

ANDOVER BOARD OF HEALTH
Minutes
May 15, 2023 6:00 P.M.
2nd Floor Conference Room, Andover Town Offices
36 Bartlet Street

The Board of Health Meeting was called to order at 6:00 p.m. Present were Pamela Linzer, Ph.D., Chair, Deb Enegeess, M.D., Clerk, and Mr. Thomas G. Carbone, Director of Public Health.

I. Appointments & Hearings

- **#1 – Public Hearing – William Dufresne for 1 Woodman Ridge Road Title 5 Variance requests to increase from 4 to 5 bedrooms.** Mr. William Dufresne, the design engineer from Merrimack Engineering, and Dany Karam, the homeowner of 1 Woodman Ridge Road attended the public hearing. Mr. Dufresne is seeking variances to the Title 5 regulations on behalf of his client. The homeowner is looking to add an in-law suite to the home. Mr. Dufresne presented a GIS map of the property showing the surrounding wetlands and the area where the new septic system would be installed. Mr. Dufresne explained to the Board how the proposed F.A.S.T. septic design works and how it differs from a conventional septic system design.

Motion by Dr. Linzer to approve the Title 5 Variances for 1 Woodman Ridge Rd. as follows:

- A) SAS to be 93' from a wetland bordering a tributary to a drinking water supply, 100' required.*
- B) Septic tank to be 82' from a wetland bordering a tributary to a drinking water supply, 100' required.*
- C) There is no designated reserve area.*

This motion is subject to the following conditions:

- 1) The septic system shall be installed in compliance with the plan dated March 10, 2023, revised April 24, 2023*
- 2) Inconsequential changes to this plan may be approved by the Director of Public Health administratively.*
- 3) The Variance Approval shall be recorded at the Registry of Deeds, as well as the deed notice as required by 310CMR 15.287(5).*
- 4) Installation and operation of the FAST Treatment System shall be in accordance with the MDEP Approval dated March 20, 2015.*

Seconded by Dr. Enegeess, unanimous approval.

In reaching this decision, the Board noted that the installation of the FAST Treatment System will result in a better treated effluent for a five bedroom home, than a standard Title 5 septic system for a 4 bedroom home would provide. Further, the

Board notes that this enhanced treatment is better for the environment, and the exchange for the fifth bedroom is a fair trade for the added wastewater flows.

- **#2 – Show Cause Hearing for TMI Argyle Street Andover LLC – Failure to make corrections as ordered at 7 Argyle Street, Unit 10, and Common Area (Continued)** Mr. Carbone informed the Board that he has inspected the property located at 7 Argyle, Unit 10 and the common area. Mr. Carbone stated 7 Argyle Street Unit 10 and the common areas are now compliant with the orders dated October 24, 2022, and orders dated March 24, 2023.

Motion by Dr. Linzer to close the show cause hearing for 7 Argyle St Unit 10 and Common Area with no further action, seconded by Dr. Enegress. Unanimous Approval.

II. Approval of Minutes

- **# 3 – April 10, 2023**

Motion by Dr. Linzer to approve the minutes dated April 10, 2023, seconded by Dr. Enegress. Unanimous approval.

III. Discussion Items

- **#4 – Appoint Stephen Casey as Health Agent (Intern)** Mr. Carbone asked the Board to appoint Mr. Stephen Casey as a Health Agent. Mr. Carbone informed the Board that one of our summer interns, Mr. Stephen Casey, is a fully trained Health Agent. Mr. Casey is working on his Master's in Public Health degree and is required to take an internship role as part of the coursework.

Motion by Dr. Linzer to appoint Mr. Stephen Casey as a Health Agent for the Town of Andover, seconded by Dr. Enegress. Unanimous approval.

IV. Old Business

- **#6 - N/A**

V. Subdivision Definitive Plans

- **#7 - N/A**

VI. Septic System Variances/Local Upgrade Approval

- **#8 – 3 Surrey Lane – LUA to allow the SAS to be 4' above the SHWT, 5' required (Ratify).** Mr. Carbone asked the Board to ratify the administratively approved LUA. Mr. Carbone explained the LUA is to allow the leaching area to be

4' above the seasonal high water table where 5' is required. Mr. Carbone further explained that the LUA will allow the homeowner to avoid having to add additional fill and the installation of a retaining wall at an additional cost.

Motion by Dr. Linzer to approve the LUA for 3 Surrey Lane to allow the SAS to be 4' above the SHWT where 5' is required, seconded by Dr. Enegess. Unanimous approval.

VII. Staff Reports

- **#10 – Director’s Report**– N/A
- **#11 – Community Health Report** – Mr. Carbone presented the Community Health Report for April 2023
- **#12 – Environmental Health Reports** – Mr. Carbone presented the Environmental Health Report for April 2023.

VIII. Board Member Reports

- N/A

IX. Adjournment

Motion by Dr. Linzer to adjourn the Board of Health Meeting at 6:26pm, seconded by Dr. Enegess. Unanimous approval.

- **Important Dates:**
 - June 12, 2023 @ 6PM- Board of Health Meeting
 - June 19, 2023 – Juneteenth Holiday – Town Offices Closed
 - July 17, 2023 @ 6PM – Board of Health Meeting
 - August 14, 2023 @ 6PM – Board of Health Meeting
 - August 16-August 29, 2023 – Director’s Vacation

Per the New Open Meeting Law, the following is a list of the documents that were either distributed to the Andover Board of Health before the meeting in a packet, or at the meeting.

1. Board of Health (BOH) Meeting Agenda.
2. Memo from Mr. Carbone to BOH dated May 8, 2023 – 1 Woodman Ridge Road
3. Memo from Mr. Carbone to BOH dated May 9, 2023 - 7 Argyle St, Unit 10 & Common Space
4. Draft minutes from April 10, 2023 BOH Meeting.
5. Memo from Mr. Carbone to BOH dated May 9, 2023 - Appointment of Health Agent (Intern)
6. Memo from Mr. Carbone to BOH dated May 9, 2023 – LUA request for 3 Surrey Lane
7. Community Health Report – April 2023
8. Environmental Health Report – April 2023
9. Assessor Map showing details of 1 Woodman Ridge Rd.

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