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DATE Feb. 8, 1994

Barbara Brown
for TOWN CLERK, ACTON

ACTON BOARD OF HEALTH

MINUTES

JULY 26, 1993

MEMBERS PRESENT: Jonathan Bosworth, Acting Chairman
Mark Conoby
Cordelia Alfaro

STAFF PRESENT: Doug Halley, Health Director
Valerie Sipprelle, Acting Secretary

OTHERS PRESENT: Peter Vaillancourt

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TOWN CLERK, ACTON

The meeting was opened at 7:35 PM.

The minutes of the Board of Health meeting of June 1, 1993 were unanimously approved and accepted as presented.

DEP UPGRADE OF TITLE V

Doug Halley presented a packet of Title V upgrade material and explained that this upgrade will involve the replacement of septic systems that were installed prior to 1978 that do not now comply with the current standards, whether they are in failure or not. The prime issue will be how to manage this request. Not only will replacing these septic systems be very costly for the homeowners, but the department staffing to handle all of the inspections will be quite costly to the Town.

MALATHION INFORMATION

There were two complaint letters received by the Town concerning the spraying of malathion for mosquitoes, written by people who are opposed to the mosquito program. One person in particular is asking for the spraying to be stopped in an area of approximately one-half mile from her home as she is chemically sensitive to the malathion. There is a program in place for any person in Town to notify and place signs around their house so that their particular area will not be sprayed if they so request. This person is on the list for no spray, however she would like to increase the area a great deal, which would then infringe on other peoples rights to be sprayed.

MILL CORNER IRRIGATION WELL VARIANCE

Lunn and Sweeney, developers of Mill Corner, are asking for a Variance to allow them to build an irrigation well as they have been asked by the Planning Board to complete landscaping and have their subdivision in shape before the Fall. The complication for vegetation watering is that sprinklers are not allowed in this subdivision which is supplied by the Water District, and there has been a ban on water this summer as well. Mark Conoby asked that if they grant this Variance, that there be a condition that this well be used for subdivision irrigation purposes only. Mark also asked that Lunn and Sweeney provide a site plan, showing the location of the irrigation well.

On a motion made by Mark Conoby, seconded by Cordelia Alfaro, the Board voted unanimously to **GRANT** this Variance.

ACTON CITGO HAZARDOUS MATERIAL

There have been empty hazardous waste tanks at the rear of the Acton Citgo Station property on Central Street for years. There are large barrels on the back of the property which are only occasionally used during the winter months for fuel storage. There are also four tanks above the ground, also on the rear of the property, which have been empty for an extended period of time and will either reopen them or abandon them completely. There is also a truck which holds diesel fuel, on the property at all times. As Doug Halley pointed out, underground tanks which have been empty for more than a year, must be removed.

The above ground tanks have other requirements. The Board would like to ask the owners of this property to come before them with a plan for the tanks in question. Doug Halley would like to have Acton Citgo commit to a time limit for disposal of their empty tanks. Doug suggested Acton Citgo be given a 90-day time limit to submit a plan for these tanks. Jonathan suggested that the trucks be parked on impervious material so that if there is ever leakage when transferring this material, there will be ground protection. All members agreed to the protection of the ground the tanks and truck are located on. On a motion made by Mark Conoby, seconded by Cordelia Alfaro, the Board voted unanimously to **GRANT** the hazardous materials permit subject to conditions as noted on this permit.

NEW ENGLAND TELEPHONE HAZARDOUS MATERIAL

New England Telephone, 5 Craig Road, requests a hazardous materials permit. The Health Dept. has conducted an inspection of this facility, where gasoline, number 2 fuel oil, base motor oil, and antifreeze are stored in small amounts. The used oil is stored in a tank, which is enclosed in a steel frame, in the garage. This facility is well-kept, storage areas are free of clutter, and there is a "Safety-Kleen" recyclable unit in the garage. As there are two tanks on the ground which are over twenty years in age, Doug Halley recommends these tanks are inspected every year.

On motion made by Mark Conoby, seconded by Cordelia Alfaro, the Board voted unanimously to **GRANT** this permit with conditions and modifications.

122 SCHOOL STREET

The homeowners at 122 School Street are requesting that they be granted a variance which would allow them to use an alternative, infiltration septic system to replace their failed, conventional system. This infiltration system consists of chambers which have direct contact with soils and contain twelve inches of stone.

This lot is small and involves wetlands so that there are both setback and other dimensional issues, so that a Variance will be needed. Doug Halley went on to explain that he has "taken a close look at this site", and although he is not opposed to this type of system, Doug feels that a standard system could be "utilized on a smaller area and would have less of an impact on the Variances" that would have to be granted. Doug showed a sketch that he drew which would involve a system with three trenches and clay barriers which would use less space and have room for the leaching field. Doug would recommend that the Board deny the use of an alternative system, but grant a Variance for placement of this more conventional system.

On a motion made by Mark Conoby, seconded by Cordelia Alfaro, the Board voted unanimously to **GRANT** the Variance for setback distances, using Mr. Halley's plan, subject to conditions noted and with submission of an approved septic system plan.

On a motion made by Cordelia Alfaro, seconded by Mark Conoby, the Board unanimously voted to adjourn the meeting at 9:50 PM.

NEXT MEETING:

The next regularly scheduled meeting will be held on August 9, 1993 at 7:30 PM.

Respectfully Submitted

Valerie J. Sippelle

Valerie Sippelle

Acting Secretary

W. McInnis

William McInnis

Chairman