

Temporary Town Hall, 74 Martin Street, Essex, MA

Dr. Driscoll, Chair and Medical Director, and Ms. Price, Member, present, Acting Clerk. Ms. Kirchner, Administrator, present. Ms. White, Administrative Assistant, not present. Ms. Papps, Clerk, arrived at 7:40 pm.

7:03 pm, Dr. Driscoll opened the meeting and announced that the meeting was being recorded.

- **Appointments**

7:15 pm: Alison Taylor, Holiday Market Fees, failed to show for her scheduled appointment. Discussion. In regards to the Holiday Market, Dr. Driscoll entertained a motion for the Board to reduce the TFE fee, for each vendor, from \$75 to \$25. Ms. Price so moved. **Vote: All in Favor.**

In attendance without appointment: Steve Cuthbertson, for 15 Middle Street, see Inspections.

- **Minutes**

September 8, 2016: Dr. Driscoll entertained a motion for the Board to approve the minutes for 9-8-16. Ms. Price so moved. **Vote: All in Favor.**

Minutes are available for review in the BOH office.

- **Bills Payable**

#538, \$516.06: Dr. Driscoll entertained a motion for the Board to approve bills payable #538 in the amount of \$516.06. Ms. Price so moved. **Vote: All in Favor.**

Bills Payable are available for review in the Accountant's office.

- **Inspection Report Reviews**

6 Evans Way, Lafferty, Map 134, Lot 97: Dr. Driscoll entertained a motion for the Board to sign and send a letter to Lafferty, 6 Evans Way, stating that the Board is in agreement with the determination of inspector Matthew Brunet, that the septic system passed the 9-14-16 Title 5 inspection. However, the system was not designed to accommodate garbage grinders, and therefore, the garbage grinder should be removed in order to prevent premature failure of the system. Ms. Price so moved. **Vote: All in Favor.**

15 Middle Road, Cuthbertson, Map 108, Lot 56: Dr. Driscoll entertained a motion for the Board to sign and send a letter to Cuthbertson, 15 Middle Road, stating that the Board is in agreement with the determination of inspector Richard Clarke, that the systems passed the 8-3-16 Title 5 inspections. Ms. Price so moved. **Vote: All in Favor.**

Inspection Reports are available for review in the Board of Health office.

- **Septic System Design Plans**

19 Cogswell Road, Kelly, Map 110, Lot 32: Dr. Driscoll entertained a motion for the Board to sign and send a letter to Kelly, 19 Cogswell Road, stating that the Board approved the tight tank plan, designed by John Judd, dated 8-29-16, with a revision date of 9-8-16. Prior to the issuance of the Disposal Works Construction permit, a notice must be recorded with the deed declaring the existence of the tight tank and limiting the property to two bedrooms. Ms. Price so moved. **Vote: All in Favor.**

144 Conomo Point Road, Lane, Map 108, Lot 32: Dr. Driscoll entertained a motion for the Board to sign and send a letter to Lane, 144 Conomo Point Road, stating that the Board approved the tight tank plan, designed by John Judd and dated 9-8-16. Also approved were the following variance requests: to reduce the 12" separation distance between the tank inverts and the seasonal high water table and to situate a tank 5' from a property line where 10' is required. Prior to the issuance of the Disposal Works Construction permit, a notice must be recorded with the deed declaring the existence of the tight tank and limiting the property to six bedrooms until or unless connection to municipal sewer becomes available. Ms. Price so moved. **Vote: All in Favor.**

92 Conomo Pint Road, Markiewicz (buyer), Map 110, Lot 25: Dr. Driscoll entertained a motion for the Board to sign and send a letter to the owner of 92 Conomo Point Road, stating that the Board approved the tight tank plan, designed by Albert Romano, dated 8-16-16, and with a revision date of 9-8-16. Also approved was the following variance request: to situate a tight tank 6' from the existing dwelling when 10' is required. Prior to the issuance of the Disposal Works Construction permit, a notice must be recorded with the deed declaring the existence of the tight tank and limiting the property to three bedrooms. Ms. Price so moved. **Vote: All in Favor.**

7 John Wise Lane, Map 113, Lot 12 / 83 John Wise Avenue, Map 113, Lot 13 (Weld): Dr. Driscoll entertained a motion for the Board to sign and send a letter to Weld, 7 John Wise Lane / 83 John Wise Avenue, stating that the Board approved the septic system plan, designed by Vaclav Talacko, dated 7-12-02, with revision dates of 12-27-02, 4-16-03, and 7-12-16. The house is located on Lot 12 and the new leaching facility will be located on Lot 13. In the event that ownership of either property is transferred, an easement must be recorded with the deed declaring the existence of the leaching facility on Lot 13. Ms. Price so moved. **Vote: All in Favor.**

Septic System Design Plans are available for review in the Board of Health office.

