

**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 6, 2023

Board Members present: Robert Ronzio

Board members attending via Zoom: Gale LaBelle

Board member absent: Laurel Burgwardt

Clerk of Committee: Tess Lundberg

Public present: David Pingryn, Linda Bacon

Public via Zoom: Colin Sykes, Robin Mathiesen, Michael Hart

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

1. Call to order at 5:00 PM by Mr. Ronzio.

2. Board to approve the minutes for October 4, 2023 and November 21, 2023

Mr. Ronzio makes a motion to approve the minutes of October 4, 2023. Ms. LaBelle seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**

Ms. LaBelle makes a motion to approve the minutes of November 21, 2023. Mr. Ronzio seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**

3. Disposal System Construction Permits

1. 460 Wells Road 10/4/23 BOH mtg continued pending MUA with Lake District. Continued.

2. 68 County Rd- tank replacement. Ms. Lundberg states there are no plans on file for the existing septic system. Mr. Ronzio asks the age of the system. Mr. Pingryn states the system was probably installed around 1986, has had no issues except accessing the existing tank for pumping. Mr. Ronzio asks the size of the existing tank. Mr. Pingryn states it is a 500-gallon tank. Ms. LaBelle states the replacement tank should be larger. Mr. Pingryn states it is a 4-bedroom house and he will replace the tank with whatever is needed. Mr. Ronzio looks at the assessor online map and discusses the location of the system components with Mr. Pingryn. Mr. Ronzio recommends that a Title 5 inspection is conducted to see if the field is functioning. Ms. LaBelle agrees and states this would be a voluntary Title 5 on Mr. Pingryn's part. Ms. LaBelle asks for Mr. Sykes' opinion. Mr. Sykes states he definitely recommends a 1500-gallon tank and a Title 5 inspection. Mr. Ronzio states the Title 5 will scope the lines to see the system is functioning. Mr. Ronzio states we do not have any pumping records, which are required to be submitted to the Board of Health. Mr. Pingryn states pumping has been done by White Wolf and Sanitary Septic. Mr. Ronzio states Mr. Pingryn might want to get in touch with the pumping contractors and request the reports be submitted. Ms. LaBelle asks Mr. Sykes if the applicant can put in a 1500-gallon tank and not do a Title 5 inspection. Mr. Sykes states the applicant can do that.

Ms. LaBelle makes a motion to approve the application to replace the tank with a 1500-gallon tank. Mr. Ronzio seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**

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Mr. Ronzio makes a motion that the installer provide an as built detailing the location of the tank with distances from the northwest and southwest corners of the house. Ms. LaBelle seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**

Ms. Lundberg asks Mr. Sykes if the installer should call for an inspection. Mr. Sykes states the installer should call for an inspection before covering the new tank.

3. **160 Gentian Hollow Rd-** Ms. LaBelle makes a motion to approve the application. Mr. Ronzio seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**
4. **1034 Benton Hill Road** – Board reads Mr. Fahey’s report. Ms. LaBelle states the plan is asking for a variance for 5 feet from the foundation and 54 feet from the well. Mr. Ronzio suggests that the well water should be tested. Mr. Sykes states that ConsCom approval should also be obtained. Ms. LaBelle makes a motion to accept the plan with a 5-foot setback from the foundation, a 54-foot setback from the well, with well water tested after the installation and again 1 year later, contingent on Cons Com approvals. Mr. Ronzio seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**
5. **375 Long Bow Lane East-** COC requirement question. Ms. LaBelle asks for Mr. Sykes opinions. Mr. Sykes states it should be noted that this is an alternative system. Mr. Ronzio makes a motion that a COC can be issued contingent on a deed notification of an alternative septic system is filed at the Registry of Deeds. Ms. LaBelle seconds the motion. Mr. Ronzio votes in favor. Ms. LaBelle votes in favor. **Motion passes.**

4. **Well Permits**

- i. **0 Sir Walter Court 219.15-** The board reads Mr. Fahey’s review of the plan noting the request for variances to a 10-foot setback from the property line and a 10-foot setback from the public way. Mr. Ronzio states he has already had complaints about this and it needs to comply with at least 25 feet from the public way. Continued.

