

**SELECTBOARD SITTING AS LOCAL BOARD OF HEALTH  
PUBLIC HEARING MINUTES**

**September 30, 2009**

This hearing was called to order at 5:00pm at the Dummerston Town Offices in Dummerston, Vermont.

Members Present: Chair Andrew MacFarland, Wayne Emery and Zeke Goodband

Member Absent: Tom Bodett, Greg Brown

Also Present: Town Health Officer Mary Lafayette, Town Attorney Bob Fisher, Terry Chapman, Sylvio Forrett, Arthur Freese, Harold & Jean Newell, and Laurie Frechette

Andrew issued the oath to all present who planned to give testimony.

Town Health Officer Mary Lafayette presented a timeline of activities pertaining to the failed septic system at 270 West Street in West Dummerston, beginning in August 2008. She and Attorney Fisher submitted evidence in the form of the original complaint, various emails between interested parties and photographs taken of the area on April 8, September 5 & 17, 2009.

It was clarified that Thomas Radzevich, currently residing in Florida, is the owner of record.

Testimony was received from Terry Chapman, Harold & Jean Newell, and Arthur Freese regarding the odor emanating from the property and the number of people residing in the two apartments.

The public hearing was closed at 5:30pm and the Board entered deliberative session.

Wayne moved to issue a signed Health Order to have the septic tank pumped on a weekly basis. Zeke seconded the motion; it passed 3-0.

With no other business to come before the Board, the meeting was adjourned at 5:50pm.

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Approved

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Andrew MacFarland, Chairman

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Wayne Emery, Clerk

Submitted by: Laurie Frechette, Selectboard Assistant