



**Town of Boxford**

**Meeting Minutes of the Board of Health**

**December 08, 2020**

**NO PUBLIC ATTENDANCE - REMOTE PARTICIPATION ONLY**

**6:30PM**

**Virtual Participation Only**

**This meeting will be audio and video recorded  
To View: FIOS #39; Comcast #22; BCATv website  
For Directions to Participate via Zoom Click Here  
ZOOM Meeting ID: 997 3628 8110  
Passcode: 081799**

**Present:** Richard Taylor, Richard Fahrner, Heather Forand, Hans Jeppesen, Kendell Longo, Lance Cluster, Susan Inman, Kristin Kwiatek, Greg Hochmuth, Andrew Gori, Laura Sapienza-Grabski, Peter Perkins, Peter Durning, Kathleen Mitchell, Randolph Johnson, Shawn Perkins, Jessica Perkins, Pam Blaquiere, Briana Posanka, Kathryn Borylo

**Meeting opened at 6:30 PM by D. Taylor**

Roll call indicated that the following members of the Board of Health were present remotely: **D. Taylor, R. Fahrner, A. Constan, H. Forand, H. Jeppesen**

**Minutes**

Minutes were reviewed from the November 04, 2020 meeting. A **motion** was made by **A. Constan** to accept the minutes, **seconded** by **H. Forand**. Approved unanimously by a roll call vote.

**Bills**

**D. Taylor** reviewed with the Board the current bills payable totaling \$71,891.96. A **motion** was made by **R. Fahrner** to accept the total bills of \$71,891.96, **seconded** by **A. Constan**. Approved unanimously with a roll call vote:

### **51 Porter Road Variance**

Greg Hochmuth from William & Sparages was present to request a variance for 51 Porter Road. The Board of Health voted at their meeting on December 8, 2020, to grant the following requested variances to the Individual Sewage Disposal System Plan for 51 Porter Road, dated 11/11/20 and submitted to this office on 11/17/20.

Boxford Board of Health Regulation 201-94, Section D. No leaching facility in those cases where the percolation rate is less than five (5) minutes per inch shall be installed within 150 feet of a well used as a potable water supply. Specifically, the Board of Health voted that the leach facility shall be located no less than 124 from the well serving the property.

Boxford Board of Health Regulation 201-94, Section E. No leaching facility in those cases where the percolation rate is less than five (5) minutes per inch shall be installed within 150 feet of a wetland resource area. Specifically, the Board of Health voted that the leaching facility shall be located no less than 142 feet from a wetland resource area.

A **motion** was made by **A. Constan** to approve the variance, **seconded** by **R. Fahrner**. Approved **unanimously** by a roll call vote.

### **85 Washington Street Well Variance**

**K. Longo** presented to the Board a variance for 85 Washington Street after the fact because the homeowners were running out of water. The physical constraints on the property could not be met. The distance to the property line was 22 feet not the required 50 feet. A **motion** was made by **R. Fahrner** to accept the variance at 85 Washington Street to permit the well to be drilled no closer than 22 feet from the property line where 50 feet is required. This variance is approved given that it is the best solution with regards to the physical restrictions of the property, seconded by **A. Constan**. Approved **unanimously** by a roll call vote.

### **Director's Report**

Waste Management is requesting to reduce the Town's holiday schedule. They would like to take away Martin Luther King Day, Patriot's Day, President's Day, and Veteran's Day. Their reason for the changes is that it would align with other contracts, balance their work force hours, and three of the holidays are in the winter potentially causing a Saturday pickup if there are bad storms. The Board agreed by a roll call vote to consider the changes if Waste Management would be willing to pay for a town wide mailing to inform residents of such changes. **K. Longo** reported that there were five roads in the past month. **D. Taylor** suggested if the Board agreed, they would have a meeting with Waste Management to discuss and address the holiday schedule and trash issues. The Board discussed the Covid vaccine and who would be the provider to the Town. **K. Longo** and **D. Taylor** will get more information for the Board.

### **Regulation 1-96 Earth removal deposition onto a property**

**D. Taylor** updated that **6 Gunnison Road** did get permission to put some sand around their well head that was uncovered by dirt being taken away and they will not bring in any other material until they submit to the Board a permit under the Earth Removal Regulation. The Board next discussed **283 Main**

**Street.** They have reviewed a number of documents and **D. Taylor** said that there were three parts of the issue that should be discussed. One was the stable regulation with regards to manure storage and removal and how it was being done at 283 Main Street. Attorney Peter Durning was present representing Spring Tide Farm on the matter of manure removal. It was mentioned that soil was being brought on to the property to be mixed with the manure to create a loam. The Board then discussed the second part of the issue was whether or not there was soil stripping done on the property. **D. Taylor** explained why the Earth Removing Regulation was passed by the Board of Health and how it pertained to the current issue being discussed. **D. Taylor** stated an opinion that if the operation continues, an application will be required and a permit would be issued by the Board of Health for such material to continue to be brought on to the site because it is well over 500 cubic yards. **D. Taylor** stated his proposed recommendation to the Board would be to keep a cease and desist in effect until such time. Comments were allowed from the audience. Jessica and Shawn Perkins, Attorney Durning, Laura Sapienza-Grabski, Kathryn Borylo and Randy Johnson gave comments to the Board. The Board discussed the issue of the 300 yards of sand being brought on site for maintenance of the paddocks. **A. Constan** clarified that the sand is an ongoing activity which is included in the order. A **motion** was made by **R. Fahrner** that the cease and desist order at 283 Main Street be modified to permit the bringing in and removing of sand for stable, stall, and arena maintenance. The requirement is that the notification be made to the Board of Health within three days of activities by phone, email, or in writing as long as someone acknowledges receipt of such notification. **Seconded by H. Jeppesen.** Approved **unanimously** by a roll call vote. **D. Taylor** suggested next to clarify as a board the cease and desist by having an application for a permit under Town Code Chapter 205 for movement of soils onto the land. The Board agreed to send a letter to 283 Main Street.

### **COVID 19 Issues**

Case update 175. **D. Taylor** said there were some good comments regarding the reverse 911. **H. Forand** commented on the contract tracing and how much work is being done within the schools. **K. Longo** stated that the crisis teams get together constantly and she said that everyone is doing a great job. **A. Constan** expressed concern with the residents at Four Mile Village. The COA is working on ways to help the them. School Nurse Briana Posanka commented to the Board about clarifying expectations. **D. Taylor** stated that the Superintendent would have the authority over the school nurses not the Health Board. **D. Taylor** said the nurses are appreciated and that all of this is not easy.

### **Executive Session**

### **Adjourn 9:00**

With no further business, on a **motion** made by **A. Constan**, **second** by **R. Fahrner**, the Board of Health voted **unanimously** by roll call vote to adjourn.

Respectfully submitted,

Kristin Kwiatek  
Minutes Secretary

