

PRESENT: Thomas J Fortin, Chairman  
Robert Medeiros, Clerk  
David M Davignon, Inspector  
Joseph Correia, Health Agent  
Wanda Hamer, Clerk

ABSENT: Patrick Hannon, Asst Agent

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5:05 P.M.

Chairman Fortin opened the meeting.

CORRESPONDENCE

Letter from Community Nurse and Home Care Statistics for January 2023. R. Medeiros made a motion to place on file, D. Davignon seconded the motion, all in favor, so voted.

Letter from James Kelley, Town Administrator, Town Meeting will be held on Monday, May 22, 2023, submission of articles for approval deadline is March 24, 2023 by Noon.  
D. Davignon made a motion to place on file, R. Medeiros seconded the motion, all were in favor, so voted.

Letter from Tobacco compliance officer regarding tobacco violation at 1 Middle Road. Owner has Appealed the Violation and has requested a hearing at the next Board of Health meeting in March. R. Medeiros made a motion to keep on the agenda, D. Davignon seconded the motion, all were in favor, so voted.

APPROVE SEPTIC DESIGN PLANS

**33 Beech Street – Matthew C. Mitchell – Charon Associates, Inc. – Engineers**  
Upgrade. 3 variances requested. #1. To allow the leaching facility to be less than 20 feet from the cellar wall. #2. To allow the leaching facility less than 10 feet from the property lines. #3. To allow the dosing tank less than 10 feet from the property lines.

**16 Rene Street – Norman Fredette – David Fredette Engineering**  
Septic repair plan.

**43 Reservoir Road – Thomas & Erica Chevalier – S & K Engineering, LLC**  
Septic repair plan.

**16 Gammons Road – Arcilio & Laurie Pacheco – Charon Associates, Inc.**  
Septic repair plan. 2 variances requested. #1 Allow GW separation <4'. #2 Allow a sieve analysis in lieu of a percolation test

**53 Laura Keene Ave – Kyle Brum – Thomas Roux**  
Septic repair plan.

D. Davignon made a motion to approve the above plans as read along with variances as outlined, R. Medeiros seconded the motion, all were in favor, so voted.

**87 Peckham Rd – Jose & Cathy Tavares – Field Engineering Co, Inc.**

Septic repair plan. 1 variance requested. #1. Reduction in the required setback to a bordering vegetated wetland of 30’.

Ken Motta from Field Engineering was present to discuss and explain to the board members the reasoning for his variance of 30’ to the wetlands and the soil conditions and doesn’t want to request a variance to the water table. D. Davignon has an issue with the set back to the wetlands and would like to see the septic to be 50’ away. Discussion ensued of percolation tests in the front of the property and soil conditions. R. Medeiros explains he knows of this property and the soils are horrible. All agreed the soils are not good. Discussion about moving the septic closer to the house. Ken explained as the engineer and certifying the system can probably only move the system 5 more feet away but doesn’t want to move outside the confirmed area of the percolation test. R. Medeiros made a motion to approve the septic with the Engineer moving the system 5’ closer toward the roadway. D. Davignon seconded the motion and to allow Agent Correia to sign the septic plans, all were in favor, so voted.

**39 Keene Road – AMN Holdings, LLC – Arthur F. Borden & Associates, Inc.**

Septic repair plan. 1 variance requested. #1. To construct new leaching area a distance of 59 feet from the locus well. Agent Correia explained this septic was designed for the previous owner since the percolation test was done someone else purchased this property and it has come to his attention that the back lot is also owned by the owner of this repair plan, instead of requesting a reduction of 100’ setback to the well they can meet the setback requirement by moving the septic further away. D. Davignon made a motion to deny the plan due to the well setback being less than 100’ away when more land is available. R. Medeiros seconded the motion, all were in favor, so voted.

**31 Lisa Ave – Sydney & Nancy Medeiros-Viveiros – S&K Engineering, LLC**

Septic repair plan.  
Chairman Fortin made a motion to approve the plan, D. Davignon seconded the motion, both were in favor, so voted. R. Medeiros sustained from the vote.

**352 Main Street – Frank Joseph Jr. – David Fredette Engineering**

Septic repair plan.  
D. Davignon made a motion to deny the plan as submitted, R. Medeiros seconded the motion, all were in favor, so voted. A new plan will be coming in from the Engineer.

**DISCUSSION**

Jim Souza, 183 Mattapoisett Rd, nuisance neighbor @ 181 Mattapoisett Rd. Agent Correia informed the board that he has spoken to the new Building Commissioner and because he has a lot going on he is still in the process of investigating if this is a business. We are waiting for the determination from Zoning Enforcement Officer and Selectman’s office. Mr. Souza is asking that this board write a letter stating that this form of activity is a nuisance and to have him stop causing a nuisance manner. Agent Correia stated that we are covering our bases in case we do have to go to court. More discussion ensued about the steps we are taking and the system in place to doing things. D. Davignon made a motion to keep on the agenda, R. Medeiros seconded the motion, all were in favor, so voted.

Budget FY 2024 - D. Davignon made a motion to submit the budget level funded, R. Medeiros seconded the motion, all were in favor, so voted.

**APPROVE MINUTES**

December 6, 2022 – D. Davignon made a motion to approve the minutes, R. Medeiros seconded the motion, all were in favor, so voted.

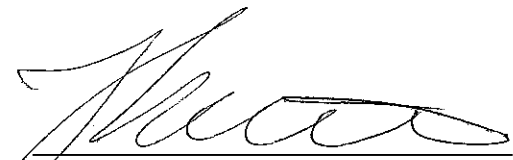
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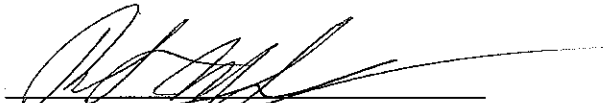
NEXT MEETING

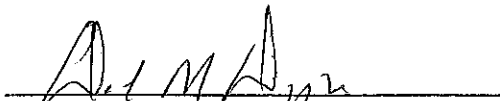
March 21, 2023

5:58 P.M. D. Davignon made a motion to adjourn, R. Medeiros seconded the motion, all were in favor, so voted.

APPROVED 4-11-23

  
Thomas J Fortin, Chairman

  
Robert Medeiros, Clerk

  
David M Davignon, Inspector

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