

Town of Leyden  
Board of Health  
16 West Leyden Road  
Leyden, MA 01337

**Leyden Board of Health Local Septic Regulations**  
**(approved by the Board of Health 7/9/2013)**

**1.) Authority:** These regulations are enacted by the Board of Health under the authority which includes but is not limited to one or more of the following: MGL Ch. 21A, section 13; Ch. 111, sections 31, 122, 187, 188; 310 CMR 11.02 (Title 1), and 310 CMR 15.000 (Title 5). These regulations supersede all previous regulations adopted by the Board of Health pursuant to the construction of septic systems.

**2.) Purpose:** These Regulations of the Leyden Board of Health are enacted for the purpose of protection of the citizens of the Town of Leyden and also the protection of the environment. As a minimum code, Title 5 is incomplete and ambiguous in certain specifications and silent on other topics. Accordingly, local Board of Health regulations are necessary to assure more complete protection from sewage overflow to the ground surface, which is a source of filth and disease, and also to assure more complete protection from potential pollution of ground water, wells, surface waters, wetland complexes, and certain geologic and water-bearing deposits. Local regulations are also necessary for purposes of efficient administration and management, as well as for additional guidance in the process of construction and repair of septic systems. These regulations do not conflict with Title 5, but rather complement them, and provide additional guidance and protection.

The Town of Leyden relies upon on-site subsurface sewage disposal systems for the disposal of sewage in 100% of the Town. Residents derive 100% of their water supply from ground water, which supplies both the public water systems and individual on-site wells.

**3.) Relationship to 310 CMR 15.00, Title 5 of the Environmental Code:** These regulations must be read together with 310 CMR 15.000 (Title 5), which contains many other provisions and requirements relevant to onsite sewage disposal systems. The provisions of Title 5 shall govern, except where more stringent standards are set by these regulations. A request for a variance to any section of these regulations shall follow the process and standards of review as outlined in 310 CMR 15.400.

**4.) Effluent Filters:** A septic tank outlet filter approved by DEP shall be installed on all new septic tanks whether for new construction or upgrade of an existing system. If an existing tank is to be used in a repaired system, an effluent filter shall be installed or retro-fitted, and if tank access and construction do not allow, a separate effluent filter chamber shall be utilized in the treatment train.

**5.) Speed Levelers:** All distribution boxes receiving gravity flow shall be equipped with “speed levelers” or equivalent devices to facilitate adjustment in order to maintain equal distribution. Distribution boxes and piping shall be leveled prior to installation of speed levelers.

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**6.) Septic Tanks & Pump Chambers:** All septic tanks, tight tanks, pump chambers, and grease traps constructed with field-assembled seams more than 12” below the top, shall be tested for water tightness, either by hydraulic methods or by the application of a vacuum. Additional methods may be approved by the Board of Health upon review. Written evidence of tank certification shall be included as part of the as-built plan submission. Two-Compartment septic tanks are required for all installations, unless approve otherwise in writing by the Board of Health as a permit condition.

**7.) System Access for Inspection, Maintenance, and Repair:** Septic tanks, tight tanks, grease traps, pump chambers, or distribution boxes shall be provided with accesses to within 6 inches or less of finished grade. All soil absorption systems shall have a minimum of one (1) inspection port consisting of a vertical 4” diameter perforated pipe extending from the bottom of the system to within 3 inches of finished grade, with a screw type cap. All system components, including the inspection port, shall be marked with magnetic marking tape or a comparable means in order to locate them once buried. All access and inspection ports shall be shown on the as-built plan, with recoverable ties.

Septic Tanks and pump chambers shall be located to be accessible to septage pumping equipment. Unless otherwise approved by the Board of Health, they shall be within 100 feet horizontally and 15 feet vertically of a driveway, street, or other all-weather truck access.

