

**Town of Becket  
Board of Health  
557 Main Street  
Becket, Massachusetts 01223  
(413) 623-8934 ext. 122 fax (413) 623-6036**

**Meeting Minutes for January 3, 2024**

**Board Members present:** Robert Ronzio

**Board members attending via Zoom:** Gale LaBelle

**Board member absent:** Laurel Burgwardt

**Clerk of Committee:** Tess Lundberg

**Public present:** Mona Bailey, Elizabeth Burnette, Michael Marcus

**Public via Zoom:** Colin Sykes, Robin Mathiesen, Michael Hart, Kate Hubbell, Dan Reiff

*Items will be kept in order of the agenda for easier reference.*

1. Call to order. Robert Ronzio calls the meeting to order at 5:01 PM.
2. Board to approve the minutes for December 6, 2023. Mr. Ronzio makes a motion to accept the minutes. Ms. LaBelle seconds the motion, Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**
3. Alliance Reports
  - A. **Disposal System Construction Permits**

1. **460 Wells Road-** 10/4/23 BOH meeting continued pending MUA with Lake District. Continued.
2. **77 Shawnee Shores Road-** Mr. Ronzio looks at the plans and reads Mr. Fahey's review of the design "Existing 3 bedroom homes on 0.47 acres. Proposed new 1500 gal septic tank, Advantex AX-RT20 pretreatment unit and 24' x 8' bottomless 3.5' high sand filter (BSF). Electronic plans missing engineer stamp; paper plans submitted to BOH to be stamped. Wetlands adjacent to site Con Com to review. Notes: (1) Deed restriction required. (2) Installer to be trained and URI certified to install and start up this Advantex system (3) Operation and maintenance contracts required'. Mr. Ronzio states these things need to be resolved before the board can approve the application. Continued.
3. **73 Porcupine Court-** DSCP & LUA - Mr. Ronzio reads Mr. Fahey's review of the plan. Mr. Ronzio states this area has an extremely high water table so they must provide a soil analysis before the board will approve. Mr. Sykes states a soil sample was taken in November and the results should be available soon. Continued.
4. **61 Porcupine Court-** Per 12/6/2023 BOH meeting, review progress. DSCP plan approved 12/1/2021 with contingency must be completed by 10/31/2023 and pumped once a year until then, Last pump record received was 6/24/2022. No installer on DSCP application, construction permit has not been issued. Mr. Ronzio states Mr. Sykes should send a letter stating the owner has to be in compliance, they need to come to the board and tell us what their plans are within 30 days or the board

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will issue a cease and desist order. Ms. Lundberg will send the property card and the minutes from the 12/1/2021 board meeting to Mr. Sykes.

5. **634 Wade Inn Road-** plan approved 7/6/2022. Installed by R & H Weeks without installer permit or construction. Installer advised to appear at the November BOH meeting, failed to appear. Mr. Sykes states he believes this installer is already on the BCBOHA do not approve list. Mr. Ronzio makes a motion to send a letter to R & H Weeks informing them they will no longer be allowed to do septic installations in Becket. Ms. LaBelle seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**

**B. Well Permits**

- i. **0 Sir Walter Court 219.15-** 12/6/2023 meeting reject plan. No new plan received. Continued.

**C. Title V Inspections**

1. **3949 Jacobs Ladder Road-** Mr. Ronzio makes a motion that the recommendations by Berkshire Engineering in the Title 5 evaluation be implemented as soon as possible. Ms. LaBelle seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**

**D. Soil Percolation tests:**

1. **73 Porcupine Court-**

**D. Housing Code Action Alliance**

- a. **44 Pleasant- Alliance Update** - August 2023-The windows are broken out on the top floor. The doors are boarded up.
- b. **58 Depot St** - Alliance Update October 2023 Overgrown yard, stairs to the right in disrepair. Missing a second floor porch with an unsecure door opening to the elements
- c. **23 Lady of the Lake- Alliance Update** October 2023- No changes, observed old truck cap, camper and other bulky items and debris on property and shed in disrepair. Uninhabitable placard not seen.

