

**Pepperell Board of Health
December 06, 2011
Meeting Minutes
Town Hall Conference Room A**

Call to order: The Pepperell Board of Health was called to order at 7:01 pm, by Mr. Durno. He informed all present the meeting was being tape recorded.

Members Present: John Marriner, Member, Phillip Durno, Acting Chairman

Members/Staff Absent: Alfred Buckley, Chairman, Sandra Grogan, Board Secretary

Staff Present: Kalene Gendron R.S., Health Agent

Guests Present: Paul MacDonald Nashoba Publishing, Joann Arsenault, 222 South Rd., Jessica Cathcart, 222 South Rd. apt. #1, Jerry-Ann Lique, 20 Sheffield St., Theodosia Sartelle, 38 River Rd., Marcia Zaniboni, 41 Jewett St., Jeff Cook, 37-39 High St., Dina Faureau, 222 South Rd.

Minutes to be approved: Mr. Marriner made a motion to approve the minutes of November 15, 2011.

Mr. Durno seconded it. A vote was taken. All were in favor.

Topic of Discussion	Relevant Discussion	Action taken	Vote taken
Correspondence: 6 Well Regulations	<ul style="list-style-type: none"> • The members of the Board had approved and signed the well regulations at the previous board meeting on 12/15/2011. At this meeting they re-signed the same well regulations on a cleaner format. 		
Appointment: 7:05 pm 20 (18aka) Sheffield St – Public Hearing Condemnation Hearing	<ul style="list-style-type: none"> • Mr. Durno opened the public hearing at 7:05 pm. • Mrs. Jerry Lique showed the two members Board photos that had been taken of her place and agree that the dwelling in question needs a lot of cleaning up. She has been residing with her sister who lives at 38 River Rd. since January of 2011, as she has been ill. Her nephews were going to help her with cleaning up the trash and other debris. She explained that she has come before the town to ask for assistance from COA and was told to fill out paperwork that will take time to review. • Marcia Zaniboni, Director of COA said she will get Mrs. Lique, help with rides. New funds that COA receives won't start until January 2012. Then more assistance can be given. • Mr. Durno directed Mrs. Lique to speak to Marcia who can assist her. • Mr. Durno explained that if she needs to extend the order she could call the office to make this request. • Mr. Durno closed the public hearing at 7:20 pm. 	<p>Mr. Marriner made a motion to extend the current order by another ninety-days to Mrs. Lique of 20 (18 aka) Sheffield St., as long as no one resides at this place.</p> <p>Mr. Durno seconded it.</p>	<p>A vote was taken. All were in favor.</p>

	<ul style="list-style-type: none"> The members agreed that a ninety day extension to correct violations as long as no one resides at 20 (18 aka) Sheffield St. 		
Old Business: A 37-39 High St – Non Compliance	<ul style="list-style-type: none"> The Health Agent (HA) explained to the members of the Board the reason Mr. Cook was requested to this meeting was due to the fact that his order has gone beyond the time the Board had previously granted him to correct all the violations at 37-39 High St. Mr. Cook said he is ready for a re-inspection and will call the office Wednesday to schedule a time for the inspection. 		
Old Business: B NMHS-Complaint	<ul style="list-style-type: none"> A resident’s child, who attends the high school in Townsend, has submitted a complaint regarding smoking in the bathroom(s) and on the school bus. The question arose that if the student is getting headaches in the school near the bathrooms and not on the bus. Isn’t it up to the Board of Education to address this issue rather than the Board of Health (BOH)? Mr. Durno read the minutes from the previous meeting referring to this issue, so he doesn’t feel it’s wrong to send a letter to the school and bus company. He feels the BOH has the responsibility to protect the welfare of its residents. Mr. Durno would like to address this issue by having a letter sent to the school committee and bus company. 	<p>Mr. Durno made a motion to forward a letter to both the school committee and bus company.</p> <p>Mr. Marriner seconded it.</p>	A vote was taken. All were in favor.
Old Business: C 222 South Rd. - Update	<ul style="list-style-type: none"> Joann Arsenault explained this has been an ongoing issue but as of the 12/5/2011 the two critical violations have been corrected. The leak in the basement the active water leak near the chimney has been corrected. The BOH has a copy of the smoke detector certificate. Mr. Durno reminded all that when they left from the previous meeting they would work together to rectify these problems. Ms. Arsenault said “most is done; I’ve done the best I could.” Ms. Cathcart explained that no repairs began until 11/27/11. She said the landlord knocked on her apartment and had a friend with her to video tape the encounter. The tenant said the landlord can come in on certain days with a twenty-four hour notice in advance. When the tenant came home today she found the water in the basement again. The landlord feels as though the pressure valve was touched. 		

