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12/17/2019

## Town of Carver, Board of Health

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Posted in accordance with the Provisions of M.G.L. Chapter 30A, Section 20B

Board of Health meeting minutes for November 19, 2019, Carver Town Hall, Meeting Room 3

Attendees: Arthur Borden, Chairman; Eric Mueller, Member; Barry Callis, Member

Also Present: Kevin Forgue, Health Agent

Absent:

Meeting called to order, by Mr. Borden, at 5:00 PM

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### Public Hearings:

No Public Hearings scheduled.

### Discussion:

- 201A Tremont Street – GAF Engineering to discuss septic system upgrade –

Mr. Forgue – I knew this had a lot going on so I wanted to make sure that it came before the full Board.  
GAF - Bob Rogers. This is Danny Warrens property on Sampson's Pond. A perc test was done last Friday. There are two existing homes on the property. When Mr. Warren purchased the property, he intended on renovating both homes. We have some challenges. We would like to share the well. Mr. Warren is working with Bob Francis on building issues. We are looking at a public hearing when we get to that point. Mr. Mueller – Has it been unoccupied for a while? Mr. Rogers – My understanding is that the house that was built in 2001 was occupied. Mr. Forgue – They have both been unoccupied for a while; at least 5 years for the newer house and maybe 15 years for the older house. There has been a lot of vandalism. Mr. Mueller – It's strange that they allowed both properties on one lot in 2001. Mr. Rogers – At that time, it was two lots. Mr. Mueller – Is there any information on the current well? Mr. Rogers – I don't have any information. I

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don't know when the last test was. Mr. Mueller – Is this deeded as one lot now? Mr. Rogers – There are two separate parcels on the deed; it has been that way for at least the last three owners. Mr. Forgue – They did find the old cesspool; it was near the test pit. Mr. Forgue – If there are 2 separate parcels, would there be easements? Mr. Borden – I would think that would be the case or it could be combined into one parcel. Then it wouldn't be able to be subdivided again. Mr. Forgue – Then there would be two dwelling on one property; would that cause zoning issues? Mr. Rogers – We were going to let the owners lawyer work that out with Mr. Francis. The shed was, I believe, considered a cottage at one time. Mr. Mueller – The garage was eliminated. My concern is the well; it will need a pump test. There are 5 bedrooms and we have to make sure it can handle it. Mr. Borden - There will need to be an easement around the septic if it's not combined into one lot. Mr. Forgue – Would you want a probability test as well? Mr. Borden – Yes. Mr. Rogers – We can do that part of it and work with the building inspector as well. A copy of the plan was left with Mr. Forgue.

- Informal discussion – O Nel Bonney Way

Jamie Bissonnette and Mr. Serkey –

Mr. Bissonnette – This is a vacant lot; he is looking to construct a house. The wetlands were delineated; boundaries, etc. What you have is the best configuration. We can't meet the set back from the town but can meet the state requirements. We really have no other options and are seeking a variance. Mr. Callis – What is the proposed square footage of the home? Mr. Bissonnette – 24' X 36'. Mr. Forgue – The leeching field meets town requirements. Mr. Bissonnette – We expect good soils. At the wetlands we would expect a large separation of ground water which is a very positive thing. Mr. Mueller – The existing well? Mr. Bissonnette indicated the location of placement on the plan. Mr. Bissonnette – The variance is for a house across the street. Mr. Serkey – This lot was created by a plan that was endorsed by the Planning Board in 1976. Mr. Forgue – The latest regulation that I could find was 1996; it was updated in 2001 with additional regulations. I believe that the 150' separation was put in around 1996; after the creation of the subdivision. Mr. Mueller – Septic designed yet? Mr. Bissonnette – No, we wanted to make sure this Board was okay with the plan.

