

Edgartown Board of Health
Minutes of September 23, 2014

Harold T. Zadeh, Chair.

Garrett Orazem, DMD

The meeting was called to order at 5:30PM. Payrolls and permits were signed.

A notice was received concerning a planned prescribed burn at the Katama Airfield to be held in the next few months conducted by the Nature Conservancy.

Agent's Report

Information was provided to the Board regarding a recent site visit made by Agent Poole to the Nunnapog Solar site (Smith Hollow Solar Array) with Lawrence G. Copley, PE for a noise assessment. A written report was provided which indicated the noise levels from the three inverters are clearly above the minimum standards and is in violation of the Mass/DEP Noise Policy. Other defects included lack of a secure gate and unlocked access panels. No action was taken by the Board at this time.

AT 5:55 PM Reid Silva, PE was before the Board to discuss a proposal to relocate a bedroom limit restriction from one lot in Nora's Meadow to another lot in the same subdivision. The current restriction from a nitrogen aggregation plan is held on Lot 2 and if lifted would allow five bedrooms. Lot 4 currently has a bedroom limit of seven and would be reduced to six once the restriction was recorded. The transfer is being requested based upon a purchase and sale agreement for Lot 2 where the new owner indicated a need for a five bedroom home. The proposal will not affect the nitrogen plan and the amended restriction would require the least amount of paperwork. Agent Poole indicated it would be a good idea to have town council review the new deed restriction so it does not create any new issues. A motion was made and duly seconded to send the file to town counsel for his review indicating the Board would be acceptable to the bedroom transfer and confirmation with counsel. Mr. Silva thanked the Board and continued with the public hearing posted for 6:00PM.

13 Pulpit Lane public hearing was opened at 6:10PM for a request from Reid Silva, PE for his client located at Map # 36, Lot # 271 to vary Section 2.352: exceed the 110 gallons of flow per 10,000 sq. feet of land within Zone II of the Meshacket Well. Section 8.10: to allow greater than 25% presumed nitrogen removal for the system with enhanced treatment. Also present were notified abutters Carol & Linda Austin and Pierre Vallencourt. Mr. Silva displayed a map of the area which included the location of the lot just within in the Zone II. He added the lot square footage does not meet the requirement for three bedrooms and is more than the 25% necessary to include treatment as a method of nitrogen reduction. He added the calculations would be closer to 27.4 %. Ms. Austin inquired to the proximity of the lot to her home and if there is any negative effect. Mr. Vallencourt indicated concerns to the location of the new home and the size of the dwelling proposed. Agent Poole added continued issues regarding the maintenance and monitor of the units arise after the first two year contract expires. A majority of the current units in place town wide are out of compliance and do not have a valid contract. The Board directed Agent Poole to inquire with the MicroFast contractor

for a four year contract, in place of the current two. At this time a motion was made all voting in favor of the variance request. The group thanked the Board and left the meeting at 6:40PM.

Mention was made by Agent Poole to the recent arrival of the Health Dept/Assessor new vehicle. A 2014 Ford Escape was delivered to the town and will be used by both office staff.

The final planning meeting took place last week for the Flu Clinic at the MVRHS on October 4th. Registration forms are available to the public at town halls and the libraries.

There being no further business before the Board the Meeting was adjourned at 7:00PM.

Respectfully submitted,

Janet A. Hathaway, Assistant

Approved on: _____

Harold T. Zadeh, Chairman

Garrett Orazem, DMD