**8.) Title 5 Inspections:**

**A.)** All Title 5 system inspections under 310 CMR 15.301 shall be witnessed by a member of the Leyden Board of Health or its agent. If inspection shows distribution box outlets not to be level, corrective action shall be taken immediately by installation of “speed levelers” or other measures as approved by the Board of Health witness. The Board of Health shall collect a fee at the time of the witnessing of the inspection, in accordance with its most recently adopted fee schedule.

**B.)** Dwellings or systems subject to inspection under 310 CMR 15.301 that are not currently occupied or have not been receiving normal flows prior to the inspection shall be identified as “Needs Further Evaluation by the Local Approving Authority” on the Inspection Certification. Such “dormant” systems shall not be certified as a “Pass” until approximately 6-months of normal flows have been passing through the system, and the system has been subjected to a re-inspection. The Board of Health shall then make a determination based upon the results of the initial inspection and the subsequent re-inspection. This requirement shall not conflict with the requirements of 15.301(1).

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C.) The Board of Health shall not sign-off on any Building Permit application subject to the requirements of 15.301(5) until the proper system inspection report has been submitted to the Board for review. This includes any change in the type of

establishment, increase in design flow (calculated or actual), or any expansion of use of the facility served for which a building permit or occupancy permit from the local building inspector is required.

D.) Private well water quality testing shall comply with the Leyden Board of Health Regulations for Private Wells.

**9.) System Components:** For new construction, all system components for an on-lot treatment and disposal system shall be located on the same lot served by the system, which shall be the same lot that generates the sewage effluent.

**10.) Location of System Components:** The Board of Health shall not sign-off on a building permit that includes the creation of an additional bedroom(s) within the dwelling, any addition to the building footprint, or the excavation of the exterior yard areas adjacent to the dwelling until the Board has been satisfied that the system is properly sized for the projected flows and that all system components have been located and field identified to preclude damage or encroachment during any construction activities.

**11.) Fees:** The Board of Health may assess fees for permits, licenses, inspections, and oversight services issued or performed by the Board or its representatives in the execution of its responsibilities. A schedule of fees shall be maintained by the Board of Health and may be amended from time to time by vote of the Board at a regularly called meeting.

**12.) Severability:** If any section, paragraph, sentence, clause or phrase of these regulations shall be deemed invalid by a court of competent jurisdiction, such decision shall not affect the remaining provisions of these regulations, which shall remain in full force and effect and, to this end, the provisions of these regulations are hereby declared severable.

**13.) Enforcement:** This regulation shall be enforced by the Leyden Board of Health and/or its designated agent(s). Any citizen who desires to register a complaint pursuant to the regulation may do so by contacting the Leyden Board of Health. Any person who shall fail to comply with this regulation or any order issued pursuant to the provisions of this regulation, shall upon conviction be fined not less than \$10 nor more than \$1000 for each offence or violation. Each day any violation exists shall be deemed a separate offense. Each day's failure to comply with an order shall constitute a separate violation.

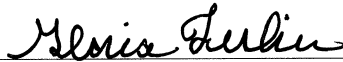
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**15.) Effective Date:** This regulation was adopted by vote of the Board of Health of the Town of Leyden at a public meeting held on July 9, 2013, the effective date of these regulations.

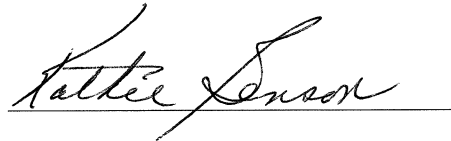
A public hearing on these regulations was begun on July 9, 2013. First publication of notice of public hearing was made 6/21/2013 in the Greenfield Recorder, and second notification was made on 6/28/2013 in the Greenfield Recorder.