Audience comments/questions:

Mr. Forand, 20 Brook Street – The variance is for the well across the street? Mr. Bissonnette – That is correct. The commission would probably want it in the upper corner (farthest from the wetlands) but we follow title 5. Mr. Borden – I would like to see the distance maximized. Mr. Bissonnette – It will be a drilled, deep well. Mr. Bissonnette – We would like to propose an infiltrator system. There have been regulation changes with pipe length. Mr. Mueller – How many bedrooms? Mr. Bissonnette – We are proposing three bedrooms. Mr. Mueller – That would work. Mr. Forgue – I can run this information by the Conservation Commission and

where we are at. Mr. Bassonnette asked Mr. Forand what his concern is for which he stated the wetlands area. Mr. Bissonnette – We will definitely include some drains for that.

- Email from Carver Agricultural Commission regarding Animal Regulations –

Joe Minsk was at one of our recent meetings. He asked for our current animal regulations, which I provided to him. Mr. Forge distributed Mr. Minsk's email response.

Mr. Mueller – So he comes out and remediates? Mr. Forge – Yes and will advise us on what we need to do. It was noted that Mr. Minsk visited Gail Nauen's property.

#### Audience Comment/Questions:

Ms. Nauen – I have not heard a rooster in 6 weeks. Mr. Forand – Joe does a great job; he deals with issues individually and respectfully. Plymouth has eliminated all poultry that create any noise heard within 25 feet of property line. Ms. Nauen – I don't know what happened to the last rooster. It's nice to be able to sleep. The letter states he doesn't want to get into additional legislation, but instead, handle it on a case by case? Mr. Forge – Yes, I will send an email to him on behalf of this Board.

- Nuisance Regulations – First Draft

Mr. Forge distributed the draft of the regulation to the Board. Mr. Forge - I used the original proposal from last year and added some info from a news articles and by-Law from Southbridge, Hamilton and Framingham. Mr. Mueller – Any input from the fire department? Mr. Forge – No, I wanted it to come to you first. You can look at it and email me any suggestions. I will forward to Town Counsel and he will advise us. At some point, it would be prudent to get some sort of review from the Board of Selectmen. Mr. Callis – Would a hearing be in order? Mr. Forge – Yes, Town Counsel will advise us on this.

- Septic regulations were distributed to the Board

Mr. Forge - I have added a couple of things (additional regulations on page 3). These were all things discussed at previous meetings. If these are on the website, we won't run into issues later on. Some towns do everything by policy; I would prefer they are all documented regulations. Mr. Mueller – Port O Potty companies should have to be licensed in Town in order to do business here. We should have a list of companies.

- End of EEE Season – Plan for next year

Mr. Forgue – I don't think there is anything more right now. As we get closer to next season, we can discuss how we are going to handle it. Mr. Mueller – Maybe we can get a direct contact with Plymouth County Mosquito Control on South Meadow. There are a couple of Carver residents that work there. Mr. Forgue – Yes, I can do that? Mr. Mueller – Are they still doing tablets? Mr. Borden – There were some issues that stopped it a couple of years ago. I would like to know why adjacent towns were not as concerned. I have a problem when our kids are going to the next town to practice just because they didn't have a curfew as early as ours. It's not only the players, but also families and friends that come to watch. Mr. Callis – Is there any way to coordinate with other towns? Mr. Forgue – I think we should make our own decisions. Mr. Borden – It would be worth reaching out to adjacent towns. Mr. Mueller – Maybe get the information onto the website. People just don't have the information about how serious it is; there is no cure. I think if we establish a direct relationship with Plymouth County Mosquito Control, we will be able to act quicker. Maybe put their information on the website and include a definition of the different severity levels (critical, etc.) so that people are more informed. Mr. Forgue – I can put the weekly report on line.

#### **Other Business:**

#### **Minutes – October 22, 2019**

*Motion to approve the meeting minutes for October 22, 2019, as written: Mr. Borden*

*Second: Mr. Callis*

*Approved: 2-0-1 (Mr. Mueller)*

#### **Correspondence:**

#### **Next meeting date:**

Our next meeting will be Tuesday, December 17, 2019 at 5:00 P.M.□

#### **Adjournment –**

*Motion to adjourn at 6:02 PM: Mr. Mueller*

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*Second: Mr. Callis*  
*Approved: ☐ Unanimous*