



*approved  
7/21/2020*

## 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 June 16, 2020, Carver Town Hall, Meeting Room 4

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 5:02 PM

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### 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. ft. 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.

Joe Webby, Engineer – This is a septic upgrade. There are three abutters affected. We have a 7900 sq. ft. lot. Cesspool is in the back. Balancing out where the leaching field will go. Mr. Callis – Are there any outbuildings? Mr. Webby – Not right now but he is planning on putting up a shed.

Grady Amaral, 38 West St., - I haven't seen the plans yet. Is this just going in as a leaching field? Mr. Webby - This is a septic system for a 3 bedroom minimum. Mr. Amaral - Why can it come down to 50'. Mr. Mueller - We like to see 100' but can go down to 50'. Mr. Borden - We have some latitude with wells that are at least 50' that will help compliancy. Mr. Amaral - No treatment before or raising it to 5', adding fill? I've seen houses with mounds in front of them. Mr. Borden - Under this section, we are able to grant a variance. Mr. - Most are cesspools there now. This system is significantly more above than what is there now. Mr. Amaral - This has only been 2 bedroom for as long as I've been there (50 years). Mr. Forgue - I would suggest that you check what it is assessed for. The Board looks at these designs by the assessors listing. If it is only listed as 2 bedroom, we would apply a deed restriction and require it stay that. Mr. Webby - Title 5 requires certain amounts. If the board wants us to cut it down to 220, it will require another variance. Mr. Amaral - It is definitely a 2 bedroom home. We used to own it years ago. Mrs. Amaral presented the field card to the Board. Mr. Forgue - It does say 2 bedroom home. I would suggest that the system be resized with a deed restriction for 2 bedroom home. Mr. Mueller - That will give some distance to the well. Mr. Webby - We will pick up lateral distance.

Donald Janson, 42 West Street - Is this an aquifer zone? Does the map show the flow in the Crystal Lake area? Mr. Forgue retrieved the map for review by the board and abutters. Mr. Mueller - Right now there is no treatment. Mr. Mansfield, 40B West Street - My biggest concern is water flowing to me. Mr. Mueller - Mr. Webby is an engineer and knows the design and how it performs. When title V began, cesspools were everywhere. Mr. Janson - Why can't it be raised? Mr. Mueller - It's all about keeping it level. He's asking for 9". Mr. Mueller - We will have to do a 2 bedroom deed restriction. Mr. Webby - We can cut it down to 220 if you want. Mr. Forgue - Balancing all of the distances will be the best alternative. Mr. Webby - That will require a couple more variances. Mr. Mueller - Is it a full foundation? Mr. Webby - Not full, we would have to wrap it. Mr. Janson - My concern is direction of flow. I feel that he is just going to flip this house and move on. Mr. Amaral - We have to address it now while we can. What about a Tight Tank? Mr. Mueller - The state won't allow it if a conventional system will fit. Mr. Borden - We can't control the usage but we can put a deed restriction for the 2 bedroom. Mr. Forgue - The deed restriction runs with the land. If it's sold, it stays. Mr. Borden - Would you be amenable to allowing water testing by Mr. Webby. This will establish a base line of what is there. You should test your well water every year. If there is a problem down the road, we will come back and take a look. Mr. Mueller - We will have a paper trail. We would trace it back. All 3 abutters are okay with providing a sample. Mr. Webby will check with his client and coordinate this. The cost is about \$250.

*Motion to continue to July 21, 2020 at 5:00 PM: Mr. Mueller*

*Second: Mr. Callis*

*Approved: Unanimous (3-0)*

2. On the application of JLK Realty Development requesting the following variances to the Town of Carver local regulations associated with the sewage disposal design for new single family house construction at 0 Nel Bonney Road.
  - a. A waiver that requires a minimum leaching area of 750sq. ft. of leaching area for up to and including a 4-bedroom home. A 680 SF SAS with 503 GPD capacity is proposed.
  - b. A waiver from the regulation that requires 150 feet from a private water supply well. A reduction from 150 feet to 100 feet is requested to the well at 19 Brook Street.
  - c. A reduction from 50 feet to 5 feet to allow the placement of the proposed water supply well to the existing drainage easement.