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- d. **50 Dawn Drive-** Town is working with Construct, using a \$145k grant to rehab the home and sell to low income. Keep on agenda on a watch basis. Likely to be resolved without further BOH.
- e. **799 King Richard Dr-** Alliance Update October 2023 – Uninhabitable placard still present. Windows are boarded up and appears secure, no garbage or debris present
- f. **43 Pleasant St-** Alliance update August 2023-Work appears to be getting done on property. One window boarded up.
- g. **59 Benton Hill Rd-** Alliance Update October 2023- No changes, unlicensed vehicle and clutter, trash and furniture remain.
- h. **99 Friar Tuck-** Alliance update August 2023- Abandoned camper on property. Owner failed to comply with request to attend 9/6/2023 BOH meeting.
- i. **50 Hilltop Court-** Alliance Update October 2023- Minor changes, some cleanup of items/rubbish. Unlicensed vehicle remains
- j. **28 Brook Lane-** failed Title 5 on 7/2/2017. Owner stated by phone 8/23/23 he is using Peter Maginnis to design. No DSCP application received.
- k. **297 Prince John Dr-** Alliance Update October 2023 – Minor changes, some cleanup of items/rubbish. 2 Trailers still on property
- l. **155 Black Arrow-**Alliance Update- Alliance Update October 2023 – No changes, Rubbish/Machinery still on property.
- m. **233 Gentian Hollow Rd-** Mona Bailey asks the board to dismiss the correction order in place on the property. Ms. Bailey states Lee Burnette has abandoned the property. Ms. Bailey states they are trying to move forward and fix the property up. Ms. Bailey states no one is currently living in the basement area where the order to correct violations occurred Ms. Baily states they cannot get financial assistance with the correction order in effect. Mr. Sykes asks if there are two separate living units in the building. Ms. Bailey states it is a single family home but the unit was in the lower level. Mr. Sykes states if it

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is a single family home with two separate living units, it would depend if it is not condemnable issue that would impact the residents. Ms. LaBelle asks if the lower level door and chimney were fixed. Mr. Ronzio asks if the hole in the exterior of the house was repaired. Ms. Bailey states those things were repaired. Ms. LaBelle states they should not rent out the lower level, and if it is rented the board should be informed. Mr. Sykes states for a unit with open violations that is vacant they can draft a non-occupancy order. Mr. Ronzio makes a motion to issue a no occupancy order for the lower level of 233 Gentian Hollow Road. Ms. LaBelle seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**

- n. **336 Sir George Drive-** Alliance Update October 2023 – Trailers and vehicles still onsite
- o. **358 Prince John-** Alliance Update- October 2023 – Pre-condemnation order drafted to secure dwelling and comply with provisions. Order pending deadline confirmation. Mr. Ronzio states it is suspected that the septic system is leaking and he wants an order issued to conduct a Title 5 inspection. Mr. Sykes will compose a letter.
- p. **27 Prentice Place-** Alliance Update October 2023- Appears to have notice posted on grey door in front of building. Red doors ajar allowing persons or wildlife to enter freely. Yard overgrown but appears to be free of trash and debris in the front and neighbor facing side. Correction order pending.
- q. **330 Wells Rd-** complaint regarding debris on the front lawn, machinery, lawnmowers. Added to inspectors list Dec 2023
- r. **376 Wells Rd-** complaint regarding debris, shed possibly built on property line, cut wood thrown into neighbor's property. Added to inspectors list Dec 2023

**E. Full Circle Applications Received:**

- a. **Food Service Establishment-** Mr. Ronzio makes a motion to approve all the applications, contingent on all certificate and fees being provided. Ms. LaBelle seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor.  
**Motion passes**

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1. Neon Newt
2. Camp Becket YMCA/Brock & Company-
3. Chimney Corners Camp/Brock & Company-
4. Becket Washington School-
5. Berkshire Berries-
6. Papa Bob's – fee not paid
7. Camp Lenox- fee not paid
8. Canterbury Farm-
9. Jacobs Pillow Staff Kitchen-
10. Jacobs Pillow Dining Tent-
11. Jacobs Pillow Concession Stand 1-
12. Jacobs Pillow Concession Stand 2 -

**b. Septic Haulers/Installers**

1. **Septage Hauler-** Ms. LaBelle makes a motion to approve all the applications, contingent on all certificate and fees being provided. Mr. Ronzio seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor.
  - a. Mt Everett Sanitation-
  - b. Berkshire Pittsfield Septic-
  - c. Sanitary Septic-
2. **Solid Waste Hauler**
  - a. **Casella Waste-** Ms. LaBelle makes a motion to approve all the applications, contingent on all certificate and fees being provided. Mr. Ronzio seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor.
3. **Septic Installer** - Ms. LaBelle makes a motion to approve all the applications, contingent on all certificate and fees being provided. Mr. Ronzio seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor.
  - a. Willis Enterprises White Wolf –BCBOHA pending
  - b. Vanzandt Plumbing- BCBOHA pending

