

Minutes of the Town of Dover, Board of Health meeting for November 10, 2009.

Present: DR. Barbara Roth-Schechter, Chairperson; DR. Joseph Musto, Member; DR. Harvey George, Member; Mike Angieri, Agent for Septic Systems; List of attendees' attached.

Meeting Called to Order at 7:00 PM

- 1) The minutes of the October 6, 2009 meeting were read and approved as presented.
- 2) The minutes of the October 19, 2009 meeting were read and approved with changes as noted in the approved version.
- 3) 1 Hunt Drive, Deed restriction. Board approved the deed restriction limiting the 3 houses on the single property to 6 bedrooms. The owner had signed the document and his attorney, Vincent O'Brien had recommended he sign the document.
- 4) 1 Main Street, up-grade, preliminary discussion. Ardi Rappi of Cheney Engineering presented a preliminary plan for the septic system up-grade. It would require a variance from Dover regulation which requires the well to be 100 feet from any part of the septic system. The existing 5 bedroom house has two wells; one is in the basement of the house and within the 100 foot limit; and the other is over 100 feet away. The existing cess-pool is within 100 feet of the well inside the house and would be eliminated. The proposed system would meet Title V setbacks. The Board requested that the wells be tested for quality before they consider a variance request at a future public hearing.
- 5) 10 Claybrook Road, Public Hearing for variance requests. Plan presented and discussion by attorney Vincent O'Brien and Evan Wilmarth. The plan was previously approved with variances on 3-8-7. Variances were: part of septic system within 100 feet of wetland setback and system not sized for garbage grinder. Deed restrictions were: no garbage grinder allowed and house limited to 4 bedrooms and nine total rooms. This permit is valid until 3-8-2010 and can be extended 1 year.

The current plan was submitted 10-27-09 as the owners wanted to preserve the approval longer than the remaining time and the variances requests addressed the time issue and construction. Variances requested from Dover regulations were to allow the soils evaluation 2 year time limit

to be extended and allow the total length of trenches to be less than 100 feet total length. The plan also proposed a change from stone leaching trenches to plastic infiltrator system trenches.

Evan Wilmarth presented the Board with mail receipts showing that the abutters had been notified of the public hearing and their opportunity to be there and discuss the project. No abutters were present.

The proposed plan and variances were discussed the Board and the owner's representatives.

The Board determined that they would approve the plan with the use of infiltrators, subject to final technical review and revision, but denied the variance requests.

The Board determined that the extension of the 2 year soils was not necessary as the current plan and approved revised plan did not require a variance for time extension.

The Board determined that the minimum length of 100 feet of trenches can be achieved and a variance was not necessary.

The Board voted unanimously to deny the two requested variances as they were not necessary, full compliance with Dover regulations can be achieved and denial was not manifestly unjust and would not impact use of the site.

The Board voted unanimously to approve the plan subject to it being revised eliminating the two variance requests, using infiltrators, and meeting final technical review.

The owner's representatives full understood the Board's action and felt the actions were acceptable.

- 6) General Staff discussion concerning Dover regulations concerning 2 year time limit for soils testing and testing out-of season. This subject has been discussed before and concerns the need for these limits given the fact that Title V methods give reliable methods ground water determination and ground water levels and percolation rates do not change. There are several properties that have been tested several times but not developed and there is a concern that continued testing will affect the soils ability for use. Board will revisit this subject.
- 7) General discussion on H1N1 vaccination program and issues related to public information and management of the program.

The Board voted to adjourn the meeting at 7:55 PM.

Mike Angieri