



BOARD OF HEALTH MEETING

FEBRUARY 12, 1990

MEMBERS PRESENT: Joseph Glannon (Chairman)  
George Emmons  
Gerhard Heinrich  
Jonathan Bosworth

STAFF PRESENT: Doug Halley (Health Director)  
Steven Ward  
Sheryl Howe

OTHERS PRESENT: Bruce Stamski  
John Shay  
John Adey  
Sandy Pozerycki  
John Pozerycki

360 GREAT ROAD - SPECIAL PERMIT:

The owner of the property, Bob Moran, represented by Bruce Stamski seeks a special permit for his property located at 360 Great Road for work in the aquifer zone. The proposed location is in Zone 3 and the proposed use will be a "Quick Lube Oil Change" and a Automotive Glass Repair. The tanks containing the oil for the "Quick Lube Oil Change" will be stored in the

basement area with containment dikes surrounding the tanks. The proposed septic system has pressure dosing. Three ground water monitoring wells have been installed in order to monitor the groundwater. A gas trap has also been installed in order to catch any materials contained in the runoff of the pavement area. The gas trap is designed to drain the water into a leaching area and to keep contaminated materials in the trap to be pumped out at a future date.

On a motion made by Mr. Heinrich, seconded by Mr. Emmons, the Board unanimously voted to grant a special permit for work in an aquifer to 360 Great Road under the temporary groundwater protection regulation with the following conditions:

1. No underground fuel storage tanks shall be permitted on the site.
2. The septic tank shall be pumped a minimum of once every year.
3. The site shall fully conform to the Town of Acton's Hazardous Materials Control Bylaw prior to occupancy of the building.
4. The sewage disposal system for the proposed building at this site shall be reviewed and approved by the Health Department.
5. The leaching facility shall be designed and installed with pressure dosing of the system. The pressure dosing shall be designed in accordance with the State Environmental Code.
6. All floor cleaning materials for the building shall be non-toxic and biodegradable.
7. The sewage disposal system shall be a minimum of 100 feet from the flood plain and/or wetlands.

8. Floor drains within the building are not permitted unless they lead into contained areas in a closed system. All materials captured in any contained area shall be treated as hazardous waste and be disposed or treated in accordance with federal, state, and local regulations.
9. Test pits shall be performed during high groundwater season in the areas of the proposed dry well and infiltration galley in order to verify actual site conditions.
10. The emergency overflow system satisfactory to the Health Director shall be designed and constructed.
11. A blockage or valve device shall be installed in the manhole between the single catch basin on site and the stormwater diversion box to prevent an uncontrollable spill from leaving the site.
12. A permanent containment system satisfactory to the Health Director shall be designed and constructed to encompass the area where automotive work will occur.
13. All fill brought onto site shall be clean fill with no organic matter with the exception of a maximum of 12" loam that would be utilized to re-vegetate the open space.
14. The dumpster on site shall be enclosed with a fence and a lockable gate.
15. In case of a septic system failure, business activities shall not interfere with any necessary repairs or installation of a reserve area and all work shall be done in an expedient manner.
16. The gas trap shall be pumped or cleaned annually with a report submitted to the Health Department.

**LOT 47 MILLDAM - SPECIAL PERMIT FOR WORK IN AN AQUIFER:**

The owner of the property, represented by Bruce Stamski, seeks a special permit for work in an aquifer for the property located on Lot 47 Milldam. The lot was previously approved, however, the permit lapsed and a new design of the septic system was submitted. The depth to groundwater is four (4) feet and the perc rate is 2 min/inch. The proposed design meets all state and local requirements.

On a motion made by Mr. Emmons, seconded by Mr. Bosworth, the Board unanimously voted to grant this special permit for work in an aquifer to Lot 47 Milldam Road with the following conditions:

1. No underground fuel storage tanks shall be permitted on site.
2. The septic tank shall be pumped a minimum of once every two years.
3. The site shall fully conform to the Town's Hazardous Materials Bylaw.
4. The sewage system for the proposed single family home shall be reviewed and approved by the Health Department.
5. The leaching facility shall be designed and installed with a pressure dosing system. The pressure dosing shall be designed in accordance with the State Environmental Code.
6. The sewage disposal system shall be a minimum of 100 feet from the flood plain and/or wetlands.
7. Floor drains are not permitted.