Jamie Bissonnette – Engineer

In January, I met informally with this Board. At the time, the Board said they were in favor of the waivers but need to go through Conservation. We did that and are here now with a definitive plan. These waivers are local carver waivers. We meet the Title V minimums. The leaching field is close to meeting requirements but is larger than needed for a 3 bedroom home. We put the system as far as possible from the abutters well. Mr. Mueller – Will the service be sleeved? Mr. Bissonnette – If the Board would like it to be, we can do that. Mr. Mueller – You should add a clean out after the driveway at the bend. Mr. Bissonnette – We can add one on each end. Mr. Borden – Front yard setbacks? Mr. Forgue – I believe the setback is only on 1 street, this is a corner lot. You should check with Bob. Mr. Bissonnette – We may need to revisit the grading and change the driveway. Mr. Borden – I would like to resolve the setback issue before approving.

Abutters

Christine Lockhead, 19 Brook Street – My main concern is over contamination. This will be undersized for the home that will be built there. I am downhill from that property and am concerned over water flow. We inherited our property and are now doing our septic. We are concerned if anything here will affect our approved plan. Mr. Mueller – The design does meet the states minimum. Mr. Forgue – I have a perc test that was done in 2018 on your property but that's all I have in your file. I would need the plan to answer your questions on that. Ms. Lockhead – The plan includes moving the septic. We did have to fire our engineer. Mr. Motte showed the Board where his new septic would be located. Mr. Forgue – Mr. Bissonnette needs a copy of their plan.

*Motion to continue the public hearing to July 21, 2020 at 5:00 PM: Mr. Mueller*

*Second: Mr. Callis*

*Approved: Unanimous (3-0)*

## Discussion:

- Carver Old Home Day -

Ms. Elizabeth Hubert - Carver Old Home Day/Road Race/Parade/Crafters – We have met to discuss the event. We will be over 1000 people as well as serving 400-500 people. If everything goes perfectly, we could hit phase 4 by 7/20/2020. After a lot of discussion, we have decided no food could be served. If we can't have it as it usually is, we would probably cancel. Maybe do a commemorative t-shirt with a drive through pickup.

Mr. Callis - Where would the pick-up be? Ms. Hubert - Maybe a table with scheduled pick up. Mr. Forgue – I don't have a problem with a drive through for the t-shirts.

- Covid-19 Update –

Mr. Forgue –

- We opened up the Town Hall yesterday. Things went smoothly.
- Town restaurants will be receiving permission for outside dining from the selectmen. They will be discussing the liquor licenses that they hold. The Select Board will be approving them but they will be subject to final approval from the Board of Health. I did state that we will need a final layout. Something that came out in my email was tabaco control. I suggested that the approval be conditioned with no smoking in these areas. Mr. Callis – What procedure do we need to put in place? Mr. Forgue – I will do that. There are only 3 locations. Mr. Borden – Have we determined the qty of people allowed in public meetings. Mr. Forgue – I have done some analysis to help define the number of people allowed based on guidelines. This room will allow for 17 in the audience as well as the board members (The Chair will be responsible to make sure seating is spaced appropriately.)

- EEE Update/Planning –

Mr. Forgue –

I will be keeping track of risk levels and follow up on a procedure to get the fields sprayed as often as they can be. I will pass that information along to the Recreation Department. Mr. Borden – It caught us by surprise last year; we are more prepared this year. We will also provide a dusk to dawn schedule.

