

August 13, 2013

Meeting opened: 7:31 P.M., Room 112, Town Hall
Members Present: William Morris, Chairman; Carol Johnson, Clerk; Richard Bringhurst; Claire Wolfram; Lisa Procaccini; Richard Beauregard
Others Present: John Santos; Melissa Magnuson – 1900 Main Street

MOTION: made by Richard Bringhurst that the Board of Health accepts the minutes of the June 11, 2013 meeting as presented. Seconded by Lisa Procaccini. VOTE: 3-0-2.

3 – in favor – William Morris, Richard Bringhurst, Lisa Procaccini

2 – abstained – Carol Johnson, Claire Wolfram

MOTION: made by Richard Bringhurst that the Board of Health accepts the minutes of the July 9, 2013 meeting as presented. Seconded by William Morris. VOTE: 3-0-2.

3 – in favor – William Morris, Richard Bringhurst, Claire Wolfram

2 – abstained – Carol Johnson, Lisa Procaccini

Special Permit Application & Notice of Intent – 1900 Main Street

Documents/Exhibits – Special Permit Application (on file Zoning Board of Appeals); Notice of Intent (on file Conservation Commission) Deputy Health Agent’s summaries.

Mr. Santos addressed the Board of Health regarding his Special Permit Application, Zoning Board of Appeal, and Notice of Intent, Conservation Commission, to repair and sell used cars at 1900 Main Street. The Health Director informed the Board that she recently received (August 2013) a non compliance notice from the Department of Environmental Protection (DEP) regarding the site, formerly Zion’s, indicated that there are still numerous unresolved violations. Mr. Santos said that he will do what is necessary to be in compliance and stressed to the Board that his intention for the site is to establish a family owned and operated business that will be an asset to the community.

MOTION: made by William Morris that the Board of Health’s comments to both the Zoning Board of Appeals regarding the Special Permit Application, and the Conservation Commission regarding the Notice of Intent, 1900 Main Street are: because there are open Department of Environmental Protection (DEP) violations the Board requests that a plan, with a reasonable time line for completion, is established to address and resolve the violations. The Board of Health requests to be informed who the Licensed Site Professional (LSP) for the project is and their evaluation and plan for monitoring and remediating the site. That a plan is established for the handling and storage of any toxic/hazardous materials as a result of the repair activities planned for the site. Also, that a meeting is scheduled with the Design Review Committee to collectively review the plans for the property so that all questions or concerns can be addressed at one time. The Board of Health requests copies of any previous soil testing done on the property and the LSP that performed those tests. The Board of Health will put the matter back on its agenda after Mr. Santos has an opportunity to review the site data and develop a plan. Seconded by Richard Bringhurst. VOTE: 5-0-0. UNANIMOUS.

Board of Appeals Zoning Variance-62 Riverside Place

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

The Board of Health reviewed for comment a variance request from the Zoning By-Laws to construct a new front porch with a 21.3 foot setback instead of the required 30 feet.

MOTION: made by Carol Johnson that the Board of Health has no issue with the request to construct a new front porch at 62 Riverside Place with a 21.3 foot front yard setback instead of the required 30 foot setback. Seconded by Richard Bringhurst. VOTE: 5-0-0
UNANIMOUS.

Notice of Intent – 4 Industrial Road:

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 being filed as a result of an enforcement order from the Conservation Commission due to egress areas being cleared and repaired along wetlands without prior notification.

MOTION: made by Claire Wolfram that regarding the request for comment from the Conservation Commission the Board of Health has no comment at this point in time regarding this Notice of Intent. If other issues should come up pertaining to 4 Industrial Road the Board will discuss those issues at that time. Seconded by Lisa Procaccini VOTE: 5-0-0
UNANIMOUS.

House Bill 732 – Tom Driscoll's Request to Consider:

MOTION: made by William Morris that the Board of Health authorizes the Health Director to send a letter to House Bill #732 sponsor Representative Kafka, and co sponsors Representative Rogers, Representative McMurty, Senator Timility, and the Joint Committee on Environment Natural Resources and Agriculture, expressing that the Walpole Board of Health is very concerned with and involved in the protection of the health and safety of the residents in the Town of Walpole. The current system where a Licensed Site Professional's (LSP) report is reviewed by the Department of Environmental Protection (DEP) has been a very successful program resulting in many sites being cleaned up that may not have been. Indeed, that system of review has become a model being looked at and adopted by other states to expedite their clean up of sites. The Board of Health appreciates the efforts our representatives are making on behalf of the health and safety of the residents of Walpole.

Seconded by Carol Johnson

VOTE: 3-2-0.

3 – in favor – Carol Johnson, Richard Bringhurst, Claire Wolfram

2 – opposed – William Morris, Lisa Procaccini

Continued Business:

Medical Marijuana:

The Board of Health acknowledged for consideration the sample regulations restricting the sale of Marijuana in the Town of Walpole and scheduled a discussed on the matter for its September 23, 2013 Board of Health meeting. Ms. Chapell said that she will contact Attorney Cheryl Sahbara, Massachusetts Association of Health Boards, and inform her of the meeting, and be present to address any questions or concerns the Board may have. Ms. Chapell said that MHOA is hosting an educational meeting about Medical Marijuana Regulation: 105 CMR 725.000, September 19, 2013, which she and Deputy Health Agent Gail Nixon will be attending.

Superfund Site:

The Health Director said the Town is considering taking ownership of the Superfund Site for back taxes, and potentially using portions of the site to house a new police station, fire station and senior center. Ms. Chapell said that clean up of the site is scheduled to begin in 2014 and that any agreement between the town and the responsible parties is contingent on that process.

Public Health Technician:

The Health Director told the Board of Health that after some discussion with Town Administration and Board of Selectmen the title for the Health Department's newly established position is Public Health Technician. Ms. Chapell said that as a result of the change, the position will be re-advertised and anticipates interviews for the position to begin within the next few weeks.

Coalition for Alcohol and Drug Awareness:

The Health Director said that a meeting held on August 13, 2013 to discuss and gain input about proposed Sale of Alcohol Beverage Regulations from current alcohol license holders was well attended. Ms. Chapell said that the Coalition for Alcohol and Drug Awareness Sub Committee will meet with the Board of Selectmen, August 27, 2013, to discuss the proposed regulations, as well as, request that a proposed Walpole Social Host By-Law be included on the Fall Town Meeting Warrant.

Correspondence:

Night Before the Fourth

Anti Tobacco Poster Contest Winner – The Board of Health asked that the Health Director send on their behalf a congratulatory letter to Tessa Curtis regarding her winning entry.

Board of Selectmen – Fall Town Meeting Warrant

CDC – Progress on Childhood Obesity

MOTION: made by William Morris to adjourn. Seconded by Claire Wolfram VOTE: 5-0-0 UNANIMOUS.

Meeting Closed: 9:16 P.M.