

Approved  
8/25/2020

## 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 July 21, 2020, Carver Town Hall, Meeting Room 4

Attendees: Arthur Borden, Chairman; Eric Mueller, Member (5:10); 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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### Continued Public Hearings:

1. On the application of Bryan Devine, requesting the following variances associated with a septic system upgrade at 40A West Street, on a 7,985 sq. feet lot, Map 74, Lot 2-0-R, pursuant to the 310 CMR 15.405 local upgrade approval.
  - a. Allow the proposed SAS to be 70 feet from the westerly well instead of the 100 feet required at 42 West Street.
  - b. Allow the proposed SAS to be 60 feet from the locus well instead of the 100 feet required.
  - c. Allow the proposed SAS to be 51 feet from the easterly well instead of the 100 feet required at 38 West Street.
  - d. Allow the proposed SAS to be 54 feet from the southerly well instead of the 100 feet required at 40B West Street.
  - e. To allow a 4.25 feet groundwater separation instead of the 5 feet required.

Mr. Webby – When we were here last month, it was suggested that we move septic closer to the existing dwelling. Now just 50' from well on locus with adjustments to neighboring wells. Mr. Forgue did get the water sampling. Mr. Borden – This was revised down to 2-bedroom. Mr. Webby – Yes and we noted the 2-bedroom deed restriction. No additional questions from the board.

Mr. Janson, 42 West Street – Water test results? Mr. Forgue – I have them. Mr. Janson - You brought it closer to my well. How much closer? Mr. Webby – It is now 61' down from 70'. Mr. Janson - Is this a raised system? Mr. Webby – No, it is gravity. Mr. Janson – The depth over the aquifer is the same? Mr. Forgue – That did not change. They shrunk the system which reduces the amount of septic waste that can be introduced into the system. They can now only have 220 gals/day. Mr. Janson – How is that monitored? Mr. Forgue – There is a formal deed restriction that is recorded with the Registry of Deeds. This is based off of the number of bedrooms. Mr. Janson – By bringing it closer to me, how much did you move it away from 40B? Mr. Forgue – Originally 54' now it is 60'. The locus well was 60' now 50'; 38 West went from 51' to 59'. Mr. Mueller was informed on changes. A copy of water tests was distributed to those abutters in attendance.

*Motion to approve, subject to a 2 bedroom deed restriction recorded at the Registry of Deeds: Mr. Borden*

*Second: Mr. Mueller*

*Approved: Unanimous (3-0)*

2. 0 Nel Bonney Road (Get from last month minutes)

Jamie Bissonnette – We were asked to speak with the neighbor, building inspector, sleeve a pipe. We have done it all. The Building inspector asked us to relocate driveway to Nel Bonney side. I spoke with the neighbors and their engineers. Our septic should be about 101 feet from their well. The other side will be a concern as it will be less than 100'. There is another place that will be good and will meet the 100'. Their engineer will have to survey to confirm that.

Ms. Lockhead, 19 Brook Street - How many feet is that from our existing well? Mr. Bissonnette - about 105'

*Motion to approve the plan as written: Mr. Mueller*

*Second: Mr. Callis*

*Approved: Unanimous (3-0)*

**Public Hearings:**

- 1) On the application of Jennifer Drew requesting the following variances associated with a septic system upgrade at 9 Pine Way on a 5000 sq. feet lot, Map 62 Lot 233, pursuant to 310 CMR 15.405 Local Upgrade Approval;

- a) Allow the proposed SAS to be 63 feet from the westerly well instead of 100 feet required at 11 Pine Way
- b) Allow the proposed SAS to be 78 feet from the locus well instead of 100 feet required.
- c) Allow the proposed SAS to be 61 feet from the easterly well instead of the 100 feet required at 7 Pine Way.

Mr. Webby – This is a tight lot down at Crystal Lake. 11 Pine Way recently had their septic redone and we mimicked that. This is a 2 bedroom system and we are asking for a 2 bedroom deed restriction.