5. **Title V Inspections**

- i. **204 Old Pond Rd** – pass
- ii. **526 Bonny Rigg Hill Rd-** fail
- iii. **33 Lady Lucille** – pass
- iv. **72 Berkshire Road-** fail
- v. **3904 Jacobs Ladder Rd-** fail
- vi. **151 Long Bow Lane West** – fail
- vii. **302 Sherwood Dr-** pass
- viii. **73 Porcupine Court-** fail

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- ix. **27 Western Ave-** pass
- x. **66 Woodmans Path-** fail

6. Soil Percolation tests:

- 1. **0 Deer Trail South 214.17**
- 2. **121 Lane Road**
- 3. **151 Long Bow Lane West**
- 4. **72 Berkshire Road**
- 5. **0 Silver Leaf Drive 214.132.3**

7. Housing Code Action Alliance

Mr. Sykes states there are no updates to be reported. Mr. Sykes states he will take the new housing inspector out in mid December and there should be updates available for the January meeting.

- 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** Oct 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.
- d. **799 King Richard Dr- Alliance Update** October 2023 – Uninhabitable placard still present. Windows are boarded up and appears secure, no garbage or debris present
- e. **43 Pleasant St- Alliance update** August 2023-Work appears to be getting done on property. One window boarded up.
- f. **59 Benton Hill Rd- Alliance Update** October 2023- No changes, unlicensed vehicle and clutter, trash and furniture remain.
- g. **99 Friar Tuck- Alliance Update** August 2023- Abandoned camper on property

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- h. **50 Hilltop Court- Alliance Update** October 2023- Minor changes, some cleanup of items/rubbish. Unlicensed vehicle remains
 - i. **28 Brook Lane-** failed Title 5 on 7/2/2017. T5 noncompliance letter sent 9/9/2022.
 - j. **297 Prince John Dr- Alliance Update** October 2023 – Minor changes, some cleanup of items/rubbish. 2 Trailers still on property
 - k. **155 Black Arrow-Alliance Update-** October 2023 – No changes, Rubbish/Machinery still on property.
 - l. **233 Gention Hollow Rd-** Sent to Town Council for Housing Court Resolution 4/12/2023.
 - m. **336 Sir George Drive-Alliance Update** October 2023 – Trailers and vehicles still onsite
 - n. **358 Prince John- Alliance Update** October 2023 – Pre-condemnation order drafted to secure dwelling and comply with provisions. Board to confirm the deadline before it is sent. Board confirms the deadline should be January 2, 2024. Mr. Sykes ask if after 30 days the board wants to issue a condemnation. Mr. Ronzio states this should be done.
 - o. **27 Prentice Place- Alliance Update** October 23- C Sykes will draft correction order.
8. **Full Circle Applications Received:**
- a. **Food Service Establishment**
 - 1. **Canterbury Farm, 1986 Fred Snow Road/Linda Bacon-** discussion of certificates required to renew 2024 permit. Ms. Bacon states they are only serving coffee, hot water, pre-packaged granola bars, creamer in mini-containers and sugar packets. Ms. Bacon states nothing being served requires hot or cold storage. Ms. LaBelle asks for Mr. Sykes opinion. Mr. Sykes states if they are just serving coffee and prepackaged items the current certificates that cover most of the year should be okay. Mr. Sykes states if there are any open containers it could be an issue. Mr. Sykes states the Allergen certificate would be the most important. Mr. Sykes recommends forgoing the Food Manager certificate but requiring an updated Allergen certificate. Ms. Bacon states she will update her Allergen certificate and submit it.

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a. Septic Haulers/Installers

1. Septage Hauler

- a. Next Generation Enterprises**
- b. Delmolino and Sons**

2. Septic Installer

- a. VanZandt Plumbing**

9. New Business:

- a. 330 Wells Rd-** complaint regarding debris on the front lawn, machinery, lawnmowers.
- b. 376 Wells Rd-** complaint regarding debris, shed possibly built on property line, cut wood thrown into neighbor's property

