



## TOWNSEND BOARD OF HEALTH

272 Main Street  
Townsend, Massachusetts 01469

***Christopher Nocella, Chairman***

***James Le'Cuyer, Vice-Chairman***

***Gavin Byars, Clerk***

Office (978) 597-1713  
8135

Fax (978) 597-

**September 13, 2021, at 9:00 a.m., EST  
Board of Health members and staff will meet in Meeting Room 2 at Memorial Hall**

### PRELIMINARIES

- 1.1 Roll Call
- 1.2 Additions or Deletions not anticipated 48 hours in advance
  - 1.2.1 3 Cedar Circle – upgrade
  - 1.2.2 169 Main St. – upgrade w/ local variance
  - 1.2.3 375 Main St. – upgrade w/ local variance
  - 1.2.4 3 Victory Ln. – upgrade
  - 1.2.5 West Nile Virus Update

### APPOINTMENT/HEARINGS

- 1.3 407 Main Street – Camper Discussion
- 1.4 CO-VID Update
- 1.5 Stable Regulations Update
- 1.6 96 Fitchburg Road – Manure Management Plan

### WORK SESSION

- 1.7 Invoices
- 1.8 2021 Landfill Third-Party Inspection (TPI) approval
- 1.9 Minutes of August 2021
- 1.10 Recycling Center Updates: Stan Dillis Site Plan Review, employee, and container update
- 1.11 Welcome to Planet Green – Free mail-in ink recycling service
- 1.12 Future Agenda Items
  - 1.12.1 Septic Regulations Update – Work Session in September
  - 1.12.2 Next meeting September 27th at 9:00 a.m., Memorial Hall

### ADJOURNMENT

## Board of Health Meeting Minutes September 13, 2021:

- 1.1 Meeting called to order at 9:04 am. Roll call all members present.
- 1.2 Additions/Deletions not anticipated within 48 hours in advance:
  - 1.7 3 Cedar Circle – Upgrade
  - 1.8 169 Main Street – Upgrade with Local Variance
  - 1.9 375 Main Street – Upgrade with Local Variance
  - 1.10 3 Victory Lane – upgrade
  - 1.11 West Nile Virus Update
  - 1.12 Legal Opinion Request Administrative Search Warrant
- 1.3 407 Main Street- Camper Discussion: Mr. Russell Moore, owner of 407 Main Street, appeared before the Board to discuss the letter he received stating he was not allowed to connect his camper to his septic sewer line. The Board explained to Mr. Moore they were concerned about the chemicals that a camper needs jeopardizing the life of his septic system. Mr. Moore explained his plumber gave him something that was actually good for his septic and he has it pumped annually. The Board asked how many bedrooms and what size tank are at his home. It was determined the septic system is for a 2-bedroom home and is approximately 20 years old. A MOTION was made by JL and 2<sup>nd</sup> by GB to continue the discussion to get more information about the property. Voting 3/0 MOTION carries.
- 1.4 COVID Update: As of September 9<sup>th</sup>, Townsend had 18 positive cases; followed by 9/2 with 24, 8/26 with 24, 8/19 with 22. Vaccinations were up 4-55 for 12–15-year old's but only up 2-3% for the 16+ age groups. The Town is currently 64% vaccinated with 1<sup>st</sup> dose and 59% for the 2<sup>nd</sup> dose. County numbers are 74% and 58%. Massachusetts is 72% and 67%. The Board asked for an update for a school bus at the schools. It was determined they required the 8-hour bus to remain at one location vs. 3 different schools. Town resident Sue Lisio requested these numbers be posted on the web site. A MOTION was made by GB and 2<sup>nd</sup> by JL to have the numbers posted weekly on the Townsend Board of Health website. Voting 3/0 MOTION carries. Ross Perry asked if Town Council has weighed in on employees wearing masks that are not vaccinated.
- 1.5 Stable Regulations Update: Gavin is preparing one working document. The Board moved this discussion to their next meeting for 9/27 at 9:30am.
- 1.6 96 Fitchburg Road Manure Management Update: Rick Metcalf informed the Board that the house has sold, and the new buyer has applied for two lots. He will be soil testing on September 27<sup>th</sup>.
- 1.7 3 Cedar Circle – Septic Upgrade: The septic has failed, and the upgrade requires no variances. A MOTION was made by JL and 2<sup>nd</sup> by GB to approve the septic upgrade for 3 Cedar Circle. Voting 3/0 MOTION carries.
- 1.8 169 main Street – Septic Upgrade with Local Variance: The failed system requires a local variance of regulation 12.9.4 all system shall be equipped with an effluent filter on the second compartment of a two-compartment tank. Request a variance since Presby environseptic does not recommend the use of an effluent filter. A MOTION was so moved by GB and 2<sup>nd</sup> by JL. Voting 3/0 MOTION carries.
- 1.9 375 Main Street – Upgrade with Local Variance: The failed system requires a local variance of regulation B-13 Leaching catch basin connected to a subsurface drain has a 50' offset requesting a variance as existing sold pipe has a 10' set back from soil absorption system. A MOTION was so moved by JL and 2<sup>nd</sup> by GB. Voting 3/0 All in favor.
- 1.10 3 Victory Lane – Septic Upgrade: The septic has failed, and the upgrade requires no variances. A MOTION was made by JL and 2<sup>nd</sup> by GB to approve the septic upgrade for 3 Victory Lane. Voting 3/0 MOTION carries.
- 1.11 West Nile Update: Carla Hitzenbuhler informed the Board that positive cases are in Massachusetts. The Board asked to keep the posted.

- 1.12 Administrative Search Warrant Request: Rick Metcalf asked the Board to get legal council opinion on obtaining an Administrative Search Warrant for an apartment at Country Estates that has been on-going with Chapter 160 code violations for years. A MOTION was made by CN and 2<sup>nd</sup> by JL to request legal opinion for the above noted matter. Voting 3/0 MOTION carries.
- 1.13 Invoices were signed and approved as submitted.
- 1.14 2021 Landfill Third Party Inspection Approval – Chairman Nocella signed the inspection reports to be forwarded to the local DEP office. Gavin Byars requested copies of the report.
- 1.15 Minutes of August were approved as submitted.
- 1.16 Recycling Center Updates: The Board did not have an update from Stan Dillis or Jim Le'Cuyer about their walk thru. The Selectmen are still working on the pay rate for the Attendant II position which remains unfilled. The new bulb and battery shed is on the way. The old container will be removed, and the clothing and new book bin will relocate to the paved area next to the Recycling Center garage door. This area in the future can be used for employee parking.
- 1.17 Welcome to Planet Green: The Board overwhelmingly supported the free program for Townsend residents to recycle their ink cartridges at home. They noted the importance of this now that so many people are working from home.
- 1.18 Future Agenda Items:
  - 1.18.1 Septic Regulations Update has been tabled at this time.
  - 1.18.2 Next meeting scheduled for October 15<sup>th</sup> at 9:30am.
- 1.19 A MOTION was made by GB and 2<sup>nd</sup> by JL to adjourn the meeting at 10:38am. Voting 3/0 MOTION carries.