

COLRAIN BOARD OF HEALTH MEETING MINUTES
1/2/2024 6:30PM
HIGHWAY DEPT MEETING ROOM [9 JACKSONVILLE RD]

Call to order: 636pm

Attendance: Barbara Griffin (new member), Tim Slowinski, Kate Minifie, Nina Anzuoni, Alice Wozniak (Clerical Assistant)

- 1. Approve Minutes of 12/5:** unanimously approved
- 2. Health Agent Updates:**

Housing Issues:

a. **160-162 South Green River Rd.- [septic concerns & housing violations]**

160 S Green River Road, the occupants have moved out. The owner's attorney has stated that the owner is planning to work with the building Inspector to file for a change of use for the building. All water and sewer plumbing are to be removed and it will no longer be a housing unit. At a recent Soil Evaluation/Percolation Test for 162 S. Green River Rd., it was stated that the owner may be planning the demolition of this unit.

162 S Green River Rd. A Soil Evaluation/Percolation Test (SEPT) was performed at this property on 12/22/2023. The result of this SEPT determined that there is viable property for soils absorption system. The entire property lies within the offsets required for the road as well as to the river. The repair for the existing system will need to be a Tight Tank. An owner could legally pursue some type of extremely high-cost alternative system lengthy approval processes.

Title 5/septics:

a. **4 Main Rd.**– Health Agents visited this home. Entry was denied, there was nothing seen from a plain view perspective to allow us to move forward in any legal manner. This case is closed at this time.

b. **107 Adamsville Rd.**- On 12/14/2023 this office sent via 1st class mail as well as Certified Mail with Return Receipt, a Notice of inspection to the listed owner of the 107 Adamsville Rd. On 12/15/2023 this same notice was served in Hand at 107 Adamsville Rd to Grant Wilson by the Deputy Anthony Zager of Franklin County Sherriff's Office.

This notice notified the owner of the property of our intent to perform a comprehensive housing inspection at 107 Adamsville Rd on 1/25/2024 at 10:00 A.M.

If we are unable to perform such an inspection, it is this office's plan to go to Housing Court for injunctive relief ordering the inspection.

I have spoken with Kevin Fox regarding this property, and we have developed a plan for the use of the Town Attorney, shall this case need to go to court.

c. **48 Call Rd.**- This property failed a Title 5 Inspection on 3/08/2023. The installation of the septic system under repair condition must be completed by 03/07/2025. Currently, the owner

has not yet moved forward with Soil Evaluation / Percolation Test for the design of a new septic system.

- d. **269 Heath Rd.-** We will send a notice to the property owner requiring Title 5.
- e. **109 Main Rd.-** To date, no violations have been found. There is no evidence of septic system failure, or “pipe to the river”.
- f. **116 Main Rd.-** DEP Form 8 (enforcement order) sent. Compliance by February 1, 2024 required. If continued non-compliance after that date, we will be asking the BOH to issue a penalty under M.G.L. c 111, sec 31 which allows for a fine of not more than \$200. Every day in which said violation continues, shall be considered a separate offense.
- g. **12 Wilson Hill Rd.-** This project is complete. Waiting for sign-off and paperwork from installer to issue Certificate of Compliance.
- h. **44 Wilson Hill Rd.-** DEP Form 8 (enforcement order) sent. Compliance by February 1, 2024 required. If continued non-compliance after that date, we will be asking the BOH to issue a penalty under M.G.L. c 111, sec 31 which allows for a fine of not more than \$200. Every day in which said violation continues, shall be considered a separate offense.

Debris/Trash/Misc:

- i. **341 Adamsville Rd.-** On 12/14/2023 this office sent via 1st class mail as well as Certified Mail with Return Receipt, a Notice of inspection to the listed owner of the 341 Adamsville Rd. This notice notified the owner of the property of our intent to perform a comprehensive housing inspection at 341 Adamsville Rd on 1/25/2024 at 10:00 A.M.
- j. **22 Heath Rd-** On 12/14/2023 this office sent via 1st class mail as well as Certified Mail with Return Receipt, a Notice of Violation / Order to Correct (NOVC)to the listed owner of the 22 Heath Rd. On 12/15/2023 this same notice was served in Hand at 22 Heath Rd to Denise Graves by the Deputy Anthony Zager of Franklin County Sherriff's Office.

This NOVC requires the owner to come into compliance within 30 days. A follow-up inspection will be performed at that time.

If we are unable to perform such an inspection, it is this office's plan to go to Housing Court for injunctive relief ordering the inspection.

I have spoken with Kevin Fox regarding this property, and we have developed a plan for use of the Town Attorney, shall this case need to go to court.

If continued non-compliance is found after that date, we will be asking the BOH to consider with condemnation of the issuance of a penalty for Failure to Comply with Order under 105 CMR 410.920 which allows for a fine of not less than \$ 10.00 nor more than \$ 500.00. Every day's failure to comply with an order shall constitute a separate violation.

3. Health District Update-CPHS oversight meeting: At the November CPHS Oversight Board meeting we voted on the FY24 budgets. There are no changes to the assessments to the towns for CPHS services for FY24.

We continue to encourage signing up for and participating in Foundations for Local Public Health. This is now available on TRAIN Massachusetts as well as LPHI. It is recommended that if you haven't yet started, go straight to TRAIN Massachusetts in place of LPHI. LPHI will be phased out soon. BOH to complete section one of online public health training and discuss at February meeting.

4. WebEOC Update: Communications system for BOH members in emergency. Nina is going to give access to the entire BOH. Parallels system that EMS/Fire use.

5. Catamount Sportsman's Club – Catamount Sportsman's Club Inc. The variance(s) have been submitted to Mass DPH via email on 12/11/2023. They have 30 days to approve or deny from date of their receipt of all information. On Friday, 12/22/2023 I received 3 calls from Amy Riordan, Mass DPH Community Sanitation division. She had some clarifying questions. As she didn't ask for any additional information, I think we can safely assume that we are close to the end of our 30-day window. My count has the 30-day ending on or about 1/10/2024. If history is an indicator, I do not expect to hear approval or denial until late on day 30.

Adjourn: 7:43pm