008 to resolve the beaver issue on his property under the guidelines of MGL Ch. 131, sec. 80A due to the threat to public health from mosquito breeding. Ms. Sanders so moved. **Vote: All in Favor.**

**Beach Testing:** The Board agrees with Ms. Wozny’s recommendation that beach water testing should commence the week of June 2.

**Meeting Adjourned: 8:45 pm**

**Next BOH meeting: 6/5/08**

Prepared by \_\_\_\_\_  
Ann White

Attested by \_\_\_\_\_  
Marlene Sanders, Board of Health Clerk

