

# NORTH ATTLEBORO BOARD OF HEALTH

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## Meeting Minutes of June 8, 2010 6:30 PM

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

Visitors: Tammie Watson from Mazie's Organics; Ed Alberto from A-1 Pickle Co.; Stephen Sarcia from 241 Ellis Road

Chairman Don Bates opened the meeting at 6:36 PM.

### **LICENSES:**

Ed Alberto came before the Members to answer questions regarding his application for a Retail Food license to work at the Farmer's Market.

**MOTION** made by Mr. Donohue to grant a Retail Food license for A-1 Pickle Company for the Farmer's Market. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

Tammie Watson came before the Members to answer questions regarding her application for a Retail Food license to work at the Farmer's Market.

**MOTION** made by Mr. Donohue to grant a Retail Food license for Mazie's Organics for the Farmer's Market. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

On the request of Del's Lemonade to add a third lemonade cart to it's North Attleboro license, Mr. Donohue made a **MOTION** to grant Del's Lemonade a Mobile Food license for a third Del's Lemonade cart to be located at the corner of Church Street and North Washington Street. Seconded: Mr. Maslen. After limited discussion, all in favor, motion passes 3-0.

### **STABLE LICENSE & SEPTIC SYSTEM AT 241 ELLIS ROAD:**

Mr. Stephen Sarcia came before the Members as the owner of three contiguous parcels of property at 241 Ellis Road where he has a large stable and pastures for his horses. Under the Board's own Stable Regulations wherein the number of horses allowed to be stabled is a function of the amount of property actually owned, Mr. Sarcia's combined acreage would permit no more than nineteen horses to be stabled on his property, but he has requested a license to stable fifty horses there. Mr. Sarcia discussed the lease he has taken for a portion of abutting land owned by another person, written specifically for the purpose of providing additional pasture land for Mr. Sarcia's stable. Mr. Sarcia's lease however, didn't specify the amount of acreage actually leased.

On a second matter, Mr. Sarcia was ordered last July to submit an asbuilt plan for an illegal septic system installed on his property by a previous owner. The Members questioned Mr. Sarcia on his failure to respond to date, other than to report he does not have the money to provide the asbuilt, and discussed the consequences possible with him.

**MOTION** made by Mr. Maslen to table any Board action with respect to Mr. Sarcia's request for a stable license and lack of an asbuilt septic plan until the June 29 meeting, subject to his return before the Board and presentation of an asbuilt septic plan and/or a contract in hand to produce one, plus documentation of the specific acreage under lease in support of the stable on the property. Seconded: Mr. Donohue. After lengthy discussion, all in favor, motion passes 3-0.

On the request to grant St. Mark's Church another Temporary Food license for their annual Parish Fair, Mr. Donohue made a **MOTION** to grant St. Mark's Church a Temporary Food license for its Annual Parish Fair to be held at the church on September 11, 2010. Seconded: Mr. Maslen. No discussion, all in favor, motion passes 3-0.

**LICENSES CONTINUED:**

On the request of Fiesta Shows for annual Temporary Food licenses for Kid’s Day, Mr. Donohue made a **MOTION** to grant Fiesta Shows Temporary Food licenses to participate in the annual Kid’s Day from July 7-11, 2010 at Mason Field. Seconded: Mr. Maslen. After limited discussion, all in favor, motion passes 3-0.

**MOTION** made by Mr. Bates to amend the previous motion to specifically grant applications TF-09-10 through TF-14-10 Temporary Food licenses for Fiesta Shows to participate in the annual Kid’s Day from July 7-11, 2010 at Mason Field. Seconded: Mr. Maslen. Upon Mr. Donohue’s inquiry about current Serv-Safe certificates for Fiesta Shows, Mr. Davis advised that current certificates had been faxed to the Department late in the afternoon, but that he had them in hand. After additional discussion, all in favor, motion passes 3-0.

**MOTION** made by Mr. Donohue to grant a Temporary Food license for DANA’s Annual Block Party on July 27, 2010 with a rain date of July 29, 2010. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

**HEALTH NURSE’S MONTHLY REPORT FOR MAY 2010:**

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

**MOTION** made by Mr. Donohue to accept the Health Nurse’s Monthly Report for May 2010. Seconded: Mr. Maslen. After ample discussion, all in favor, motion passes 3-0.

**REPRESENTATIVE ELIZABETH POIRIER:**

The Board of Health invited Representative Poirier to attend their meeting to discuss the incredible donation of nearly \$10,000.00 on behalf of the Guertin Park Association and some donations from Betty’s Angels. Rep. Poirier explained the origin of the group called “Betty’s Angels” that formed to collect and donate food for the needy. Because of her work with Betty’s Angels, Mrs. Poirier had been contacted by the people of the Guertin Park Association to join “Betty’s Angels” and further do their part by providing their remarkable gift to purchase food for those in need.

