

Board of Health
Meeting Minutes

Board Members:

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

Staff:

Kalene Gendron, Health Agent; Brynn Montesanti, Secretary

Attendees: See attached attendance sheet

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

9/11/2018 - Minutes

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

2. **Acceptance of Minutes**

a. **7/24/18**

Mr. Durno motions to accept the minutes, Mrs. Malouin seconds. All in favor

b. **8/2/18**

Mr. Durno motions to accept the minutes, Mrs. Malouin seconds. All in favor

c. **8/7/18**

Mr. Durno motions to accept the minutes, Mrs. Malouin seconds. All in favor

d. **8/13/18**

Mr. Durno motions to accept the minutes, Mrs. Malouin abstains as she was not present for the meeting. Mrs. LaFleur seconds. All in favor

3. **Appointments**

4. **New Business**

a. **Noise Regulation Presentation by Resident**

Mike Levesque – 2 First Avenue Pepperell, MA – Mr. Levesque thanks the Board for their time to hear this proposal for a noise ordinance. A diverse group of residents composed this ordinance. The purpose of this ordinance is that chronic or repeated exposure to excessive noise can be detrimental to human health and wildlife. A few different ends of the spectrum were used to put together this ordinance, it is designed to mitigate against long term issues and problems with noise.

Mr. Levesque continues to go through the proposed ordinance with the Board as well as explaining what it means to the Board and the town. He also took the time to explain the tools the Board and the town would need to carry out this ordinance.

Mr. Levesque states that the group is looking for the Board to adopt these in a reasonably quick manner, October time frame. Mr. Levesque asks the Board if they have any questions.

Mrs. Malouin asks for clarification on the noise thresholds for the zoning districts. Mrs. LaFleur asks if

the motorcycle threshold is for a motorcycle with or without baffles. Mr. Levesque explains that language and concerns of this ordinance from the Board can be addressed with the input from some of the other residents that composed the ordinance.

Mrs. Malouin asks Mrs. Gendron how does this proposal relate to the state noise regulations and Mrs. Gendron says she would have to take some time to compare. Mr. Durno says he would like to review and see if it is something to adopt but wants to remind the public that the Board has not been sitting around not doing anything and that the Board has worked countless hours putting together a draft to protect the residents of this Town.

Mrs. Malouin doesn't think the Board has had enough time to review this ordinance and would like to take some time to review.

Mrs. LaFleur reminds the residents that this ordinance would be something that would have to be submitted to Town Counsel as well for review. The Board thanks the residents for the amount of time and how hard they worked to put this ordinance together and that they will take this ordinance under advisement and will review.

Mrs. Malouin requests that this ordinance be added to the next agenda for further discussion at the next meeting.

5. Action Items

a. 7 Shawnee Road - Complaints Received

Mrs. Gendron states that complaints began in January this year, snow fell, unable to establish if there were any merits to the complaints. In the spring Mrs. Gendron worked with the homeowner and the property has improved somewhat. The photos presented to the Board are from 9/10/18. Mrs. Gendron is seeking guidance to decide if a letter should be sent.

Rubbish and garbage are present, sections of housing code to consider is section 410.602 – an owner to maintain and keep clean their property. Mrs. LaFleur inquires if it is a single family or duplex, it is a duplex. Mrs. Malouin says she viewed the property and she thinks it is a heavy, densely populated area and she sees a potential for children to be curious and raises concern for safety.

Mrs. LaFleur asks the Board what they think of an enforcement letter, Mr. Durno states at the very least a reminder letter should be sent. Mr. Durno asks who made the complaint, Mrs. Gendron states several residents.

Mr. Durno motions for an enforcement letter to clean up the property within 30 days to be sent to the homeowner in regards to the complaints received about the property, Mrs. Malouin seconds. All in favor

6. Correspondence

Flu clinic schedule is posted on local cable as well as on our website. Flu clinics in Pepperell will be held at Nissitissit Middle School on 10/10/18 from 3pm – 6pm as well as at the Pepperell Senior Center on 10/17/18 from 10am-12pm.

7. Health Agent Comments

a. 10 Tucker Street

Proposal is located at Conway Chevy property – no comments at this time, served by town water and town sewer, division of land has nothing to do with us.

b. 76 Prescott Street

The Board of Health has new new comments at this time.

c. **32-34 Shirley Street / 87 Elm Street**

Potential duplex location, about 5 lots in total. Mrs. Gendron has composed some notes and questions in regards to this project to submit to ZBA. Mrs. Gendron shares the maps and proposed plans with the Board. Board agrees with Mrs. Gendron's questions and response to ZBA.

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

Ms. Montesanti presents to Board a bill warrant for approval for NABH and MABH. Mrs. Malouin motions to approve the bill warrant for NABH for the amount of \$10,757.70 and for the MABH for \$150. Mr. Durno seconds. All in favor

9. **Old Business**

a. **17.5 West Street**

Mr. Corbett first would like to apologize for his comments the last time he was present at the meeting. He is present for the meeting tonight to request to keep his trailer there on the property, not to live in the trailer but to use as a work trailer so to speak, currently he is on the waiting list for three different apartments.

Mrs. Malouin feels there was an error in the way the Board voted and would like to make a motion so that Mr. Corbett can keep the trailer on the property as personal property. Mr. Corbett explains he has been struggling with some health issues and would like to keep the trailer there so that he can rest if needed and store tools and such.

Mrs. Malouin inquires as to whether Mr. Corbett has ordered the house. He states that he has not as he is holding the money for an apartment deposit, first, last and security. The bank only releases money as projects are completed on the property.

Mrs. Malouin asks the Board if they can rescind the vote from August 7, 2018 and change wording to reflect that Mr. Corbett can leave the trailer there but not as living quarters. Mrs. Malouin believes it is out of the jurisdiction of the Board to ask someone to remove their personal property.

Mrs. LaFleur reminds Mr. Corbett that they cannot live in trailer, the trailer can stay but cannot be lived in and that is her main concern.

Mrs. Malouin motions to change verbiage from August 7, 2018 motion so as to allow the trailer to remain at 17.5 West Street as it is personal property with no inhabitation. Mr. Durno seconds. All in favor.

b. **Nashua Road gravel reclamation discussion**

At this time there is no discussion to be had other than the special counsel is still in review of the draft and will be in touch with the Board to discuss arranging a meeting with the Board, in executive session, sometime in the following week.

10. **Open Discussion**

11. **Future Meeting**

a. **9/25/18**

Mr. Durno motions to adjourn meeting. Mrs. Malouin seconds. All in favor. Meeting adjourned at 7:17PM.

Respectfully submitted by Brynn Montesanti, Administrative Assistant to Board of Health.

