

Board of Health
Meeting Minutes

Board Members:

Margie LaFleur, Chairperson, Phil Durno, Member, Virginia Malouin, Member

Staff:

Kalene Gendron (KG)

Attendees: See BOH.

Mrs. LaFleur opened the meeting at 6:00 PM and announced the meeting is being televised by Pepperell Community Media.

7/3/2018 - Minutes

1. Working Session: 6:00 - 6:05 PM

2. Acceptance of Minutes

a. 6/19/18

Tabled the minutes due to changes being necessary

3. Appointments/New Business/Action Items/Permits

a. 6:06 PM - 36 Oak Hill Rd - Complaint of pesticide/herbicide use in WRPOD District

Mrs. LaFleur said there was a complaint about the spraying of pesticides at the property in the WRPOD district.

Mrs. Gendron recommends to the board that, due to the sensitivity of the matter in a WRPOD district and where groundwater drinking supply is present, there be a cease of application until BOH has a chance to verify chemicals are safe for application.

Mr. Beedie & Mr. Hill have respectfully submitted what chemicals are being used to the PBOH and all fall under state regulations.

Mrs. Priest of Parcel #2 Blue Heron's Way explains that the deed and covenant of the property clearly state that where the asparagus fields are located require BOH approval prior to chemical applications.

Mr. Hill states that he is not asking to spray currently on the asparagus fields, he is trying to save his crop of potatoes which is in an area not included in the deed and covenant, time is of essence so as not to lose his investment in the crop.

Mr. Durno inquires that if allowed to spray now if he will be able to save crop. Mr. Hill says more than if he isn't allowed to spray.

Mrs. Gendron states that the deed language is quite clear and has been in place since 1986,

recommends again that everything ceases until approval by the state agricultural department.

Mrs. LaFleur motions to allow spraying of potatoes. Mr. Durno seconds, all in favor.

b. 6:10 PM 17.5 West St - Temporary Trailer - Update

Mr. Corbett updates the board that the septic and pump will be delivered on 7/6. Dave Walsh to install. Power will be on on 7/10. House to be ordered and will take 6-8 weeks for delivery.

Mrs. Gendron informs board that the deadline for extension was 7/3, the building department permit expired on 5/20/18 and the Board of Selectman permit expired on 4/20/18. She recommends to the board that the trailer be removed.

Mr. Durno states that he does not want the trailer there for another winter. Mrs. LaFleur is concerned with the house not coming in until August is a concern for her.

Mr. Durno motions for the temporary trailer to be removed from the property. No seconds.

Mrs. LaFleur stated she would like to give Mr. Corbett the benefit of the doubt and requests that he obtains renewals of the building department permit and the BOS permit.

Mrs. Malouin would like to defer any decisions until 7/16 meeting, Mr. Corbett states he is not available 7/16.

Mr. Durno withdraws his motion.

Mrs. Malouin motions to defer to 8/7/18 meeting pending renewal of permits from building department and BOS. Mr. Durno seconds, all in favor.

c. 6:15 PM 41 Groton Street Unit 8/ Landlord is seeking to appeal enforcement order

Mrs. LaFleur opened public hearing @ 6:36PM.

Landlord was present and stated he is appealing the enforcement order because the tenant refuses to allow workers in to make repairs.

Tenant states she has refused his contractor because he is not a licensed mold remover and she knows there is mold in the upstairs bathroom and she has a weakened immune system.

Mrs. Gendron recommends to landlord how to fix violations and recommends to board not to withdraw enforcement letter.

Landlord requesting more time to fix violations.

Mrs. LaFleur closes public hearing @ 6:55PM.

Mrs. LaFleur motions to extend enforcement order until 8/17/18. Mr. Durno seconds, all in favor.

d. 91 Elm St. - Local Upgrade Approval - The applicant is seeking relief from the 310 CMR 15.405(h) the required 4ft. groundwater offset to 2ft.

- 91 Elm St. - Upgraded Septic System - Permit

Mrs. Gendron recommends to board approval of request for both.

Mr. Durno motions to approve the request of relief from the 310CMR 15.405(h) the 4ft. groundwater

offset to 2ft. Mrs. Malouin seconds, all in favor.

Mrs. Malouin motions to approve permit for upgraded septic system permit. Mr. Durno seconds, all in favor.

4. Health Agent Comments

a. New ZBA Application (ZBA-2018-04) - 76 Prescott St - Home Occupation

Special permit would be to allow a home occupation. Mrs. Gendron says things to consider for this is current septic design if employees will be there, floor drain regulations for this type of occupation, hazardous waste, should reach out to state for state regulations.

Mrs. Malouin motioned to forward application to ZBA. Mr. Durno seconds, all in favor.

b. 222 South St - ZBA Application (ZBA-2018-06) Variance to develop new lot

Mrs. Gendron states they are requesting a variance to the ZBA. They will need to put a full compliance septic system and well if no town water is available.

Mrs. Malouin motions to move forward with variance. Mr. Durno seconds, all in favor.

5. Matters That May Be Raised That the Chair Didn't Reasonably Anticipate

6. Old Business

a. BOH - Goals & Objectives - Discussion

Mrs. Malouin moves that the board submits the goals and objectives as written to TA.
Mr. Durno seconds, all in favor.

b. 161 Nashua Rd - Earth Filling - Discussion

BOH opened discussion by asking attendees to limit questions and discussion to allow everyone to speak.

Mr. Weatherbee asked if BOH was aware of the Interim Policy of Reusive Soil for Large Reclamation Projects. He states it will be an instrument that the applicant will be using with state.

Mrs. Gendron informs board that she is aware of ACO processes, she believes a team is being formulated with certain department heads, DEP rep will come in and discuss with said team...also says 111 section 31 allows towns to adopt regulations as they deem fit, it is used to protect generations now and generations in the future.

Board states that they have not been presented with anything other than a letter of intent. There has been no permits filed with the board. BOH has not been approached by proponent.

Mrs. Malouin states that the BOH is a three member volunteer board, it will not act in haste, and they will continue to look through regulations and will uphold public law and public health.

Mrs. LaFleur states BOH will continue to research and proceed with caution. They will be thorough and objective.

7. Bill Warrant

- a. Approve bill warrant

The board signed the bill warrant.

8. **Open Discussion**

- a) Thanking Sandra and her service to the BOH office.
- b) Scanning files to continue.

9. **Future Meeting**

- a. 7/17/18
Due to attendance next meeting was changed to 7/24/18

Mrs. LaFleur motioned to adjourn the meeting at 7:56PM, Mr. Durno seconds.