

Ware Board of Health Meeting

July 21, 2021 Hybrid Meeting / Conference Room

Zoom Meeting: <https://zoom.us/j/97400627910?pwd=VzZLMHczbjNCbUZYNWdGaEZCb2c2dz09>

Meeting ID: 974 0062 7910

Passcode: 541346

Present: Jennifer McMartin, Katrina Velle, John Desmond

In Attendance: Stephen Bell, Betty Barlow, Thomas & Susan Libbo & Alan Weiss via zoom

John called the meeting to order at 6:01 PM

Betty Announced the meeting is being audio recorded

Board members reorganized and made appointments effective July 1, 2021 to June 30, 2022.

Jennifer motioned John Desmond Chairman, Katrina seconded, all in favor.

Katrina motioned Jennifer McMartin Vice Chair, John seconded, all in favor.

Jennifer motioned Katrina Velle Clerk, John Desmond seconded, all in favor.

John motioned Stephen Bell, Health Director

Sainath Palani, Health Inspector

Betty Barlow, Administrative Assistant

Amy Langone, Public Health Nurse

Scott Siege, MD, School Doctor

Edward Kent, Plumbing Inspector

Michael Pluta, Assistant Plumbing Inspector

Nancy Talbot, Burial Agent

Thomas Kularski Animal Inspector

Thomas Kularski, Rabies Control Officer

William Mansfield, Assistant Animal Inspector

Katrina seconded, all in favor.

APPOINTMENT

6:05PM – Follow up to 7/22/2020 BoH meeting re: Request for Local upgrade at 61 Beaver Road for Thomas & Susan Libbos. Septic plans designed by Alan Weiss. This discussion was placed on hold until future meeting to allow time for Libbos to have both wells tested at 57 & 61 Beaver Road and board suggests Thomas & Susan Libbos meet with abutter Mary Dubay, Alan Weiss and Health Inspector to discuss prior to next meeting and suggests looking further into purchasing the other abutting vacant property to allow more space for repairs to septic. Request is for reduction in setbacks – existing wells are 55' (on site) and is 67' (57 Beaver Rd) + from new leach area as regs require 100'+. Affected written abutter notification is required. Also 36' reduction is setback from SAS to lake (meets 301 CMR 15.211). Thomas & Susan Libbos & Alan Weiss are present however abutter Mary Dubay is not.

The office received the abutter Mary Dubay's response objecting to this local upgrade fearing would make her property not be in compliance with regulations because her well would be too close to the leach field. This property has a septic system that failed a Massachusetts Title 5 inspection and therefore needs to be replaced. Due to limitations of the lot, and in the interest of maximum feasible compliance as laid out in 310 CMR 15.00 (The State Environmental Code, Title 5: Standard Requirements for the Siting, Construction, Upgrade and Expansion of On-site Sewage Treatment and Disposal Systems and for the Transport and Disposal of Septage), the applicants are seeking local upgrade approval to install their new septic system within 100' of two wells: their own well (55') and the well of their neighbor at 57 Beaver Road (67'). This

requires local approval because 310 CMR 15.211 defines the minimum setback distance for a soil absorption system to a private well as 100'.

Due to the fact that the two wells in question are already within 100' of a failed septic system, the Board is inclined to approve the local upgrade request in the interest of the public health of all involved. However, because the new system will not meet 310 CMR 15.211 as written, the Board would like to require the following condition prior to approval of the application, pending approval of town council:

The owners of 61 Beaver Road are required to submit annual well quality reports for both properties, to ensure that the new system continues to protect public health despite violating the setback defined in 310 CMR 15.211

Stephen will contact Town Council regarding these conditions.

DISCUSSION/ACTION:

- Stephen gave board an update on covid. Ware has only had 1 case in the past 3 weeks. Vaccine rate is a bit behind state with 50% of eligible people vaccinated, state is around 65%. Anyone that now wants to get a vaccine can easily get one at Walmart, CVS or Walgreens. Per DPH a couple weeks ago the Delta Variant was 6-8% of the new cases in MA as compared to other states being 25-30% and DPH believes this will be dominant variant moving forward. In regards to the recent outbreak in Provincetown most of the people that got sick were vaccinated however symptoms were much milder showing the vaccine seems to be working as advertised.
- Stephen informed the board of the Pioneer Valley Mosquito Control program and board members requested Stephen try to get the superintendent to attend the next meeting to answer any of their questions.
- John motioned to approve meeting minutes of June 17, 2021, Jennifer seconded, all in favor.

John motioned to adjourn at 7:10PM, Jennifer seconded, all in favor.

Respectfully Submitted,
Betty Barlow

Meeting minutes approved 8/18/2021