



TOWN OF GROTON
Board of Health
173 Main Street
Groton, MA 01450

BOARD OF HEALTH
Robert J. Fleischer, Chairman
Susan Horowitz, Member
Jason Weber, Member

MINUTES

Date: Monday, August 7, 2017
Time: 7:00 PM
Location: 2nd Floor Meeting Room, Town Hall, Groton
Members Present: Robert Fleischer, Chairman; Jason Weber, Member;
Dr. Susan Horowitz, Member
Others Present: Ira Grossman, Nashoba Associated Board of Health Agent

Chairman Fleischer called the meeting to order at 7:00 p.m.

MINUTES

The Board reviewed the minutes dated July 17, 2017. Dr. Horowitz moved to accept the minutes dated July 17, 2017, as corrected.

Mr. Weber seconded and the motion carried. 3.0.

The Board reviewed and signed invoice and permits.

25 FIR ROAD – SDS Variance Request

At 7:15 p.m., Kevin Ritchie presented on behalf of the Estate of Eileen Simmons. Mr. Ritchie presented the proposed plan to the Board and requested the following variance:

Groton Board of Health Regulation 315-5.G to reduce the requisite offset from a leaching area to a property line from 20 feet to 13 feet.

Mr. Weber moved to accept the variance as listed above subject to the BOH Standard Conditions below.

Groton Board of Health Standard Conditions:

1. The applicant must submit any proposed change in the above referenced plans to the Board of Health for its review and approval before the change is implemented.

2. The applicant is responsible for obtaining any other permits (including but not limited to) those required by the Board of Selectmen, Conservation Commission, Building Inspector, DPW Director, Planning Board, Stormwater Advisory Committee, and Zoning Board of Appeals.
3. Any construction (or related activity) within 100 ft. of a wetland or resource protection area requires approval of the Groton Conservation Commission.
4. It is the applicant's responsibility to ensure that the contents of this approval are made known to all contractors who perform work at this site.
5. It is the applicant's responsibility to contact Dig Safe prior to the commencement of any work at the site.
6. Compliance with Title 5 shall be within 2 years from the date of the sewage disposal system failure unless otherwise ordered to "upgrade" at a sooner date. The applicant must comply with the requirements of Title 5 for a "failed" system pursuant to section 15.305.
7. Any change in use or increased sewage flow is not to be made without prior approval of the Board of Health and any other applicable Board or Commission.
8. The existing 3-bedroom house is to remain a 3-bedroom house with no increase in the number of bedrooms, unless expansion plans are reviewed and approved by the Groton Board of Health.
9. Any changes in the room layout, number of rooms, expansion or modifications shall be reviewed for approval by the Groton Board of Health.
10. This variance shall not be in effect until a certified copy of a Notice of Decision is recorded at the Middlesex South Registry of Deeds. Evidence of such recording shall be submitted to the Board of Health by the applicant.

Dr. Horowitz seconded and the motion carried. 3:0.

32-34 MCCARTHY DRIVE – SDS Variance Request

Kevin Ritchie presented on behalf of the homeowner, Glen F. Polley. Mr. Ritchie presented the proposed plan to the Board and requested the following variances:

1. Groton Board of Health Regulation 315-1.B to allow an upgrade design in a class I soil with observation holes conducted out of season.
2. Groton Board of Health Regulation 315-5.A to reduce the requisite offset from a leaching area to a wetland from 100 feet to 55 feet.
3. Groton Board of Health Regulation 315-5.G to reduce the requisite offset from a leaching area to a property line from 20 feet to 16 feet.

Mr. Weber moved to accept the variances subject to the BOH Standard Conditions listed below.

Groton Board of Health Standard Conditions:

1. The applicant must submit any proposed change in the above referenced plans to the Board of Health for its review and approval before the change is implemented.

