

BOARD OF HEALTH MEETING MINUTES

August 7, 2017

PRESENT: Donna Bagni (Chair), Gary Fine (Clerk), Gail McSweeney (member), Lisa Cullity (Health Agent), Sheila Landy (Secretary), Ryan C. (PACTV), Bonnie Pajic (PTN), Kaitlyn Bergin, Katherine Boynton, Joe Webby, George Collins. (Exhibit A) and Edwin Thorne (Town Administrator)

At 6:30 pm Chair Bagni opened the meeting and read the following statement: *"Please note that this meeting is being made available to the public through an audio recording, which will be used to ensure an accurate record of proceedings produced in the minutes of the meeting. All comments made in open session will and are being recorded."*

Minutes

Chair Bagni made a motion to accept the minutes from June 19, 2017 as written, McSweeney seconded and the motion carried. Bagni made a motion to accept the July 17, 2017 minutes as written, Fine seconded. Bagni and Fine voted yes, McSweeney abstained as she did not attend that meeting. The motion carried.

Correspondence – A letter from the Director of the Department of Municipal Inspections was reviewed. Mr. Thorne will discuss later in this meeting

Old Business

Health Agent Updates – Cullity updated the Board

Sanitary Code Violations at Three Commercial Locations

Pembroke Hospital has no change in status. Repairs should be completed by April, 2018.

The Field House (Oak Street) is before the Planning Board on August 14 and the Planning Board has asked that someone from the Board of Health attend. Donna Bagni will attend.

The 3rd commercial property (Riverside Drive) with septic issues is being pumped regularly and an engineering firm is examining the alkalinity of the effluent to determine a solution to the problem.

Sanitary Code Violations at a private home

There are none at this time.

New Business

Department of Municipal Inspections

Mr. Thorne addressed the Board and answered questions regarding the combining of the Building Department, Conservation Commission, Zoning Board of Appeals and the Board of Health as of July 1, 2017. The Director will handle all day to day normal business items. The Board shall notify the Director of any policy changes in writing to ensure daily compliance. Fine requested a follow-up meeting with Mr. Thorne in 3 or 4 months.

58 Furnace Lane – Fine made a motion to accept the 10' variance to 2' for the two footings. Bagni seconded and McSweeney abstained.

Old Business

Board of Health Office Activity

Real estate activity is high so office activity remains high.

Manure Complaint, Priscilla Drive

It continues to improve with no detectable odor from the street. Everything is "greening up."

DPW Poop Bags: Bob Clark has poop bags but he does not have dispensers. Cullity will ask the DPW about the dispensers (costs, etc.). They last a long time but they have been ripped out of the ground in the past.

Plastic Bag Committee Discussion:

Fine has received a few feelers from residents interested in being on the committee but needs to reach out to Selectmen and a few others. Bagni moved this item to September.

BOARD OF HEALTH MEETING MINUTES

August 7, 2017

New Business

58 Furnace Lane Variance Request – Fine made a motion to accept the 10' variance to 2' for the two footings. Bagni seconded and McSweeney abstained. The variance was accepted

67 Edgewater Drive Variance Request – Fine made a motion to accept the reduction of separation of water table from 4' to 3'. McSweeney seconded and all were in favor.

216 Birch Street Variance Request – Joe Webby requesting a reduction of 5' to 4' of the ground water separation. McSweeney made a motion to accept the variance as written, Fine seconded and all were in favor.

Old Business

Pembroke Local Regulation Upgrades Topics Discussion:

Should we raise the animal license fees? No fee for 1-9 chickens? Max fee of \$25?

The Board discussed who had the jurisdiction to set these fees. McSweeney thought it was the DMI Director. Bagni will check in with Mr. Thorne for clarification.

New Business

177 Wampatuck Street – George Collins, Collins Engineering, requested a variance. Bagni made a motion to accept the variance as written EXCEPT changing the #1 Variance to read as follows: VARIANCE FROM SECTION 310 CMR 15.211 OF THE STATE SANITARY CODE WHICH REQUIRES A MINIMUM 20' SETBACK FROM A FOUNDATION WALL TO A SAS. VARIANCE ALLOWING A REDUCTION FROM 20' TO ~~10' (PROPOSED GARAGE)~~ AND 16' (EXISTING DWELLING) IS REQUESTED (LINER PROVIDED). Fine seconded the motion and then amended the motion to include a liner between the tank and the foundation wall. McSweeney abstained and the motion carried.

Old Business

Rooster Complaint (94 Mattakeesett St)

Bergin has made some changes. She installed boxes within the coops to contain the roosters and to keep them from standing up to crow. The coops were not moved as moving them would actually make them closer to the complainant's property. The Board asked Bergin to continue to make an effort to quiet the birds and to keep the Board posted on any developments.

New Business

Oldham Pond Closure

On Friday, July 18, 2017 the Department of Public Health (DPH) called to say Oldham Pond had been tested and the cyanobacteria count exceeded state guidelines and the pond need to be closed. When the Health Agent questioned the DPH about the testing, the DPH stated a state employee happened to be at Oldham Pond and saw something suspicious. He obtained a sample from the pond and brought it to be tested. The DPH could not identify the employee, give exact times nor locations of the sample. Information on chain of custody could not be confirmed. The pond had to be closed in order to not jeopardize state funding for reparations and future testing. Normal protocol (contacting the town ahead of time, etc.) was not followed. The Health Agent will continue to update the Board of any developments.

At 8:36pm, McSweeney made a motion to adjourn. Fine seconded and all were in favor.

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August 7, 2017

Exhibits

- A. Attendance Sign-in Sheet
- B. 58 Furnace Lane Variance Request
- C. 67 Edgewater Drive Variance Request
- D. 216 Birch Street Variance Request
- E. 177 Wampanoag Street