

**TOWN OF MILLIS  
BOARD OF HEALTH  
Minutes of Meeting January 9, 2017**

A meeting of the Board of Health was held on Monday, January 9, 2017 at the Veterans Memorial Building, Rooms 213 and 229, Millis, Massachusetts. Present were Kathleen Lannon, Acting Chair and Bonnie Hilton, Board Member and Barbara Thissell, Director. Absent was Brian Hoell, Chair, and Vickie Philben, Administrative Assistant.

Ms. Lannon moved and Ms. Hilton seconded that the Millis Board of Health meeting of January 9, 2017 be opened at 7:00 p.m. It was unanimously voted to open the meeting.

**Administrative Business:**

- I. **December 12, 2016 Minutes:** The minutes of December 2016 were accepted by Ms. Hilton and Ms. Lannon.
- II. **Nurse's Report:** The monthly report of the Public Health Nurse was reviewed. The Board had the following comments:
  - A. Ms. Hilton requested additional information about Salmonella found in a baby girl. The Director will ask the Nurse to provide additional detail and update when available.
  - B. Ms. Hilton requested that each monthly Nurse's Report include the number of blood pressure screenings performed.
  - C. Ms. Hilton requested that each monthly Nurse's Report include the nurse's community outreach efforts.
  - D. The Millis Council on Aging monthly newsletter, "COAlition" reports that nurses are needed to provide blood pressure screenings on Wednesdays. The Board requested the Director ask the Nurse to consider changing her work schedule to better serve the community.

**New Business:**

- I. **Food Recalls**
  - A. Fourth Street Barbecue, Inc. recalls Mac & Cheese Dinner Cups; possible Salmonella.
  - B. Lenny & Larry's Inc recalls Chocolate Chip and Coconut Chip Complete Cookie; undeclared milk.
  - C. Linden Cookie, Inc. recalls Mini Chocolate Chip Cookies and 3-pack Chocolate Chip Cookies; undeclared milk.
  - D. Old Dutch recalls Potato Chip and Tortilla Chip products; possible Salmonella.
  - E. Arcadia Trading, Inc recalls Lizard Fish; possible Botulism.
  - F. Houdini, In. recalls Blue Cheese Savory Twists; possible Salmonella.
  - G. Poppies International Inc. recalls Mini Eclairs and Chocolate Covered Cream Puffs; possible Salmonella.
  - H. Williams Sonoma recalls Meyer Lemon Poppy Quick Bread; possible Salmonella.
  - I. Rte. 11 recalls Sour Cream & Chive Potato Chips; possible Salmonella.
  - J. Herr Foods Inc recalls Chipotle Potato Chips; possible Salmonella.

- K. Altjira Murray Products, LLC recalls Ice Cream products; possible Listeria.
- L. Deiffenbach's Potato Chips, Inc. recalls Sour Cream & Chive Potato Chips; possible Salmonella.
- M. Rich Products Corp. recalls Ice Cream Cake products; undeclared walnuts.
- N. Dawn Food Products recall Bulk Bakery Mix products; possible Salmonella.
- O. Gold Medal Packing, Inc. recalls Veal products; possible E. coli 026 and 045 contamination.
- P. Bickel's Snack Food, Inc. recalls snack products containing milk; possible Salmonella.
- Q. House- Autry Mills recalls food products containing milk; possible Salmonella.
- R. Southeastern Mills, Inc. recalls food mixes containing milk; possible Salmonella.
- S. American Roland Food Corp recalls Roland Manzanilla Olives Stuffed with Anchovies; product quality issue.
- T. Harris Teeter, LLC recalls Everroast Chicken Caesar Wrap; undeclared fish.

**II. Food Inspections and Reviews – none**

**III. Temporary Food Event Permits –** The following permits were issued since the Board's December 12, 2016 meeting:

- A. Millis Youth Basketball Association, Concession Stand January 7 through March 26, 2017.

**IV. Septic System Activity –** Ms. Thissell summarized ongoing septic system improvements and/or inspections completed since December 12 2016:

**A. Receipt of Title 5 Reports:**

- 1. Rockville Meadows Condominiums - Passed Title 5 on November 9, 2016.
- 2. 20-22 Eden Street – Conditionally Passed Title 5 on November 2, 2016.

