

*Robert B. Medeiros Sr., Chairman  
William C. Hebard, Vice-Chairman  
Diane Battistello, Clerk  
Christian A Zahner IV, Health Agent  
Phyllis Drayton, Assistant Health Agent  
Jaclyn Tenaglia, Public Health Nurse*

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# TOWN OF NORTON

*Commonwealth of Massachusetts*

## Board of Health

*70 East Main Street Norton, MA 02766*



The Norton Board of Health held a Public Hearing on Tuesday, June 7, 2022 at 6:15 PM. The following members were present: Robert B. Medeiros, Chairman, William Hebard, Vice Chairman, Diane Battistello, Clerk, Christian Zahner, Health Agent, Margaret A. Tavares, Administrative Secretary

**Call to order:** Mr. Medeiros, Chairman called the Public Hearing to order at 6:15 PM.

**Alternative Plastic Chamber Septic Systems:** These systems have been showing signs of premature failure. The Health Agent spoke of several times that the Alternative systems have failed in a shorter time frame than a conventional system and were installed correctly. The Board had a discussion and decided to add to the current regulation requiring all alternative systems must be reviewed and approved by The Norton BOH, on a case by case basis at their regular monthly meetings and no more than 25% reduction.

Ms. Battistello made a motion to accept Chapter 3 of the Board of Health Regulations, Section 3.7, section i,ii,iii, Alternative Soil Absorption Systems for residential use of the Norton Board of Health regulations, as written.

**Vote 3-0 Approved**

The meeting adjourned at 6:30 pm, returned to

**List of Document and Other exhibits:**

**Onsite Sewage Treatment and Disposal Systems Regulations Chapter 3.**

## **ON-SITE SEWAGE TREATMENT AND DISPOSAL SYSTEMS**

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- 3     **ADOPTION OF TITLE 5, 310 CMR 15.000** - The Town of Norton Board of Health hereby adopts Title 5, 310 CMR 15.000 in its entirety with the following changes adopted by the Board.
- 3.1   **Licensing** - The Board of Health has adopted the following licensing requirement.
- 3.1.a. **Designers** - Massachusetts Registered Professional Engineers and Massachusetts Registered Sanitarians must be licensed by the Norton Board of Health to design on-site systems in the Town of Norton. An annual licensing fee, Appendix A, is due by December 31<sup>st</sup> for the following calendar year. The applicant shall submit a completed form which is available from the Board. The applicant shall also provide proof of state licensing with the application. The licensee shall be responsible for submitting As-Built plans for any project completed in the Town in accordance with Chapter 3. The Board will not renew a license for any licensee that fails to meet these requirements or any other requirements of these regulations. Percolation tests cannot be scheduled, or on-site system design plans reviewed unless the designer has a valid license on file with the Board of Health.
- 3.1.b. **Soil Evaluators** – Department of Environmental Protection (DEP) Approved Soil Evaluators must be licensed by the Norton Board of Health to conduct soil evaluations in the Town of Norton. An annual licensing fee, Appendix A, is due by December 31<sup>st</sup> for the following calendar year. The applicant shall submit a completed form which is available from the Board. The applicant shall also provide proof of state approval with the application.
- 3.1.c. **On-Site System Installers** - On-site system installers must be licensed by the Norton Board of Health to install on-site systems in the Town of Norton. An annual licensing fee, Appendix A, is due by December 31<sup>st</sup> for the following calendar year. A first time applicant shall take the “Septic System Installer” test, administered by the Board of Health and obtain a grade of 80% correct to pass. Any installer whose license has lapsed for over two years shall be required to take the test before being eligible for re-licensing. The fee for the test is listed in the fee schedule, Appendix A.
- 3.1.d. **Septage Haulers** - No person or corporation shall remove and/or transport septage and/or grease in the Town of Norton without first obtaining a license from the Board of Health in accordance with 310 CMR 15.502. An annual licensing and inspection fee, Appendix A, is due by December 31<sup>st</sup> for the following calendar year. The applicant shall submit a completed form which

- viii. A \$50.00 rescheduling fee will be charged for failure to notify the Board of Health.
- ix. All percolation testing results can be used for design provided they meet the following conditions:
  - a. The observation pipe installation is approved by the Health Agent.
  - b. A Board of Health number is visible on the pipe.
  - c. The test data has been filed with the Board of Health.
- x. De-watered percolation tests will not be recognized as valid percolation tests in the Town of Norton.
- xi. The Board of Health reserves the right to require additional deep test holes to monitor and/or observe the water table at any time including during construction.

