

MEETING MINUTES
Approved
June 2, 2008
Town Hall, Groton, Massachusetts

Board of Health Members Present:

Jason Weber, Chairman; Robert Hanninen; Dr. Susan Horowitz

Others Present:

Ira Grossman, R.S.; Debra Butcher

Meeting Called to Order:

Chairman Weber called the meeting to order at 7:30pm.

Septic Permits Signed/Approved:

*Cherry Tree Lane, Lot A & Buildings 1-13; Landwest

The Board voted unanimously to approve the permits with the condition that the condominium documents are approved by Town Counsel and recorded prior to certification and occupancy. The Board signed the permits and allowed them to be released.

Bills Signed/Approved:

*E&R Cleaners (3 invoices @\$27.23 each)-\$81.69

*Groton Electric Light Department-\$176.07

*Groton Electric Light Department-\$37.01

*McDevitt Trucks-\$761.43

*Mobile Testing Services-\$100.00

*Roy Shepherd-\$5.92

*Verizon Wireless-\$33.46

*Custom Currier-\$82.28

Board of Health Reorganization

The Board congratulated Jason Weber on his successful re-election to the Board. Member Horowitz made a motion to elect Robert Hanninen as Chairman which Mr. Hanninen accepted graciously. The motion was seconded by Jason Weber and carried unanimously.

15 Dorothy Place Present: Stephen Smith, owner

The discussion was continued from May 5, 2008 in order that Mr. Smith would research if Dorothy Place was a private or public road.

Mr. Smith provided a letter of opinion from his attorney, Sherrill Gould to the record. He said that Attorney Gould researched the title through records at the Registry of Deeds, Town of Groton's Town Clerk's office and the Highway Department and it was determined that Dorothy Place is a private way and that the owner of the lots abutting either side of Dorothy Place has legal rights to cross the way with water or sewer lines.

Discussion followed concerning the well. Mr. Smith said that one well serviced two properties – 12 & 15.

Member Hanninen questioned whether it was Mr. Smith's intention to improve the sewage disposal system. Mr. Smith stated "yes" because the current system was in failure.

Member Horowitz questioned whether the road was being plowed by the Highway Department. Mr. Smith stated "yes". Member Hanninen said that there may be unintended consequences for owners on Dorothy Place since the road has been determined that it was private.

Health Agent Ira Grossman recommended that the situation remain as is. Member Horowitz stated that the Board must do whatever is necessary to protect the town and the properties should be tied into municipal water.

Mr. Grossman stated that conditions could be placed on the sewage disposal permit and property deed concerning the well. Mr. Grossman reported that testing was conducted out of season and asked whether the Board wanted the applicant to have a public hearing. Member Hanninen stated "yes" so abutters would be notified.

The Board requested that the applicant schedule a public hearing and notify abutters. The Board voted unanimously that Ms. Butcher send a letter to abutters notifying them there may be consequences about the future maintenance of the road and copy Tom Delaney and the Selectmen on the notice.

Rocky Hill-Cardinal Lane, Lots 13-16 Present: Robert Collins, Esq.; David Moulton

Member Horowitz disclosed that both the Collins' family and Moulton family were clients of hers.

Attorney Collins stated that Lots 13-16 were part of a common septic system and a permit is pending which will be the first of four common systems to service the development. Mr. Collins stated that he was present to gain support and approval from the Board so the application could move forward to the MassDEP.

Mr. Grossman stated that procedurally, the applicant must obtain a letter of approval from the local approving authority for a shared system prior to submittal to the State. He stated that from an engineering standpoint, he had no concerns with the design.

Member Horowitz made a motion to approve the use of a shared system for Lots 13-16 on Cardinal Lane. The motion was seconded by Member Hanninen and approved unanimously.

Recycling Committee – Paint Collection Present: Tessa David

Ms. David reported that a survey was presented to residents and fewer people than normal responded. The Board recommended expanding the survey circulation to electric bills and tax bills.

OTHER BUSINESS

MEMA Contact Information

Chairman Hanninen will act as the contact person for the Board of Health.

HEALTH AGENT UPDATE

366 Lost Lake Drive

Mr. Grossman reported that Mr. Johnson's attorney worked out an agreement with Town Counsel which Mr. Johnson signed today in court. Mr. Johnson acknowledged that he was not in compliance with the town's stipulations and agreed to remove all rubbish and refuse from the property within 30 days.

Member Horowitz questioned who makes the determination on which is "rubbish". Mr. Grossman stated that he talked with Mr. Johnson and, if necessary, will personally "hold his Hand" during the process of determining the difference of what is trash.

Member Horowitz suggested that Mr. Grossman be present when a dumpster arrives at the property. Mr. Grossman stated he would and keep the Board updated on the status.

124 Mill Street

Mr. Grossman reported that Mr. Truax has taken down the structure and has stacked the shingles. Mr. Truax informed Mr. Grossman that he wants to rebuild the structure outside the required 100 foot buffer zone and with the proper building permits.

The meeting adjourned at 9:00pm.

GROTON BOARD OF HEALTH

Robert Hanninen, Chairman

Dr. Susan Horowitz

Jason Weber

Respectfully Submitted,
Debra A. Butcher