	<ul style="list-style-type: none"> • The deadline to correct violations is today. What would the Board like to do asked the HA. • Ms. Arsenault had a constable serve the tenant an eviction notice and he found a note on the door saying “no entry per BOH.” • Ms. Cathcart said “she put the note on the door because the landlord keeps coming in to show the apartment to possible new tenants. • Ms. Arsenault asked Ms. Cathcart for an affidavit that read before the Board. • Mr. Durno told Ms. Cathcart that putting up this sign is illegal. • Mr. Durno went over the list of violations, a window that doesn’t lock, wall plug covers, bathroom light wiring, bathroom threshold, entrance door, entrance door frame. • Ms. Arsenault said “most have been corrected.” • The HA will go to re-inspect corrected violations. • Mr. Marriner thinks both parties need someone to represent them to get these things cored, because there is too much animosity between them. • Mr. Durno said the landlord is working on these violations so he wants to give the landlord another sixty-day extension. He said the landlord is heading down the right direction, so let’s see if everything can be corrected within the allotted time frame. Both parties need to work together • Ms. Cathcart would like to see this go to court. • Mr. Durno wants to keep this at a local level and see this rectified. • Ms. Arsenault is looking for some paperwork that the tenant read before the BOH, degrading her. She also, wants a copy of tonight’s minutes. • The order will expire on 2/6/2012 	<p>Mr. Durno made a motion to extend the order for other sixty-days in order to correct all violations.</p> <p>Mr. Marriner seconded it.</p>	
<p>Old Business: D Landfill – Interdepartmental Correspondence</p>	<ul style="list-style-type: none"> • The Board reviewed a correspondence to other town departments regarding the landfill budget line item that is shrinking. • The HA spoke to the Town Administrator who will be sending an update as to how to address this line item in the future. 		
<p>Old Business: E Landfill – Reduction Letter</p>	<ul style="list-style-type: none"> • The Board is reviewing the latest cost for the landfill monitoring. 		

Landfill – Reduction letter	<ul style="list-style-type: none"> The HA pointed out that if the Board agrees to sign this agreement at \$8,215.00 this doesn't include the reduction cost that the BOH has submitted to DEP to eliminate the testing of the VOC's. Mr. Marriner would like to table this. 		
New Business: F 169 Hollis St. – Variance Request	<ul style="list-style-type: none"> The design engineer is asking for a variance from the local regulations of 150 gpd to 110 gpd per Mass. Title V. 	Mr. Marriner made a motion to approve the variance request. Mr. Durno seconded it.	A vote was taken. All were in favor.
Permits/Licenses: 169 Heald St.	<ul style="list-style-type: none"> The HA is good with the permit. It's a straight 1500 gallon tank and he is doing infiltrators. 	Board signed permit.	
Other Item:	<ul style="list-style-type: none"> Mr. Durno updated the Board of a BOS hearing about a dog day care at 80 South Rd. I was asked what I thought about this not as a BOH member. I said "if you approve this you will have people at the BOH complaining about barking dogs." The HA had sent comments based on what they are proposing. Mr. Durno asked to send an objection letter to the BOS is "not in favor" for the dog day care due to the noise, the smell, traffic, dog waste, and increase of the workload on the part of the BOH. 	Mr. Marriner made a motion not to approve the dog day care on 80 South Rd, due to list just addressed. Mr. Durno seconded.	A vote was taken. All in favor.

Mr. Marriner made a motion to adjourn the meeting. Mr. Durno seconded it. A vote was taken. All were in favor.

Meeting was adjourned at 8: 31 pm

Next Meeting: December 20, 2011

Respectfully submitted by: Sandra Grogan, Board Secretary

Alfred Buckley, Chairman

John Marriner, Member

Phillip Durno, Member