

Seekonk Board of Health

Regular Meeting Minutes

January 25, 2023

Call to order 7:00pm

Meeting of the Seekonk Board of Health was held at Seekonk Town Hall, Planning Board Meeting Room 100 Peck Street, Seekonk, MA 02771 on January 25, 2023

Attendees Included:

- Stephanie Souza BSNRN
- Victoria Kinniburgh RN
- Scott Smith
- Brian Darling Health Agent

Absent:

- None

Consent Calendar

Approval of the minutes of November 15, 2022.

Motion By: Stephanie Souza BSNRN to approve the minutes of November 15, 2022

Second: By: Victoria Kinniburgh RN.

In Favor: Stephanie Souza BSNRN, Victoria Kinniburgh RN And Scott Smith

Opposed: None

Abstained: None

New Business

Request for variance 437 No Wheaton Ave, Michael Dobrinia – Mark Rodrigues – Analysis and Design Engineering.

Mr. Mark Rodrigues is requesting the following variances for 437 No Wheaton Ave.

Setback distance between proposed SAS and a private water supply wells is less than the required 100' set forth in 310 CMR 15.211(1) and 310 CMR 430(1)(g) for 437 No Wheaton Ave from 100' to 80'.

Setback distance between proposed SAS [437 No Wheaton Ave] and a private water supply well at 400 No Wheaton Ave is less than the required 100' set forth in s310 CMR 15.211 (1) and 310 CMR 430(1)(g) from 100' to 90'.

Mr. Brian Darling has informed the Board a deed restriction will be needed on the property for the property to be a 2-bedroom septic system.

Motion By: motion by Scott Smith to approve the reduction of a required setback in Title 5 from a SAS to a well at 437 No Wheaton Ave with the use of a bottomless sand filter as proposed on the plan pending review and approval

Second: By: Victoria Kinniburgh RN

In Favor: Stephanie Souza BSNRN, Victoria Kinniburgh RN and Scott Smith

Opposed: None

Abstained: None

Motion By: motion by Scott Smith to approve the reduction of a required setback in Title 5 from a SAS to well at 400 No Wheaton Ave from 100' to 90' with the use of a bottomless sand filter as proposed on the plan pending review and approval.

Second: By: Victoria Kinniburgh RN

In Favor: Stephanie Souza BSNRN, Victoria Kinniburgh RN and Scott Smith

Opposed: None

Abstained: None

Discussion and any other action regarding determination minimum setbacks for livestock to wells.

540 Prospect St – Jennifer Jencks – Mike Bingham

Mr. Darling informed the Board this was prompted by a special permit request to the Zoning Board, in accordance with zoning regulation for the keeping of goats on an under sized property as he understood the request. The Zoning Board requested we make a determination, as there are setbacks in our regulations, but nothing specific to this situation. We do have regulation for stables, manure and piggeries. Residents from 540 Prospect St and 496 Woodward Ave are in attendance. The residents at 496 Woodward Ave, have an existing well in proximity to the penned in area where the goats are housed. Ms. Heather Holland stated the goats are 75 to 80 feet.

Mr. Mike Bingham from 540 Prospect St stated their intention is to move the pen, it does need to be moved further from the property line and will be 100 feet from the well. I personally think 100 feet is appropriate given that is okay for a septic system.

Ms. Holland of 496 Woodward Ave stated her husband and herself would like 200 feet off the property line. The property at 540 Prospect St is at a higher elevation and with the rain the water is seeping thru her yard and is puddling around her well. She feels 100 feet is not enough, the water going through the rock wall and has a lot of run-off into our yard.

Ms. Souza stated she would like to clarify they are not making a determination on the property, where things are running is not the Board of Health.

Motion By: motion by Stephanie Souza BSNRN recommend as the Board of Health to have the well and goats pen 100 feet

Second: By: Scott Smith

In Favor: Stephanie Souza BSNRN, Victoria Kinniburgh RN and Scott Smith

Opposed: None

Abstained: None

Mr. Darling will send a memorandum to the Zoning Board regarding the recommendation of 100' from the goats to the well.

Discussion and any other action regarding the Annual Town Rabies Clinic to be held on March 11, 2023

This is the yearly event run by the Town Clerk and Animal Control.

Discussion and any other action regarding the Site Plan for the construction of fast-food restaurant at 175 Highland Ave, Seekonk, MA 02771

Due to the Planning Board by February 3, 2023

At this time there is no septic information on the plan and the Board of Health Agent has no comment at this time.

Discussion and any other action regarding the Site Plan for 176 Fall River Ave and 135 Taunton Ave.

Due to the Planning Board by February 4, 2023.

At this time the Board of Health has no comment. Once the septic plans are submitted the Board will review if needed.

Discussion and any other action regarding Household Hazardous Waste Day April 22, 2023.

We will be posting this on the Town's website and the Town's Facebook page.

Other Business

Discuss other topics not reasonably anticipated by the Chairman 48 hours before the meeting

None at this time.

Denied Septic Plans by Health Agent

These were plans on the previous agenda.

Health Agent Report

- Scheduling of meeting will be tentatively the last Wednesday of the month.
- During the renewal season we are constantly trying to get the required information for the renewal process. During the next fee schedule if we can review we wish revisit return fees. We have also stated anyone without the license will be requested to go to the next meeting.

Board Correspondence and Comments

Community Speaks

There are no comments from the community at this time.

Adjournment

7:48pm

Motion By: Victoria Kinniburgh RN to adjourn

Second: By: Scott Smith

In Favor: Stephanie Souza BSNRN, Victoria Kinniburgh RN and Scott Smith

Opposed: None

Abstained:

Prepared by:

Denise C. Curzake, Senior Secretary

Items Distributed to the Board for the January 25, 2023 meeting:

- Draft Minutes November 15, 2022
- Septic Design Plan and letter to engineer and the owner regarding the meeting
- Letter from the Zoning Board of Appeals regard the keeping of livestock
- Memorandum from the Health Agent of the Zoning Board of Appeals regarding the keeping of livestock at 540 Prospect St
- Request from 540 Prospect St regarding the minimum distance from a private well to livestock
- Letters to the abutter regarding the Board of Health meeting for the minimum distance from a private well to livestock
- Press Release for the rabies clinic
- Letter from Animal Control to the Town Administrator regarding the rabies clinic
- Site plan for the construction of a fast-food establishment at 175 Highland Ave
- Proposed Site Plan for 176 Fall River Ave and 135 Taunton Ave
- Letters regarding incomplete applications
- Certificate of Safe Passage Berson Rd
- Certificate of Safe Passage Magnolia Ct
- October and November Monthly Report
- Violation notices Title 5
- Violation notice Board of Health Regulation 9.0.0 [Permit to Maintain a Dumpster]
- Letter from Eric Brainsky regarding Asphalt Plant
- Letter from DEP regarding Notice of Responsibility – release of diesel fuel spill
- Letter from DEP regarding Notice of Responsibility - release of oil and/or hazardous materials
- Letter from DEP regarding Notice of Noncompliance – Perrin Ave
- Letter From Atlas – Temporary Solutions Status report – 1035 Newman Ave
- Certificate of Appointment Commonwealth of Ma Dept of Agricultural Resources – Natalie Hayward
- Cease and Desist – Just Sweets
- Letter from CEC – Availability of Release Notification – 195 East
- Notice to Planning and Zoning regarding the Occasional Private Events at Osamequin Farm
- Letter from DEP regarding the Lead and Copper Review Summary Sheets

- Violation Notice – Board of Health Nuisance Complaint – 12 Arthur St
- Letter from DEP regarding the acid spill at Cole St & Olney St.