

H. EARL LANTERY, PE

Consulting Civil / Environmental Engineers Boutton Health Department 24 Perry Avenue Buzzards Bay MA 02532 18 RT 6-A, SANDWICH, MA 02563

1-774-313-9547

February 10, 2023

Bourne Board of Health 24 Perry Avenue Buzzards Bay, MA

Re: Variance request for 140 Wings Neck Rd. for proposed upgrade of the on-site waste water treatment system.

Dear Members:

In accordance with the State Environmental Code, Title 5:310CMR 15.410, Please accept this letter of request to be heard before the Board of health at their next available meeting to discuss Title 5 and/or Board of Health Regulations for the installation of a nitrogen reduction system to replace a failed cesspool.

We respectfully request consideration of the following variance to accommodate our project:

A. variance of 1' from the depth to groundwater regulation 0f 5' in soils less than two minutes per inch. (5'-1'=4').

Enclosed is the completed variance application, innovative/alternative septic system forms and design plans. We have notified the abutters by reg. mall. Thank you for your consideration of this request.

Sincerely,

H. Earl Lantery, PE



Bourne Board of Health Application for Septic Variance or Waiver Requests



In accordance with the established procedures of the Bourne Board of Health, this application is for septic variances and waivers which have not been approved administratively and require approval at a public meeting. Please use the following application form for guidance on how to apply for variances and waivers which serve new construction, changes in use, or increases in flow to on-site sewage disposal systems with design flows of less than 10,000 gallons/ day.

1. Facility Name and Address:
Owner's Name PETEL SUSAN OHANIAN
Facility's Street Address 140 WWGS NECK RD BOURNE, MA
Owner's Telephone Number 1003-560-3755 Owner's E-mail Address
Owner's E-mail Address VCT ER. OHANIAN @ YGhoo. Com Owner's Mailing Address
Owner's Mailing Address
25 NORTH SHARE ROAD WINDHAM, NH 03087
2. Applicant or Preparer's Name and Address (if different from above):
Preparer's Name H. EARL LANTERY P.E.
LANTERU ASSOC.
Telephone Number 1774 - 313 - 4547
E-mail Address carllantery amoil com
E-mail Address <u>Carllantery</u> @ gmoil. com Mailing Address 1.0.130X 99 E. SANDWICH, MA 02537
State/ Zip Code
MA 02537
3. Type of Facility (check all that apply):
☑ Residential ☐ Commercial ☐ Institutional ☐ School ☐ Industrial
4. Describe Facility (i.e. single-family dwelling, 45 seat restaurant):
SINGLE FAMILY COTTAGE
5. Type of System (check all that apply): ☐ Conventional Title 5
☑ Pumped System ☐ Gravity System ☐ Pressure Dosed ☐ Existing ☐ Proposed

6. Describe the existing/ proposed septic system components:
REDUCTION SYSTEM (SINBULAIR) MODEL 960-600 GPD
7. Design Flow per 310 CMR 15.203 (in gallons/ day):
<u>440 6ALLONS/DAY</u> Design flow of system:
Total design flow of facility:
8. Enclose a letter of request for variances/ waivers which makes reference to the specific provisions of Title 5 and/ or the Board Bourne of Health Regulations for which a variance is sought. Please use this opportunity to demonstrate compliance with 310 CMR 15.410, and to justify the relevant facts and circumstances of the individual case. Note that with regard to variances for new construction, enforcement of the provision from which a variance is sought must be shown to deprive the applicant of substantially all beneficial use of the subject property in order to be manifestly unjust. Be sure to explain why full compliance with the applicable regulations is not feasible, and how a level of environmental protection that is at least equivalent to that provided under Title 5 and the Board of Health Regulations can be achieved without strict application of said regulations.
9. In order for this Application to be deemed complete, it must be accompanied by the following:
Application Fees paid to the Town of Bourne. Letter of request describing nature of variances (see samples) Six sets of complete plans and specifications. One with original stamp of design engineer. Nitrogen Loading Calculation Sheet(s) if applicable If abutter notification is required, one of each of the following must be submitted: A copy of the certified list of abutters from the Assessor's Department Sample letter for abutter notification postmarked 10 days prior to meeting date Proof of certified mailing (receipts) meeting requirements of 310 CMR 15.405(2) Proposals for installation of Innovative/ Alternative septic systems must be accompanied by: A copy of the Certification for Use including technology specific conditions Draft disclosure notice for the I/A technology to be recorded in the deed Hydrogeologic data for all leaching facilities proposed within 100ft of a wetland/ watercourse Percentage of Increase Worksheet may be required for waivers or increases in flow
10. Certification:
"I certify under penalty of law that this document and all attachments, to the best of my knowledge and belief, are true, accurate, and complete. I am aware that there may be significant consequences for submitting false information, including, but not limited to, penalties or fine and/or imprisonment for deliberate violations."
Facility Owner's Signature Date
Print Name
Signature of Preparer Date 2 15 23
Print Name <u>EARL LANTERY</u>



