

BOARD OF HEALTH
SELECTMEN'S MEETING ROOM
THURSDAY, AUGUST 12, 2010
7:30 P.M.

PRESENT: RONALD MAJDALANY, CHAIRMAN
CLAUDIA RYAN

The meeting was called to order at 7:30 p.m.

1. **APPROVAL OF MINUTES:**

MOTION: Ms. Ryan to approve the minutes of the July 8, 2010 meeting.

SECOND: Dr. Majdalany (stepped down as Chairman)

VOTE: 2-0

2. **SPECIAL PERMIT:**

A. Robert and Jane Holcomb, d/b/a Apex Automotive, 691 Stockbridge Road, Great Barrington for a motor vehicle repair facility at 9 Crissey Road, Great Barrington per Sections 3.1.4 c (14) and 10.4 of the Zoning Bylaw. (Discussion/Vote). Mr. James Clark of Construction Solutions LLC was present to explain the project. He noted that Hill Engineers is doing the site work. The driveway and parking area are going to be gravel. A Special Permit is required because it is a proposed automotive repair facility. The building will be on Town water and sewer.

MOTION: Ms. Ryan that there are no health issues involved and to pass on a favorable recommendation to the Board of Selectmen

SECOND: Dr. Majdalany (stepped down as Chairman)

VOTE: 2-0

3. Richard Ruth to discuss smoking at outdoor cafés. Mark advised that Mr. Ruth called to say he could not attend the meeting. Mark noted that State law notes that smoking is permitted in open air. Mr. Ruth was advised that a local ordinance would have to be drafted and adopted at a public hearing. Mr. Ruth advised he would attend the next meeting in September

4. **HEALTH AGENT REPORT.**

Mark presented his report for the month of July. He advised that the property owner at 9 Meadow Lane has taken down the placards and he believes Mr. Landy has moved back into the house. Mark advised that he re-placarded the house, has a condemnation order on the house, and at this point the police will be handling it. He advised he met with the Police Chief and Town Manager in an effort to come up with an action plan. Town Council is also being consulted on this matter.

Mark also advised that the food inspections are current and up-to-date.

5. **OLD BUSINESS:**

A. Four Brothers Sewer Connection. Mark said he spoke to the manager of Four Brothers and they have hired Wilkinson Excavating to begin work to connect the house located at 220 Stockbridge Road to town sewer. The work will begin in a few weeks.

6. **NEW BUSINESS:**

A. Guido's orange Juice/HACCP Plan Inspection. Mark said he received a complaint in writing from an employee advising that Guido's was not following the plan approved by the Board. Mark said he did an inspection and told them to have a trained person in charge and also to laminate and post the HACCP Plan so it is visible to the person preparing the juice.

B. Public Health Emergency Response Funds – Update. Mark advised that there is grant money left that was received by the Federal Government for the H1N1 Clinics. There has been discussion by the Berkshire County Boards of Health to do seasonal flu clinics at the schools.

C. Special Permit #782-10 – ERH Bryant, LLC. Mark noted that the Planning Board had their meeting to review Special Permit # 781-10 after the health meeting and disagreed on how the square footage was calculated. As a result, they made ERH Bryant, LLC file another Special Permit just based on the calculation of the square footage requiring them to return to the Board of Health thus holding up the sale of the property for another month. Mark said that he did a review and made a recommendation on behalf of the Board as that is the only issue on Special Permit #782-10.

D. 2010 Beach Regulations/Report to State. Mark advised that the state contacted him and requested a copy of the beach permit for Lake Mansfield. A copy of the permit and a photograph of the posted sign were forwarded to the State.

The meeting adjourned at 7:45 p.m.

Respectfully submitted,

Carolyn Wichmann
Secretary