**16.) Signatures:**

Signed and Certified under the  
pains and penalties of perjury,

  
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# Town of Leyden Board of Health 16 West Leyden Road Leyden, MA 01337



Miscellaneous 278	Miscellaneous 278	Miscellaneous 278
<b>GRANCE</b> p \$150 \$145 77-6144	<b>CHANDELIER</b> , 5 light, silver nickel, \$75. (413)772-6035	<b>IMPACT DRILL</b> Driver, Milwaukee, #2650-20. New, 18 Volt. No battery/charger. \$60. (413)498-5079
<b>GLASS</b> jkt. Excol-100 firm.	<b>CHRISTMAS TREE</b> , 6'. Free! (413)773-8958	<b>INFLATABLE KAYAK</b> with pump. Heavy Vinyl outer liner. Not a toy, will be summer fun. \$100. (413)773-9428
<b>MS</b>	<b>CHROME RIMS</b> set of 4 20", 8 lug, sharp looking, 24 long lug nuts. \$300/5.0 (413)548-0816	<b>JFK PAINTING</b> . One of a kind. Dated 1965, 20"X30". Best Offer. (413)824-7822
<b>Y SHOP</b> . coats, ext. rond. \$30.	<b>COMMODE</b> , Brand new. Holds up to 300LBS. Never used, tags. \$50. 863-9149	<b>J.K.ADAMS</b> maple wood 18-jar spice rack, clean and new, jar labels. Handy and attractive in your kitchen or as a gift. Retail for twice as much. \$50. 413-625-9959
desk and vaner	<b>COOL MIST HUMIDIFIER</b> 36 hours per tank, electric, comfort control. Never used. \$20. 863-5103	<b>Large Mirror</b> 4' x 5' used in dance studio \$100.00. 413-339-8346 after 6pm.
juris to jim	<b>Corner cabinet</b> , five open shelves, solid pine, honey color, very good condition. \$45. 369-0219	<b>LEAF VACUUM</b> 6" inlet & outlet 5hp. motor with boot for lawn tractor mower deck & mounting bracket for vacuum \$125.00. (413)648-5296
Drawers, dden mir-366-4511	<b>Crossman break barrel</b> 22-caliber pellet rifle with scope, case and ammo, \$100.00. Leather office chair and desk like new. \$100.00. Call 413 863-0209	<b>MOVIE PROJECTOR</b> Kodak, Instamatic, M68A. \$100. (413)863-9149
Drawers, lice. \$20.	<b>CTC550 TILE CUTTER</b> 120V, AC 60HZ depth 1 3/8", blade dimension 7" x 5 9/8", excellent condition. \$50. 863-5103	<b>NASHUA WOODSTOVE</b> 16" front, good cond. \$250 or \$150 - MOV'ING MUST SELL! (413)625-6656
camping, lb weight	<b>DELL 17" FLATSCREEN</b> monitor. Adjusts up and down, tilt, matching keyboard, mouse and speakers. \$35. (413)773-7975	<b>New &amp; used Simplelock oak</b> laminate floor. Covers 41' x 14' - room. Asking \$75.00. 413-863-8091
Both for	<b>DODGE BED LINER</b> for 8ft body. Good Condition. \$75 or \$50. (413)648-9889	<b>OAK BATHROOM MIRROR</b> with Shelves. \$75. 772-8035
<b>IANQUET</b>	<b>Early American Temple</b> Stuart Solid Maple Hutch, 57" by 41". Good Condition. \$225 or \$100. (413)625-2876	<b>OCCUPATION 101</b> This is the most comprehensive film yet produced explaining the tortured history of Palestine. Price reduced to \$15 post paid. 413-625-9959
to have vents and wood used (413)773-	<b>Early Solid Brass Chandelier</b> , 6 Light w/Cannon Ball Bottom, Virginia Metalcrafters type. 37" wide. \$150/5.0. 413-650-8561	<b>Office desk 2x3ft</b> . No drawers \$30. Tilting Desk, similar to a drafting table 2x3ft. \$30. Black and decker edge hog edger with brand new in box spare blades. \$60. (413)522-5108
<b>DDPECK</b> jar jacket. 2809	<b>ELECTRIC GUITAR</b> Sunburst, Diamond, Model M65. Solid, sharp body. \$110/5.0. (413)548-0816	<b>Office desk 2x3ft</b> . No drawers \$30. Tilting Desk, similar to a drafting table 2x3ft. \$30. Black and decker edge hog edger with brand new in box spare blades. \$60. (413)522-5108
<b>WHEELS</b> Edition, arn. VG -2236		<b>Office desk 2x3ft</b> . No drawers \$30. Tilting Desk, similar to a drafting table 2x3ft. \$30. Black and decker edge hog edger with brand new in box spare blades. \$60. (413)522-5108
<b>T RACK</b> , try blue, cond. \$7.		<b>Office desk 2x3ft</b> . No drawers \$30. Tilting Desk, similar to a drafting table 2x3ft. \$30. Black and decker edge hog edger with brand new in box spare blades. \$60. (413)522-5108
<b>ACK</b> with 2. in ark little. ll sell for		<b>Office desk 2x3ft</b> . No drawers \$30. Tilting Desk, similar to a drafting table 2x3ft. \$30. Black and decker edge hog edger with brand new in box spare blades. \$60. (413)522-5108
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## Legals 900