FEB 23 2023

H. EARL LANTERY, PE

Bourne Health Department 24 Perry Avenue Buzzards Bav MA 02532 Consulting Civil / Environmental Engineers

18 RT 6-A, SANDWICH, MA 02563 1-774-313-9547

March 10, 2023

RE: Notice of Public Hearing

To: The Abutters of 140 Wings Neck Road, Bourne

In accordance with MA Sanitary Code, Title 5: 310CMR 15.00, you are hereby notified that Mr. & Mrs. Peter Ohanian has requested a hearing before the Bourne Board of Health for relief from Title 5 and/or the Bourne Board of Health Regulations to install a nitrogen reduction septic system to replace a failed cesspool at 140 Wings Neack Road, Bourne. At the hearing the Board will discuss and possible vote on:

- a variance of 1 ft. reduction from the depth to groundwater regulation of 5 ft.
- (5'-1'=4')...
- installation of a Singulair nitrogen reduction system.

The hearing is tentatively scheduled for March 8, 2023 @ 5:30pm at the Bourne Community Center, 239 Main St, Room 2. Information on the meeting and agenda is posted on the Town's website, www.townofbourne.com/health. Please confirm the date, time and location of hearing with the Health department. 508-759-0600 ext. 1513. You can contact me if you have any questions.

Sincerely,

H. Earl Lantery, PE 774-313-9547

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Colombia American de American de Colombia	7716 37,0-25-0 FULLUM TIMOTHY J	Owner	Key IN 7716,7746,7748	LIVE	ABUTTERS LIST

Fotal Records

Report #24: Owner Listing Report Fiscal Year 2023

Bourne MA

7748 37,4-26-0 7746 37.4-24-0 MARDER ERIC & ELLEN MARDER SEMERJIAN LEVON Location LCt/Cl Bk-Pq(Cent) IDt
155 WINGS NECK RD N 898/88 55 Al
142 WINGS NECK RD N 3411(0)296 1241
138 WINGS NECK RD N 33051/171 PO B
1010 7/8/2020 PO BOX 1138 55 ADIN ST 124 WATERHOUSE RD Mailing Street Mailing City HOPEDALE LYNNFIELD BOURNE ST Zip Cd/County
MA 01747 MA 01940 MA 02532

11/28/2022 Page

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT 出 For delivery intermation, visit our webs at www.usps.com[,] Buzzands Bag, MA 02532 **U**--Certified Mail Fee \$4.15 0563 யு 98 Extra Services 8, Fees (check box, add fee pseparcuriste) Heturn Receipt (hardcopy) \$0.00 Return Receipt (electronic) Postmark 40.OO Certified Mell Restricted Delivery Here Adult Signature Required -\$0,00 Adult Signature Restricted Delivery 0990 Postage \$0.63 02/22/2023 Total Postage and Fess \$8,13 7017 Sent TO UDN SEMER JIAN Street and Apri, No., or PO Box No. WATERHOUSE RD SOURNE MA U.S. Postal Service".... CERTIFIED MAIL® RECEIPT
Domestic Mail Only مــُ ordelivery information Visit Hopedales IIA 01/47 Certified Mail Fee \$4.15 ũ 0563 Ϊŋ 98 Extra Services & Fees (check box, add fee as spotspilate) Return Receipt (hardcopy) \$0,00 Return Receipt (electronic) Postmark \$0.00Certified Mail Restricted Delivery Here Adult Signature Required **\$0~00** Adult Signature Restricted Delivery \$ ostage \$0.63 02/22/2023 Total Postage and Eccs 13 7. MDTHY F and Apt. No., In POB Late, 217-118 OFEDALE U.S. Postal Service' CERTIFIED MAIL® RECEIPT <u>1</u> Domestic Mail Only m ... Fol delivery lyjquaetan well our П., E 0563 \$3.35 98 H Extra Services & Fees (check box, add fee de hppf) (pte) Return Receipt (hardcopy) **-\$0.**00 Postmark Return Receipt (electronic) \$0.00 Certified Mail Restricted Delivery Here Adult Signature Required Adult Signature Regirioted Delivery \$
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NOTICE OF ALTERNATIVE SEWAGE DISPOSAL SYSTEM

