

Charlemont Board of Health and Charlemont Select Board meeting minutes
January 24, 2018
Charlemont Town Hall

Board of Health Present: Doug Telling, Rob Lingle, Trice Hyer

Absent: None

Select Board: Marguerite Willis and Sarah Reynolds

Absent: Beth Bandy

Guests: Glen Ayers, Jeff Blake, Peg Dean, Lynn Hathaway

Meeting called to order at 6:00 pm

1. Minutes from 11/27/17 meeting approved 3-0 following a motion from Telling and a second by Hyer to approve the minutes.
2. Telling moved and Lingle seconded a motion to level fund the budget. Approved 3-0

Lingle requested that we enter executive session in order to discuss strategy with respect to litigation if an open meeting may have a detrimental effect on litigating position of a public body. Lingle so declared. Case of Charlemont Board of Health vs. Charlotte Dewey and Linda Shimandle

Lingle announced that the Board would return to a public meeting after the executive session

Telling moved and Hyer seconded that we enter executive session

Telling: yes Lingle: yes Hyer: yes

Entered Executive Session: 6:15 pm

Returned to open session: 8:30 pm

Reynolds moved and Willis seconded motion for executive session in order to discuss strategy with respect to litigation if an open meeting may have a detrimental effect on litigating position of a public body. Reynolds so declared. Case of Charlemont Board of Health vs. Charlotte Dewey and Linda Shimandle and Town v. Shea. And not to return to open session.

Reynolds yes Willis yes

Entered executive session at 6:15 pm

Adjourned at 7:05 pm

3. Review of failed septic systems:

a. 1205 Rt 2: The house has not been sold. Needs a letter stating that they are in violation of Title V, an order to correct, and request their presence at the next board meeting for a condemnation hearing.

b. 2055: Roger King transferred ownership to his son, Jay. Ayers recommended the following steps:

- 1.) Septic Repair Permit issued by Feb 15th (including selecting an installer and paying the permit fee);
- 2.) All necessary internal plumbing modifications completed by April 1st (including plumbing permit);
- 3.) Installer deposit paid by April 15th and installation scheduled, contract provided;
- 4.) Any exterior plumbing changes completed by May 1st (unless by agreement with installer);
- 5.) Installation work begun by May 15th (weather permitting) and completed by June 15th;
- 6.) Certificate of Compliance completed by June 27th.

This agreement will be sent to the son for his signature and returned and Telling or Ayers will sign for the Board and a copy of this will be sent the son.

Lingle moved and Telling seconded that this agreement be sent. Passed 3-0

c. 2067 Rt. 2: Ayers will email Victoria Viletti on filing an application for repair.

Ayers recommends that all outstanding failed systems and those under repair (such as Amy Coates') be placed on each meeting's agenda until the work is completed.

4. 426 Zoar Rd. trailer: There is evidence of use. Joel Rice needs to be ordered to remove the trailer by June 1, 2018 and return the property to sanitary and clean condition or face going to court and ask to enforce the order to remove and put a lien on it. This should remain on the agenda going forward.

5. Reviewed DLTA options recommended to Select Board that we apply for the abandoned properties grant.

6. Reviewed Temporary Occupancy regulations. Ayers recommended prohibiting connection to subsurface waste system or well except at a trailer park. Telling will make the changes.

Hyers moved and Telling seconded that we adjourn: Passed 3-0.

Adjourned at 9:15 pm

Minutes not official until signed.

Documents

1/24/18

- Agenda
- Minutes for 11/27/18
- Report on transfer station
- Draft of Temporary Occupancy Regulations
- McDonald alternative septic system deed 567 Legate Hill
- Budget request
- DLTA requests
- 2 pumping reports
- 1 water test
- 2 health alerts from DPH