**28 FOREST ROAD - SPECIAL PERMIT:**

The owners of the property, represented by Bruce Stamski, seek a special permit for work in an aquifer and also requests a waiver of the dosing system requirement. The owners are requesting to add to their existing home and have requested that the system be designed for a five bedroom home. The perc rate was 2 min/inch and the groundwater was found

to be 14 feet below the proposed system. Mr. Halley feels that because the depth to groundwater is 14 feet, a dosing system is not necessary. The nearest Town well is approximately 6,000 feet.

On a motion made by Mr. Heinrich, seconded by Mr. Emmons, the Board unanimously voted to grant a special permit for work in an aquifer to 28 Forest Road with the following conditions:

1. No underground fuel storage tanks shall be permitted on the site.
2. The septic system shall be pumped a minimum of once every two years.
3. The site shall fully conform to the Town of Acton Hazardous Materials Control Bylaw.
4. The sewage disposal system for the proposed single family home at this site shall be approved by the Health Department.
5. The sewage disposal system shall be a minimum of 100 feet from the flood plain and/or wetlands.
6. Floor drains are not permitted.

**PALATE'S DELITE - 250 GREAT ROAD:**

Mr. Shay, owner of the property, wishes to relocate his place of business to 250 Great Road. Mr. Shay seeks a variance from Acton Rules and Regulations 11-15.1. The proposed use will be for a food service operation with no seating. The water usage will be minimal consisting of some cleaning of utensils used for the preparation of cheese & pate. The total leaching area is 1,800 square feet for the entire complex. The estimated flow for the retail stores within the complex is 1,349 gallons per day. The application rate for the trench designed septic system is 1.33 square feet per gallon. The proposed food service use by Palate's Delite would bring the ratio down to 1.29 square feet per gallon. The board discussed having the owner of the property requesting this variance rather than the

lessor. The Board feels that the owner should be aware of the potential that the Board may not allow another food service establishment in the mall.

On a motion made by Mr. Emmons, seconded by Mr. Heinrich, the Board unanimously voted to grant this variance to Palate's Delite, 250 Great Road from the Acton Policy that requires 1.33 square feet per gallon and allowing 1.29 square feet per gallon, subject to the owner either in person or in a written request, accepting the conditions of this variance and acknowledging that there may be possible restrictions in the future that will limit the use of the mall as a result of the Board granting this variance.

**18 CHADWICK STREET - VARIANCE:**

The owners of the property seek a variance from 310 CMR 15.12 (1) for the use of a barrier to meet breakout conditions and from Board of Health regulation 11-15.1 for the minimum size of a leaching system. The site conditions of the lot make it extremely difficult to repair their existing septic system. The proposed area for the leaching system would be 430 square feet. The minimum requirement for a three bedroom home according to Acton regulations is 800 square feet. Discussions ensued as to possible alternatives of increasing the size of the leaching system without extreme increase in cost to the owners. The Board asked the owners to redesign a system and submit it to the Board of Health for their review at their next regularly scheduled meeting.

On a motion made by Mr. Emmons, seconded by Mr. Heinrich, the Board unanimously voted to continue this request to 18 Chadwick Street for a variance to allow a re-design of the system attempting to increase the leaching size.

DEB NICOSON - MASSAGE PRACTITIONER & ESTABLISHMENT LICENSE:

Ms. Nicoson who was unable to be present at the meeting seeks a massage permit license. The Board requested Ms. Nicoson's presence at the meeting, therefore the application was tabled until a further meeting when Ms. Nicoson is able to attend.

On a motion made by Mr. Emmons, seconded by Mr. Heinrich, the Board unanimoously voted to table Ms. Nicoson's application for a license to be a massage practitioner in Acton until such a time that Ms. Nicoson is able to be present.

On a motion made by Mr. Emmons, seconded by Mr. Heinrich, the Board unanimously voted to adjourn at 10:00 P.M.

Respectfully Submitted,

Sheryl Howe

Sheryl Howe, Secretary

Signed and Approved,

Joseph Glannon

Joseph Glannon, Chairman