M.G.L. c. 21A, § 13 and 310 CMR 15.0287(10)

ADDRESS OF PROPERTY SERVED BY ALTERNATIVE SYSTEM:
TITLE REFERENCE FOR PROPERTY SERVED BY ALTERNATIVE SYSTEM [check and complete each that applies]:
□ Deed recorded with the BARNSTABLE Registry of Deeds in Book 33577, Page 266 □ Certificate of Title No issued by the Land Registration Office of the Registry District □ Source of title other than by deed
NAME(S) OF OWNER OF PROPERTY SERVED BY ALTERNATIVE SYSTEM:
PETER & SUSAN OHANIAN
OWNER(S) MAILING ADDRESS:
25 NORTH SHORE ROAD WINDHAM, N.H. 03087
[If Alternative System Owner(s) is other than Property Owner(s), complete the following:]
Alternative System Owner Name:
Alternative System Owner Address:
Alternative System Owner Telephone Number: 603-560-3755 E-mail Address: FETER, 64ANIAN @ YA4100, CUN

WHEREAS, Section 15.280 of Title 5 of the State Environmental Code ("Approval of Alternative Systems"), provides for the Massachusetts Department of Environmental Protection (the "Department") to approve or certify, as appropriate, all proposals to construct, upgrade or replace on-site sewage disposal systems using alternative systems;

WHEREAS, owners and/or operators of approved or certified alternative systems are subject to general conditions, as specified in Section 15.287 of Title 5 of the State Environmental Code, 310 CMR 15.287, and may be subject to special conditions, as specified in the Department's approvals or certifications; such general and special conditions potentially including, without limitation, requirements relating to the use of trained operators, periodic inspections, maintenance, sampling, reporting and/or recordkeeping;

WHEREAS, the owners and/or operators this alternative system acknowledges and agrees to comply with the provisions of all of the Bourne Board of Health Alternative Septic System Regulations and any other conditions for the existence of the system; WHEREAS, Section 15.287(10) of Title 5 of the State Environmental Code, 310 CMR 15.287(10), requires that "prior to obtaining a Certificate of Compliance for installation of a new or upgraded system, the system owner shall record in the chain of title for the property served by the alternative system in the Registry of Deeds and/or Land Registration Office, as applicable, a Notice disclosing both the existence of the alternative on-site system and the Department's approval of the system. The system owner shall also provide evidence of such recording to the Bourne Board of Health [;]" and

WHEREAS, the Property is served by an alternative sewage disposal system.

NOW, THEREFORE, Notice of an alternative sewage disposal system is hereby given for the abovereferenced Property, as follows:

1. Existence. An alternative system has been installed as a new or upgraded alternative sewage disposal system, on or adjacent to the Property, and serves the Property. The trade name and model number(s) of the alternative system are as follows:

Trade name of technology: 5/NGWLAIR 960-600 GPD
Manufacturer Name: NORWEGO, 220 REPUBLIC ST, NORWALK, OH 44857
Model number(s): 960-600 GPD
A copy of the Department of Environmental Protection's Approval/Certification is available online at the Department's website: https://www.mass.gov/guides/title-5-innovativealternative-technology-approval-letters
2. Approval/Certification. On[date], the Department, pursuant to its authority under the section of Title 5 as specified below, approved or certified the technology used in the above referenced alternative system, under MassDEP Transmittal Number[Transmittal Number].
[Check one of the following, as applicable:] ☐ Approved for remedial use under 310 CMR 15.284 ☐ Approved for piloting under 310 CMR 15.285 ☐ Provisionally approved under 310 CMR 15.286 ☐ Certified for general use under 310 CMR 15.288
This Notice of Alternative Sewage Disposal System must be submitted to the Bourne Board of Health
WITNESS the execution hereof under seal this day of, 20, made by the above-named Alternative System Owner(s).
[Alternative System Owner(s) Signature(s)]
Print Name(s):

, ss
On this day of, 20, before me, the undersigned notary public, personally appeared (name of document signer), proved to me through satisfactory
evidence of identification, which were, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that (he) (she) signed it voluntarily for its stated purpose.
(official signature and seal of notary)
[Complete the following Property Owners Consent if Alternative System Owner is other than the Property Owner:]
CONSENTED TO:
[Property Owner(s)]
Print Name(s):
COMMONWEALTH OF MASSACHUSETTS, ss On this day of, 20, before me, the undersigned notary public, personally appeared(name of document signer), proved to me through satisfactory
evidence of identification, which were, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that (he) (she) signed it voluntarily for its stated purpose.
(official signature and seal of notary)
Approved and Accepted By:
Agent of the Board of Health Health Department Town of Bourne

Attachment: Bourne Board of Health Variance Approval Notice



TOWN OF BOURNE BOARD OF HEALTH

24 Perry Avenue
Buzzards Bay, MA 02532
www.townofbourne.com/health
Phone (508) 759-0600 ext. 1513
Fax (508) 759-0679



Health Agent Fax (508) 759-0679

INNOVATIVE/ ALTERNATIVE SEPTIC SYSTEM CHECKLIST AND OWNER CERTI	FICATION FEB 2 3 2023
Hearing Date: $3/8/23$	Bourne Health Department 24 Perry Avenue Buzzards Bay MA 02532
Property Address: 140 WINGS NECK ROAD 130URNE, MA	Julia de la companya
BOURNE, MA	4
Year-round: Seasonal: X Approximate Dates of Occupancy: SPRING /	SUMMER/FALL
Owner's Name: PETER & SUSAN HANIAN Emergency Contact Name: EARL L	
Owner's Telephone Number: 603-560-3755 Emergency Contact Number:	<u>714-313-9541</u>
Owner's E-mail Address: peter, hanian @ yahoo, Com	
Owner's Mailing Address: 25 NORTH SHORE ROAD WINDHAM NH 03087	
Designer: <u>EARL LANTERY P.E.</u>	
VARIANCES/ WAIVERS APPROVED BY THE BOURNE BOARD OF HEALTH:	
VALID FOR YEAR(S) AND EXPIRE ON	
CONDITIONS OF APPROVAL:	
OPERATION AND MAINTENANCE CONTRACT FOR PERPETUITY BEDROOM COUNT DEED RESTRICTION DEED DISCLOSURE NOTICE OTHER:	



SIEGMUND ENVIRONMENTAL SERVICES

102 West Main St Norton, MA 02766 1-401-785-0130

Bourne Health Department

MASSACHUSETTS SINGULAIR ANNUAL SERVICE & TESTING CONTRACT Zards Rav Mid 19599

This contract, entered into and between Siegmund Environmental Services (SES) (service provider) and Mr. and Mrs. Peter **Ohanian (homeowners)** shall be binding upon both parties in accordance with the terms and conditions terms set forth below:

> Contract Start: At start up of Singulair to Cancellation Location of Singulair: 140 Wings Neck Rd. Bourne, MA

Maintenance and service:

- a) SES will inspect the homeowner's current onsite Singulair System per MA DEP approval and Manufacturer's requirements and related UV Disinfection System, if any. Current requirements are 2 times per year.
- b) Emergency Calls: SES will respond to emergency calls within 2 business days of receiving notification. SES will charge for travel, labor, replacement parts (if necessary) and related shipping costs. Aerator replacement will include adjustments in accordance with the Singulair fifty-year exchange program.
- c) Complete inspection form and submit to Homeowner and local/state authorities, if required.
- d) Cost for Maintenance and service per year...... 0.00 for the first two years with purchase of Singulair
- e) Please review all restrictions per addendum.

In addition, SES will perform the following laboratory tests as requirement by local ordinance: NO2,NO3,TKN, TSS, BOD(5)

To be done 2x per year

Annual fee: 380.00

Other charges:

Barnstable County Recording Fee......\$ 50.00

General:

- a) Information for this contract is based upon current information obtained from your local Board of Health and will be amended if requirements change or are inaccurate.
- b) Contract is transferrable upon sale of property
- c) This contract will renew annually upon payment of annual invoice. Cancellation will occur by nonpayment of annual invoice or for non-payment of outstanding service charges as outlined above. Cancellation of this contract can be made at any time upon written request by either party. Upon cancellation SES will notify appropriate regulatory agencies of cancellation (as required).

Hom	eowner Leter Chancon	Date_	2/17/2023
SES	Matt Dalton	Date	2/17/2023
	Matt Dalton General Manager @ SES Wastewater	_	

Cost of contract for current year: \$ 430.00

Make checks payable to: Siegmund Environmental Services Please sign and return with payment to address above For your convenience, we accept Visa/Master Card please call 401-785-0130 for processing payment. Seswastewater.com