10. Old Business:

- a.** Michael Hart states he wishes to discuss his complaint against Camp Greylock for not protecting the medical records of his son. Mr. Hart states according to the minutes of the May 2023 Board of Health meeting the camp director did not address the question if the medical records were protected. Mr. Hart states he has gotten an email from a camp counselor that indicates the director's version was not accurate and medical records were obtained by the campers. Ms. LaBelle states Mr. Hart was informed at the April 2023 meeting that the board would ask the camp director to attend the May 2023 meeting. Ms. LaBelle asks why Mr. Hart did not attend the May 2023 meeting. Mr. Hart states the Board of Health does not enforce HIPAA, they enforce rules. Mr. Hart states it was not his responsibility to make sure the conversation was about the rules. Mr. Hart states he has a camp counselor saying the camp did not protect the records. Mr. Hart states if the board has the camp director come back he will discuss it with him. Mr. Hart states he had discussions with the camp director about why the counselor didn't have a locked locker. Mr. Hart states the director told him the kids would break into it. Mr. Hart states the kids found out about the bed wetting when a camper broke into the backpack of the counselor and got the list. Ms. LaBelle asks if a child broke into the backpack. Mr. Hart states yes. Mr. Hart states there is no reason for a counselor to have a list of medications and what conditions they treat.

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Ms. LaBelle states she did speak to the director about that. Mr. Hart states it is not in the minutes. Ms. LaBelle states she cannot prove what happened. Mr. Hart states he has his son and the counselor. Ms. LaBelle states there was no intention of giving out the records, the director understood that. Mr. Hart states there was a three-day period after the incident when the camp tried to convince me to leave my son there. Mr. Hart states he wants it on the record that the camp broke the rules, the records were not secure, the lists should not have been in the bunks. Ms. LaBelle states she did discuss with the camp director that any health records need to be secure. Mr. Hart states the camp should be fined \$100. Ms. LaBelle states she did not have this information when the camp director came to the board. Ms. LaBelle asks for Mr. Sykes' opinion. Mr. Sykes states it couldn't hurt to have a conversation with the director. Mr. Hart states if the director is invited back then the board should also ask for Dr. Faith Menken the infirmary director. Mr. Hart says he just wants to protect others. Ms. LaBelle states she did discuss with the director that records have to stay in the infirmary and the director said he knew that was the rule. Mr. Hart states what the director said is not accurate. Ms. LaBelle asks has Mr. Hart's son gone back to camp. Mr. Hart says no. Ms. LaBelle asks if we invite the camp director to next month's meeting are you going to attend. Mr. Hart says he will attend. Mr. Hart says he has the counselor saying in writing what happened, so there is a record that they violated the rules. Ms. LaBelle states she has no documentation. Mr. Hart states he sent an email. Ms. Lundberg states the email received was redacted, with the names removed. Mr. Hart states he will send an unredacted email. Ms. LaBelle asks Mr. Sykes if this should be brought up one and a half years later. Mr. Sykes states if Mr. Hart wants to provide that documentation. Mr. Hart states if you speak to the director and you are willing to say they broke the rule and fine them \$100 then I am willing to go ahead. Ms. LaBelle asks for confirmation on the next scheduled board meeting. Ms. Lundberg states the next board meeting will be January 3, 2024.

11. Public Input

12. Budget-

13. Correspondence

- a. DEP letter to board request hold on any permits to Spencer House/Route 8 Pub 3235 Main St until they comply with DEP order to meet state drinking water requirements. Mr. Ronzio states he is concerned about the public at the Route 8 Pub.

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- b. DEP letter Conditional approval for proposed well at YMCA Lane Farm. Mr. Ronzio asks why they are not coming to the board for a well permit. Mr. Sykes requests that the DEP letter be forwarded to him.
- c. Memorandum of Understanding- Berkshire Regional Planning Commission Grant for substance abuse intervention with middle/high schoolers, Email to Bd 10/20

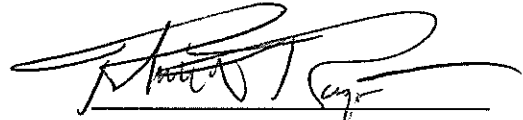
14. Any other business to come before the Board Mr. Ronzio asks if we have received any pumping records for 61 Porcupine Court, Mr. Ronzio states they were given an extension on repair of a failed septic system and were allowed to use the existing tank as a tight tank. Continued.

Ms. LaBelle makes a motion to adjourn at 7:50 PM. Mr. Ronzio seconds the motion. Ms. LaBelle votes in favor. Mr. Ronzio votes in favor. **Motion passed**

Meeting adjourned at 7:50 PM

Meeting Minutes reviewed and approved on January 3, 2024 by:

Gale LaBelle, Chairperson



Robert Ronzio, Vice Chair

Laurel Burgwardt, Clerk

