

**BOARD OF HEALTH**  
**MINUTES OF MEETING**  
**January 12, 2010**

The Board of Health held a meeting on Tuesday, January 12, 2010 at 7:00 p.m. in the Town Hall Meeting Room. Members present were Tom Philippou, Lorin Johnson, Jack Spero. Also present Ira Grossman, RS, and Shanna Large (Clerk), Nick Pauling and Bruce Ringwall (GPR Inc.) Lou Russo (Wheeler Realty Trust), Steve Poole (Lakeview Engineer Associates), Clifford Tomassian (50 Turner Lane), Morey Kraus (30 Whitman Road), Debra Skaun-Hinchliffe (221 Still River Road), and Kathy Bunnell (Harvard Press).

The Meeting was called to order at 7:00 p.m. Business was as follows:

**Tomassian, 50 Turner Lane – Non Compliance Discussion**

Cliff Tomassian came before the Board to discuss the situation with the above property. He recently got laid off from his job and can not afford to complete the project for the property. He stated that the property is seasonal and he will not be using it again until May. This past summer when he was using the property he brought in water for drinking and a porta potty when there were more than five people using the house.

The Board expressed their concern and desire to work with the homeowner. They made an agreement with the homeowner to allow him to complete the tight tank work and address the well concerns in the spring as long as he is not using the residence.

The Board will check into any assistance that might be available to help Cliff in the funding of the repairs on the property. All information found will be forwarded on to the homeowner.

**Krause, 30 Whitman Road - Discussion**

Nick Pauling came before the Board to discuss the upgrade plan for the above property. The homeowners are interested in adding a fifth bedroom to the existing home and know that if they proceed with their plans, they will have to put in a new five bedroom subsurface disposal system (SDS). The Board reviewed the proposed Presby system and discussed the issue of design rate with the engineer and homeowner. When the proposed area for the new SDS was tested the perc rates were 8, 9, 10 and 25 minutes per inch. Ira believes that the system should be designed for the largest number according to the Title 5 regulations. The engineer disagrees and has designed the system around the 10 minutes per inch rate. The Board reviewed the regulations and feel that the new system should be designed around the 25 minutes per inch.

### **Liquor License - Discussion**

The Selectman have asked for comments from the Board regarding their upcoming hearing of the Liquor licenses applications for the Harvard General Store and Harvard Plaza. There are some preexisting concerns regarding both properties.

The concern for the Harvard General Store is that with the addition of a liquor license would there be an increase in the number of employees. Also, the Board discussed the issue of the annual inspections and Title 5 report that were required by the Board in May to allow for the use of the third floor by the Harvard Press. A letter has been sent to the General Store asking for these reports.

Ira stated that the Harvard Plaza property has a bigger issue. He said that they have a permit to fix a failed system dated December 16, 2003 but the work has not been completed. We have no current Title 5 inspection of the property. Ira stated that he thinks we need to get the failed SDS question answered. Also, they have an outstanding Public Water Supply issue regarding arsenic in their water. Ira has contacted Paula Caron and is waiting on a reply to see if this issue has been cleared up.

The Board discussed the issues and Tom stated he would compose a letter for review by the members to be sent to the Selectman before the hearing on January 19, 2010.

### **Wheeler Realty Trust, 200 Ayer Road - Discussion**

Lou came before the board to review for the permit for lots lot 2 and 3. Ira, Lou, Nick and Lorin met in the Board of Health office earlier in the day to resolve the outstanding issues. Lorin stated that he feels confident that the areas in question in the review letter from Ira have been resolved but he would like the engineers to update the rest of the Board.

Lou updated the Board on what has been done since the last review letter. A major point of contention was the use of this proposed system as provisional or pilot. Lou stated that the person they have spoken to at DEP regards this as a provisional system and would grant approval but no formal letter stating this has been submitted to the Board or engineers. Ira stated that he would like to wait for the letter from DEP before approving the permit as provisional.

After a lengthy discussion regarding provisional and pilot for this proposed system, Tom Philippou made a motion to provisionally approve the provisional approval and that any modifications or changes from DEP will have to be included in the design . Lorin Johnson seconded. The vote 3-0 to approve.

### **Permits**

**Hadfield, 232 Massachusetts Avenue** – Single component replacement for existing dwelling. Installation of a Distribution box.

## **Minutes**

Tom Philippou made a motion to table the minutes of October 27, 2009, December 8, 2009, and December 22, 2009. Lorin Johson seconded. The vote was 3-0 to approve.

Lorin Johnson made a motion to adjourn the meeting at 8:40 pm. Jack Spero seconded. The vote was 3-0 to approve.

Respectfully submitted,

Shanna Large, Clerk