



approved
10/17/23

Town of Carver, Board of Health

Posted in accordance with the Provisions of M.G.L. Chapter 30A, Section 20B

Board of Health meeting minutes for September 26, 2023, Carver Town Hall, Meeting Room 4

Attendees: Eric Mueller, Chairman; Arthur Borden, Member; Barry Callis, Member

Also Present: Kevin Forgue, Health Agent

Absent:

Meeting called to order by Mr. Mueller at 5:05 PM

Public Hearings:

None tonight

Discussion:

- Animal Complaint/Variance Request, 18 Lakeview Street -

Mr. Forgue – Cindy Lauzon requested a variance; I will let her give you the background.

Ms. Lauzon, 18 Lakeview Street – We are looking to find out what the Agricultural Commission said. Mr. Forgue – When we left, we agreed to 100' from the dwelling. Ms. Lauzon – I was told you were going to come back and get measurements from the feeding station, etc. You requested that we mark it and then you would measure it. Mr. Forgue – I was under the impression that we were only going to go back to verify the 100' and that everything was moved back. Mr. Mueller – I agree. Ms. Lauzon – I didn't want to move everything if it wasn't within that 100'. Our feeding station is where it has always been since 2021. I was never informed of these variances when I got my license. Elise came out and did a barn inspection. What good would it do to move everything if it's not verified? Mr. Lauzon – The Agricultural Commission noted that there were trees which were providing shade. Ms. Lauzon – Even if it's not corralled, they will still graze which is why we are looking for that variance. We got new spools and moved them to the other side.

Mr. Bennie, 22 Lakeview Street – I am not contesting the pen; it is completely outside of the 100'. I am concerned about the corral/gate within 35' of my house. If that is moved, I have no issue. Mr. Mueller – The Agricultural Commission did say 100'. When I pulled the map, it was close, I wanted to verify it with an actual tape. Mr. Bennie – If he removes that corral, I have no complaint. Ms. Lauzon – I will close the gate and prevent them from going up there. The dogs can use that area. Mr. Mueller – Right now we need to focus on the setback issue. Mr. Lauzon – We won't have one if we remove the gate. Ms. Lauzon – I want verification that the feeding station is okay. I can't complete that until you confirm the distance. Mr. Forgue – Is it up to the Board of Health to do that survey? We can determine it easy enough with a 100' tape and measure three points. There is a dispute on what defines a corral.

Mr. Bennie – Is there a permit? Mr. Forgue – There is a permit on file. Ms. Bennie – How did they get it when it doesn't meet requirements? Mr. Mueller – The permit is for the animals. Mr. Bennie – The permit should not have been allowed without a diagram. Mr. Mueller – We need to establish the lines. Mr. Forgue will get ahold of the Agricultural Commission

and arrange for someone to accompany us when we go out to do the measurements. Mr. and Mrs. Bennie feel the permit should be pulled as it does not line up with the Boards rules. The barn is being used as a shelter and is less than 100' from the well. Ms. Lauzon – The barn is for emergency shelter only; they spend most of their time with the play structure. The floor in the barn has a concrete floor. This barn is more than 200 years old. Mr. Lauzon – The floor is cleaned regularly.

Mr. Callis asked to verify where the additional structure is. Ms. Lauzon – It is inside the pen and is a playhouse that they use as a shelter. Ms. Bennie – I would like this Board to issue an order to revoke that permit and require that the goats are removed. We have waited three years! Mr. Mueller – We are going to continue this tonight. Kevin and myself will go out to the property with the Agricultural Commission to review the boundary lines.

- 21 Holmes Street – Report from MDAR Division of Animal Health

Mr. Forgue – I sent a copy of this to each of you for review. We have a report from the Division of Animal Health. By in large, the animals are in good health. There were recommendations for feed. This all came to head as the Bull kept getting out. Some damage was done to the abutter's property. I would suggest to the Board that I write a letter to Mr. Tripp, emphasizing those recommendations, in this report. I would also add the recommendations from the Animal Control Officer. I can then reinspect and plan on doing bi-monthly inspections.

Mr. Callis - On page 1 (letter from Mr. Pike), #1 - If he fails to comply, is there a "by when" date? Mr. Forgue – He is saying that if he does not maintain/contain the livestock, at any time, then we should be looking at revoking the license. Mr. Callis – I am glad that the Board is willing to work with people but we need to act when necessary. Mr. Forgue noted that there have been no breeches since May 31.

The Board agrees to have Mr. Forgue send that letter.

- Topics not reasonably anticipated by the Chairman 48-hours in advance of the meeting –

Mr. Forgue – Art and I attended a meeting with the Town of Middleboro to start the discussion of tying into the Town of Middleboro; this is in its infancy stage.

Other Business:

Minutes – August 15, 2023

*Motion to approve the meeting minutes for August 15, 2023, as amended: Mr. Callis
Second: Mr. Borden*

Discussion:

Approved: Unanimous (3-0)

Correspondence:

Next meeting date:

Our next meeting will be October 17, 2023 at 5:00 P.M.

Adjournment:

*Motion to adjourn at 5:40 PM: Mr. Mueller
Second: Mr. Callis
Approved: Unanimous (3-0)*