Mr. Chaharyn, 11 Pine Way – There is a 60' pine tree that is concerning for the root system. This could hurt the tree and cause it to fall onto my property. Abutter showed the Board where the pine is located. Mr. Forgue – Pine trees have 4 major roots. They do spread; you could potentially destroy one root and not destroy the tree. I have seen a lot of septic systems built around pine trees without issue. Mr. Webby – I wouldn't mind putting the D-Box on the other side. The Board is okay with that. Mr. Webby – We will flip the tank.

*Motion to approve the plan, with the modification of flipping the tank and feeding the other side and a 2 bedroom deed restriction: Mr. Mueller*  
*Second: Mr. Callis*

**Discussion:**

*Approved: Unanimous (3-0)*

- 2) On the application of Norman Toabe requesting the following variance associated with a septic system upgrade at 67 Crystal Lake Drive on a 4750 sq. feet lot, Map 62 Lot 36, pursuant to 310 CMR 15.405 Local Upgrade Approval;

- a) Allow a reduction on the required setback between the proposed leaching system and the existing property line from 10 feet to 6 feet
- b) Allow a reduction of the required setback between the proposed leaching system and cellar wall from 20 feet to 5 feet
- c) Allow a reduction in the required setback from the proposed leaching system to the existing well at 63 Crystal Lake Dr. from 100 feet to 59 feet
- d) Allow a reduction of the required setback from the proposed leaching system to the existing well at 64 Crystal Lake Dr. from 100 feet to 74 feet
- e) Allow a reduction of the required setback from the proposed leaching system to the existing well at 66 Crystal Lake Drive from 100 feet to 64 feet.

- f) Allow a reduction of the required setback between the proposed septic tank to the existing property line from 10 feet to 5 feet.
- g) Allow a reduction of the required setback between the proposed leaching system and the bordering vegetated wetland from 50 feet to 37 feet.

Jason Youngquist, Engineer – #65 and #67 share a well across the street. We have a little more room than usual, but it will require variances. The lot on the other side of us is the beach lot.

*Motion to approve the plan as written, with a 2 bedroom deed restriction: Mr. Mueller  
Second: Mr. Callis*

Discussion:

*Approved: Unanimous (3-0)*

#### **Discussion:**

- Covid-19 Update –

Mr. Forgue – There is not much to update; there has been no new guidance. I am sitting in on the reopening committees for the school. They are getting guidance from DESE, CDC, Mass Teachers Association. We have had a couple of meetings; I have been assigned to Facilities. The guidance allows a reduction from 6' to 3' distancing. Based on what I have been told, they would be able to fit 20 students in class and be able to provide 5' of distancing. They need to still see what the day would look like. They are trying to have the teachers rotate instead of the students. At the elementary school, there was a suggestion to teach the kids how to clean but I don't feel that would work well. They are looking to have a final plan in place by the end of August; which I feel is a little late. I believe they will be working toward the hybrid school week. They will need to reevaluate by January 1. Mr. Callis – Who approves the final plan? Mr. Forgue – It has to go back through DESE who will approve it. I would like to see adjacent towns work together to come up with a common plan. The union is asking questions as part of their bargaining.

- EEE Update/Planning –

Mr. Forgue – Nothing new since the notice of moderate risk (Northeast quadrant of Carver). I had signs made up to post. Mr. Mueller – How often do they test? Mr. Borden – They only update the map once per week. Mr. Forgue – I believe they test every day. Mr. Forgue – We will post signs once it's elevated to high risk (dusk to dawn)

- Staffing

Mr. Forgue – Michelle, Debbie and Jill are back to their normal hours. Debbie is on vacation right now and Jill is still home due to being out of state and self-quarantining.

#### **Other Business:**

#### **Minutes – June 16, 2020.**

It was noted that Michael Milanoski was listed as in attendance incorrectly.


*Motion to approve the meeting minutes for June 16, 2020, as amended: Mr. Callis  
Second: Mr. Mueller*

*Discussion:*

*Approved: Unanimous (3-0)*

**Correspondence:**

**Next meeting date:**

Our next meeting will be Tuesday, August 25, 2020 at 5:00 P.M. 

**Adjournment –**

*Motion to adjourn at 5:55 PM: Mr. Mueller*

*Second: Mr. Callis*

*Approved: Unanimous (3-0)*