

REGULAR MEETING OF THE BOARD OF HEALTH
August 4, 2014

A Regular Board of Health Meeting was held at the Town Hall, 40 Center Street, on Monday, August 4, 2014, at 6:30 p.m. The meeting was duly posted. Board of Health members present: Ms. Lopes, Mr. DeTerra and Ms. Acksen. Also present were Town Counsel Thomas Crotty and Health Agent Patricia Fowle.

Chairman Lopes called the meeting to order at 6:30 p.m. and motioned to approve the minutes of the Regular Meeting held July 21, 2014. Mr. DeTerra seconded. The vote was two in favor with Ms. Acksen abstaining as she was not present for the meeting. Mr. DeTerra made a motion to accept the minutes of the Executive Meeting held July 21, 2014. Ms. Lopes seconded. The vote was two in favor with Ms. Acksen abstaining as she was not present for the meeting.

Ms. Lopes stated the Board would now enter into Executive Session to discuss a personnel matter and would return to Regular Session when finished. Motion to enter into Executive Session to discuss a personnel matter under MGL C 30A, §21 was made by Mr. DeTerra; seconded by Ms. Lopes. Vote was unanimous at 6:32 p.m.. A roll call vote was taken: Ms. Lopes-yes, Mr. DeTerra-yes and Ms. Acksen-yes.

Motion to reconvene the Regular Meeting of the Board of Health was made by Ms. Lopes; seconded by Mr. DeTerra. The vote was unanimous. The Regular Meeting was reconvened at 7:01 p.m.

Ms. Lopes made a motion to declare in Regular Meeting the vote of the Board in Executive Session to accept the voluntary resignation of Susan Griffin the health inspector, based on representation made by her attorney, specifically that she is not returning to work for the Town; Mr. DeTerra seconded. The vote was unanimous. The Chairman asked the health agent that Ms. Griffin be advised of the vote of the Board through certified mail. Mr. Crotty left the meeting.

Appearing before the Board was Bob Field of Field Engineering, Mattapoisett. Mr. Field presented changes to previously approved septic repair plans for 5 and 7 Seabreeze Avenue. The proposal is to have monolithic two-compartment septic and pump chamber H2O-wheel loaded tanks for each of the properties in place of the previously approved two tanks per property. Mr. DeTerra also noted that in the future the Board would like the use of C33 sand under each of the leaching units in addition to the usual Title 5 sand. The C33 is coarser and will not clog rapidly as the sand may. Mr. Field stated so noted for future submittals.

Motion to approve the change in plans and allow for the monolithic tanks on each property as described was made by Mr. DeTerra; seconded by Ms. Lopes. The vote was unanimous.

A septic system inspection was performed at 12 Wigwam Beach Road by Ronald Arruda, Fairhaven Honeywagon, Fairhaven on July 23, 2014. A separate grey water system was found and had to be disconnected with the water re-plumbed to the septic system. This was done and an inspection performed by the Plumbing Inspector. The health agent was present during both inspections. The system then passed the requirements. The Board reviewed the written report.

Mr. DeTerra motioned to accept the report as written; Ms. Lopes seconded. The vote was unanimous.

A septic system inspection was performed at 2 Pavillion Way by Ronald Arruda, Fairhaven Honeywagon, Fairhaven on July 23, 2014. The health agent was present during the inspection. The system passed the requirements. The Board reviewed the written report.

Mr. DeTerra motioned to accept the report as written; Ms. Lopes seconded. The vote was unanimous.

The proposal for 23 Nelson Avenue was not received in the office and the request is therefore postponed.

The Board received written information from the new company vying for a Department of Public Health (DPH) medical marijuana license to locate in Fairhaven. With the current progress unknown on the appeal to DPH by Compassionate Care Clinics of the revocation of its provisional permit, the Board did not wish to proceed with offering its support to Coastal Compassion at this time. Coastal Compassion is meeting with the Board of Selectmen this evening to discuss their intent to open a sales shop in Fairhaven. The consensus of the Board is to wait and see the progress of the appeal by Compassionate Care Clinics to the DPH. The Board asked the health agent to email Ms. Stormo of Compassionate Care for further progress information on the appeal.

Household Hazardous Waste Day had 155 cars at the event. Invoices have not been received as yet.

The health agent asked the Board to set the date for the public hearing as per its regulations to suspend for 7 days the Tobacco and Nicotine Delivery Permit for Cumberland Farms, 68 Main Street due to two sales to minors in less than 6 months. The hearing will be August 25, 2014 at 6:30 p.m. at the Town Hall. The Board will also hold a hearing for the keeping of chickens at 474 Sconticut Neck Road and will meet with the owner of 11 Babbitt Street for the keeping of chickens on the same night.

The Board looked at the new cigarette butt receptacles that the Sustainability Committee has purchased with metal cutout of a porpoise on it. The Committee has purchased six of them and will place them in various locations encouraging businesses to purchase them as well. The Board agreed they are quite nice looking.

The Board told the health agent to advertise for a new health/food inspector noting non-benefits eligible and work for up to 12 hours per week using the same pay classification scale as the position presently is.

Invoices were signed.

Motion to adjourn the Regular Meeting was made by Mr. DeTerra; seconded by Ms. Acksen. The vote was unanimous to adjourn the meeting at 7:45 p.m.

Respectfully submitted,
Patricia Fowle, Health Agent