3.2.b. **Design Requirements** Plans for new construction or repair of an on-site system shall include:

- i. The location of percolation tests with the Board of Health percolation numbers, and zoning of the lot.
- ii. Design for repair or upgrade to an existing on-site system shall include the installation of a minimum 1500 gallon septic tank or a new tank with a minimum capacity equal to or greater than that required by 310 CMR 15.000 whichever is greater.

3.3 **Construction of On-Site Systems** The Board of Health has adopted the following requirements in addition to Title 5 requirements for construction of on-site systems:

3.3.a. **Board of Health Inspections** The Health Agent will inspect construction of all on-site systems at least three times for the following: open hole/bottom bed, stone, and a final inspection. **Prior to the Health Agent's Final inspection, the design engineer must call in all As-Built elevations to the Board of Health office for review.** The installer shall ensure that water is available for the final inspection. The Health Agent shall receive at least 24-hour advance notice for all inspections. The fee for inspections is listed in Appendix A. A re-inspection fee, Appendix A, shall be assessed any time the Health Agent is required to re-inspect the site.

3.3.b. **Designer inspections** The designer shall conduct a final inspection of the system. If the designer uncovers an installation error, the designer shall contact the installer and within 24 hours also notify the Board of Health. The designer shall inspect and certify that the correction(s) have been performed.

on a cases by case basis, by the Norton Board of Health during its regular monthly meeting.

- ii. No reduction in size will be approved unless the engineer can prove that there are no other feasible options at which point there will be a max reduction of 25%.
- iii. Septic tanks equipped with an aerobic treatment system such as Fast, Singulair, etc must be utilized with all plastic chamber systems.

3.8 **Shared/Residential/Condominium/Commercial Systems** Shared systems conforming to Title 5, 310 CMR 15.000 may be approved by the Norton Board of Health in accordance 310 CMR 15.290 to 15.293.

3.9 **Additives** The use of a chemical additive for any purpose, in any part of any subsurface sewage disposal system is prohibited, unless the additive is approved by DEP.

3.10 **Alternative Soil Absorption Systems for Restaurants, Supermarkets, and Other Food Processing Facilities** The Norton Board of Health may establish any special conditions necessary to provide protection of public health, safety, welfare and the environment in addition to the requirements contained in Title 5, 310 CMR 15.280 to 15.289. The Board has voted to limit the reduction in size of any Alternative Soil Absorption Systems, using chambers or any other type of Innovative System, to no more than 25% unless an Alternative Pretreatment System is installed prior to the Alternative Soil Absorption System.

3.11 **Violations**

In addition to remedies provided for in Title 5, 310 CMR 15.000, any violations of Chapter 3 of these regulations by a designer, Title 5 inspector or on-site system installer shall result in a minimum 30-day suspension. Three consecutive suspensions shall result in permanent revocation of the license. Any individual or company that performs services within the Town of Norton without a valid license issued by the Norton Board of Health shall be fined \$100.00 per occurrence; each day will constitute a separate violation.

True Copy Attest

*Lucia B. Longhurst*

Norton Town Clerk



# Town of Norton

Board of Health Minutes Acceptance

Town Clerk Date/ Time Stamp

RECEIVED  
NORTON TOWN CLERK  
2022 AUG -2 PM 3:18

## Board of Health Meeting

BOARD / COMMITTEE

August 1, 2022

DATE

6:00 p.m.

TIME

Acceptance of Public Hearing Minutes Date 7/7/22

MEETING MINUTES

Robert B. Medeiros, Chairman

William C. Hebard Vice-Chairman

Diane Battistello - Clerk