

**WATER & SEWER COMMISSION  
MEETING MINUTES  
DECEMBER 5, 2007  
7:30 PM**

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**Present:** John Meader, Chairman  
David Pepe  
Bryant Firmin

**Also**

**Present:** Kara Buzanoski, DPW Director

**NEW BUSINESS**

1. Consideration of minutes from the November 7, 2007 meeting.

Commissioner Firmin moved to approve the minutes from November 7, 2007 as amended. Commissioner Pepe seconded. The vote was unanimous in favor.

2. Meeting with David MacWell and Steve Murphy of Kelley Engineering Group re: sewer allocation for 40 Bearfoot Road.

Mr. MacWell was present to discuss an existing deed restriction on property located at 40 Bearfoot Road. The building is now owned by Peterson Spring. Their client is looking to purchase the property and Peterson Spring will continue to rent it. The problem is that there is a deed restriction of 5,000 gallons per day of sewer flow. Their client is requesting that be removed from the deed because with it, they are very limited. They are also looking to increase that amount to 25,000 gallons per day. They submitted a draft letter of agreement.

Mrs. Buzanoski stated that this request is a two-step process. The first step is to vote the release of the existing deed restriction, which is recorded. The second step is the request for flow increase, which if approved would be in the form of a letter of approval.

She added that removal of this same type of deed restriction was previously done for another property on Bearfoot Road. She stated that she had sent them copies for their review of the document that was used previously.

Mrs. Buzanoski asked what the time frame was. The response was that they would like to have this resolved as soon as possible, so as not to hold up the sale.

Mrs. Buzanoski asked the Commission if this request for removal of the deed restriction is acceptable could they agree in principal, with the actual document to be completed and reviewed by the respective attorneys.

Commissioner Pepe moved to approve the request to remove the deed restriction of 5,000 gallons per day of sewer flow on 40 Bearfoot Road. Commissioner Firmin seconded. The vote was unanimous in favor. The Commission agreed not to specify an exact amount for future usage, but stated that the property owners would have to come in to request additional sewer capacity when it was necessary. Since Peterson Spring is staying in the building, the sewer usage will not be changing now.

3. Review water bill disputes.

Ms. Deborah Aisenberg, 1 Halloway Lane - Ms. Aisenberg was present to make this request for reduction on her bill. She said this bill was extremely high and can't understand why. Mrs. Buzanoski said the meter top was replaced on October 24<sup>th</sup>. The reading on the bill is an actual reading. Current readings on the meter would indicate that the usage is back down to the previous average use. The Commission asked if there was any leaks or plumbing problems during the bill period. Ms. Aisenberg replied no. Because there were no demonstrated issues, the Commission was not in a position to make an adjustment on this bill.

Mr. & Mrs. Edward Praetorius, 39 Carriage Hill Road - The Commission reviewed the consumption history. Mrs. Buzanoski noted that the department had left cards to have the meter replaced for several billing cycles because the meter was slowing down and/or stopped. The bills have been estimated since the Oct 2005 bill. She noted that all bills must be disputed within 30 days of the receipt of the bill by the homeowner. When the meter was removed the usage on the meter was low. Because of this, current readings were taken and extrapolated out for the billing period, with no reduction for previous billing. The Commission agreed.

Mr. & Mrs. Vincent Quealy, Jr., 2 Agawam Drive - The Commission reviewed the consumption history and service slips for this account. Mrs. Buzanoski noted that the replaced usage on the meter change out had already been greatly reduced and readings have been taken on the new meter. They agreed that this bill would not be changed.

Ms. Carol Marino, 28 Greenland Circle - The Commission noted Mrs. Marino's issues with the basic charge for water and will be reviewing this charge prior to the conversion to quarterly bills.

4. Meeting with Kevin Giblin & Mike Roberts re: Avalon/Loop betterments.

Postponed.

5. Review of Groundwater Protection bylaw.

Discussion was tabled to a future meeting.

6. Review and execute contract amendment for Collins Road water main.

The contract amendment was tabled until the next meeting.

7. Review drainlayers' license request.

There were no requests.

8. Review correspondence.

The Commission reviewed correspondence.

### **OLD BUSINESS**

1. Review of Assabet River Consortium Study.

The public hearing was Thursday, November 15<sup>th</sup> in Marlborough.

2. Review of Lyman Street well project.

Mrs. Buzanoski stated construction of the building is completed. The next step is to install the gas service and begin work inside.

3. Supervisor's Report.

- Mrs. Buzanoski presented the recording document for the sewer betterments for the Pinehaven sewer project. The Commission executed the document.
- The water & sewer bills were due yesterday.
- Construction of the Avalon utilities have started on site.

**Next Meeting:** The next regular meeting is scheduled for January 9<sup>th</sup> at 7:30 pm.

**Adjourn:** At 9:00 pm, the meeting was adjourned.

Respectfully submitted,

Lynda LePoer  
DPW Administrative Assistant