

Board of Health Hearing
July 15, 2013

Meeting opened at 6:05pm

Present: Alan Vint, Chair; Howard Knickerbocker; Mitch Feldmesser. Howard refrained from meeting as he was not on the Board when these issues arose.

Health Agent, Jackie Duda

Duane Pease, Administrative Assistant

Hearing held at request of Gregory Crepeau to question the Order to Vacate issued by the Board. Order was issued on the basis that the building lacks a Title V compliant septic system.

Jackie gave brief history of issues at the subject property and remedies to date taken by Mr. Crepeau. His water supply has been tested and no bacteria was found in the sample. He has passed the perc test but has not submitted a Title V plan.

There was discussion regarding the lack of a building permit when dwelling was first constructed years ago and that the property did not have frontage on a town road. Alan stated Mr. Crepeau was not being singled out, but everyone has to comply with the Town By-Laws. Crepeau insisted the building was not a dwelling but nothing more than a shed. He also wanted to know if he was permitted to enter his property and only had to stay out of the dwelling if he was not planning on doing any remedial work to bring it into compliance. The BOH was unsure and Alan will check with Town Counsel. He also said he had addressed 3 of the 4 issues the Board has previously listed. The only remaining issue is the septic system. Mitch questioned if he was not going to fight this Order, did he have to remove the building or could he let it just fall down. Jackie said the Order to Vacate was issued but she could have issued a Condemnation Order and then the building would have to be razed.

1

Wally Smith said if the property did not have 200' of road frontage, then it was not a legal building lot and the building should have never been built.

As there was no more testimony, Alan motioned to uphold the Order to Vacate as it stands with the condition he will contact Town Counsel to see if Mr. Crepeau can use the rest of the property. Mitch 2nd, vote was 2-0 to uphold.

Alan then motioned to continue the hearing in 2 weeks after checking with Town Counsel and close this portion of the hearing, Mitch 2nd. Vote was 2-0 and hearing was adjourned at 6:50pm.

Minutes respectively submitted by:

Duane Pease
Administrative Assistant

Minutes accepted with/without changes

Alan Vint, Chair

Mitch Feldmesser