2. The applicant is responsible for obtaining any other permits (including but not limited to) those required by the Board of Selectmen, Conservation Commission, Building Inspector, DPW Director, Planning Board, Stormwater Advisory Committee, and Zoning Board of Appeals.
3. Any construction (or related activity) within 100 ft. of a wetland or resource protection area requires approval of the Groton Conservation Commission.
4. It is the applicant's responsibility to ensure that the contents of this approval are made known to all contractors who perform work at this site.
5. It is the applicant's responsibility to contact Dig Safe prior to the commencement of any work at the site.
6. Compliance with Title 5 shall be within 2 years from the date of the sewage disposal system failure unless otherwise ordered to "upgrade" at a sooner date. The applicant must comply with the requirements of Title 5 for a "failed" system pursuant to section 15.305.
7. Any change in use or increased sewage flow is not to be made without prior approval of the Board of Health and any other applicable Board or Commission.
8. The existing 4-bedroom total duplex house is to remain a 4-bedroom total duplex house with no increase in the number of bedrooms, unless expansion plans are reviewed and approved by the Groton Board of Health.
9. Any changes in the room layout, number of rooms, expansion or modifications shall be reviewed for approval by the Groton Board of Health.
10. This variance shall not be in effect until a certified copy of a Notice of Decision is recorded at the Middlesex South Registry of Deeds. Evidence of such recording shall be submitted to the Board of Health by the applicant.

Dr. Horowitz seconded and the motion carried. 3:0.

62 FAIRWAY ROAD – SDS Variance Request

Neil Gorman presented on behalf of the homeowners, Timothy Leonard & Ann Rothberg. Mr. Gorman presented the proposed plan to the Board and requested the following variances:

Groton Board of Health Regulations:

1. 315-1.E – There must be a minimum of five feet of pervious material between the bottom of the leaching facility and the groundwater elevation and/or any impervious layer. Proposed: an offset of three feet is proposed utilizing the Presby Enviro-Septic System, in accordance with the DEP Remedial Use Approval.
2. 615-5.I – A minimum of 15 feet must be available between the edge of a soil absorption system and an adjacent side slope, measured from the top of the pea stone elevation in the soil absorption system. The finished side slope is not to be steeper than 3:1
3. (Horizontal-Vertical). Walls and impervious barriers are not allowed to adjust side slope requirement and offset. Proposed: an impervious polyethylene barrier is proposed 16

feet (to southeast of system) and 33 feet (to southwest of system) to reduce the breakout grading from extending to the nearest property lines.

Dr. Horowitz moved to accept the variances subject to the BOH Standard Conditions listed below.

Groton Board of Health Standard Conditions:

1. The applicant must submit any proposed change in the above referenced plans to the Board of Health for its review and approval before the change is implemented.
2. The applicant is responsible for obtaining any other permits (including but not limited to) those required by the Board of Selectmen, Conservation Commission, Building Inspector, DPW Director, Planning Board, Stormwater Advisory Committee, and Zoning Board of Appeals.
3. Any construction (or related activity) within 100 ft. of a wetland or resource protection area requires approval of the Groton Conservation Commission.
4. It is the applicant's responsibility to ensure that the contents of this approval are made known to all contractors who perform work at this site.
5. It is the applicant's responsibility to contact Dig Safe prior to the commencement of any work at the site.
6. Compliance with Title 5 shall be within 2 years from the date of the sewage disposal system failure unless otherwise ordered to "upgrade" at a sooner date. The applicant must comply with the requirements of Title 5 for a "failed" system pursuant to section 15.305.
7. Any change in use or increased sewage flow is not to be made without prior approval of the Board of Health and any other applicable Board or Commission.
8. The existing 3-bedroom house is to remain a 3-bedroom house with no increase in the number of bedrooms, unless expansion plans are reviewed and approved by the Groton Board of Health.
9. Any changes in the room layout, number of rooms, expansion or modifications shall be reviewed for approval by the Groton Board of Health.
10. This variance shall not be in effect until a certified copy of a Notice of Decision is recorded at the Middlesex South Registry of Deeds. Evidence of such recording shall be submitted to the Board of Health by the applicant.

Mr. Weber seconded and the motion carried. 3:0.

Respectfully submitted by Robin Eibye, Executive Assistant.

APPROVED: SEPTEMBER 18, 2017
