

NORTH ATTLEBORO BOARD OF HEALTH
Meeting Minutes of
May 26, 2010 6:00 PM

In attendance: Don Bates, Chairman; John Donohue Jr., Members; Public Health Nurse, Anne Marie Fleming; and Agent, Robert Davis

Visitors: Robert Vey from BIG Septic Service; Robert McLacklan and Butch Langille from Bob Mac Stable; Michael Vallas from Boulevard Pizza; Michael Tobey and Anne Chambers from SweetWorks; David O'Brien from Shovelheads and Renata Spiess

Chairman Don Bates advised those present that Board member Jay Maslen would be unable to attend this evening's meeting due to illness, and he opened the meeting at 6:00 PM.

LICENSES:

Robert Vey came before the Members to answer questions regarding his application for a Septic/Hauler Pumper license for BIG Septic Service of Walpole, MA.

MOTION made by Mr. Donohue to grant a Septic/Hauler Pumper license for BIG Septic Service of Walpole, MA., contingent upon the Health Agent's inspection of the vehicle. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

HEALTH NURSE'S MONTHLY REPORT FOR APRIL 2010:

Public Health Nurse Anne Marie Fleming presented her Health Nurse's report for April 2010 and answered the Members' questions.

MOTION made by Mr. Donohue to accept the Health Nurse's Monthly Report for April 2010. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

LICENSES:

Michael Tobey came before the Members to answer questions regarding their application for a Food Service and Ice Cream license for SweetWorks at 38 South Washington Street, N. Attleboro, MA.

MOTION made by Mr. Donohue to grant a Food Service & Ice Cream license for SweetWorks at 38 South Washington Street, N. Attleboro, MA. contingent upon the Health Agent's inspection. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

Robert McLacklan came before the Members to answer questions regarding his application for a Stable license for Bob Mac Stable at 15 Ellis Road.

MOTION made by Mr. Donohue to grant a Stable license for Robert McLacklan at 15 Ellis Road, North Attleboro contingent upon the Health Agent's inspection. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

David O'Brien came before the Members to answer questions regarding his application for a Body Art Practitioner's license to work at Shovelheads Tattoo, Ink at 96 N. Washington Street, N. Attleboro, MA.

MOTION made by Mr. Donohue to grant a Body Art Practitioner's license to David O'Brien of 20 South Street, North Attleboro, MA. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

251 Reservoir Street:

Renate Spiess, owner of 251 Reservoir Street came before the Members to request an extension of time to continue to cleanup the property of litter and trash. The owner explained that she could not afford the \$100, \$200 and \$300 non-compliance fines that have been imposed by the Health Department. In the discussion that followed, Ms. Spiess answered the Members' questions and asked for their consideration.

MOTION made by Mr. Donohue that the owner be granted a 30 day extension to clean up the yard until July 1, 2010 and that Ms. Spiess should appear at the June 29th Board meeting to address the progress made on the clean-up of the property. Seconded: Mr. Bates. After additional discussion, all in favor, motion passes 2-0.

LICENSES CONTINUED:

Michael Vallas came before the Members to present his request and answer questions regarding his application for Food Service license for Boulevard Pizza and Restaurant at 586 Kelley Boulevard for a change of ownership.

MOTION made by Mr. Donohue to grant the Food Service license for Michael Vallas, the new owner of Boulevard Pizza and Restaurant at 586 Kelley Boulevard, N. Attleboro, MA. Seconded: Mr. Bates. After brief discussion, all in favor, motion passes 2-0.

215, 223, 241 ELLIS ROAD:

Mr. Davis reported that the Health Department has received two checks for renewal of a stable license for 223 Ellis Road, one for the current year and the other for the period July 1, 2010 to June 30, 2011 for fifty horses, but the acreage of the property will only support nineteen horses according to the Board's own stable regulation. In addition, the current owners have yet to submit an as-built plan for the substandard septic system installed by a prior owner, as required by the Board last July. Instead, the present owners have advised Mr. Davis that they do not have \$1,400 to pay for an as-built plan and requested a hearing with the Board this evening. Further, there may be bank issues ongoing with the property and the Tax Collector's office has just advised that back taxes are owed on the property. The owners also provided the Board with a copy of their lease of contiguous property for use as a stable paddock, but failed to appear for the hearing they requested this evening.