Mrs. Ross and Ms. Slavin – We are here to coordinate communication. We can't find out on Social Media, this year. I know that baseball is already taking precautions. Football is supposed to start in August. The Rec Department runs the fields for use. Our goal is for them to be open all the time. Our first Rec Program is beginning. We will be using Forest Street; 2 teachers from Carver will be doing yoga classes and following distancing guidelines. All mats will be staggered and 6 feet apart. We are purchasing signs from Signs by Design. Mrs. Ross – Basically saying that this is a Recreation Department event and they will be following all guidelines. Ms. Slavin – We want to start doing as much as we can. Mr. Forgue – When there is reporting from Mosquito control, I can forward it to you. We have been told that in the cycle that mosquitos have gone through in the past, the second year is usually worse than the first. Ms. Slavin – Does the Recreation Department organize spraying. Mr. Forgue – Town properties can be coordinated through the Town Hall. I will take your information and talk to mosquito control. Mrs. Ross – Frequency will be important as well. Mr. Forgue – I know they are hopeful to be more proactive with spraying this year. Ms. Slavin – Last year, sports went out of town. We didn't have anyone paying for the fields. If you can keep us in the loop for curfew it would help. Mrs. Ross – Going to 5:00 PM was a big issue for football. Mr. Borden – We were going with Dusk to Dawn and staying with it for the month to alleviate signage issues, etc.... Ms. Slavin – That is the issue as it was different from any other town. Mr. Forgue – Last year, the state came up with a dusk to dawn chart that is their standard. Mr. Borden – Maybe we can get some laminated signs for posting at the fields. Ms. Slavin – That would be great. We would make sure it was followed. Our playground is also at one of the fields. Mrs. Ross – What specific guidelines you would like in print for the playground usage, in regards to COVID? Mr. Forgue – It's everchanging. Things are starting to relax. We are following everything that is coming from the state. There are site specific protocols out from the State. Ms. Slavin – Playgrounds are open now (new playground is almost ready). We are not encouraging play sand toys. Mrs. Ross – Do you want signs? Mr. Forgue – One of the protocols that they have, does speak to signs. I will get that for you. Mrs. Ross – What about spacing? Do we only put out every other swing? Ms. Slavin – I don't think anywhere else is doing that. Mr. Borden – It is self-policing. Mrs. Ross – We just want to follow your guidelines. Mr. Mueller – I think it has to be left up to the parents to police. Mrs. Ross – It is easier to have strong guidelines now and then pull back.

- Residences at White Oak Condominiums; water supply –

Mr. Forgue –

There is a conceptual plan. Arthur and I had a conversation with the DEP. They would prefer to see the water supply to the condominiums be through the town water supply and not wells. The east side properties are where he has committed to do town water. He will need to resolve his issues with the NCWD. If he persists with the conceptual plan into reality, it will be resisted.

- High School Graduation – August 2, 2020 –

Mr. Forgue –

I met with Scott Knief last Friday. He gave me the guidelines from HHS. They are pretty consistent with what's already out there. Masks will be required; chairs will be 6 feet apart. As long as they are following these guidelines, I don't have any issue. We are still discussing timeframe. I believe they will be looking at 9:00-10:00 AM. I recommend that they proceed, as planned. All Board Members are in agreement.

- Staffing

Mr. Forgue –

Right now the permitting department is mostly still on furlough. The hours have been reduced significantly. Rick LaFond has reached out to some of us to discuss this situation.

- Town Meeting Procedures

Mr. Forgue – The state has issued guidance on this.

- The Select Board are meeting and will be discussing an authorization for a reduced number for quorum at the Town Meeting.
- One of the things mentioned was that if you have a medical reason for not wearing a mask, you are not required to and do not have to provide proof. Mr. Borden is going to review the guidelines that Mr. Forgue provided to the Board.

#### **Other Business:**

**Minutes – May 19, 2020.**

*Motion to approve the meeting minutes for May 19, 2020, as written: Mr. Callis*

*Second: Mr. Mueller*

*Discussion:*

*Approved: Unanimous (3-0)*

**Correspondence:**

**Next meeting date:**

Our next meeting will be Tuesday, July 21, 2020 at 5:00 P.M.□

**Adjournment –**

*Motion to adjourn at 6:45 PM: Mr. Mueller*

*Second: Mr. Callis*

*Approved: □Unanimous (3-0)*