

GREAT BARRINGTON
BOARD OF HEALTH MINUTES
TOWN HALL
334 MAIN STREET
THURSDAY, JUNE 4, 2015
7:30 P.M.

PRESENT:

CLAUDIA RYAN, VICE CHAIR
MICHAEL LANOUE, MEMBER
PETER STANTON

JAYNE SMITH – HEALTH AGENT

1. **CALL TO ORDER**

Jayne called the meeting to order at 7:30 p.m. Jayne noted that she would chair the meeting until a Chair and Vice Chair have been voted in. She advised the Select Board has a recommended policy to note the outcome of votes on an agenda and submit the results to Town Clerk the next day so it can be posted on the Town website.

Jayne welcomed the new board member, Peter Stanton.

2. **RE-ORGANIZATION:**

MOTION: Michael Lanoue to nominate Claudia Ryan as Chair.

SECOND: Peter Stanton

VOTE: 2-0

Claudia accepted the nomination.

MOTION: Claudia Ryan to nominate Michael Lanoue as Vice Chair.

SECOND: Peter Stanton

VOTE: 3-0 (Claudia Ryan stepped down as Chair)

Michael accepted the nomination.

3. **APPROVAL OF MINUTES:**

A. Minutes of May 7, 2015

MOTION: Michael Lanoue to approve.

SECOND: Claudia Ryan (Stepped down as Chairman)

VOTE: 2-0

4. **APPLICATIONS FOR LOCAL UPGRADE APPROVAL**

A. **Patricia Gazouleas, 83 Hurlburt Road, Map 31, Lot 36** – Application for local upgrade approval for the onsite sewage disposal system. Citing economic hardship, the application is for a reduction in separation between the soil absorption system and high groundwater from 4' to 3'. Jayne noted it complies with Title 5. Jayne explained she thought there was some miscommunication about the applicant attending the meeting.

MOTION: Michael Lanoue to approve the Local Upgrade Approval.

SECOND: Peter Stanton

VOTE: 3-0

- B. **Francis L. and Barbara A. Roraback, 43 Blue Hill Road, Map 36, Lot 36 –**
Application for a local upgrade approval for the onsite sewage disposal system designed for 43 Blue Hill Road. Citing economic hardship, the application is for a reduction in separation between the soil absorption system and high ground water from 4' to 3'. Mike Parsons was present to explain the request. Mike noted they have a septic system that has failed. He advised they are asking for a separation variance from the seasonal high water table which is a common request. While you need 4' of separation between the bottom of the leaching facility and the seasonal high water table for new construction, Title 5 allows a 1' reduction (from 4' – 3') for a repair or replacement.

MOTION: Michael Lanoue to approve the Local Upgrade Approval.
SECOND: Peter Stanton
VOTE: 3-0

5. **SPECIAL PERMIT APPLICATION TO SELECT BOARD (Recommendation) –**

- A. **Timberlyn Heights Rehabilitation and Care Center, 320 Maple, Great Barrington –**
Special Permit to continue to operate the facility. Mr. George Mercier, the Executive Director of Timberlyn Heights, was present to explain the request. He advised they are a nursing facility licensed by the Department of Public Health. He said they are here to appear before the board to ask for a Special Permit to continue to operate. The facility has been in existence since 1968, operating as a nursing home. The Select Board is going to make a determination on whether or not to allow Timberlyn Heights to continue operate as a nursing home. The Board of Health is being asked to make a recommendation.

MOTION: Michael Lanoue to forward a favorable recommendation to the Select Board.
SECOND: Peter Stanton
VOTE: 3-0

6. **HEALTH AGENT REPORT**

Jayne noted a lot of time has been spent on inspections and temporary food events. We are working with the camps to get them permitted. Charlie Kaniecki is having a Retirement Party on August 15th in Southampton. (A copy of the report is with these minutes).

7. **UNFINISHED BUSINESS:**

- A. **FY 16 Berkshire Public Health Alliance Public Health Nursing Contract –** Jayne noted at the last meeting she quoted the quarterly price as the total price in error. The total amount is \$5,142.00 a year. Claudia Ryan signed the agreement.