**B. Septic System Improvements:**

- 1. 435 Exchange Street
  - a. Disposal System Construction Permit (DSCP) with Local Upgrade Approval issued on December 13, 2016.
  - b. Excavation and tank inspection on December 5, 2016.
  - c. Installation inspection on December 28, 2016.
- 2. 439 Exchange Street
  - a. DSCP with Local Upgrade Approval issued on December 13, 2016.
- 3. 146-148 Acorn Street
  - a. D-box inspection on December 15, 2016.
  - b. Certificate of Compliance (CoC) issued on January 5, 2017.

4. 160 Farm Street
  - a. Septic Abandonment CoC issued on December 21, 2016.
5. 18 Beech Street
  - a. CoC issued on December 28, 2016.
6. 289 Village Street
  - a. Soil Evaluation completed on January 4, 2017.
7. 20-22 Eden Street
  - a. DSCP for D-box replacement issued on January 5, 2017.

**V. Various Complaints:**

- A. Roche Bros – On December 2, 2016, a resident from Norfolk left a voice message. The Norfolk resident stated that he visited Roche Bros on November 30, 2016 and he thought the Deli Department and check out areas needed to be cleaned. The Norfolk resident further stated that he felt ill shortly after eating lunchmeat purchased at the store.

Ms. Thissell visited Roche Bros on December 5, 2016 and discussed the Norfolk resident's concerns with the Person in Charge (PIC).

**VI. Miscellaneous:**

- A. The Director informed the Board that she attended a Sewer Study Committee Meeting on January 5, 2017. Representatives from the Glen Ellen Senior Residential Project attended the meeting to discuss the proposed means of sewerage disposal. Though a wastewater treatment facility is currently being designed to service the project, the feasibility of extending public sewer to the property is being contemplated.
- B. The Director informed the Board that she has had several conversations about off-site sewer improvements with representatives from the Dover Road Residences Project, the Assistant Director of the Millis Public Works Department and Michael Carter, P.E., GCG Associates, the Town's engineering consultant. The projected costs of off-site sewer improvements are much higher than originally anticipated. The Dover Road Residences project developers have indicated that these costs which are to be borne by the developers could be cost prohibitive.
- C. The Director informed the Board that the FY18 Department Budget Request was submitted on January 9, 2017. Level funding is being requested. The Board expressed disappointment that the Budget Request did not include money for updating health regulations.

**VII. Scheduled Pubic Hearing & Discussion:**

- A. **7:01 p.m. – 7:15 p.m. – Dover Road Residences Assisted Living Facility –**

The Public Hearing Discussion began in Room 213 of the Veterans Memorial Building. Present were:

Melissa Recos, P.E. of BETA Group representing Board of Health;

Rob Truax, P.E. of GLM Engineering representing the applicant;  
Jim Williamson of Barberry Homes; and  
David McCarter, project abutter.

The Director stated that the applicant's most recently submitted plan set addresses her outstanding concerns with one noted exception. The proposed location of site amenities including landscaping and a walking trail conflicts with a proposed swale that is necessary to mitigate stormwater impacts. Ms. Lannon further noted that the proposed landscaping will not allow the snow storage indicated on the site plans.

Ms. Thissell stated that she had discussed the project with Town Counsel, Amy Kwesell of KP Law. Attorney Kwesell finds the Tripartite Agreement and Stormwater Operation and Maintenance Plan acceptable. Attorney Kwesell suggested that the applicant request a waiver from Environmental Health Permit Regulations to allow an increase in the rate and volume of stormwater off-site. The waiver and permit should note that it is proposed to mitigate stormwater impacts on abutting properties that are subject to a tripartite agreement. Attorney Kwesell is available to review the permit.

The applicant was directed to revise the plan set to demonstrate the site amenities and swale will coexist on the property. The applicant will prepare a plan for review that depicts the proposed grading and site amenities. BETA Group will draft an Environmental Health Permit for the Board's consideration at the February 2017 meeting.