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**F. New Business:**

**G. Old Business:**

- 1. Michael Hart – certified and regular mail sent to Camp Greylock Michael Marcus 12/8/2023.** Michael Hart asks the board, based on his testimony and an email from a former camp counselor, to determine that Camp Greylock violated rules governing securing health records. Mr. Hart states he wants it on record that the camp disseminated to counselors lists and the counselors did not have secure storage. Mr. Hart states his son was teased and that would not have happened if the records were secure. Mr. Hart states that Mr. Marcus's previous statements were not correct.  
Mr. Marcus provides to the board copies of a general personality form completed by the camper's family, and a letter from Mrs. Hart saying that her son wets the bed. Mr. Marcus states they knew the counselor would have this information, Mr. Marcus states the counselors need to know this information to provide proper care. Mr. Marcus states there is no list disseminated about medications. Mr. Marcus states the only list that is provided is if a camper is epileptic or has allergies.  
Mr. Hart states he is not talking about HIPAA. Mr. Hart states it was very clear in previous statements that there was no list, that the campers witnessed bed wetting. Mr. Hart states at least one counselor needs to be aware, and his son goes to the nurse to get his medication. Mr. Marcus states the list only has the camper's name and that he needs medication, it does not say what that medication is. Mr. Marcus states Mr. Hart's son's name was not on the list because that was optional. Mr. Marcus asks how the other campers found out his son was a bed wetter.  
Mr. Marcus states the counselors knew because it was on the personality letter completed by the parents. Mr. Marcus states the form is discussed with the counselors, but they do not receive a copy of that form.  
Mr. Hart says the counselor says there was a list and it was taken from him.  
Ms. LaBelle states she does not think we can say there was abuse or neglect here. Ms. LaBelle states the camps train the counselors and have

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policies in place. Ms. LaBelle state the HIPAA docs are secured I the nurse's office. Ms. LaBelle asks if the counselor took care of Mr. Hart's son.

Mr. Hart states the counselor did the best he could, the environment was not conducive. Mr. Hart states he thinks it is reasonable to ask that a counselor with records should have a private place, a locked locker, to keep those documents private.

Ms. LaBelle states she agrees everyone should have a right to privacy in their bunk, counselor or camper. Ms. LaBelle if something was stolen from the counselor that should not have happened,

Mr. Hart states there is a hierarchy of responsibility. Mr. Hart states every counselor was told his son has bed wetting.

Ms. LaBelle states the counselor did his job. Mr. Hart states the counselors responsible enough to be given records are a limited number. Mr. Hart states if they are given that responsibility they should have a secure place to put the records.

Mr. Ronzio states he taught school for 40 years, there was nothing to prevent a student from going through his desk, Mr. Ronzio states that student violated the rules. Mr. Ronzio states the counselor wrote a statement but this is a he said she said situation. Mr. Ronzio states there are no corroborating statements, no other witnesses. Mr. Ronzio states he does not think a reprimand is in order.

Mr. Hart states that is your interpretation to say the way information is protected is we assume people will follow the rules. Mr. Hart states the counselor was given the paper and it could have been put somewhere secure. Mr. Hart states this is an opportunity, it would be the right thing for them to be told there was an infraction of the rules.

Mr. Marcus states the counselor did not have health records, only his own notes.

Ms. LaBelle state the board has to decide if they will fine the camp or give them written directions. Mr. Ronzio states nothing is going to be 100%, even if something is locked up there is no guarantee it will always be locked.

Mr. Hart states health records refer to all papers with health info on them. Mr. Hart states there is a difference between a camper going into

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a backpack and going into a locked locker. Mr. Hart states he wants to feel like his son is safe and that is the responsibility of the camp.

Ms. LaBelle states she does not think Camp Greylock should be fined but a letter should be sent to all the camps advising them to comply with the regulations.

Mr. Ronzio reads out loud Massachusetts regulation section 430.150 for Health Records "Each recreational camp for children shall maintain a health record for each camper and for each staff person who is younger than 18 years old. The health record shall be readily available at all times in electronic or hard copy form that is secure from unauthorized access ". Mr. Ronzio asks where the health records located at Camp Greylock are. Mr. Marcus states the records are in the camp office, nowhere near the camper. Mr. Ronzio reads further from the regulation "... If the camper or staff member brings a prescribed medication from home, a written authorization to administer the medication signed by a parent or guardian".

