

NORTH ATTLEBORO BOARD OF HEALTH

Meeting Minutes of
June 11, 2007 6:30 pm

In attendance: Don Bates, Chairman; John Donohue, Jr., Member; Susan Shaw, Member and Robert Davis, Agent

Visitors: Debra Hayward; Ray Hayward; Markeitha Silver; Jacqueline Glasco; Shirley Hodge; Eileen Rhyno

Chairman Bates opened the meeting at 6:30 PM.

APPEARANCES:

214 East Street Complaint # 07-57 Owner Debra Hayward came before the Board to discuss the violations found at her property, to question the applicability of one of them with respect to the habitability of the mud room/bedroom it referred to, to present documentation in support of her response to the violations, and to request a reinspection of the habitable room in question. Tenant Markeitha Silver also presented herself to the Board to report her dissatisfaction with the owner's repairs to the home's heating system and windows to date. Considerable debate ensued.

MOTION made by Ms. Shaw to sustain the violations cited pending reinspection and on-site measurement of the unheated mud room/bedroom in question to determine whether it was a habitable room under the State Sanitary Code or not. Mr. Donohue seconded. After additional discussion, all in favor, motion passes 3-0.

HEALTH NURSE'S MONTHLY REPORTS:

Mr. Davis advised that Health Nurse AnneMarie Fleming will present her monthly reports for April and May 2007 at the June 25, 2007 Board meeting.

MOTION made by Mr. Donohue to table the Health Nurse's Reports until the next meeting. Ms. Shaw seconded. No further discussion, all in favor, motion passes 3-0

HEALTH AGENT'S MONTHLY REPORT:

Asst. Health Agent, Rob Casper did not appear to review his monthly report with the Board. He will be asked to present it at the next meeting in June.

MOTION made by Mr. Donohue to table the Health Agent's Report until the next meeting. Ms. Shaw seconded. No further discussion, all in favor, motion passes 3-0.

LICENSES:

MOTION made by Mr. Donohue to grant a Temporary Food license for St. Mark's Church Fair on September 8, 2007 at 105 Stanley Street, Attleboro Falls, MA. Ms. Shaw seconded. No further discussion, all in favor, motion passes 3-0.

MOTION made by Mr. Donohue to grant a Temporary Food license for Lowe's Home Improvement at 1360 S. Washington Street, N.A. Ms. Shaw seconded. No further discussion, all in favor, motion passes 3-0.

MOTION made by Mr. Donohue to grant a Massage Therapist license for Anaya Brunson of Cumberland, RI, working at Kontempo Kutz n Nailz. Ms. Shaw seconded. In discussion, the Members asked that future applicants be asked to provide both the name and address of their employers. All in favor, motion passes 3-0.

NAIL SALON REGULATIONS:

Only one nail salon establishment owner, Ms. Eileen Rhyno, appeared to comment on the proposed regulation. Ms. Rhyno was interested to discuss the regulation’s waiver provisions, specifically with respect to the possibility of obtaining a waiver for use of HEPA filtering, etc. instead of direct outside venting. Assured that there was indeed provision made for such a waiver, Ms. Rhyno had no further comments on the proposed regulation for the Board. Members noted that although letters of invitation to attend this evening’s meeting had been sent to 33 nail salon establishments in the Town, only Ms. Rhyno made an appearance to discuss the proposed regulation.

MOTION made by Mr. Donohue to adopt the Nail Salon Regulations as proposed, effective upon publication of said document. Ms. Shaw seconded. After some limited additional discussion, all in favor, motion passes 3-0.

Once published, the Nail Salon Regulation will be updated with the publication date included in it in order to be signed by the Members at the next meeting.

HICKORY WOODS:

Mr. Bates reported on a recent meeting with Fred Bottomley, Allen Riley and Mr. Davis to discuss several of the properties in Hickory Woods. Although all Hickory Woods property owners had recently been called for permission to allow the Health Department to come onto their properties and record the individual roof drain systems there, only a fraction of live connections and positive responses had been made. The Chairman reported that he and Mr. Davis had spent several hours personally reviewing as many of the existing roof drains in Hickory Woods as possible. Several properties weren’t able to be reached or seen at all, and plans are underway to make another attempt to collect the information necessary. To date, the Board has only been able to identify the location of some foundation drains and the type of some of the house roof drains, although it will share whatever information it can collect with the Department of Public Works who is also working on various drainage issues in the subdivision as well.

APPROVAL OF MINUTES:

Ms. Shaw had hoped to review a tape copy of the May 7, 2007 minutes for approval, but had not received a copy yet. It was agreed that rather than the difficulty or expense of making a tape copy, Mr. Davis will make arrangements for her to listen to the original.

MOTION made by Ms. Shaw to table the minutes of May 7, 2007 for she would like to listen to the tape of the meeting. Mr. Bates seconded. No further discussion, all in favor, motion passes 2-1 with Mr. Donohue opposed.

MOTION made by Mr. Donohue to accept the minutes of May 24, 2007. Ms. Shaw seconded. No further discussion, all in favor, motion passes 3-0.

LEWICKI PLAIN STREET PROPERTIES:

Mr. Bates reported on a recent joint meeting of various Town departments, Town Counsel, the Board of Selectmen and representatives of Lewicki Plain Street Properties to review difficulties the applicant is encountering with the State Plumbing Board with respect to obtaining a variance from that agency. Although the Plumbing Board seeks to place additional problematic requirements of its own upon the Town and several of its departments, Town Counsel assured the group that he could work an acceptable arrangement out with the Fire Chief to ultimately assist the applicant with the variance requested.

ESTABLISHMENT OF SPECIAL FUNDS:

The Chairman reported on efforts to establish several funds through the Board of Selectmen to take the place of the Revolving Funds that had previously been in use or requested, but recently rejected by the RTM. One of those funds will replace the former Emergency Fund maintained by the Health Nurse, and it will require special consideration of the Board of Selectmen.

BORO SAND & GRAVEL:

A copy of the hazardous waste plan originally requested of Boro Sand & Gravel in January was submitted for the Members' review. In discussion, it was noted that the plan appeared to be reasonably thorough and complete.

REAPPOINTMENT OF TOWN PHYSICIAN:

Mr. Davis recommended the Board's February appointment of Town Physician Dan Brown was be renewed for the term 6/1/07 – 5/31/08.

MOTION made by Mr. Donohue to renew the appointment of Daniel C. Brown, M.D. as Town Physician for the period 6/1/07 – 5/31/08. Ms. Shaw seconded. No further discussion, all in favor, motion passes 3-0.

OTHER OLD BUSINESS:

Mr. Davis reported that the Fee Schedule, Mobile Home Regs, Retentions Pond Regs, and several other projects remain works in progress while other projects have taken priority.

COMPLAINTS:

Four longstanding complaints regarding 180 Commonwealth Avenue, 967 Longview Drive, 145 Broad Street and 11 Summer Street were being brought to court this week by Town Counsel and Mr. Davis will attend. The Members noted and reviewed all the other complaints in the Complaint Log.

ADJOURN:

MOTION made by Mr. Donohue to adjourn the meeting at 8:43 PM. Seconded: Ms. Shaw. Motion passes 3-0.

True Record Attest: _____