

October 11, 2016

Meeting Opened: 7:30 P.M., Room 112, Town Hall
Members Present: William Morris, Chairman; Carol Johnson, Clerk; Richard Bringhurst; Richard Beauregard; Mona Bissany
Others Present: Attorney Christopher Betke; Angelo Ortiz, District Operations Manager; Amanda Flower, Operations Manager Walpole; Darko Stankovic, High Sierra Pools – LA Fitness

MOTION: made by Carol Johnson that the Board of Health accept the minutes of the September 27, 2016 meeting as amended. Seconded by Mona Bissany. VOTE 5-0-0 UNANIMOUS.

Board of Health Holiday Schedule:

MOTION: made by William Morris that the Board of Health adopt an abbreviated holiday schedule for the months of November and December and meet November 8th and December 13th, 2016 only. The Board of Health grants to the Health Director the authority to approve all routine matters that may require action prior to those meeting dates. Seconded by Carol Johnson. VOTE: 5-0-0 UNANIMOUS.

Public Hearing – LA Fitness Lifeguard Variance:

MOTION: made by William Morris to open the public hearing LA Fitness: Roll Call: Richard Bringhurst – aye; Mona Bissany – aye; Carol Johnson – aye; Richard Beauregard – aye; William Morris – aye. 7:35 PM.

Attorney Christopher Betke addressed the Board of Health stating that LA Fitness takes the sobering issues conveyed in Deputy Health Agent, Melissa Ranieri's September 9, 2016 letter very seriously. Mr. Betke informed the Board that the rusted ceiling vent covers were replaced and submitted pictures of the completed repair for the Board to review. Mr. Betke also said that two additional staff members have received Certified Pool Operator (CPO) training, bringing the total number of certified personnel to six. District Operations Manager, Angelo Ortiz, informed the Board that staff scheduling is done by Operations Manager, Amanda Flower, and that the policy now is that if a CPO staff member is not scheduled or available for a certain shift the pool and spa will be closed and a sign posted "No CPO on Duty". Mr. Betke also submitted for review and comment, the current pool/spa log book, which Ms. Chapell and Ms. Ranieri said needed to be more complete and include the CPO's name, water temperature and a section for any comment and/or action that may have been required. Board members questioned what caused a patron to sustaining a chemical burn while using the spa, and were told equipment malfunction. Ms. Flower said that if a patron mistakenly uses the emergency shutoff button (which is clearly marked emergency) to turn off the spa jets, it also shuts down the filtration system. Mr. Stankovic, High Sierra Pools, addressed the Board and explained that even though the filtration system is off the water quality probe is still operational and sends incorrect readings to the automatic feed which releases unneeded chlorine into the water. The Health Director recommended installing some type of audible alarm system to alert staff when the emergency shut off button is used. Mr. Ortiz said that they are investigating whether the automatic feed can be wired to shut down as well when the emergency shutoff is used and that he has also seen in other facilities an alarmed plastic cover over the emergency button that alerts staff when the cover is lifted. Board of Health members agreed that the protection of patrons using the spa is crucial and that some kind of safety feature is required. Richard Bringhurst requested and Board members agreed that a written plan of action be drafted and submitted to the Health Department outlining how LA Fitness plans to correct the outstanding issues (pool/spa log, securing emergency shutoff).

MOTION: made by William Morris to close the public hearing: Roll Call: Richard Bringhurst – aye; Mona Bissany – aye; Carol Johnson – aye; Richard Beauregard – aye; William Morris – aye. 8:15 PM.

MOTION: made by William Morris regarding the possible revocation of the lifeguard variance for LA Fitness Walpole, the Board of Health is pleased with the actions that have been taken over the past two weeks regarding the violations, but notes that there are still items that need to be addressed, specifically, the pool and spa water monitoring logs and the emergency shut off for the spa, whether an alarm system will be installed or the automatic

feed adjusted to shut off when used. The Board of Health would like to see a written plan outlining how the remaining problems discussed here tonight are going to be addressed and will not take action to revoke the lifeguard variance at this time. The Board of Health does however reserve the right to reconsider this decision should the further actions required not take place in a timely manner. The Board also requires that copies of the pool and spa logs be forwarded to the Health Department on a weekly basis for the next 90 days, longer if the Health Director deems necessary and the spa will not be allowed to operate until the emergency shut off issue is addressed. As a follow up, LA Fitness will be on the October 25, 2016 agenda. Seconded by Richard Bringhurst. VOTE: 5-0-0 UNANIMOUS.

Special Permit & Determination – 1641 Washington Street:

Documents/Exhibits – Special Permit Application & Determination (on file Zoning Board of Appeals); Deputy Health Agent’s summary.

The Board of Health reviewed for comment the Special Permit & Determination – 1641 Washington Street, Case #18-16, to allow an existing two family home to be demolished and construct a new two family home.

MOTION: made by Mona Bissany that the Board of Health’s comment to the Zoning Board of Appeals regarding the Special Permit & Determination – Case #18-16 is the Board of Health has no specific concerns at this time with this plan. Seconded by Richard Beauregard. VOTE: 5-0-0. UNANIMOUS.

Notice of Intent – 545 South Street:

Documents/Exhibits – Notice of Intent (on file Conservation Commission); Deputy Health Agent’s summary.

The Board of Health reviewed for comment the Notice of Intent – 545 South Street, to construct a single multi-tenant commercial building with associated utilities, driveway, parking, loading areas and landscaping. The portions of the proposed work will be within the 100 foot buffer but outside the 25 foot no alteration zone.

MOTION: made by Richard Beauregard that the Board of Health’s comments to the Conservation Commission regarding the Notice of Intent – 545 South Street is that the Board has no immediate concerns at this time regarding the plan. Seconded by Carol Johnson. VOTE: 5-0-0 UNANIMOUS.

Update:

Animal Control Violation – 45 Merchants Way:

Documents/Exhibits – Health Director’s letter dated 9/12/16 to Chris Galasso, 45 Merchants Way.

The Health Director informed the Board of Health that as of tonight’s meeting Mr. Galasso has not applied for an animal permit, responded to the \$50 a day fines issued, or contacted the health department regarding the matter. Ms. Chapell said the Deputy Health Agent was on site today and confirmed that the three goats and several chickens are still being housed at 45 Merchants Way.

MOTION: made by William Morris regarding the animal permit violation for Chris Galasso that in light of the fact that there has been no response to the two weeks of tickets that have been issued for Mr. Galasso’s violation for not having an animal permit and no response to any certified letter notifications that have been sent to him concerning the violation, the Board of Health grants the Health Director the authorization to consult with Town Council and take the appropriate legal action to remove the animals from the property. Seconded by Richard Bringhurst. 5-0-0 UNANIMOUS.

Solid Waste & Recycling for Fiscal Year 2018:

The Health Director updated the Board of Health about the solid waste/recycle proposals received and said that three of the six companies that submitted bids are being considered, Russell Disposal, Waste Management and Republic.

Flu Clinics:

The Health Director informed the Board of Health that the first flu clinic of the season is Tuesday, October 18, 2016, Walpole High School, 4:30 – 7:00pm and the second clinic, Monday, October 24, 2016, Town Hall, 1:00 – 3:00pm.

MOTION: made by Carol Johnson to adjourn. Seconded Mona Bissany. VOTE: 5-0-0 UNANIMOUS.

Meeting Closed: 8:35 P.M.