8. **NEW BUSINESS:**

- A. **Board guidance on use of the kitchen at 33 Railroad Street by Barrington Bites.**
Livia Landry, one of the owners of Barrington Bites, was present to explain. Barrington Bites has been operating out of the kitchen at the Chef Shop for approximately 6 years. As of the fall of 2014, Locke Larkin came in to do the health inspection and he and Mark Pruhenski said that they would need to upgrade the kitchen to a certified commercial kitchen. Livia noted it has put her out of business right now because she would have to upgrade the kitchen or the owner of the shop would have to upgrade it. She asked that the board review it and consider possible special circumstances. She said they make gourmet miniature cupcakes which is a non-potentially hazardous product. No vegetables or cream or cream filling or cheesecakes are made. Baked goods are approved for a residential kitchen. Jayne went over to look at the kitchen and it appears to be built

as a demo kitchen with gas top with hood, an oven, some counter space, a 2 bay sink, and a sanitizing dishwasher. One of the two bay sinks was used as a hand washing sink and sterilizing water is in a basin. Livia noted that to use a commercial kitchen elsewhere is inefficient for her. She would like the Board to review it to see if special circumstances could be made where a permit could be issued to continue to operate out of that kitchen under strict guidelines on specific things that she would be baking because it is no different than something that would be done in a residential kitchen. Claudia noted that the biggest issue is that it is in a commercial space. Livia noted that in order to put in an additional sink for hand washing that it would take up additional space that she needs. After discussion, the following motion was made:

MOTION: Michael Lanoue to approve the permit for Barrington Bites contingent on labeling the hand washing sink and that Barrington Bites maintain control of the area during hours of operation. An exclusive refrigerator and equipment for the business is also required.

SECOND: Peter Stanton

VOTE: 3-0

- B. **2015 Beach Sampling Program** – Each year we have Berkshire Engineering - Housatonic Basin and Sampling and Testing do our Beach testing for the Green River and Lake Mansfield. The yearly fee for the program is \$1,440.00.
- C. **MAAHB Board Training – Marlborough** – There is a board training that occurs every year. It gives an overview of the Board of Health roles and responsibilities. Jayne said she wants to make the board aware of it in case anyone would like to take advantage of it.
- D. **Next Meeting Date/Time**– July 2nd. Claudia suggested moving the meeting to 7:00 p.m. instead of 7:30 p.m.

9. **CITIZEN SPEAKS TIME:**

Abbey Schroeder, 35 Stony Brook Road. Ms. Schroeder noted her husband passed away in 2009. At that time to rest in the cemetery but it was his intention to be buried on their property. She advised she began the procedure three years later to have her husband moved to their property. Mrs. Schroeder advised she has not been able to get a specific answer until she met with Jayne. Mike Parsons did a survey because if nothing else worked, she is prepared to cede a parcel of land that is adjacent to the Stony Brook Cemetery. Since it is adjacent to the cemetery, there is no question that it would be suitable. The Select Board, without her knowing it, put it on the warrant years ago for the Town to vote to accept the gift of land if she so desired and not to keep it as a personal burial place. She received the Planning Board endorsement to allow a division of her property to become a cemetery. Jayne said this process is a multiple-step process but one of the first steps is for the Board of Health to give written approval. Ms. Schroeder asked that the letter also be forwarded to the DEP.

MOTION: Michael Lanoue to forward a letter of approval to Abbey Schroeder for disinterment her husband's remains from one cemetery to a property that is adjacent to Stony Brook Cemetery (parcel A – as described on the map) and to send a copy to DEP.

SECOND: Peter Stanton

VOTE: 3-0

Madden Open Hearts Camp. Jayne noted that at Madden Open Hearts Camp is for children who have had heart surgery. There is only about 15 Children at one time. She noted she has been looking at the fee structure for camps. Eisner Camp pays the same amount as the Basketball

Camp at Simon's Rock which is just an afternoon basketball camp. Jayne noted she would like to look at the fee schedule so we are not discouraging people from having an afternoon camp. For day camps does it make sense to charge them \$150.00 when Eisner pays the same and it takes 4 days of inspections? Madden is also a not for profit but they have so much less volume. Between the camp fee and the food service fee and the pool fee it is approximately \$300.00 to \$400.00 for them for Town of Great Barrington fees. Claudia said that the camps could approach the Board and ask that we lower their fees.

