

**WAYLAND WASTEWATER MANAGEMENT DISTRICT COMMISSION
MEETING OF 3 AUGUST 2016**

In Attendance: Fred Knight, Rick Greene, Sam Potter

Absent: Jane Capasso (Minutes prepared by Fred Knight)

Guests: Nancy Trehub, Lawyer, and Lisa Palmacci, Salon Owner

Meeting Location: 7:30 Wayland Town Building, Senior Center

MINUTES

7:30 1. Call to order

7:31 2. Public comment
Hair Salon applicant and her lawyer identified themselves

7:35 3. Fred introduced the topic by going through the agenda's first paragraph:
Discussion of application for a hair salon at 231 Boston Post Road. 231 BPR is owned by Jonathon Buckman. From last quarter, Title V design flow is 200 gpd and flow is 283 gpd. Thus, this is already 183 gpd over the 50% expected flow from its Title V design flow. Two years ago water use was 208 gpd, still 108 gpd above expectation. Now, he wants to add another 200 gpd in Title V design flow as a 2-chair hair salon. Is this justified? The default Title V design flow is 100 gpd/chair. As proposed, the salon is open only 25 hours/week, indicating that the Title V design flow might be scaled to $25/40 * 200$ gpd or 125 gpd.

Then Fred asked: How should the WWMDCC respond after being asked to recommend an action by the Board of Health?

Sam responded that we should approve the application as it was so small an increment. He reasoned like this:

3784 sqft	Building total area
671 sqft	Subtract Salon area
3113 sqft	Area to be considered as retail @ 50 gpd/1000sqft
155 gpd	Title V design flow for remainder of building
100 gpd	Title V design flow for 1-chair hair salon
255 gpd	Total new Title V design flow
200 gpd	Existing Title V design flow
55 gpd	Increment in Title V design flow
\$3543	Privilege fee (PILOB) required, based on betterment rate

Fred noted that the Title V design flow was already exceeded, but Sam thought this was not relevant to a change in use. Rick argued that the actual flow should be based on the existing flow and an increment for the hair salon. Since the current flow is 283 gpd, Rick thought the new design flow should be ~500 gpd. Fred argued that this reallocation of Title V has not been done and is outside the existing Rules and Regulations. Sam thought the small amount of increase and the associated encouragement of bringing new business to town trumps any lack of a general rule and that this was a change in use, which is different than other situations like the Library. Fred pointed out that the Library

is a different situation and is a reallocation of existing design flow and fulfills a promise by the WWMDC made in 2004.

Much discussion followed. Finally there was a summary that this request:

- Is a small increment in Title V design flow if treated as Sam proposed, namely an increase of 55 gpd Title V design flow,
- Is a change of use,
- Is an encouragement to bring new business into Town,
- Is outside our existing rules but a special case, not setting a precedent in that any similar situation would be considered again as a special case by the WWMDC,
- Requires a stipulation that only 1 chair is allowed in the hair salon,
- Requires a privilege fee equal to the betterment rate be paid in advance,
- Is only an *ad hoc* action, and
- Does not jeopardize our DEP relationship or NPDES permit.

As to overall, aggregate Title V design flow for the entire system, there is room to accommodate another 55 gpd. In a letter, the DEP Northeast Region allowed the WWMDC to make modifications as long as the overall flow does not trigger their limit of 80% of 52,000 gpd flow or 41,600 gpd. The current flow is ~27,000 gpd, well below the DEP limit.

After much discussion, Sam moved and Fred seconded a motion:

The WWMDC approves a change of use at 231 BPR to allow addition of a 1-chair hair salon in an area of 672 sqft on the second floor and with an increment of 55 gpd Title V design flow per the arithmetic above, that a one-time privilege fee (PILOB) of \$3,543 be charged, payable before the hair salon is installed, and that no precedent is being set as this is a special case of change in use and a small increment of aggregate Title V design flow for the WWMD.

No further discussion. Vote 2-1 (Fred and Sam in favor, Rick against). Next step will be the WWMDC making a recommendation to the Board of Health that this hair salon be allowed with the stipulations in the motion.

8:45 4 Discussion of draft revision of WWMDC Rules and Regulations, specifically the modification of section on connections and alterations.

Fred asked that commissioners read the draft of new Rules and Regulations for discussion at the next meeting, which was agreed to be on 31 Aug 2016.

8:50 5. Public Comment
None

8:55 6. Adjourn
