

ACTON BOARD OF HEALTH

MINUTES

FEBRUARY 10, 1992

MEMBERS PRESENT: Jonathan Bosworth (Chairman)

Cordelia Alfaro

James Barbato

Mark Conoby

Doug Miller (Associate)

Ed Calamai (Associate)

Ira Grossman (Associate)

Bill McInnis (Associate)

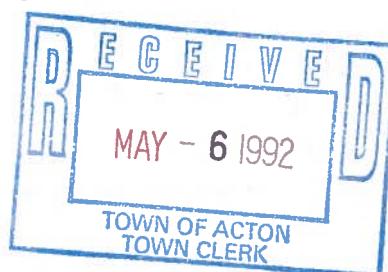
STAFF PRESENT: Alan Perry

Sheryl Howe

OTHERS PRESENT: Cortni Frecha

Michael Phillips

The meeting opened at 7:32 P.M.



MINUTES:

The minutes of January 27, 1992 were discussed. There was a question about what kind of trap assembly should be required for Meineke Muffler - 263 Main Street. The Board asked the Health Department to look into it. An issue was also raised as to the plumbing and environmental regulations governing floor drains. On a motion made by Mr. Barbato, seconded by Ms. Alfaro, the Board unanimously voted to table the minutes of January 27, 1992 for further clarification.

PHILLIPS COFFEE EMPORIUM:

Phillips presented to the Board a request for four (4) seats. At a previous meeting the Board requested additional information from Phillips in order to determine if seating could be allowed at this facility. The water records received from Phillips indicates that the water usage has significantly dropped since Phillips has opened its store. The Board stated to Phillips that these seats could possibly limit any future uses. On a motion made by Mr. Conoby, seconded by Mr. Barbato, the Board unanimously voted to grant a variance from 11-15.1 to Phillips Coffee Emporium to allow four (seats) at the facility located at 5B Spruce Street subject to the following conditions:

1. The applicants shall first obtain a special use permit from the Town through the Building Department.
2. The Board of Health recommends to the applicants that a common victuallers license be obtained through the Board of Selectmen.

3. The Board of Health recommends to the applicants that they adhere to any requirements by the plumbing inspector in regards to handicap accessibility of bathroom facilities.
4. The septic system shall be inspected by a licensed septic system inspector that the system is in proper working condition and meets all State and local laws and regulations.
5. The applicants shall comply with all other applicable laws and regulations.

LOT E-3 NAGOG HILL ROAD - VARIANCE:

The owners of Lot E-3 Nagog Hill Road seek a variance from regulation 11-15.1 for a percolation rate greater than twenty minutes per inch. Percolation rates of nine (9) and twenty-seven (27) minutes per inch were found at this site. The Board of Health has previously granted these variances with as long as the lot is oversized.

On a motion made by Mr. Barbato, seconded by Ms. Alfaro, the Board unanimously voted to grant a variance to Acton regulations 11-15.1 to allow a percolation rate over 20 minutes per inch with the following conditions:

1. The lot is oversized - greater than two acres.
2. The leaching area is 1/3 greater than title 5 requirements.
3. The septic tank is at least 50% greater than Board of Health requirements (1500 gallons).
4. System shall be constructed in accordance with plan submitted.
5. The applicant shall comply with all other applicable laws and regulations for the system.

ACTION PUBLIC HEALTH NURSING SERVICE - LEAD PAINT POLICY:

The Action Public Health Nursing Service presented to the Board the Lead Screening Program policy. This policy has been previously presented to the Board and corrections have been made.

The Board discussed this policy again and more corrections were suggested. The Board asked that the State protocol regulation number be added to the policy for reference reasons. The Board also stated that since before the P.A.C. approved this regulation on October 29, 1991 many corrections have been made. The Board feels that a representative of the Board should attend a P.A.C. meeting in order to discuss these changes.

OTHER BUSINESS:

At the request of the Action Police Department, the Board discussed the creation of a Smoking Bylaw for the Town. Mr. Grossman, associate member, volunteered to work on a proposed bylaw which he will present to the Board as soon as possible.

On a motion made by Mr. Conoby, seconded by Mr. Barbato, the Board unanimously voted to adjourn at 9:26 p.m.

NEXT MEETING:

The next regularly scheduled meeting will be held on February 24, 1992 at 7:30 P.M. in Room 126 of the Town Hall.

The following meeting is scheduled for March 16, 1992.

Respectfully Submitted,

Cheryl Howe

Signed and Approved,

Jonathan Bosworth  
Jonathan Bosworth, Chairman