The meeting adjourned at 8:50 p.m.

The next meeting of the Board of Health will be July 2, 2105 at 7:00 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Carolyn Wichmann". The signature is written in black ink and is positioned above the printed name and title.

Carolyn Wichmann
Secretary



HEALTH AGENT REPORT FOR THE MONTH OF:
MAY 2015

334 Main Street, Great Barrington MA, 01230 PH: 413-528-0680
www.townofgb.org

COMPLAINTS:

	LOCATION	COMPLAINT	FOLLOW-UP
1	3 Hart Street Housatonic	Garbage all over the yard for past 3 days	Visited the site- no garbage or rubbish observed.
2	Hart Street Housatonic	There is camper on property with people living in it.	Building department also received the complaint and is taking the lead on enforcement.
3	Park Street, North Housatonic	Illegal dumping by river	Drove by property but was unable to find the location of alleged dumping.

FOOD ESTABLISHMENT INSPECTIONS:

	Jan 2015	Feb 2015	March 2015	April 2015	May 2015	2015 Total
TYPE OF INSPECTION						
Routine	16	21	21	17	23	98
Follow-up, complaint, emergency	0	2	0	2	0	4
Pre-operational	0	0	0	3	4	7
Food establishment construction	0	0	2	0	1	3
Temporary Food	21	2	0	0	14	37
Lodging/Institutional w/ Food	0	0	8	2	0	10
TOTAL 2015 FOOD INSPECTIONS	37	25	31	24	42	159

FOOD ESTABLISHMENT PERMITS: Total Fees Billed/Collected for May: \$250

	Jan 2015	Feb 2015	March 2015	April 2015	May 2015	2015 Total
TYPE OF PERMIT						
Food Establishment	152	2	2	1	3	160
Temporary Food Permit	19	7	7	1	13	47
TOTAL FOOD PERMITS	171	9	9	2	16	207

TITLE 5 ACTIVITY: Total Fees Billed/Collected for April : \$

- ✓ **5** Title 5 Inspections completed this month. **Total fees billed: \$500**
- ✓ **2** Perc tests completed this month. **Total fees billed: \$ 400.00**
- ✓ **3** Septic/sewer permits reviewed/issued this month. **Total fees billed: \$450**
- ✓ **3** Septic system installation inspections **Total fees billed: \$0.00**
- ✓ **0** Well permits for proposed wells. **Total fees billed: \$0.00**

OTHER PERMITS:

Pool Permits

- ✓ 8 Pool Permits issued this month (All 8 inspected)
- ✓ 1 Camp Permits issued this month (1 inspection)
- ✓ 0 Lodging Permits issued this month

HEALTH DEPARTMENT FEES/FINES TURNED OVER SINCE LAST REPORT:

TOTAL \$1225

HEALTH DEPARTMENT TRAININGS/MEETINGS FOR MARCH 2015:

- ✓ 1 DRT Meeting
- ✓ 2 Town Manager one-on-one meetings
- ✓ 2 Meetings with Food Inspector
- ✓ 2 Housing Inspections
- ✓ 1 Rodent Inspection
- ✓ 1 Camp Inspection
- ✓ 2 Certificate of Occupancy Meetings
- ✓ 3 Days Trainings/meetings
- ✓ 1 MA PHIT Housing Training (3 day) - Passed
- ✓ 3 Temporary Food Event Coordinator Meeting
- ✓ 2 Opioid Abuse meetings with Hospital
- ✓ 2 Food safety courses offered (Servsafe and Temporary Food Events)

UPCOMING ITEMS:

- ✓ 6/1 – GB Dig and Dine (Main Street)
- ✓ 6/7 – Fishing Derby (Lake Mansfield)
- ✓ 6/25 – Spanish Servsafe training (Pittsfield)
- ✓ July – September – Art Show (Searles School)
- ✓ 7/3-5 – Berkshire Arts Festival
- ✓ 7/10-12 – Mass Bliss Awareness Festival (Butternut)
- ✓ 7/17-19 – Circus (Fairgrounds)
- ✓ 8/15 – Charlie Kaniecki Retirement Party (Southampton)