

**Belchertown Board of Health  
Meeting Minutes  
Monday October 1, 2018 at 7:30 PM  
Lawrence Memorial Hall**

**Present:** Andrew Drawec, Dana Burton and Hope Guardenier

**Absent:** Roger Bonsall

**In-Attendance:** Judy Metcalf, Director, Recording Secretary, Mary Grenier

A. Drawec opened the meeting at 7:35 PM

**667 South Washington St.** Richard Dzialo Owner; Lorri McCool Engineer; A septic repair was designed using a Presby System. Local Upgrade needed for a 2' reduction in separation between the SAS and high groundwater. L. McCool explained to the board that the current leach field is as high as it can be and a presby system would allow it a 2' separator compared to a conventional pump system. This system has failed and is voluntarily being repaired by owner. L. McCool said that they will be removing the old system and placing new SAS in same area. J. Metcalf voiced concern regarding removing and disposal of the old SAS. Not many disposal options in Western MA and can be more costly for owner. J. Metcalf reminded Mr. Dzialo of the paperwork requirements needed to receive a certificate of compliance for presby systems. A. Drawec motioned to approve local upgrade to R. Dzialo the 2' offset needed for a presby system to be installed at 667 South Washington Street to repair the septic system. H. Guardenier seconded. All in Favor.

**141 Sargent Street** Don's Auto Service: Designer Neil Jackson: Request the use of a sieve analysis instead of perc test. It was too wet at scheduled perc test on 3/21/18. N. Jackson addressed the Board and let them know that he is currently making changes to the design plans but is asking for a local upgrade to use a sieve analysis. He said the area is sand and gravel and has a high water table. H. Guardenier motioned to approve the use of a sieve analysis for construction designs at 141 Sargent Street Don's Auto Service. D. Burton seconded. All in Favor.

**Dwight Station Mini Mart** Sid Management, Inc. d/b/a/ Diamond Food Store 1066 Federal Street: Massachusetts Tobacco Cessation and Prevention Program (MTCP) Tobacco retail and compliance check – violation: On June 26, 2018 the Quabbin Health District was informed via the FDA that *Dwight Station* violated the Family Smoking Prevention and Tobacco Control Act by selling tobacco to a minor on 3/26/18. This sale is also a violation of the terms and conditions of his Belchertown Board of Health Tobacco Retail Permit # 18-34. Mr. Siddiqui was present along with his attorney, Richard Maynard. Attorney Maynard addressed the Board and let them know that Mr. Siddiqui was just notified there has since been an additional violation at this store selling tobacco to a minor. Attorney Maynard said that besides Mr. Siddiqui there are two other employees and a woman that occasionally fills in as needed. Mr. Siddiqui spoke with the employee that sold the tobacco products to the minor and was told that *the buyer looked older*. J. Metcalf gave background to the Board; this store has been in violation in the past for selling tobacco to minors, January, June and November 2007. They have also been in violation of selling alcohol to a minor. After the violations in 2007, the Board required that Mr. Siddiqui install a card verification machine, which they currently have. H. Guardenier asked if this card machine is for both tobacco and alcohol and that the store has all the posted signs as the law requires? Mr. Siddiqui said yes. Attorney Maynard said that this store does refuse a lot of sales, and Mr. Siddiqui showed the Board a stack of false ID's the store has confiscated just in the past 6 months. It is a very busy business and is not far from the University of Massachusetts.

After some discussion the Board agreed to the following: H. Guardenier motioned that Sid Management, Inc. d/b/a/ Diamond Food Store 1066 Federal Street must give the office a list of all employees and the employees must partake in a *We Card Employee Training Course* within the next two weeks and submit copies of completion to the office. A refresher course must be taken no later than December 31, 2018 and submitted to the Health office. All employees are again to take a *We Card Employee Training Course* refresher in six months later, June 2019. If no violations occur then it will be required for employees to take the course annually and

copies of completion be given to the Health office. Any new hires must take *We Card Employee Training Course* and a copy of completion given to the Board of Health office. A. Drawec told Mr. Siddiqui that this motion will serve as a formal warning. D. Burton seconded. All in Favor.

**2019 Schedule of Fees:** The Board reviewed their current fee schedule for licenses and application fees. J. Metcalf did inform the Board that the internet department is working on a grant for a new computer program in regards to permitting and will encompass multiple departments. The Health office will be attached a fee at some point. The consensus of the Board at this time is to take no action on changing the current fee schedule.

**Sportshaven Mobile Home Park:** J. Metcalf updated the Board on the recent court hearing she attended with Gary Brougham, Town Administrator. This was a status hearing with the Cold Spring Tenant Association, (CSTA). There are still major problems; CSTA states that many of the tenants are not paying their lot fees. There is not enough income generated to pay electric, trash removal etc. never mind the improvements needed for septic systems, the parks well, and the roads. There is currently a boil water order issued for the park.

H. Guardenier wanted on record that she had attended the Shared use and community workshop in Franklin County. She was there for ideas on preserving the fall bounty and came away with a lot of helpful information.


August 27, 2018 meeting minutes have been tabled, only two members present.

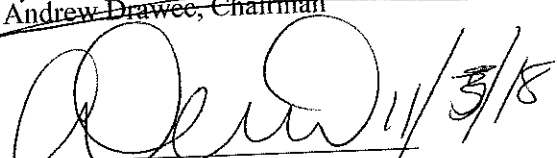
Board signed warrant.

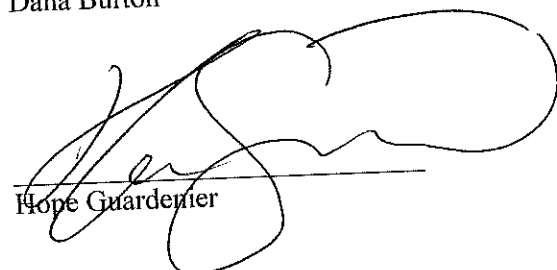
D. Burton moved to adjourn at 8:50 PM H. Guardenier seconded. All in Favor.

Respectfully Submitted,

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Mary Grenier

 11/5/18  
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Andrew Drawec, Chairman

 11/3/18  
\_\_\_\_\_  
Dana Burton

  
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Hope Guardenier