



The Board of Health Meeting Minutes

Date / Time / Location of Meeting		10-09-2019 / 6pm / Room 210
Members Present	Robert Barrell, Michaun Fowler, Thomas Dillon, John Sullivan Beverly Salate Katrina Stanziano (CMRPHA); Town Residents: Caitlin Henny, Marc Saad, Nicholette Benoit, Marya DeSanti, Don Varney, Ethan Karol, Kate Simmarano, Kathleen Scalera, Elizabeth Scalera; Irene Peterson (Zaza Ink)	
Members Not Present		
Guests		
Welcome – Call to Order		Time: 6:00 pm
Approval of Previous Minutes		September 2019 minutes were reviewed and signed.
	Motion Originator	Mr. Dillon
	Motion Seconded	Dr. Sullivan
	Result	Approved unanimously
<ul style="list-style-type: none">104 Central Street chickens		Marc Saad Owner of 104-106 Central Street, Marc Saad, stated he is present to speak on behalf of himself and his sister Amy Saad, who keeps the chickens on their property, in response to a request from the Board to address the complaint from their neighbor about nuisance odor and dust from their coop. He reports that this has been an ongoing issue since Ms. Saad got the chickens in 2016. He states that his sister uses best practices as recommended by the Department of Agriculture to clean and maintain the coop and chickens, and all inspections, from the Animal Inspector, the Public Health inspector, and Board of Health members to date have found nothing wrong. In addition, they have contacted all other abutting neighbors who have signed a statement in which they confirm that they have no problem with the chickens.
<ul style="list-style-type: none">CMRPHA Local Report	Discussion	Ms. Stanziano reported 12 routine inspections in the past month and one re-inspection; no critical issues were identified. Two complaints were investigated.
<ul style="list-style-type: none">CMRPHA Regional Report	<u>General:</u> Millbury will be hosting the next Quarterly CMRPHA luncheon meeting October 16, 2019 at 12:30pm at the Asa Waters Mansion. The CMRPHA monthly update has info on community events throughout the Alliance municipalities and can be accessed via the Board of Health webpage.	
<ul style="list-style-type: none">PHEP & Equipment update	Ms. Stanziano delivered some PHEP equipment for the Emergency Preparedness trailer. She stated that the Board needs to pick a site for the Emergency Dispensing Site (EDS) drill, as well as a date. Mr. Barrell stated he will contact the	

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School about use of the Middle High School again. He and Ms. Stanziano also discussed meeting to visit the Senior Center to see if it would be a good back-up or alternative for a smaller event. Ms. Stanziano described the purpose of the upcoming drill and how it will be more interactive than the last one, "not just a walk-through". The Board will also be required to complete a packet and forms prior to the drill.

- **ZAZA Ink international guest artists**

Irene Peterson from Zaza Ink informed the Board that her shop is interested in hosting international Guest Artists on occasion, maybe once or twice a year. The issue is that these tattoo artists do not have all the certifications that are required here; they have the Blood Borne Pathogens and Skin Course certifications, but not the Hepatitis B vaccination or CPR certifications, and would be unable to obtain these prior to their visits. However they are never alone in the shop should an emergency arise; Zaza has 5 permitted artists in the shop and typically at least several of the artists are always there when open. She said they could start the Hep B vaccination protocol but they wouldn't be here long enough to complete it. They typically only visit for one-two weeks. The next artist, from Poland, is due to arrive in early November.

Ms. Fowler suggested this might be allowed as long as the patrons are informed and sign a waiver of some kind. However the Board would like to know if there is any precedent for this in other Alliance municipalities. Ms. Stanziano said she did not know of any, but would reach out to the appropriate people in Worcester and have them contact Ms. Lee.

- **EEE Threat Update**

Dr. Sullivan reported that EEE virus is still a threat, as there has not been a hard frost to kill mosquitoes. West Boylston risk is still assessed as Moderate. Residents are advised to continue precautions. The Board of Health mandated limit on outdoor Town activities is an important part of preventing infection, following State guidelines.

