

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

Meeting Minutes for December 2, 2020

Board Members Present: Gale LaBelle, Robert Ronzio

Board Member absent: Laurel Burgwardt

Clerk of Committee: Tess Lundberg

Public Present: Ed Fahey as Health Agent for Becket, Jim Barnes, Bruce Cooper, Bruce Garlow, Mike Kulig, Fred Sears, Jessica Sicard

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

1. Call to order:

Gale LaBelle calls the meeting to order at 10:01 AM. Ms. LaBelle introduces the Board members present and reads the rules of the meeting.

2. Board to approve meeting minutes for November 4, 2020 and November 25, 2020 .

Mr. Ronzio makes a motion to approve the minutes for November 4, 2020. Ms. Labelle seconds the motion. Mr. Ronzio votes in favor. Ms. Labelle votes in favor. **Motion passes.**
Mr. Ronzio makes a motion to approve the minutes for November 25, 2020. Ms. Labelle seconds the motion. Mr. Ronzio votes in favor. Ms. Labelle votes in favor. **Motion passes.**

3. Reports from Ed Fahey/Charlie Kaniecki:

- a. Tobacco Regulations : Ms. LaBelle makes a motion to continue the discussion of Tobacco Regulations to the next board meeting. Mr. Ronzio seconds the motion. . Mr. Ronzio votes in favor. Ms. Labelle votes in favor. **Motion passes.**
- b. Separation from groundwater regulations : Ms. LaBelle makes a motion to continue the discussion of separation from groundwater regulations to the next board meeting. Mr. Ronzio seconds the motion. . Mr. Ronzio votes in favor. Ms. Labelle votes in favor. **Motion passes.**
- c. BCBOHA Food Establishment COVID guide : Ms. LaBelle makes a motion to continue the discussion of BCBOHA Food Establishment COVID guide to the next board meeting. Mr. Ronzio seconds the motion. . Mr. Ronzio votes in favor. Ms. Labelle votes in favor. **Motion passes.**

d. 0 Leonhardt Rd 409.55 : soil percolation witness was done in September 2020. No online permit application, fee payment, or soil testing results have been received. Mr. Fahey will contact them. Continued to next meeting.

e. 880 East Otis Rd : fee and plans pending. Continued to next meeting.

f. 1377 Fred Snow Rd : plans pending. Continued to next meeting

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g. 1100 Main St : Ms. LaBelle makes a motion to accept the plan with a 1 foot reduction in separation from groundwater. Mr. Ronzio seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

h. 327 Chester Road : Mr. Ronzio makes a motion to accept the plan to replace the distribution box. Ms. LaBelle seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

i. 307 Yokum Pond Rd : Ms. LaBelle makes a motion to accept the plan. Mr. Ronzio seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

j. Enchanted Cove/Sherwood Drive 215.197- Todice property: Fred Sears of Hill Engineering presents an overview of the project. Property is .39 acres and in a nitrogen sensitive area. Code would allow for a minimum 101 gallon per day. Design being submitted is greater than that. The Todices are willing to record a deed restriction. The plan calls to replace the existing shallow well with a deep well. The proposed deep well would require a variance from the setback to the property line. Ms. LaBelle asks if Hill Engineering is willing to supervise and sign off on the septic/well plan that was done by retired engineer Peter Franz. Mr. Sears confirmed that they are willing to do so. Ms. LaBelle asks if the plans have been cleared by the Conservation Commission. Mr. Sears responded that they are working on an updated site plan that was requested by the Conservation Commission. Board discussed concerns about the proposed location of the deep well. Mr. Ronzio and Mr. Fahey both asked about getting an updated site plan that would give a more accurate depiction of the current conditions on the property. Mr. Ronzio makes a motion to accept the Peter Franz plan reviewed and accepted by Hill Engineering, with the conditions that Hill Engineering will survey the site to determine the well location is 30 feet off the property line and that the Conservation Commission approves with the boundary survey on the sideline where the well is located. Ms. LaBelle seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.** Ms. Lundberg asks for clarification that no permits will be issued until Hill Engineering submits a survey and Conservation Commission issues their approval. The board confirms.

k. 38 Black Arrow : Mr. Ronzio makes a motion to accept the plan. Ms. LaBelle seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

l. 0 Lane Rd 210/76.2 : Mr. Ronzio makes a motion to accept the plan. Ms. LaBelle seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

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4. COC sign-offs:

a. 39 Becket West Rd – Sign off by designing engineer, requested by the board at the 11/25 meeting, has not been received. Continued to the next meeting.