- **Complaints**

6 Main Street, Friend (Executor: Seiche), Map 128, Lot 97: Dr. Driscoll entertained a motion for the Board to sign and send a letter to the Executor of 6 Main Street, outlining the violations found during the Health Agent's inspection, as noted in Agent's Report, and allowing seven days to abate the nuisances. Ms. Price so moved. **Vote: All in Favor.**

99 Main Street, Fortune Palace, Map 135, Lot 2: Dr. Driscoll entertained a motion for the Board to sign and send a letter to Fortune Palace, 99 Main Street, outlining the violations found by the Health Agent on 9/20 & 21/16 inspections, as noted in Agent's Report, and allowing fourteen days to abate this nuisance. Ms. Price so moved. **Vote: All in Favor.**

- **Other Concerns, Issues & Old Business**

Blue Marlin Grill, Grease Trap pumping report: Dr. Driscoll entertained a motion for the Board to sign and send a letter to the Blue Marlin Grille ordering that the grease trap be pumped monthly, with pumping reports sent to the Board of Health within 48 hours. Wind River Environmental reports heavy grease and sludge in the grease trap, which was 80% full at last pumping. Ms. Price so moved. **Vote: All in Favor.**

Dr. Driscoll, Sign Flu Vaccine Administration Form: Done.

11 Lowland Farm Road Letter, Map 141, Lot 7-2: Dr. Driscoll entertained a motion that the Board sign and send a letter to the owner of 11 Lowland Farm Road, stating that the Board has received notification that the distribution boxes in the leaching field of this shared system are not to grade, so are not able to be inspected as per the requirement outlined in the Presby approval letter. The owner is ordered to have the distribution boxes made accessible by having covers at grade and the components inspected within 30 days. Ms. Price so moved. **Vote: All in Favor.**

13 Lowland Farm Road Letter, Map 141, Lot 7-3: Dr. Driscoll entertained a motion that the Board sign and send a letter to the owner of 11 Lowland Farm Road, stating that the Board has received notification that the distribution boxes in the leaching field of this shared system are not to grade so are not able to be inspected as per the requirement outlined in the Presby approval letter. The septic tank serving this property does not have septic covers to grade. The owner is ordered to have the distribution boxes and septic tank covers made accessible by having covers at grade and the components inspected within 30 days. Ms. Price so moved. **Vote: All in Favor.**

15 Lowland Farm Road Letter, Map 141, Lot 7-1: Dr. Driscoll entertained a motion that the Board sign and send a letter to the owner of 15 Lowland Farm Road, stating that the Board has received notification that the distribution boxes in the leaching field of this shared system are not to grade so are not able to be inspected as per the requirement outlined in the Presby approval letter. The owner is ordered to have the distribution boxes made accessible by having covers at grade and the components inspected within 30 days. Ms. Price so moved. **Vote: All in Favor.**

Jaju Pierogi in Lark Kitchen Letter for Vanessa White: Dr. Driscoll entertained a motion for the Board to sign and send a letter to Vanessa White, for the DPH Food Protection Program, stating that there are no regulatory issues with this business using the commercial space at 8 Scot's Way for wholesale food production. Food production and sales at the retail level will require the applicant follow the standard permitting procedures outlined in state and local guidance documents. Ms. Price so moved. **Vote: All in Favor.**

- **Permits**

TFE Permit #8, Essex Lions Club, Essex Police Classic Car Show: Dr. Driscoll entertained a motion for the Board to retroactively approve TFE Permit #8 for Essex Lion's Club, 9-25-16 Essex Police Classic Car Show. **Vote: All in Favor.**

- **Items that could not be reasonably anticipated by the Chairman within 48 hours of meeting**

Dr. Driscoll closed the meeting at 8:04 pm.

Next BOH meeting: 10-13-16

Prepared by _____
Ann White

Attested by _____
Ruth Price, Acting Board of Health Clerk