



# Board of Health

41 Highland Avenue  
Cohasset, MA 02025

Peggy S. Chapman, APRN, B.C. Chairperson  
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## Board of Health MINUTES January 27, 2009

### Meeting called to order at: 7:15 PM

**Present:** Chairperson Chapman; Clerk Bobo; Health Agent Dr. Godzik and Recording Secretary Tradd.

### Office Business:

- Next Meeting – Tuesday February 24, 2009
- PSA Testing at Health Fair – Dr. Godzik updated the Board that at our Health Fair in September one of the persons who took the PSA Test showed positive for Prostate Cancer, this individual only came to the Health Fair for the PSA testing and thankfully the cancer is not in an aggressive stage and without that testing he would have never known he had the tumors. The screening saved his life.

### 28 Hillside Drive; Septic System Upgrade, Terry McSweeney, P.E.

Abutters list in order. Abutter Bill Needle present. The plan requests one (1) Title 5 Variance and four (4) local upgrades: **The Title 5 Variance is to: 15.211 Distances:** Reduce the setback between the SAS and the street drain which drains to a tributary of a drinking water supply from 100 feet to 78 feet. The Eljen treatment system provides equal environmental protection and there is no possible way to meet the setback on the lot. **Local Upgrades: 15.405 (1) (b)** Reduce setbacks between SAS and cellar wall from 20 feet to 17 feet. Eljen provides equal environmental protection. Moving the SAS would put it closer to the wetlands and would require much tree removal. **15.405(1) (g)** Reduce the setback between the SAS and bordering wetland which drains to a drinking water supply tributary from 100 feet to 71 feet. Eljen provides equal environmental protection. No other place for SAS. **15.405(1) (i)** Use of a sieve analysis in lieu of a perc test. SAS designed using most conservative LTAR (0.15 gallons/sq/ft). Water table too high to do a perc test. **15.405(1) (k)** Allow one test hole in SAS instead of required two (2) holes. Both holes dug were consistent. Moving a test hole North would have put it in the old SAS. Abutter Needle wanted to ask why soil can't be used as a barrier rather than the concrete/stone wall proposed. Engineer McSweeney replied that without the wall the construction of the SAS would interfere/impact the wetlands and great tree removal would be necessary. Abutter Needle asked when the NOI would be filed with ConCom? McSweeney replied "after DEP approval of the Title 5 Variance". Bobo moved to approve the Variance to 15.211; Chapman seconded, vote carried unanimously. Bobo moved to approve all 4 Local Upgrades to 15.405; Chapman

seconded, vote carried unanimously. Bobo moved to approve Proposed Septic System Plan for 28 Hillside Drive; Plan Date: November 12, 2008; Last Revision: January 22, 2009, Chapman seconded vote carried unanimously.

**Cohasset Pizza House Workplace Law / Smoking Violation**

Debbie Ryan, Restaurant Owner; Pam Rockwell Employee and Jim Wells from the South Shore Boards of Health Tobacco Collaborative Program Present. On January 20, 2009 SSTCP Compliance officer Murphy entered the establishment and identified himself to the owner Debra Ryan. The nature of the complaint stemmed from the Board of Health Office when Health Inspector Tradd performed the annual Food Establishment inspection she noticed a heavy odor of tobacco smoke and recorded this on the inspection report as a violation and discussed the smoke free workplace law with Debra. In January Inspector Tradd received a complaint that Debra is continuing to smoke inside the establishment. When Enforcement officer Murphy entered the back area of the kitchen he noted the odor of recent cigarette smoke and observed an ashtray with cigarette ashes and numerous butts. Ms. Ryan admitted to smoking in the restaurant. The laws were reviewed with her again and she acknowledged she was aware of them. Any individual who violates the State Smoke Free Law shall be subject to a penalty of \$100.00 for each violation payable to the Town of Cohasset. The Board unanimously agreed to impose the \$100.00 fine.

**Old Business:**

- Deutsch Williams Letter RE: Buckley vs. Board of Health – So Noted.
- Private/Irrigation Well Regulation Final Draft Review – finalized with a few changes get it ready for well user review and publish public hearing for February
- Wind Turbine and Cohasset Heights Landfill – Brief discussion Invite Ray Quinn of SITEC to speak to possible odor issue. Once a year well monitoring.

**New Business:**

- Fiscal 2009 and 2010 Budget – So Noted.
- Board of Health Regionalization Statute discussion continued to February
- Proposed changes to the Massachusetts Food Code – So Noted.

**Correspondence:**

- December Nursing Report – So Noted.

Meeting Adjourned at: 9:30 PM

ATTEST:

DATE: