

Bourne Board of Health Variance Application for Local Health Regulations



In accordance with the established procedures of the Bourne Board of Health, this application is for variances and waivers from local regulations and relevant to requests for relief which have not been approved administratively and require approval at a public meeting.

1. Facility Name and Address:

Owner's Name PAUL BUSHUEFF

Facility's Street Address 9 AGAWAM POINT ROAD

Owner's Telephone Number 508-243-3881

Owner's E-mail Address _____

Owner's Mailing Address 9 AGAWAM POINT ROAD BOURNE, MA 02532

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APR 14 2021

Bourne Health Department
24 Perry Avenue
Bourne, MA 02532

2. Applicant or Preparer's Name and Address (if different from above):

Preparer's Name DAVID D. FLAHERTY JR.

Company Flaherty Environmental Services

Telephone Number 774-994-1166

E-mail Address flaherty822@comcast.net

Mailing Address P.O. Box 331

State/ Zip Code Harwich, MA 02645

PAID
\$1565

3. Enclose a letter of request for variances which makes reference to the specific provisions of the Board Bourne of Health Regulations for which a variance is sought. Please use this opportunity to demonstrate compliance with all other regulation requirements, and to justify the relevant facts and circumstances of the individual case. 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 the Board of Health Regulations can be achieved without strict application of the regulations. A template is available as a reference.

4. In order for this Application to be deemed complete, it must be accompanied by the following:

- Application or Permit Fees paid to the Town of Bourne (if applicable)
 - Six sets of plans to scale showing all relevant code requirements
 - Letter of request for variances (see samples)
 - If requesting a variance regarding the storage of animals, include a written manure management plan, or equivalent, to address the proper disposal of animal waste
- N/A

Bourne Health Department
24 Perry Avenue
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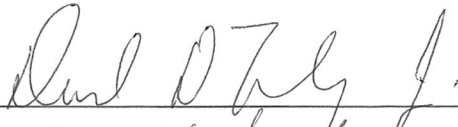
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- If abutter notification is required, one of each of the following must be submitted:
 - A copy of the certified list of abutters from the Assessor's Department
 - Sample letter for abutter notification postmarked 10 days prior to meeting date
 - Proof of certified mailing (receipts) meeting requirements of 310 CMR 15.405(2)

5. 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 4/12/2021
 Print Name PAUL BUSHVEFF

Signature of Preparer  Date 4/9/21
 Print Name DAVID D. FLAHERTY JR.

For Office Use Only

Completed Application Received: 4/14/21 Reviewed By: 
 Hearing Date: 4/28/21 Permit #: 35-21

Circle all that apply: Approved Continued Disapproved Other

Notes: upgrading system to be within new property boundaries. Adding MicroFAST unit. Will verify GW @ install  4/22/2021

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Bourne Health Department
 24 Perry Avenue
 Bourne, MA 02532

Conditions: _____

April 9, 2021

Bourne Board of Health
24 Perry Avenue
Buzzards Bay, MA 02532-3441

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Bourne Health Department
24 Perry Avenue
Buzzards Bay, MA 02532

**RE: Variance Request for Reduction in Setbacks for an Upgrade to a Septic System
9 Agawam Point Road
Map 26.3 Lot 39**

Dear Members,

In accordance with the Bourne Board of Health Regulations, please accept this letter of request to be heard before the Board of Health at their next meeting to discuss relief from the Bourne Board of Health Regulations at **9 Agawam Point Road Bourne, MA**. We respectfully request consideration of the following variances and relief to accommodate our project:

- Bourne Board of Health 150 Foot Setback Regulation to a Wetland Resource Area; to 53'+/- (Coastal Bank) and 80'+/- (BVW).

We have read and familiarized ourselves with the complete regulations and are in compliance with all other provisions. Mitigation is proposed in the form of a robust MicroFAST 1.5 FAST denitrification system. Enclosed is the complete variance application and design plans and specifications are already on file. We have notified all abutters as required and plan to mitigate any impacts to the resource areas in conjunction with Bourne's Conservation Agent and Health Agent. Thank you in consideration of this request.

