

October 2, 2018

Meeting opened: 7:30 P.M.
Members Present: William Morris, Chairman; Richard Bringhurst;
Mona Bissany; Katherine Barrett
Member Absent: Carol Johnson; Richard Beauregard; Stephan Schaub
Others Present: Attorney Kevin O’Leary, William Bryce – LA Fitness
Jian Lin, Zhen long Gao – Soho Restaurant, Inc.
John Glossa, P.E. – 24 Industrial Road

MOTION: made by Richard Bringhurst that the Board of Health accepts the minutes of the September 4, 2018 meeting as amended. Seconded by Mona Bissany. VOTE: 3-0-0 UNANIMOUS.

LA Fitness – Continued Revocation/Suspension Hearing for Pool Permit:
Documents/Exhibits - Jeremy Hufton 9/26/18 letter; RLU Bruno HVAC Proposed Installation Schedule.

William Morris and Robin Chapell both expressed their disappointment that no management personnel either local or corporate were available at tonight’s meeting and William Morris questioned whether the violations found at the Walpole facility are being taken seriously by LA Fitness. Mr. O’Leary said that due to previous commitments and a new club manager in Walpole (as of yesterday) no management personnel was available to attend tonight’s meeting. Ms. Chapell said that the Health Department received a complaint yesterday regarding mold and drain flies in one of the showers in the men’s locker room. Deputy Health Agent, Melissa Raneiri said that the inspection conducted yesterday found some of the violations addressed (water bubbler, pool doors, ceiling vents, pool area closed) but that the men’s locker room still had issues. Mr. O’Leary said LA Fitness has taken corrective actions to be in compliance and that regarding the complaint received Rotter Rooter was on site yesterday to correct the drain issues. He said that both the men and woman’s locker rooms have been steamed cleaned and that two custodians (male & female) have been hired to clean and maintain the locker room areas and the overall facility. Mr. O’Leary also reviewed with the Board the schedule for the installation of the HVAC system with a tentative completion date of mid-October. Mr. O’Leary also acknowledged that a final inspection by the Health Department is required before reopening the pool/spa area. Mr. Morris asked if anyone present had anything to add and club member William Bryce stated that over the last six months the maintenance of the men’s locker room and facility has gone from good to very bad. Mr. Morris said that due to the Board’s abbreviated schedule in November Mr. O’Leary will be contacted with the date he and the new club manager and/or regional district manager will be scheduled to appear before the Board.

Variance Request Soho Restaurant:

Documents/Exhibits-Food Variance Request; Deputy Health Agent’s summary.

Restaurant owners Jian Lin and Zhen long Gio, Soho Restaurant, 691 Main Street, discussed with the Board a variance for the exemption of acidified rice prepared with vinegar as a means of food preservation (§3-502.11 – Potentially Hazardous Food). A HACCP Plan is in place and a pH log will be maintained for each batch of sushi rice made.

MOTION: made by William Morris that the Board of Health approves the Variance Request pending review and approval of Soho Restaurant’s HACCP Plan submitted for review. Seconded by Richard Bringhurst. VOTE: 3-0-0 UNANIMOUS.

Septic Variance – 24 Industrial Road:

Documents/Exhibits – Glossa Engineering variance request dated 9/27/2018 & Proposed Septic Design Plan (on file Health Dept.).

John Glossa, P.E., addressed the Board of Health requesting a variance to allow a septic system to be designed and constructed without a percolation test as allowed by DEP policy, and a variance from Title V minimum setback requirements for the failed system at 24 Industrial Road.

MOTION: made by Mona Bissany that regarding the variance requests for the failed septic system at 24 Industrial Road, the Board of Health has no concerns and allows the septic system to be designed and installed without a percolation test as allowed by DEP policy (310 CMR 15.104 and 105), and allows the system to be less than 10 feet (5 feet) from a property line, Industrial Road (310 CMR 15.211). Seconded by Richard Bringhurst. VOTE: 3-0-0 UNANIMOUS.

Variance Request – Case #22-18, 164 Pine Street:

Documents/Exhibits – Variance Request (on file Zoning Board of Appeals); Deputy Health Agent’s summary.

The Board of Health reviewed for comment the Variance Request – 164 Pine Street, to allow an 8 foot stockade fence.

MOTION: made by Mona Bissany that regarding the Variance Request – Case #22-18, 164 Pine Street, the Board of Health reiterates the previous comment made that we have no concerns. Seconded by Richard Bringhurst. VOTE: 3-0-0 UNANIMOUS.

Special Permit Application – Case #21-18, 87 Lewis Avenue:

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

The Board of Health reviewed for comment the Special Permit – Case #21-18, 87 Lewis Avenue, to construct a second single family home on a lot with an existing home.

MOTION: made by Mona Bissany that the Board of Health has no specific concerns at this point regarding the Special Permit Application. Seconded by Richard Bringhurst. VOTE: 3-0-0 UNANIMOUS.

Request for Determination – 651 North Street:

Documents/Exhibits – Request for Determination (on file Conservation Commission); Deputy Health Agent’s summary.

The Board of Health reviewed for comment the Request for Determination – 651 North Street, to determine whether a proposed project to construct a 22’ x 36’ in-ground pool and concrete patio is subject to the Wetlands Protection Act.

MOTION: made by William Morris that the Board of Health’s comments regarding the Request for Determination – 651 North Street are that the Board is not in favor of construction within the 100 foot buffer of vegetated wetlands. However, if permission is granted, the Board requests that appropriate measures are taken to protect that area by requiring that the proposed pool is designed with drains around the pool to prevent pool runoff from entering into the vegetated wetlands, that all pool chemicals are securely stored away from the 100 foot buffer and that only dechlorinated pool water is discharged from the pool when draining. Seconded by Mona Bissany. VOTE: 3-0-0 UNANIMOUS.

New Business:

Fall Meeting Schedule:

The Board of Health reviewed the memo from Town Clerk, Elizabeth Gaffey, regarding the upcoming election, November 6, 2018, and whether public hearings/meetings may be held. (MGL, Chapter 40A, Section 11).

MOTION: made by William Morris that due to conflicts with election day (November 6, 2018), holidays and previously made commitments by the Health Department and Board members, the Board of Health will not meet in the month of November, meet only once in December, December 4, 2018 and only once in January, January 15, 2019. The Board grants to the Health Director the authority to act on any routine matters that may come before her during the abbreviated schedule. Seconded Mona Bissany . VOTE: 3-0-0 UNANIMOUS.

Coalition Alcohol and Drug Awareness Donation:

The Health Director informed the Board of Health that the Junior Women’s Club donated \$1000 to the coalition in memory of Beverly Marston who was a very dedicated volunteer of the community and will be greatly missed.

Reminder:

2018 Scheduled Flu Clinics:

The Health Director reminded Board members about the upcoming flu clinics. William Morris, Carol Johnson and Mona Bissany said that they will be there on Tuesday.

Correspondence:

Department of Environmental Protection – Hollingsworth & Vose Company

MOTION: made by William Morris to adjourn. Seconded by Richard Bringhurst. VOTE: 3-0-0 UNANIMOUS. Meeting Closed: 8:26 P.M.