**MINUTES:**

**MOTION** made by Mr. Donohue to accept the minutes of May 10, 2010. Seconded: Mr. Maslen. No discussion, all in favor, motion passes 3-0.

**MOTION** made by Mr. Donohue to table the minutes of May 26, 2010 until the June 29, 2010 meeting. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

**HEALTH AGENT’S MONTHLY REPORT FOR MAY 2010:**

Mr. Davis reported that assistant health agent Rob Casper had called earlier that afternoon and was unable to attend this evening’s meeting.

**MOTION** made by Mr. Donohue to table the Health Agent’s Monthly Report for May 2010. Seconded: Mr. Maslen. After discussion, all in favor, motion passes 3-0.

**OLD BUSINESS:**

Trash Regulations

The Members have reviewed the final draft of the Trash Regulations. Mr. Davis will mail a draft copy to each of the Trash Haulers for them to make comments before the Members vote to approve these regulations.

### Floor Drain Regulations

Mr. Davis is waiting for the Department of Public Works to respond to the Floor Drain Regulations before presenting the regulations to the Members.

### Septic Regulations

Work has not yet begun on a revised draft of an updated Septic Regulation, and a working draft is not yet ready for the Members' review.

### e-Cigarettes

Mr. Davis has been working on the e-Cigarette Regulation whenever he has an opportunity to do so.

### SUV Repairs

Mr. Davis received total estimates of ~\$2,700 to repair the Ford Expedition still at the dealers. The Finance Committee had received only the initial estimate of \$758, and didn't receive the rest of the estimate in time for their meeting, thus approved a Reserve Fund Transfer for only \$758.

### Flood Recovery Update

Anne Marie Fleming and Mr. Davis had met with Mark Fisher to be updated on the Health Department's renovations and completion of the process moving all the equipment and supplies from the storage pods back into the Department. Health Department staff have the task of emptying all of the boxes that had been stored. Mr. Fisher wants Mr. Davis and Ms. Fleming to re-order the food and medical supplies that had been deemed non-salvageable before June 30<sup>th</sup>.

### FY11 Budget

As proposed, the FY11 budget will be less than 2% of a level funded budget from FY10. In response to the Members' questions, Mr. Davis advised that he has rearranged the FY11 budget to include \$100 of dues for the MAHB membership.

### Single Consulting Engineer

The ad-hoc selection committee has met and started to interview the candidates for the single consulting engineer's contract. The first three applicants were interviewed earlier in the day and the last three applicants will be interviewed tomorrow. From those interviews, the selection committee will recommend three of the applicants to the Planning Board for their final selection and award of the contract.

### CDC Emergency Dispensing Site Study

The CDC-sponsored workshop on emergency dispensing sites will take place on June 15<sup>th</sup>, led by Colleen Monahan, Director of the University of Illinois School of Public Health, and her staff. This will be part of a national research study on the effectiveness of preparedness and emergency response planning.

## **COMPLAINT LOG:**

### 60 High Street

Ernest Smither Jr., owner of 60 High Street, had a court appearance on May 24<sup>th</sup> for housing violations he had not addressed and was told by the court to pay \$800 in fines by June 8<sup>th</sup>.

### 69 Peck Street

Diana Bounader, owner of 69 Peck Street had called and cancelled the last scheduled inspection for housing violations and will reschedule.

119 East Street apt.#3

A letter has been sent to the owner of 119 East Street informing him that Mr. Davis will reinspect the property on June 16<sup>th</sup>.

120 Hunt's Bridge Road

A neighbor and property owner has complained of noise from dirt bikes using this property. Mr. Davis is waiting to move back into Town Hall to search through packing boxes for the Department's noise meter before he can properly address this issue.

26 Weona Road

The property at 26 Weona Road is in foreclosure and the owner doesn't have the funds to rent a dumpster to remove all the junk from her yard. In the discussion that followed, Mr. Davis suggested that if trash haulers were invited to a meeting to review a draft of the new trash regulations, that there may be an opportunity to discuss how or if it might be possible to establish some way to help homeowners who may need to get rid of trash on their property but have no means of doing so on their own.

**NEW BUSINESS:**

There was no new business to report this evening.

**DIRECTOR'S REPORT:**

BOH Trailer

With the Town Pool opening soon, the Board of Health's EDS trailer needs to be moved out of the fenced-in pool area. Mr. Maslen has agreed to move the trailer and bring it to the Fire Department where it will be housed.

**ADJOURN:**

There being no further business to discuss, a **MOTION** was made by Mr. Donohue to adjourn the meeting at 8:34 PM. Seconded: Mr. Maslen. No further discussion, motion passes 3-0.