5. Title V inspections:

- a. 251 Captain Whitney Rd- pass
- b. 151 Lady of the Lake - report pending, continue to next meeting.
- c. 227 King Richard Drive -fail
- d. 707 Benton Hill Rd - pass
- e. 129 Long Bow Lane – fail
- f. 66 Ridge – pass
- g. 327 Chester Rd – pass
- h. 279 Old Pond Rd - pass.
- i. 1107 George Carter Rd - report pending , continue to next meeting.
- j. 1110 Dimmock Rd - report pending, continue to next meeting.
- k. 235 McNerney Rd- pass
- l. 399 Sherwood Dr- report pending, , continue to next meeting.
- m. 340 Pill Dr- report pending, continue to next meeting.
- n. 313 Winter- report pending, continue to next meeting.

6. Percolation tests:

- a. 189 East Shore Rd -report pending, continue to next meeting.
- b. 7 Bowman Lane - report pending , continue to next meeting.
- c. 1100 Main St fee -report pending, continue to next meeting.
- d. 212 Friar Tuck Dr -report pending, continue to next meeting.
- e. 37 Mitchell - report pending, continue to next meeting.
- f. 102 Wells Rd- report pending, continue to next meeting.
- g. 1 Benton Hill- report pending, continue to next meeting.
- h. 38 Black Arrow Way- perc report and soil analysis received
- i. 129 Longbow Lane East -report pending , continue to next meeting.
- j. 679 Tyne Rd - report pending, continue to next meeting.
- k. 48 Bonny Rigg Hill Rd- report received

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- l. 0 Gentian Hollow Road 217.13- report pending, continue to next meeting.
- m. 0 Gentian Hollow Road 217.14 –report pending, continue to next meeting.
- n. 0 Jacobs Ladder Road 204.15 - report pending , continue to next meeting.
- o. 98 Lake Shore Dr- report pending, continue to next meeting.
- p. George Carter Rd 403.11- report pending, continue to next meeting.
- q. 123 East Shore Rd- report pending, continue to next meeting.

7. Housing: no items

8. Full Circle Applications Received:

- a. Food Service Establishments: none
- b. Lodging: none

c. Septic Haulers/Installers

- 1. B&D Septic Installers- installer, pending BCBOHA Certificate
- 2. Berkshire Pittsfield Septic- Notified to appear before board
- 3. Gary OBrien Property Services- installer, pending BCBOHA Certificate
- 4. White Wolf Trucking & Excavation- 2021 Installer- continue to next meeting
- 5. Yankee Septic- 2021 hauler - continue to next meeting
- 6. White Wolf Septic & Portables- 2021 hauler - continue to next meeting
- 7. Sullivan Sanitation Services- 2021 hauler - continue to next meeting

d. Camps: none

e. Well

- 1. 345 Friar Tuck- was approved at the 11/25/2020 board meeting.
- 2. 307 Yokum Pond Rd-: Ms. LaBelle makes a motion to accept the plan. Mr. Ronzio seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

f. Bathing Beach : none

g. Beaver Emergency Permits: none

9. Old Business:

- a. 182 Little John Drive: certified mail receipt was received for order sent by Mr. Fahey.
- b. 29 Chester Road/Becket Motel: Mr. Fahey will contact the owner and instruct that the septic field must be hayed before a COC can be issued.
- c. 612 Main St : Board discussed that the plan, submitted by Berkshire Engineering in 2019, was not approved pending receipt of Estimated Seasonal High Groundwater data.

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Construction of the system, without a permit, was done by Berkshire Pittsfield Septic. Mr. Fahey reviewed the plans and his opinion is that the design is acceptable. Mr. Ronzio states that he wishes to go on record that if construction without a permit is done again the board will not approve any further plans submitted by Berkshire Engineering or any installations by Berkshire Pittsfield Septic. The board discussed if renovations to the house had added bedrooms in the lower level that would impact the septic system design requirements. Jessica Sicard of Yellowbrick Management agreed to meet Mr. Fahey at the property so he could inspect it.

Mr. Ronzio makes a motion to accept the design for a system to accommodate a 3 bedroom home, pending results of an inspection of the premises by Mr. Fahey. Ms. LaBelle seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

Mr. Ronzio makes a motion to send a sanction letter to Berkshire Pittsfield Septic notifying them if they do any septic construction work without permits their installer permit will be revoked. Ms. LaBelle seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

d. 33 Beach Rd: Mr. Fahey will be conducting a final inspection on 12/4/2020. He will advise the clerk for the committee of the results. A recorded deed restriction has not been received. Continue to next meeting.

