



**Town of Mendon  
Board of Health  
20 Main St. Mendon  
Minutes for  
January 7, 2015**

Chairman Andy Fiske called the meeting to order at 7:04 p.m.

Present: Tom Fichtner - Vice Chairman and Alan Greenberg - BOH member

Location – Planning Board Meeting room– 20 Main Street, Mendon, MA 01756

**191 Providence Street** – Missy (BOH Senior Administrative Assistant) explained a situation going on with this property involving the septic system. The property owner discovered that the Certificate of Compliance and the As-Built plans were not submitted when his house was built. The owner has since submitted the required paper work. Unfortunately, the signed paperwork is dated in 2008. The installer was not licensed and it appears we have no proof of inspections being done. The Board asked Missy to contact Tom Ryder (BOH Engineer) to get his recommendation on how best to proceed.

The Board then discussed the ongoing well issue at Miscoe Hill. All three BOH members did go to Miscoe Hill School to witness the sampling, review the systems in place & discuss the upcoming modifications being planned. The sampling was performed by a State Certified Lab. The Board asked Missy to email Ken Choiniere (Maintenance Director) to ask if he would keep the BOH informed as things moved forward.

Next, Missy raised an issue with the Board concerning some septic hauler permits. One of the requirements in Mendon is that haulers must submit a copy of their OFFAL permit from the town they dump in before they are authorized to haul thru Mendon. Based on conversations between Missy & Denise (BOH Administrative Assistant in Uxbridge), the BOH in Uxbridge is behind in issuing those permits. Missy needs to know if the permits can be released to those haulers that have not yet received their OFFAL permits from Uxbridge. Upon review & subsequent discussion, the Board agreed that these individuals are not in compliance and therefore, the haulers are not authorized to haul thru Mendon until they do receive their OFFAL permits from the Town of Uxbridge.

**14 Lundvall Road** – The Board received a request from the builder and new owner of this property concerning the well. They are requesting a variance from the Private Well Regulations with regard to testing being done by a State Certified Lab. Missy explained that when she told the builder that there needed to be retesting, she didn't specifically state that it had to be done by a State Certified Lab. So, they went and had testing done but they didn't use a State Certified Lab. However, this requirement is stated in the Private Well Regulations and the builder is not new to building in the Town of Mendon. The Board, although understanding of the builder's view, agreed that the retest must be done by a State Certified Lab in accordance with Mendon's regulations, as clearly stated. The Board did ask Missy to incorporate the phrase "State Certified Lab" in future communications to those who may inquire so as to avoid any misunderstandings in the future.

The Board then discussed the two properties they believe have condemnation orders on them; 34 George Street and 29 Hartford Avenue West. The Board asked Missy to contact the Historical Commission to see if they had anything pending with regard to 34 George Street. The Board also asked Missy to contact Lenny Izzo (BOH Health Agent) about doing another inspection at 29 Hartford Avenue West.

Due to the situation that arose at the Miscoe Hill School with regard to the public water supply, the Board asked for a new agenda category to appear on future BOH agendas. Although a PWS (public water supply) is overseen by the MassDEP, the Board believes it would be helpful to have this item on the agenda so that should a communication come in regarding a PWS, it can at least be brought to the Board's attention. Having this item will allow the Board to at least be aware of situations on properties that do have a PWS. It is important to note that, by rule, the MassDEP has full oversight responsibility with regard to a PWS.

The last item discussed by the Board relates to the ongoing discussions involving the town's Tobacco Regulations. The Board would like Missy to send out letters to all establishments, currently selling tobacco products, to notify them of the planned Public Hearing to discuss changes in the Tobacco Regulations. The Board wants to ensure that all viewpoints are considered & discussed. The meeting is scheduled for Jan.28, 2015 at 7:00pm in the Upper Town Hall. To note, general notices to the public are also being generated.

Alan made a motion to adjourn the meeting. Tom seconds the motion. All members agreed. Motion carried. Meeting adjourned at 8:50 p.m.

**Approved February 18, 2015**