**NOTICE OF PUBLIC HEARING**  
The Leyden Board of Health will hold a public hearing on Tuesday, July 9, 2013 at 5:45 pm in the Police Dept meeting room behind the Town Hall, 16 West Leyden Road, Leyden, MA.

The purpose of the hearing is to present and take comments on adopting **Local Septic Regulations and Private Well Regulations**.

The draft regulations can be viewed at the Leyden Town Hall.

For a digital copy send an email to: [glenayers@rcog.org](mailto:glenayers@rcog.org) with "Leyden regulations" in the subject line. The files that you receive via email will be in the pdf format (Adobe Reader).

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Entertainment Center  
Conar Pine \$40

Miscellaneous 278	Miscellaneous 278
<b>INFLATABLE KAYAK</b> with pump. Heavy Vinyl outer liner. Not a toy, will be summer fun. \$100. (413)773-9428	<b>N.C.O. Marine Sword/Scabbard</b> , with tassel and etched blade. \$125. (413)548-0816
<b>JFK PAINTING</b> . One of a kind. Dated 1965, 20"X30". Best Offer. (413)824-7822	<b>Outdoor mercury vapor</b> street light. 175 watts. \$50. 4 tennis rackets. \$20 each - Blonde wood grain 5 drawer dresser with blue top and knobs. 16x27x46 \$60. (413)522-5108
<b>J.K.ADAMS</b> maple wood 18-jar spice rack, clean and new, jar labels. Handy and attractive in your kitchen or as a gift. Retail for twice as much. \$50. 413-625-9959	<b>Patio set</b> with 4 swivel chairs, table tempered glass 42" square, asking \$150.00. Umbrella, \$50.00. (413)519-6508
<b>JUST THINGS</b> 4 Heavy duty bench vices \$125 + up. 3 industrial tables. \$75 + up. (413)498-5043	
<b>LARGE COUCH</b> . Cushy, velvety brown 7'X10". Fits whole family! \$250/best offer. (413)625-8275	
<b>Large Mirror</b> 4' x 5' used in dance studio \$100.00. 413-339-8346 after 6pm.	
<b>LAWN BOYS</b> : 1 aluminum deck, self propelled, bagger, \$145. 1 steel deck, self propelled \$125. (413)863-8307	
<b>LEAF VACUUM</b> 6" inlet & outlet 5hp. motor with boot for lawn tractor mower deck & mounting bracket for vacuum \$125.00. (413)648-5296	
<b>LHON BATTERY</b> , New, Milwaukee, 18 Volt. #48-11-1815. \$45. (413)498-5079	
<b>Loveseat</b> , 63" long. Well-made slipcover with orig. upholstery underneath. Cushy, comfortable, cushions, perfect condition, excellent construction. Smoke free home \$150. (413)863-4269	
<b>MEMOREX Stereo/ 3 CD Changer</b> double cassette/turntable. \$50. 863-9149	
<b>MEN'S WATCH</b> Fossil silver, blue face. Paid \$135, asking \$75. 548-0816 for details.	
<b>METAL DESK</b> gray/gray Formica top. Excellent condition, CLEAN!! W/2 drawers on base & 1 center drawer - all lock. \$100-413-522-0491.	
<b>MILWAUKEE DRILL</b> , #2601-20 New, 18 Volt, 1/2" Chuck. No battery or charger. \$50. 413-498-5079	
<b>MOTORCYCLE</b> 1982 Yamaha Virago, with booklet. Good shape, runs/drives, needs some TLC. \$500. 548-0816	
<b>Motorcycle helmet</b> , "HJC - CS12", full face, white, never used with dust cover \$50. 369-0219	
<b>MOVIE PROJECTOR</b> Kodak, Instamatic, M68A. \$100. (413)863-9149	
<b>NASHUA WOODSTOVE</b> 16" front, good cond. \$250 or \$150 - MOV'ING MUST SELL! (413)625-6656	
<b>New &amp; used Simplelock oak</b> laminate floor. Covers 41' x 14' - room. Asking \$75.00. 413-863-8091	
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## Legals 900