MOTION made by Mr. Donohue to: a) notify the owners to attend the Board's June 8, 2010 meeting; b) immediately reduce the number of horses stabled on the property to no more than 19, effective immediately, and; c) provide the previously requested as-built plan of the substandard septic system within 60 days of this meeting. Seconded: Mr. Bates. After more discussion, all in favor, motion passes 2-0.

OLD BUSINESS:

Trash Recycling Regulation

The Members were provided with the latest draft of an updated Trash Recycling Regulation for their review and consideration. Mr. Davis reported that the current draft incorporates Michele Bernier's most recent suggestions and that a copy of the same draft has been sent to her as well for any more review and comments she might offer.

Floor Drain Regulation

The Members were also provided with the latest draft of a proposed Floor Drain Regulation that was recently revised by Mr. Davis. Members were asked for their review, comments and consideration, as was Tim Slattery of the Water Department. The current draft includes an additional definition and some new enforcement language.

Septic Regulation

Mr. Davis advised that progress has yet to be made on revising the existing Septic Regulation, but reported that will be addressed next among the 4 regulations currently under consideration.

e-Cigarettes Regulations

Work has continued on a revised draft of a proposed e-Cigarettes Regulation.

SUV Repairs

With the finalization of a new quote earlier in the day, an updated request for a Reserve Fund Transfer was submitted to the Finance Committee earlier in the day. At ~\$2,700, the new quote from MHQ is about half of Rodman Ford's original quote, but still much higher than the \$800 quote first received from MHQ. Mr. Davis has also requested that the Town Administrator release the use of a pickup truck currently being surplus by the DPW that is reportedly in good condition and ready for use. If serviceable, the pickup truck could become the Department's second vehicle for use around Town by either the Health Agent or Public Health Nurse

Flood Update

The replacement flooring has been installed, sealed, washed and waxed in the Health Department office at Town Hall. The new door system is up, the sheet rock is up and will be painted and the electrical changes and improvements have been inspected. A possible date of completion could be June 6, 2010.

FY 11 Budget

Mr. Davis had been asked to cut an otherwise level-funded budget by another 3% for the first round of budget cuts. However, after the Senate's version of the State budget was approved, the Town Administrator had the departments add some money back into the budget. Mr. Davis was able to add back a total of \$688 into the previous version of the Health Department's FY 11 budget.

Single Consulting Engineer Proposals

The ad-hoc selection committee has met and narrowed down the list of applicants from 17 to 6 for the interviewing phase of Town's Single Consulting Engineer project. The committee representing each of the three Boards/Commissions involved in the process will interview these 6 semifinalists and recommend three finalists to the Planning Board for their final selection of the best candidate for the single consulting engineer's contract with the Town.

COMPLAINT LOG:

60 High Street

Ernest Smither, Jr. owner of 60 High Street has agreed to pay the \$800 in fines from housing violations that he has not addressed since October 2008 after being in and out of court several times on this matter.

119 East Street, apt. #3

Trent Davis owner of 119 East Street will be cited again for failure to correct housing violations at this property.

47-49 Eddy Street

The trash in the backyard at 47-49 Eddy Street has still not been cleaned up and has been issued a \$200 Fine.

120 Hunt's Bridge Road

The owner of 120 Hunt's Bridge Road is upset over the noise from dirt bikers using abutting property for racing, however the noise meter the department uses is locked up in one of the pods.

MINUTES:

MOTION made by Mr. Donohue to table the minutes of May 10, 2010 until the June 8, 2010 meeting. Seconded: Mr. Bates. Some discussion, all in favor, motion passes 2-0.

MEETINGS:

The Members agreed to hold their July meetings on Tuesday, July 13, 2010 and Thursday, July 29, 2010, both at 6:00 PM and hopefully at the Police Facility.

ADJOURN:

There being no further business to discuss, a **MOTION** was made by Mr. Donohue to adjourn the meeting at 7:25 PM. Seconded: Mr. Bates. No further discussion, motion passes 2-0.