Mr. Hart states the problem is you are reading health record and thinking it is one piece of paper when it is not.

Mr. Marcus states there was no form in the backpack. Mr. Marcus states during orientation the counselors look at the form and go over it in my office. Mr. Marcus states the counselors don't keep the form.

Ms. LaBelle state this happened in 2022 and it is now 2024.

Mr. Ronzio states there is a lot of information provided, and memories fade, and there is not anyone to substantiate what this counselor says.

Mr. Hart states he asked people to come here and because of non-disclosure agreements they have been gagged.

Ms. LaBelle states we are done, this can be settled in court.

Mr. Hart leaves the meeting.

Ms. LaBelle states we will send a letter to all camps advising that all health records should be secured in the health office.

Mr. Marcus states he wants the board to understand there were no records in the counselor's possession.



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Ms. LaBelle makes a motion to have Mr. Sykes compose a letter to all camps. Mr. Ronzio seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

**H. Public Input**

**I. Budget-**

**1. Inspectional Services FY 2025 contract**

**J. Correspondence**

- 1. 3235 Main St Route 8 Pub** -DEP Unilateral Administrative Order and Penalty Assessment Notice to Route 8 Pub/Spencer House 12/12/2023. Mr. Ronzio states the last select Board meeting had a discussion about the business. Ms. LaBelle states the board will not issue a food permit and if they are serving food they should be shut down.

**K. Any other business to come before the Board**

- a. **254 Benton Hill Road**- Kate Hubbell states she and Dan Reiff purchased the property. Ms. Hubbell states the house on the property had burned down. Ms. Hubbell states they intend to build a new house and and to know if the septic plan and soil perc done in 2002 can be used. Ms. LaBelle asks the size of the lot Ms. Hubbell states there are two lots totaling 7 acres. Mr. Ronzio looks at the septic plans on file by White Engineering, dated 2/8/2004 for a 4 bedroom home. Ms. LaBelle asks if this would be a new system installed. Mr. Reiff states the system designed in 2002 was never installed. Ms. LaBelle asks if they had spoken to White Engineering. Mr. Reiff states White Engineering recommended a new design should be done. Mr. Ronzio states a new soil perc should be done. Mr. Sykes states if they are installing the system in the same area as the 2002 soil percs they could just do some additional test pits, if installing in a different area they would need to do a full perc test. Mr. Ronzio states he strongly suggests a full perc test be done. Ms. Hubbell states they have a copy of the soil perc test report from 2002. Mr. Ronzio asks who signed that report. Ms. Hubbell states it was signed by Bill Fuller of the Board of Health and performed by Marshall White of White Engineering. Mr. Ronzio states White Engineering should go out and verify.
- b. **26 Wells Road**- Gene Pike asks what he needs to do to obtain a COC, they expect to close on the sale of the property on Friday January 5. Mr. Sykes confirms they inspected the install. The meeting is briefly paused while Ms. Lundberg goes to the office to assist the installer in signing the online COC. The completed COC is

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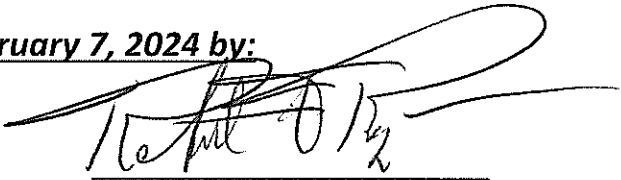
given to Mr. Pike. Mr. Pike provides copy of the water test conducted prior to the install. Mr. Ronzio reviews the report. The board directs Ms. Lundberg to scan the water test report and send the results to Mr. Sykes for review. Mr. Pike asks when he should do the post install water test, and no one is currently occupying the house. Mr. Ronzio states the second water test should be done within 30 days of the install.

Ms. LaBelle makes a motion to adjourn at 7:35 PM. Mr. Ronzio seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passed**

Meeting adjourned at 7:35 PM

**Meeting Minutes reviewed and approved on February 7, 2024 by:**

\_\_\_\_\_  
Gale LaBelle, Chairperson

  
\_\_\_\_\_  
Robert Ronzio, Vice Chair

\_\_\_\_\_  
Laurel Burgwardt, Clerk