**TOWN OF GILL BOARD OF HEALTH**

On March 26, 2013 the Gill Board of Health voted to enact tobacco regulations entitled "Regulation Restricting the Sale of Tobacco Products and Nicotine Delivery Products" and "Regulation Prohibiting Smoking in Workplaces and Public Places."

The first listed regulation includes policies to restrict the sale of tobacco products and nicotine delivery products, including but not limiting to a ban on the sale of blunt wraps, a ban on the sale of tobacco in health care institutions (pharmacies), and capping the number of tobacco permits. An establishment or permit holder who violates the regulation shall be punished by a fine and suspension of the permit.

The other regulation expands the statewide workplace smoking ban locally to protect the health of the employees and general public in the Town of Gill and includes a smoking restriction in Town-owned playgrounds and athletic fields, within 20 feet of municipal buildings, in private clubs, and anywhere local food permits are in effect. The use of e-cigarettes is prohibited wherever smoking is prohibited per M.G.L. Ch. 270, §22 and this regulation. An owner, manager, or other person in control of a building, vehicle or vessel who violates the regulation shall be punished by a fine.

Both of these regulations go into effect on June 1, 2013. The regulations are available for inspection during business hours at the Gill Town Hall.

Douglas Edson, Chair, Gill Board of Health  
3263076

**Commonwealth of Massachusetts**  
The Trial Court  
Probate and Family Court  
Franklin Division  
425 Main Street  
P.O. Box 990  
Greenfield, MA 01302  
(413) 774-7011  
Docket No. EFP02095  
**NOTICE OF INFORMAL PROBATE**  
G.L.c. 190B, § 3-306  
Estate of Caroline Montan, Date of Death: March 25, 2013. To all persons who have or may have some interest in the above-captioned estate and, if interested, to the Office of the Attorney General and the Department of State Affairs, notice is hereby given on May 23, 2013 that the Petitioner Craig Tyler of Chatham, MA, Emily Urquhart-Scott of East Montpelier, VT intends to file with the above-named Probate and Family Court not sooner than seven (7) days after this notice, a Petition for Informal Appointment of Personal Representative, to serve without surety on the bond, Craig Tyler of Chatham, MA, Emily Urquhart-Scott of East Montpelier, VT.

The estate is being administered under informal procedure by the Personal Representative under the Massachusetts Uniform Probate Code without supervision by the Court. Inventory and accounts are not required to be filed with the Court, but interested parties are entitled to notice regarding the administration from the Personal Representative and can petition the Court in any matter relating to the estate, including distribution of assets and expenses of administration. Interested parties are entitled to petition the Court to institute formal proceedings and to obtain orders terminating or restricting the powers of Personal Representatives appointed under informal procedure. A copy of the Petition and Will, if any, can be obtained from the Petitioner. 3263075

**NOTICE OF PUBLIC HEARING**

**NOTICE OF PUBLIC HEARING**  
TO BE HELD BY MASSACHUSETTS DEVELOPMENT FINANCE AGENCY CONCERNING THE EAGLEBROOK SCHOOL PROJECT