

NORTH ATTLEBORO BOARD OF HEALTH  
Emergency Meeting Minutes of  
January 23, 2008 6:00 pm

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

Visitors: There were no visitors.

The Chairman opened the meeting at 6:00 PM and explained that the reason for the emergency meeting was that the Board received correspondence from the Developer of the Mt. Hope Farms Estate subdivision earlier today, leaving less than 48 hours to call a regular meeting before the Board's deadline for its 45-day subdivision review decision.

**MINUTES:**

**MOTION** made by Mr. Bates to table the minutes of January 14, 2008 until the next meeting February 4, 2008. Mr. Donohue seconded. There was no discussion, all in favor, motion passes 2-0.

**MT. HOPE FARM ESTATES EXTENSION:**

The developer of the Mt. Hope Farm Estates subdivision submitted a letter to the Board of Health earlier today granting the Board a 30 day extension to continue its review of the subdivision's plans. The correspondence explained that the purpose of the extension was to allow the developer's engineer to complete its response to Mill River's consulting report and allow the Board to consider that response before sending its recommendation to the Planning Board. In the discussion that followed, Mr. Davis noted that he has spoken with the developer, who wants to be put on the Board's 2/19 agenda to discuss the revised plans before the Board must make a final decision on them.

**MOTION** made by Mr. Bates to rescind the motions that made on January 14, 2008 that that would have denied its approval of the Mt. Hope Farms Estates project, given the Board has now received a 30 day extension in hand. Mr. Donohue seconded. Some discussion, all in favor, motion passes 2-0.

**MOTION** made by Mr. Bates to direct the Health Agent to notify the Planning Board of the extension and include a copy of the developer's correspondence, Mill River's report and a brief outline of the process and date by which the Board will make its decision on the subdivision. Mr. Donohue seconded. No further discussion, all in favor, motion passes 2-0.

**STATE ETHICS COMMISSION SUMMONS:**

Members reviewed and briefly discussed the summons received from the State Ethics Commission requesting all the records that the Health Department has in its possession concerning the Hickory Woods Estates subdivision from 2000 to the present.

**NATIONAL HEALTH PERFORMANCE STANDARDS GRANT:**

Mr. Davis reported speaking with MAHB director Marcia Benes about hiring a facilitator for the National Health Performance Standards Grant. Ms. Benes suggested there was little need to obtain a facilitator if the Board simply wanted to record whatever self-score it thought appropriate and submit it. With that, the proceeds of the grant can be distributed for use as the Members wish. Mr. Davis will bring a laptop to the next meeting to start the process.

## **COMPLAINT LOG:**

Members discussed the value of reviewing the list of pending complaints as well as the active complaints, perhaps on a quarterly basis. Mr. Davis will include the list of pending complaints in the next meeting, among which are now the 145 Broad Street and 11 Summer Street complaints, both of which the Building Department has had issues with as well.

### 50 Sheldonville Road

A letter will go out asking when the owner of 50 Sheldonville Road will be getting a burning permit to get rid of the brush pile.

### 139 Jackson Street

The owners of the property at 139 Jackson Street have used a dumpster to remove some, but not all, of the junk in the yard, and more junk is reportedly coming in.

### Lowe's

Mr. Davis will ask a neighbor if he would be willing to record the disruptive noise from the location around Lowe's the next time he hears it.

### 49 Eddy Street

Mr. Davis reinspected 49 Eddy Street this week and there are several items that are still uncorrected.

### Chi-Chi's Salon

Chi-Chi's Salon is one of at least four nail salons that have been identified without a license, letters must go to all.

### Hola Mexican Chicken

Representatives of Hola Mexican Chicken will be asked to attend the February 4<sup>th</sup> Board of Health meeting to explain the unapproved installation of a friolyter that set off a sprinkler in the Mall and flooded the establishment.

## **NEW BUSINESS:**

### Town meeting Article

Members discussed holding a mid-day work session meeting with Mark Fisher, Town Accountant and the Town Clerk to draw up an article for town meeting regarding the establishment of a revolving fund for fines that may be collected by the Department. The Members do not want to see Health Department fines go to the state's general fund for lack of such an account.

### HACCP Certification

Mr. Donohue reported the fee for ServSafe's HACCP program will be \$299.00, not \$210.00, and the Chairman advised him to take the training nonetheless.

### Fresh Catch Seafood

Mr. Bates questioned the Board's approvals and current status of the Fresh Catch Seafood establishment. Mr. Davis reported that Fresh Catch was granted and is operating within the confines of the same food service licenses that the prior establishment in the same location had used. The current establishment is expanding the variety of foods it is selling, but has the privilege to do so within the licenses it holds. Mr. Casper has investigated and Mr. Davis has spoken with the owner of Fresh Catch's neighbor and competitor to explain the same.

**DIRECTOR'S REPORT:**

Subdivision Reviews

Mr. Davis still intends to inform the Planning Board of this Board's process and conditions for the subdivision reviews it conducts. Members discussed their interest in obtaining further legal clarification of their responsibilities with these reviews, the public safety that is at stake, and the Board's desire to act consistently and within its rights when conducting subdivision reviews.

**ADJOURN:**

**MOTION** made by Mr. Donohue to adjourn at 6:45 PM. Seconded by Mr. Bates. No discussion, motion passes 2-0.