e. 451 Brooker Hill Rd : Board discussed the status of the system installed by Bruce Cooper. Mr. Cooper's opinion was that the original design by Kelly, Granger and Parsons was wrong. Mr. Cooper wants to conduct another perc test and have a different engineer create a system design. He wishes to use as engineer Ernie Matthews of Chicopee. Mr. Fahey stated that any new perc would have to be done on undisturbed ground, not in the same location as the previous perc tests. Mr. Fahey states Mr. Cooper can conduct an informal perc test to confirm soil conditions and groundwater, but any official perc test that is witnessed would have to be on undisturbed ground. Mr. Fahey states that if Mr. Cooper wants to have the septic design redrawn he would have to submit a new permit application. Mr. Fahey states that the currently installed field could not be used because the incorrect sand was used. Mr. Cooper stated that the incorrect sand had been removed. Mr. Ronzio asked who verified that the sand was removed. Mr. Cooper stated he did not know who verified it. Mr. Ronzio thinks that the system needs to be uncovered and a sand sample sent to the lab for analysis. Mr. Fahey suggests that Mr. Cooper request that Mr. Matthews submits a written proposal for what he intends to do. Ms. LaBelle makes a motion to continue the discussion at the next meeting. Mr. Ronzio seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

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Ms. LaBelle makes a motion to send a letter to Mr. Cooper stating inspection of system installed determined it was improperly installed and not in compliance with the design plans by Kelly, Grainger, Parsons and Associates, Inc. Further, a sample of the septic sand used for the bed of the system was collected and tested and found to be inferior grade and not suitable for septic system construction. The septic tank was also found to be not level and must be adjusted. To obtain a certificate of compliance from the Board of Health the entire system must be removed, raised up, relocated, and reinstalled with proper Title 5 sand in conformance with the specified plans. The septic tank must be properly installed and levelled. An engineer from Kelly, Grainger, Parsons and Associates, Inc. must verify in writing to the Board of Health the system has been correctly installed per their plans. A representative sample of the installed sand will be collected and tested to verify the quality is correct for use in septic systems. A copy of the letter will be sent to Kelly, Grainger and Parsons Associates, Inc, property owner Ray Duff, and the Becket Building Inspector. The board states for the record we are extremely displeased with the quality of this installation and discussions regarding Mr. Cooper's ability to work in Becket in the future will be held by the Board of Health. Mr. Ronzio seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

10. Title 5 inspections on recent property sales for consideration: continued to next meeting

11. Public Input: none

12. Budget

a. Berkshire Regional Planning Commission 10/31/2020 Invoice for Public Health Nursing 10/1/20-12/31/20 \$875. Mr. Ronzio makes a motion to approve the \$875 payment for Public Health Nursing. Ms. LaBelle seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

13. Correspondence

14. Sign Offs

a. 690 McNerney Rd- continue to next meeting
b. 325 Wade Inn Rd - continue to next meeting
c. 209_216 Sherwood Dr (McGlynn)- no applications on file - continue to next meeting

15. Any other business to come before the Board

a. Mike Kulig of Berkshire Engineering discusses a failed septic system at 399 Sherwood Drive. No plans are available. Continued until plans have been submitted.

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b. 588 Leonhardt Rd : Mr. Fahey reports that the existing septic design will be sufficient for a 3 bedroom home. Board agrees to supply Mr. Garlow with a letter stating a review of the septic system design plans for Leslie and Bruce Garlow by Environmental Sanitation & Engineering Associates dated 11/17/89 indicate the proposed design for 588 Leonhardt Rd, Becket is of sufficient size to accommodate a 3 bedroom home. This is not to be construed as an indication of the current condition of the septic system or that the system conforms to current Title 5 standards. This can only be determined by an official Title 5 inspection.

c. 89 Lady of The Lake:Mr. Ronzio discussed that there have been multiple calls to the Assessors, Planning Board and Board of Health regarding this foreclosed property with a failed septic system. Mr. Fahey suggested that he will review the septic design and the Title 5 reports and provide some suggestions.

16. Adjournment : Next Board meeting will be on December 16, 2020 at 10:30 AM

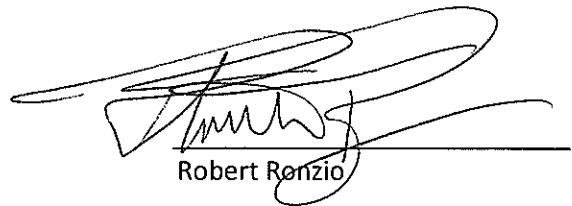
Ms. LaBelle makes a motion to adjourn. Ms. LaBelle Mr. Ronzio seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passes.**

Meeting is adjourned at 11:57 AM.

Meeting Minutes reviewed and approved on December 16, 2020 by:



Gale LaBelle, Chair



Robert Ronzio

Laurel Burgwardt, Vice Chair