

BOARD OF HEALTH MINUTES

Meeting Held at the Houghton Building on April 28, 2014 at 6:00 PM

Members Present: Christopher Slade, Chair, Christopher Rogers, Member and Scott Powell, Clerk

Also Present: Bill Brookings, Health Agent, Nashoba Associated Boards of Health and
Michelle Carlisle, Health and Permitting Assistant

Call to order: 6:02pm

Minutes reviewed for April 8, 2014:

- **C. Rogers moved to approve the minutes of 4/8/14, C. Slade 2nd. Motion passes 3/0.**

Mail Reviewed:

Action/Discussion:

- Approve Swine & Offal License. Board signed.
- Approve Garbage Hauling Licenses. Board signed.
- Approve Tobacco Licenses. Board signed.
- Sign DPW Yearly Operational Plan. Board signed.
- 25 Forbush Mill Road – certificate of compliance not issued for the septic system.
 - **M. Carlisle to send letter.**
- 103 Kettle Hole Road – water quality results.
 - Homeowner sent a letter stating that he will continue to use the original well and not use the new well which tested over the limit for arsenic. He will be using the new well for irrigation only. He may test the new well again in the future and consider using it at that time and will let the Board know.
 - **M. Carlisle to send letter.**
- 626 Main Street – design flow.
 - Board discussed the new design flow and historical flow.
 - C. Slade and B. Brookings reviewed the file for historical use.
 - After this review, they determined a historical use of approx 3,300 gallons per day.
 - C. Slade stated they should suggest extra measures to protect against surface water getting into the well water.
 - C. Rogers stated that if the use has been that high and there hasn't been any issues since the well was drilled in the 1970s, then he wouldn't have an issue with allowing an approximate 3,300 gallon limit.
 - Based on the historical information from the file, the Board supports the approximate 3,300 gallon draw but would suggest extra measures to protect the water supply and possibly put in a meter and request monthly meter readings and allow the installation of the larger septic system.
 - B. Brookings mentioned asking for a sketch of the existing building and labeling areas and the square footage of the areas.
 - **M. Carlisle to send letter to Susan Connors once a sketch is received.**
- Soil reuse.
 - Board discussed the reuse of soil brought into Bolton from outside sources.
 - **M. Carlisle to send letter to Lighthouse to determine if fill or soil material is being brought into Bolton.**
- 105 East End Road – proposed residential kitchen.
 - Board reviewed Bridgett Braley's recommendation regarding the use of an in-home baking business.
 - Board approves the use and agrees with B. Braley and is requiring a Title 5 Inspection and the installation of an exterior grease trap. They also agreed with B. Brookings' suggestion of the installation of new 1,500 gallon tank and turning the existing 1,000 tank into the grease trap.
 - **M. Carlisle to send letter.**

Building Permits Reviewed:

- 66 Nashaway Road – demolition of existing garage and build a new one. B. Brookings signed 4/23/14.
- 37 Powder Hill Road – pool house. B. Brookings signed 4/23/14.
- 121 Wattaquaddock Hill Road – new garage. B. Brookings signed 4/23/14.
- 80 Nourse Road - remodel kitchen. B. Brookings signed 4/28/14.
- 185 Century Mill Road - in-ground pool. B. Brookings signed 4/28/14.

Septic Permits Reviewed:

- Lot 1, Harvard Road – septic redesign. Board signed.
- Lot 25, 29 LedgeWood Circle – new septic. Board signed.
- Lot 1, 401 Berlin Road – septic revision.
 - o **Move to next agenda.**
- 1141 Main Street – new septic requires variances to local regulations.
 - o Further discussion by the Board regarding the local variances required for this upgrade with an increase in flow. Design meets Title 5.
 - o **C. Slade moved to approve the variances requested, C. Rogers 2nd, S. Powell opposed, motion passed 2/1.**
 - o C. Slade and C. Rogers signed.
- Lot 3 Berlin Road – septic revision.
 - o **Move to next agenda.**
- 563 Wattaquaddock Hill Road – tank permit. Board signed.
- 233 Sugar Road – transfer permit. Board signed.
- Lot 20, 150 Oak Trail – new septic. Board signed.
- 86 Green Road – Distribution Box permit. Board signed.

Inspections reviewed:

- 5 Manor Road. Board accepts.
- 66 Bolton Woods Way – revised report. Board accepts.
- 25 Pinewood Road – disposal removed. Board accepts.
 - o **M. Carlisle to send letter.**
- 1173 Main Street. Board accepts.
- 46 Farm Road. Board accepts.
- 108 Oak Trail. Board accepts.
- 9 LedgeWood Circle. Board accepts.
- 233 Green Road. Board accepts.
- 563 Wattaquaddock Hill Road. Board accepts.
- 30 Nourse Road.
 - o Sump pump and water softener being discharged into septic.
 - o **M. Carlisle to send letter.**
- 273 Ballville Road. Board accepts.
- 86 Green Road. Board accepts.

7:00 – 7:30pm

Public Hearing – Proposed amendments to the Bolton Health Regulation Concerning the Sale of Tobacco and the Establishment of Drug-Free Schools and Proposed new Environmental Tobacco Smoke Regulation.

- Chris Slade opened the Public Hearing at 7:00pm.
- DJ Wilson, Tobacco Control Director, reviewed the proposed changes/additions.
- Carol Carr from Drake Petroleum stated that the new cigar language was new to her and wanted to know why the change. DJ Wilson stated that the goal is to keep cheap cigars out of the hands of children.

- M. Carlisle stated that a letter was received after the comment due date of April 23, 2014 from NECSA. Board stated they would take it under advisement.
- Susan O'Brien, resident, came in support of the new regulations.
- DJ Wilson discussed the new ETS (Environmental Tobacco Smoke) Regulations the Board is proposing which prohibits smoking in certain public areas and on all municipal property.
- SP asked about amending the ETS Regulation regarding the 25 foot buffer zone to 25 feet from the perimeter of the building, including walkways approaching such buildings. Board agrees to this change.
- DJ Wilson presented the increase in tobacco sales purchase age from 18 to 21.
- DJ Wilson explained the proposed Flavor Ban Regulation.
- CS asked what the position is of the State Legislature. DJ Wilson stated that not much is happening at that level they don't typically touch sales.
- Carol Karr asked who would do the age check for 18 to 20 if the Board approved the age increase to 21. M. Carlisle stated that Police Chief Vincent Alfano would use his interns to do age checks at no cost to the Town.
- Chris Slade closed the Public Hearing at 7:39 pm

C. Slade asked the Board for a motion regarding the two regulations.

C. Rogers moved to accept the amendments to the Bolton Health Regulation Concerning the Sale of Tobacco and the Establishment of Drug-Free Schools as presented, S. Powell 2nd. Motion passes 3/0.

S. Powell moved to accept the new Environmental Tobacco Smoke Regulation (ETS) with the following change to made to the 25' buffer zone language in section 4 (c) 5 "25 feet from the perimeter of all Municipal Buildings, including walkways approaching such buildings" as presented, C. Rogers 2nd. Motion passes 3/0.

C. Rogers moved to enact both regulations, as presented and approved on this day, on July 1, 2014, S. Powell 2nd. Motion passes 3/0.

Board agreed to move increasing the sale of tobacco age to 21 and the Flavor Ban language discussion to the next agenda.

C. Rogers moved to adjourn the Board of Health meeting at 8:29pm, S. Powell 2nd. Motion passes 3/0.