- **School Health Program**

Dr. Sullivan stated that one of the charges of the Board of Health is to provide community education and there are grants available to support this endeavor to bring relevant education to students, parents, and teachers. A current critical issue is an epidemic of vaping among teens, citing a study from CO of 45,000 students, showing 30 percent engaged in vaping tobacco along with a correlation between this behavior and other substance abuse. He reports he has been trying to reach out to the school to see if the Board can coordinate with the school to augment their existing program in some way. In May 2019, he emailed the School Committee Chair, Jennifer Breen, who referred him to the Superintendent of Schools, who informed him that the school uses the Health Curriculum provided by the state of MA and follows the minimum requirements of this curriculum. She informed him that there is a Health Curriculum Committee and that he would be welcome to attend the next meeting. He learned the current curriculum was last updated in

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1999, and expressed concern that vaping was not an issue at that time; it is due to be updated in 2021. He also recently learned from the Superintendent that there is no scheduled upcoming meeting for the Health Curriculum Committee. Dr. Sullivan reports he emailed the new School Committee Chair, Rick Shaw on 09-19-19, but has not yet received a reply.

- Bill approval, Financial report

Ms. Lee reported the Revolving Fund Account Balance: \$39,383.98 includes September and October receipts to date, and presented four invoices for payment approval - \$1806.24 to City of Worcester monthly Inter-municipal Agreement payment, \$1400.00 for CMRPHA Inspectional Services, \$900.00 Sutton Board of Health for communicable diseases monitoring, and \$55.00 for postage.

Motion to Accept
Seconded
Result

Dr. Sullivan
Ms. Fowler
Approved unanimously

- Office Report

Title 5 project updates:

385 Lancaster – Owner (Pick-off) in process of razing the existing structure. DSCP was issued 02-26-2018.

307 Lancaster, Bethlehem Bible Church – new engineer, working on plans, no update.

11 Hosmer – Plans submitted, approved; Mercurio contractor; has not started, no update.

290 Goodale – Perc test application received; contractor Webb Construction, engineer Finlay; projected work spring 2020.

205 Fairbanks Street – Work completed & inspected; waiting for As-built and CoC from engineer.

180 Malden Street – Repair work completed & inspected; CoC received from contractor.

50 Hosmer – DSCP application received; design drawings approved; contractor Curtis Septic.

73 Prescott Street – failed system 2017, soil tests done and design by David Ross Assoc.; Owner in process of getting state loan, submitted DSCP 07/16; no update.

67 Prescott Street – failure identified during pumping; application for soil tests received, David E. Ross Assoc. completing plans to upgrade system; no update.

22 Brooks Crossing – D-box and Tank seal replacement completed by Wind River Environmental; will be rechecking seal on tank in two weeks due to low water level (owner has not been home).

317 Mountain Street East – D-box replacement completed and inspected.

184 West Boylston Street, Cumberland Farms – Outlet Tee on waste water tank repaired by Wind River; no DSCP or inspection; work confirmed by invoice from Wind River Environmental.

Title 5 Inspections – 22 Brooks Crossing – conditional pass;

61 Malden Street - passed

Other Miscellaneous:

34 Central Street – appears to be effort to meet sewer hook-up deadline of 10-31-19; plumbing pre-inspection completed.

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45 & 49 Central Street – new owner working with DPW on sewer hook-up

53 Central St. – not yet connected to sewer, still in bankruptcy

6, 8, 10, 12 Holt Street condos - sewer hook-up completed; tank abandoned per Title 5.

24 Blake Avenue – Home appears unsafe. Heads of departments (Building, Police, Fire, Water, COA) met to discuss issue. Due to Elder Services report owner/resident passed mini-mental status evaluation, and offers for assistance being refused at this time, the decision was made to not seek a warrant at this time. Council on Aging Director will continue to reach out to owner.