Email: matt@seswastewater.com

Siegmund Environmental Services 102 West Main Street Norton, MA 02766

Date	Invoice #
2/7/2023	4441

Bill To

Service Address

Mr. and Mrs. Peter Ohanian 140 Wings Neck Rd Bourne, MA

RECEIVED

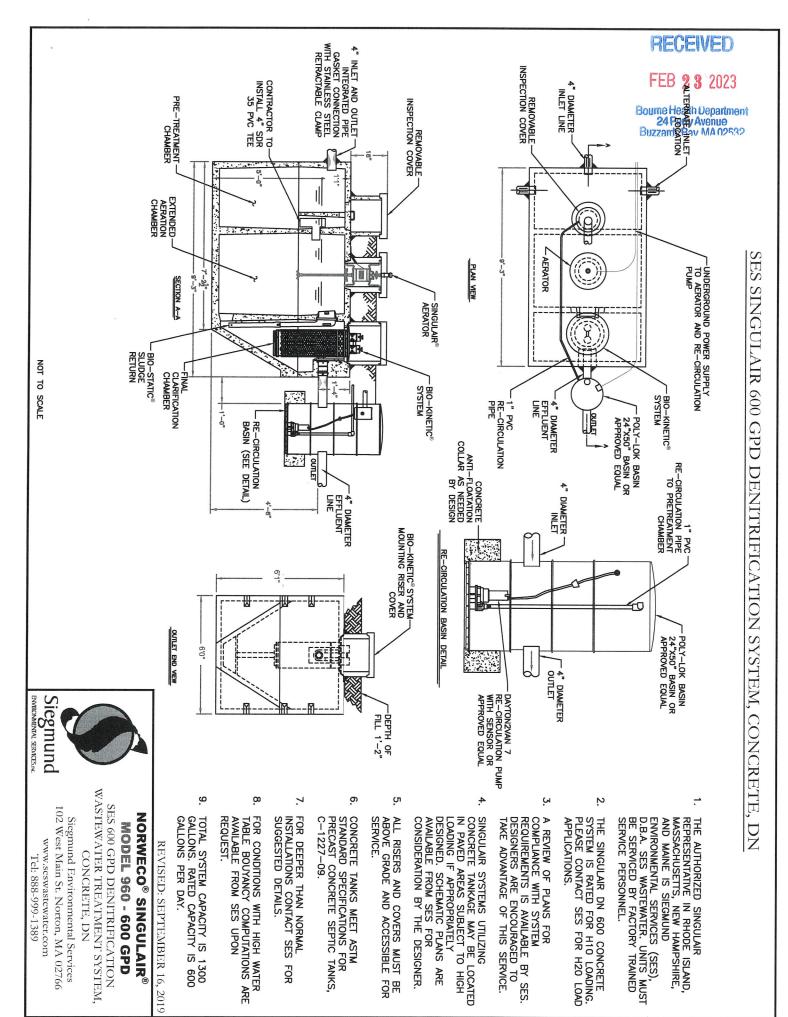
FEB 23 2023

Bourne Health Department 24 Perry Avenue Buzzards Bay MA 02532

-	Terms	PO #
Qty	Rate	Amount
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	2 2	2 0.00 2 190.00 1 50.00

e-mail matt@seswastewater www.siegmundenvironmental.com Tel. (401) 785-0130 Fax (508) 222-2499

Total	\$430.00
Payments/Credits	\$0.00
Balance Due	\$430.00



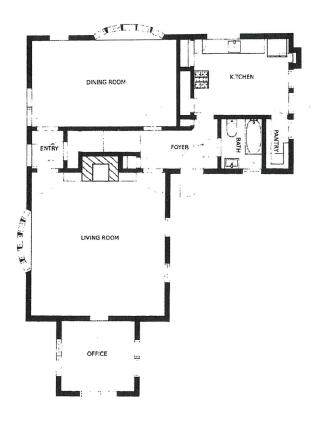
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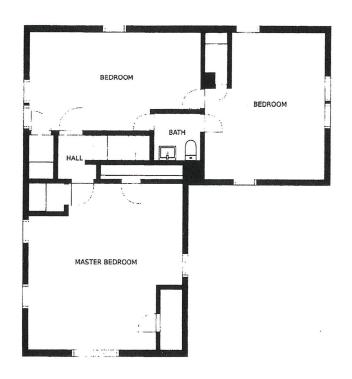
140 WINGS WECK

RECEIVED

FEB 23 2023

Bourne Health Department 24 Perry Avenue Buzzards Bay, MA 02532





Second Floor

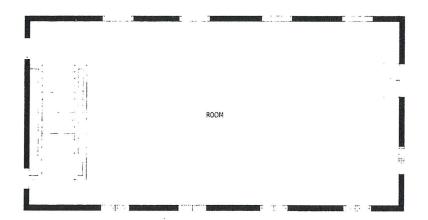
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FEB 23 2023

Bourne Health Department 24 Perry Avenue Buzzards Bav MA 02532

The Barn







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