#### **VIII. 7:15 p.m. – 7:45 p.m. – Dover Road Residences Assisted Living Facility –**

The Public Hearing Discussion continued in Room 229 of the Veterans Memorial Building. Present were:

James Neville, James McCaffrey and Catherine MacInnes  
representing the Millis Board of Selectmen  
Melissa Recos, P.E. of BETA Group representing Board of Health;  
Robert Truax, P.E. of GLM Engineering representing the applicant;  
James Williamson and David Carter of Barberry Homes;  
David McCarter, project abutter; and  
The attached Selectmen's Meeting sign-in sheet

Because the stormwater component of the project is being concurrently reviewed by the Millis Board of Selectmen, the Millis Board of Health was invited to attend the Selectmen's meeting to discuss the project. The Director described her concern that the location of the proposed swale is in conflict with other site amenities. Ms. Lannon stated that she is concerned that the proposed snow storage locations also conflict with site amenities. The applicant stated that snow could be stockpiled around the proposed landscaping; snow would not be stockpiled in the proposed swale, on the walkways or in the parking area and that snow exceeding

the snow storage areas identified on the plan would be hauled off-site. Ms. Thissell informed the Selectmen that the Board of Health public hearing process has been continued until February 2017.

Ms. Lannon, Ms. Hilton and Ms. Thissell returned to Room 213 at approximately 7:45 p.m.

**IX. Cedar Farm; Drainage Lot** – Present was Mr. Daniel Merrikin, P.E., Merrikin Engineering, LLC.

Mr. Merrikin stated that, as directed by the Board of Health during the December 2016 meeting, he had prepared a draft amended Environmental Health Permit for the Cedar Farm Subdivision with frontage along Farm Street and Cedar Street. The draft permit removes language from the 2006 permit that requires the Drainage Lot remain deeded to the owner of Lot 5. Any future development of the Drainage Lot will be required to comply with the amended Environmental Health Permit. The revised permit fully restates the 2006 permit and will supersede the 2006 permit.

Ms. Lannon moved and Ms. Hilton seconded that, pending review and approval of the Director, the Millis Board of Health grant the Amended Health Permit for the Cedar Farms Subdivision prepared by Merrikin Engineering, LLC, submitted January 5, 2017. The Board voted unanimously to grant the amended permit.

**X. 34-36 Exchange Street** – Present was Daniel Merrikin, P.E., Merrikin Engineering, LLC.

Mr. Merrikin stated that, as directed by the Board of Health during the December 2016 meeting, he had prepared a draft Environmental Health Permit for the construction of a second floor above an existing commercial building located at 34-36 Exchange Street. The addition will house five residential apartments.

Because the site and surrounding properties are known to have reportable hazardous releases, Ms. Lannon suggested that Massachusetts Department of Environmental Protection be made aware of the project. The Director stated that she would do so.

The final permit will include conditions that at no time shall an excavation be left unattended and that there shall be no increase in impervious surface area to the site without prior approval of the Board of Health

Ms. Lannon moved and Ms. Hilton seconded that, pending review and approval of the Director, the Millis Board of Health approve the Board of Health Permit prepared by Merrikin Engineering, LLC. that proposes the construction of five residential apartments above an existing commercial

building located at 34-36 Exchange Street. The Board voted unanimously to grant the Board of Health Permit.

**Ms. Hilton moved and Mrs. Lannon seconded that the Board of Health meeting of January 9, 2017 be closed at 8:40 p.m. The Board voted unanimously to close the meeting.**

**Next Scheduled Meeting: Monday, February 13, 2017 at 7:00 p.m. in Room 213.**

Respectfully Submitted,

Barbara Thissell  
Millis Health Department

**Documents and Submittals of Meeting:**

- Board of Health Agenda dated January 9, 2017
- Board of Health Detail Discussion Packet dated January 9, 2017
- Nursing Report dated December 8, 2016 to January 5, 2017.
- Memorandum by Barbara Thissell regarding Dover Road Residences response to comments in November 3, 2016 Memorandum dated January 9, 2017.
- Draft Amended Board of Health Permit, Cedar Farms Subdivision.
- Draft Board of Health Permit, 34-36 Exchange Street.