DJV Recycling, Inc. – sent letter with application as Brown Rice Thai Restaurant listed them as Offal Hauler.

Website – posting info for mosquito borne viruses WNV and EEE.

Permits/Fees:

Ryan Lambracht – DWI permit (D-box replacement 180 Malden). Helgerson Excavating – DWI permit (urgent repair 317 Mountain Street East).

Ari's Tavern still a work in progress; no update.

2020 Applications starting to come in.

Tobacco Violations: none reported. Vaping ban letters mailed to vendors as requested by the State and DPH. Tobacco inspectors to follow up and verify stores have implemented mandate.

Office organization update – as time permits

Non-commercial Farm Animal Regulations

Discussion:

Mr. Barrell reports that the Board has reviewed the feedback from residents and determined some changes were appropriate. Mr. Dillon presented the following proposed amendments:

1. Under Definitions, add “Nuisance” – annoying or troublesome, and “Neighbor” – within sight, sound, or smell.

2. Under General Requirements

Section c. - add after “will be required to list”, “the number of animals”. To be reported annually.

Section f. – change “best” to “recommended”.

Section k. – change “secured fenced” to “secured as to prevent”

Section n. – remove “and” between “appointment” and “made”.

3. Under Penalties, change fines as follows:

First offense – written and acknowledged notice

Second offense – fifty dollars (\$50.00)

Third offense – one hundred dollars (\$100.00)

Forth and further offenses – two hundred dollars (\$200.00)

Mr. Barrell recommended the regulations become effective May 1, 2020 to allow time for residents to become familiar with them.

Ms. Simmarano reported that she and Dan Mercurio are now members of the Agricultural Commission and Mr. Mercurio, on the agenda for this meeting, is on his way to this meeting to present a proposal from the Commission.

Mr. Varney indicated he attended the Agricultural Commission meeting and can speak on Mr. Mercurio's behalf if he does not make it on time. Mr. Barrell invited him to speak, because Mr. Mercurio had not yet arrived. Mr. Varney explained that the

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Agricultural Commission wishes to provide support to the Board under the Board's direction to possibly mediate conflicts between neighbors when they arise around backyard farm animals, and to provide education when needed to animal keepers. He asked that the Board allow a period of six months to allow possible further refinement of the regulations.

Mr. Barrell noted that the State has designated the Board of Health as the legal enforcing authority relative to the health and safety of our community, including the keeping of animals. He also stated the Board is pleased with and open to working with the Agricultural Commission to manage the issues that arise in the keeping of backyard farm animals, within the constraints permitted by the state. However, the Board is unanimous in their goal of establishing regulations. It was noted the effective date of May 1, 2020, is greater than six months and will allow time for notification of Town residents, further review and potential amendments.

Mr. Karol, a Town resident, wished it noted that today is Yom Kippur, the most holy day of the Jewish faith, expressing his view that he feels it is disrespectful of the Town to hold meetings on this holiday. He then voiced his concerns about the regulations being passed without further input from Town residents.

Mr. Barrell and Dr. Sullivan noted that the Board has been working hard on developing these regulations for a long time and have considered the feedback from residents, and needs to move forward with a set of working regulations.

Ms. Simmarano stated that Mr. Mercurio just contacted her by text message and was on his way to the meeting. The Board decided to not wait for Mr. Mercurio to arrive.

Dr. Sullivan made a motion to accept the Non-commercial Farm Animal amendments recommended herein by Mr. Dillon.

Motion Originator	Dr. Sullivan
Motion Seconded	Ms. Fowler
Result	Approved unanimously

MOTION TO ADJOURN

Motion Originator	Mr. Dillon
Motion Seconded	Dr. Sullivan
Result	Approved unanimously
Time of Adjournment	6:34 pm

Signatures

Robert J. Barrell, MPA, Chairman

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Beverly A. Salate, RN, BSN

Michaun Fowler, BSM

John Sullivan, MD

Thomas Dillon

Submitted by: Margaret Lee
Date Submitted: 11-13-2019

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