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MILLBURY, MASS.

MINUTES

BOARD OF HEALTH

Date: March 27, 2013

PRESENT: Armand White, James Morin, Judy O'Connor
Julie Vanarsdalen

ABSENT: Derek Brindisi

Guests: Steven Ward, Jim Malley, Rob McNeil

Minutes: A motion to accept the March 13, 2013 minutes was made by Jim Morin. Seconded by Judy O'Connor. Vote unanimous.

Office Update: Julie M. updated board regarding Karen Johnson's email stating kiosk will be here soon, and additional tobacco compliance check will be done before new fiscal year. Judy confirmed with Julie M. there were no additional tobacco violations. Karen had stated there were two, however, she apologized, offenses were in another town. Julie M. passed out copies of Planning Board having a public hearing for a temporary moratorium regarding medical marijuana treatment centers.

Police Chief Ken Howell entered to introduce himself to the board stating he is available at all times, if needed.

Vouchers: Vouchers were signed by those present.

Health Agent Report:
Julie V. reported:

14 McCracken Rd. - Anonymous complainant concern of oil, gas, diesel leaking. Business expanding, Julie found no leakage of fluids. She requested SOP of their fluid disposals, engineering company to send draft of procedure.

39 Epping St. - Owner of property complained about his tenant strewing garbage, abandoned cars, etc. She found nothing in front or sides, did not enter rear of yard, due to dog signage. She

determined landlord/tenant issue. Armand stated made right decision, not get involved unless health/nuisance issue.

5 Ashton Lane, Charles Fawkner, had private water test done, came back questionable. Some levels were high, others normal. Julie V. spoke with Aquarion, who stated they would contact the owner directly. Jim Malley also gave the homeowner phone number for Paula Caron who works for the state.

Steven Ward - Stated he was asked by Karen Johnson to forward information to the board regarding the medical marijuana issue, still waiting for the state regulations to be finalized. Prescription Take Back Day 4/27/13 from 10:00 A.M. – 2:00 P.M. Nicole Valentine will send out press release.

Kiosk will be delivered to town hall once signage is completed.

Tobacco Regs - Karen Johnson will send out signage to Millbury retailers and conduct a visit to ensure they are in compliance after the effective date of 5/1/13.

Old Business:

Well Regulations – Jim Malley outlined the proposed well regulations and well permit. He requested a public hearing to move forward with the regulations and a fee set by the board. The board will review the proposed regulations and consider setting a date for a public hearing.

Other Business:

Rob McNeil – Recently discovered septic/sewer abandonment within the town. Several homes tied into sewer for the upstairs living space and left their downstairs connected to cesspool or septic.

This is a very new problem, he is pursuing all avenues to have this issue addressed and resolved.

Beavers are very active at Brierly Pond and he may be looking for trap permits. Judy asked the trapping season, Julie M. will get information.

Unattended donation bins – Rob stated the DPW office gets many calls that donation bins throughout the town are being trashed, due to people rummaging through contents or overflowing. They are popping up everywhere, not being attended to. People call to put more bins in and there are no regulations. Armand feels the bins should be registered with the Board of Health for contact reasons. Rob presented a model bylaw from DEP. Armand stated the issue will be addressed.

SMART Program – Rob is looking at a system with trash/recycling that would benefit the town. Currently, single stream recycling has been implemented at the Transfer Station. Judy has received complaints, Rob explained the new procedure where all recyclables can go in the same container. He also noted it is state law to recycle.

The SMART Program would put the homeowner responsible for implementing recycling at their home before going to the Transfer Station. When they receive their yearly sticker, they would be

given 50 (pay as you throw) bags free. Anything beyond the fifty they can buy in local establishments. The idea is to encourage recycling.

Rob proposed a Board of Health regulation requiring trash haulers to offer recycling with a bundled cost to the customer. He presented a sample draft. It would require haulers to offer recycling for a single price instead of an add on price.

Armand agrees recycling is good, however, he is not in favor of forcing it on people. Not in favor of fines or penalties. Jim related to when the town had free tipping at Wheelabrator and it was almost impossible to get people to recycle. He feels this is long overdue and it sounds fantastic. People are suppose to recycle, according to law. Armand would not consider a regulation without input from the haulers. Jim stated many haulers are already equipped for recycling. Armand recommended a letter be sent to all haulers for their input, discussion or questions to attend the April 24, 2013 meeting @ 7:00 P.M. All agreed.

Rooster Complaints – Judy received two complaints, different areas of town, regarding roosters. She stated the town of Uxbridge banned roosters. She has a problem with people having roosters in a residential neighborhood creating a nuisance.

She related back to when Derek was to write a fowl regulation for the town. Armand stated all noise is a nuisance, including dogs in his neighborhood. Judy related one complainant is under hospice care and the cockling is directly across the street. Jim recommended the rooster issue stay on the agenda to be addressed in the future.

Judy stated it was a good time to discuss what the City of Worcester does or does not do for Millbury. She is cautious of them wanting more money each year for the same services. Each year they have asked for a \$6,000 increase. This year the manager gave them \$4,000 increase.

Jim stated he will be unavailable for the 4/10/13 meeting as scheduled, would like to reschedule meeting for 4/17/13 A.M. All agreed.

Judy stated the possibility of a private contractor opening a mini transfer station in front of Wheelabrator. A gentleman has been before the planning board and another board to present his proposal. Eventually he will come before the Board of Health.

Next meeting Wednesday, April 17, 2013

A motion to adjourn at 8:45 P.M. was made by Jim Morin. Seconded by Judy O'Connor. Vote unanimous.

Minutes approved:

Armand White 

James Morin 

Judith O'Connor 