Sincerely,



David D. Flaherty Jr., RS
Flaherty Environmental Services
774-994-1166
flaherty822@comcast.net

Flaherty Environmental Services
P.O. Box 331
Harwich, MA 02645

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Bourne Health Department
24 Perry Avenue
Buzzards Bay MA 02532

Sample



April 9, 2021

David Young
441 Forest Street
Dunstable, MA 01827

Dear Mr. Young,

In accordance with the State Environmental Code, Title 5: 310 CMR 15.410, you are hereby notified that Paul Bushueff has requested a hearing before the Bourne Board of Health for relief from any Local Board of Health Regulations to upgrade the above referenced property to a Title 5 system. The location of the property is **9 Agawam Point Road Bourne, MA** where you are listed as an abutter. At said hearing the Board will discuss and possibly vote on:

- The proposed system is to be a denitrification system utilizing MicroFAST technology. The current SAS, is in excellent condition but is located off-property; this will be converted for use at 12 Agawam Point Road which currently has a non-conforming cesspool. The proposed new leaching facility is to be 53'+/- from a Coastal Bank and 80'+/- from a Bordering Vegetated Wetland.

The hearing is tentatively scheduled for

Information regarding the hearing may be available for your review one week prior to the meeting at the Bourne Health Department, 24 Perry Avenue, Buzzard's Bay, MA Monday through Friday from 8:30 am to 4:30 pm.

Meeting agendas are posted on the Town of Bourne's website, www.townofbourne/health no less than 48 hours in advance of the hearing. Please confirm the date, time and location with the Town, in case of any changes. Should you have any questions or concerns, please do not hesitate to contact me or the Bourne Health Department at 508-759-0600 ext. 1513

Sincerely,

David D. Flaherty Jr.
Flaherty Environmental Services
774-994-1166
flaherty822@comcast.net

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Bourne Health Department
24 Perry Avenue
Bourne, MA 02532

Direct Abutter's List for 9 Agawam Point Road Bourne

7 Agawam Point Road

YOUNG DAVID TRS DL YOUNG TR & SUZANNE YOUNG TRS SM YOUNG TR
441 FOREST ST DUNSTABLE, MA 01827

8 Agawam Point Road

GOLDSTEIN JEFFREY ETUX TRACEY GOLDSTEIN
30 LYNN RD NEEDHAM HEIGHTS, MA 02494

12 Agawam Point Road

BUSHUEFF B PAUL JR & ANDREA L ROBBINS TRS BUSHUEFF FAM TR
12 AGAWAM POINT ROAD BOURNE, MA 02532

0 Agawam Point Road

BUSHUEFF B PAUL JR & ANDREA L ROBBINS TRS BUSHUEFF FAM TR
9 AGAWAM POINT ROAD BOURNE, MA 02532

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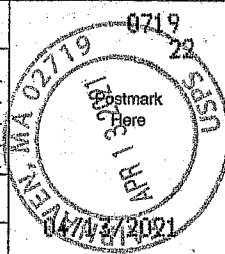
Needham Heights, MA 02494

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Certified Mail Fee	\$3.60
Extra Services & Fees (check box, add fee as appropriate)	\$2.85
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.55
Total Postage and Fees	\$7.00

Sent To *Jeffrey Goldstein*
Street and Apt. No., or PO Box No. *30 Lynn Rd*
City, State, ZIP+4® *Needham Heights, MA 02494*

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



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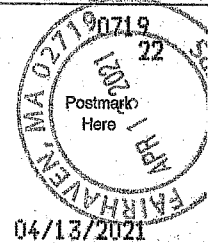
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<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.55
Total Postage and Fees	\$7.00

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Street and Apt. No., or PO Box No. *441 Forest St*
City, State, ZIP+4® *Dunstable, MA 01827*

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



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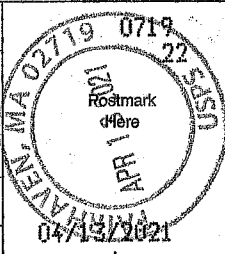
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Postage	\$0.55
Total Postage and Fees	\$7.00

Sent To *Paul Bushueff & Andrea Robbins*
Street and Apt. No., or PO Box No. *12 Agawam Pt. Rd.*
City, State, ZIP+4® *Bourne, MA 02532*



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Postage	\$0.55
Total Postage and Fees	\$7.00

Sent To *Andrea Robbins*
Street and Apt. No., or PO Box No. *12 Agawam Pt. Rd.*
City, State, ZIP+4® *Bourne, MA 02532*

