

Water Supply District of Acton

693 MASSACHUSETTS AVENUE
P.O. BOX 953
ACTON, MASSACHUSETTS 01720

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Commissioners Meeting
Water Supply District of Acton
Meeting Minutes
September 14, 2015

Agenda:

- A. Comments from Citizens
 - *Appeal of Outdoor Watering Fine for 8 High Street
- B. Approve Minutes from the August 10th Meetings
- C. OLD BUSINESS:
 - 1. Water Management Act Permit Renewal.
 - 2. Nuclear Metals Superfund Update
- D. NEW BUSINESS:
 - 1. Revision of the District's "Rules & Regulations".

The Board of Water Commissioners meeting was called to order at 7:30 p.m. on Monday, September 14, 2015 at the Acton Water District Office by Mr. Ronald Parenti.

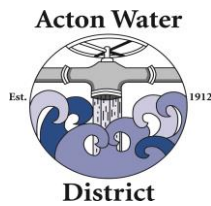
Present at Tonight's Meeting:

Commissioners: Ronald Parenti (Chair), Steven Stuntz
District Manager: Chris Allen
District Treasurer: Mary Jo Bates
Environmental Manager: Matthew Mostoller
District Counsel: Mary Bassett
Commissioners Secretary: Lynn Protasowicki
Finance Committee: Chuck Bradley
Moderator: Richard O'Brien

A. Comments from Citizens

Enclosed in tonight's packets to the Commissioners are correspondence between Chris Allen, the Acton Water District Manager and James Fenton, of Faulkner Mill Realty, LLC regarding property at 8 High Street, Acton. The District fined Mr. Fenton \$300 for violation of the outdoor watering bylaw. Mr. Fenton is appealing the outdoor watering fine. Mr. Fenton was present this evening. He spoke to the Commissioners explaining that he is upset because he was not called on the first day that the District noticed the violation. He feels that waiting 3 days to then be notified via mail is unacceptable. He would have fixed the irrigation system on the first day if he knew it was not watering accordance with the outdoor watering bylaw. Mr. Mostoller stated that Mr. Fenton was sent a reminder notification on July 23rd that he was violating the outdoor watering ban. Mr. Fenton stated he never received the reminder notice just the invoice for the \$300 fine. Mr. Allen stated that Mr. Fenton was given a break by being fined \$100 per day; the fines, per the bylaw, can be \$200 per incident. Mr. Parenti and Mr. Stuntz see no cause to waive the fine. Mr. Fenton stated that he will need to speak with his lawyer about this...he is very upset. Mr. Fenton asked Mr. Allen if he were to not pay the fine what would happen. Mr. Allen stated that the fine would remain a past due balance on the account, and will accrue interest at the prescribed rate. If still not paid it would become a lien on the property and eventually water could be turned off. After a bit of back and forth Mr. Allen proposed to reduce the fine to \$150 (\$50 per incident, as is common practice in the escalating fine structure of the program). Mr. Fenton agreed to pay the \$150. Mr. Stuntz and Mr. Parenti agreed to the amended fine of \$150 to be paid immediately.

All documents referred to in meeting minutes are available for inspection at the office of Acton Water District, 693 Massachusetts Avenue, Acton, MA 01720 (978) 263-9107.



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B. Approve Minutes from the August 10th Meeting

Approving minutes was postponed to next meeting due to Commissioner Len Phillips absence at tonight's meeting.

C. OLD BUSINESS:

1. Water Management Act Permit Renewal.

Mr. Allen informed the Commissioners that the District submitted the permit renewal application on August 31st for the Water Management Act Permit. Enclosed in tonight's packets to the Commissioners is a copy some of the paperwork that was submitted to the MassDEP Water Management Act Program demonstrating the withdrawal amount for which the District is applying, 1.94 Million-Gallons-per-Day (MGD).

Mr. Mostoller stated that he is not sure when the permit will be approved. He has been told that they wouldn't hear back from MassDEP until sometime after the New Year.

2. Nuclear Metals Superfund Update

Mr. Mostoller gave an update to the Commissioners of the Nuclear Metals Superfund site. He stated that once the District signed off on the access agreement DeMaximis began the drilling of the wells. They haven't started in Acton yet but did begin at Valley Sports Skating Rink in Concord. They completed one well and have the analytical results. They completed a second well but do not have analytical results yet. At this second well the bedrock is highly fractured and sand is moving into the fractures making it difficult to pull samples of the water. Mr. Mostoller stated that they will spike the water with potassium bromide to determine the dilution factor for the samples.

Mr. Mostoller stated that in about two weeks they will move onto District property at 16 Knox Trail and start drilling wells there.

Other Old Business:

District Clerk Resignation – Mr. Allen stated that they still haven't found anyone yet to fill the position. He reiterated to the Commissioners if anyone that they knew in town that may be interested in filling the position for the unexpired term of two years.

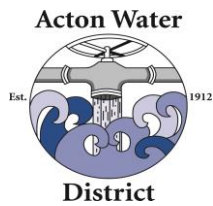
South Acton Water Treatment Plant – Mr. Parenti asked if the District plans to hold an open house at the plant. Mr. Allen suggested that they hold the event the first week in May during "National Drinking Water Week". The Commissioners thought this was a good idea.

Solar – Mr. Parenti asked about the status of having solar farm installed. Mr. Allen stated that he has a draft RFP prepared. He has had inquiries from 3 developers. He said that since the potential use of 16 Knox Trail is in flux (One of the locations of where solar farm would be installed); he put this RFP on hold.

D. NEW BUSINESS:

1. Revision of the District's "Rules & Regulations".

Enclosed in tonight's packets to the Commissioners is a copy of the most recent DRAFT of the "Rules & Regulations". Mr. Allen informed the Commissioners that the last revision of the "Rules & Regulations" was completed in 2010-2011 and it's time to start process of revising the document again. Counselor Bassett will email a copy of the "Rules & Regs" to the Commissioners for their review and comments. The plan would be to have one Commissioner, Mr. Allen, Counselor Bassett and District staff provide proposed revisions, meet as a



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group at open meetings to review and discuss revisions until final document is complete and approved by the Board of Commissioners. Mr. Allen would like to have a final document approved by the end of this year.

Mr. Parenti moved to adjourn the meeting at 9:10 p.m. and it was unanimously voted.

Next Meeting:
Monday, September 28, 2015