



# Town of Northborough

## Board of Health

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Members Present: Chairman Glenn French  
Dilip Jain  
Jamie Terry, Board of Health Agent

The Board of Health met on Wednesday, January 14, 2009 in conference room B of the Northborough Town offices. The meeting was called to order at 7:00 PM by Chairman Glenn French. The minutes for the December meeting were approved as amended.

Ms. Terry and the Board discussed recent food inspections and no real outstanding issues were reported.

Ms. Terry advised the Board that she has re-inspected the West Side Grille since the meeting on December 10, 2008. Ms. Terry stated that significant improvements have been made at the establishment.

Ms. Terry advised the Board that she recently inspected Brittany's and caught them on what appeared to be a tough day. Ms. Terry reported that the establishment was extremely busy and she noted that the general cleanliness of the establishment needs to improve.

Ms. Terry and the Board discussed the septic system at 41 Washburn Street. Ms. Terry reports that the system is breaking out to ground surface again. Ms. Terry stated that an on site evaluation took place on Friday, January 2, 2009 with Northboro Septic, Phil Wheeler (local installer), Mark Farrell (engineer) & Dave Bergstrom (licensed contractor). Ms. Terry reports that on that day it was determined that there was no leak in the tank – however, it was apparent that the system had been overused/overdosed and was unable to be further evaluated. Ms. Terry informed the Board that the homeowner tried to resolve the issue and dug out the area that he thought was the problem, allowing the water a place to go. Ms. Terry ordered the homeowner to fill in the area was dug out so the imminent health hazard is removed. Ms. Terry reports that she will re-evaluate the system again on January 20, 2009 and has instructed the homeowners to reduce their water use and to pump & maintain their system

Ms. Terry and the Board continued the public hearing from December 10, 2008. The purpose of this public hearing is for the adoption of well regulations. Rick Leif of Wiles Farm Road was in attendance at tonight's public hearing. Chairman Glenn French gave a brief overview of the regulations that are under consideration by the Board. Discussion

took place between those present – topic of discussion focused on the types of repairs on wells and whether or not a permit would be required.

Ms. Terry and the Board agreed that a permit would not be required for the repair or replacement of a well pump. The Board would like to be notified within 24 hours of a repair/replacement, or maintenance performed on any existing private wells. Ms. Terry stated that there would not be a fee associated with this. Ms. Terry also states that notification to the BOH is also a requirement of an individuals well drillers license.

Ms. Terry and the Board agreed that a permit would be required from the BOH for the construction and destruction of wells within the Town of Northborough.

Ms. Terry and the Board agreed that there needs to be a change in the wording of section 6. Ms. Terry will make the necessary corrections. Ms. Terry feels that it is imperative to have a well disinfected once it has been open, and stated that 24 hours is a standard amount of time for notification. The Board will require a well to be disinfected and the well should be pumped to waste, not to the septic system, until it is free of chlorine.

Ms. Terry will make all necessary corrections and submit the revised proposed well regulations to Town Counsel for final review. Ms. Terry will also e-mail the corrections to Mr. Leif. Ms. Terry reports that once we have the proposed well regulations back from Town Counsel, they will be brought back before the Board for acceptance.

A representative from the Mandarin Pan restaurant located at 292 Main Street appeared before the Board tonight at the request of the Health Agent. Ms. Terry and the Board reviewed the list of recent violations. The Board feels as though reminders, guidance, teaching and training are needed at this establishment and Ms. Terry cannot continue to be the one to provide these services as often as they are needed. Chairman Glenn French has ordered that the Mandarin Pan hire a food service consultant, to visit the establishment at least once a month to guide employees & teach them how to keep the establishment in a clean and proper order. Employees of the Mandarin Pan need to be aware of the nuances of food preparation and sale. Beginning in February a consultant is to be hired at the Mandarin Pan's expense and the consultant will provide services for six months in order to get this establishment up to speed. The Board has also required that all three owners and chefs working at the establishment be present at the same time as the consultant. The Board has requested that the reports from the consultant be forwarded to the BOH Office on a monthly basis. The Board is concerned over the number of repeat violations at this establishment and indicated that progress does need to be made as they will not be allowed to keep this up. The Board discussed the serious violations that resulted in a 24 hour closure by the health agent on December 23, 2008. The Mandarin Pan was advised that if this were to happen again, it would probably be for a longer period of time. Ms. Terry and the Board want to help correct these issues so this doesn't keep happening. The Board reiterated the fact that individuals working at this establishment need to understand the food code requirements. Ultimately the owners of the Mandarin Pan need to ensure that they are taking proper steps to protect the people they are serving. Ms. Terry stated that sometime over the next week she will follow up with a letter.

Ms. Terry and the Board discussed a septic variance request for 9 Williamsburg Circle. Ms. Terry reports that this is a repair situation and they are requesting a variance from property line offset. Local regulations require 25', 15' proposed. Ms. Terry and the Board discussed how this does meet Title 5 regulations (10') and that no other alternatives were possible.

Chairman Glenn French made a motion to allow the 15' offset to property line, Dilip Jain seconded the motion and the variance was approved unanimously.

Ms. Terry and the Board discussed a septic variance request for 6 Capt. Eager. Ms. Terry advised the Board that this was an emergency situation as the system was starting to back up into the house. The variance request is from property line offset. Local regulations require 25', 12' proposed. Ms. Terry and the Board discussed how this does meet Title 5 regulations (10') and that no other alternatives were possible.

Chairman Glenn French made a motion to allow the 12' offset to property line, Dilip Jain seconded the motion and the variance was approved unanimously.

The Board discussed the ability to allow Ms. Terry to approve property line offsets outside of a meeting. The Board has previously given Ms. Terry permission to approve variance requests when it pertains to groundwater, existing tanks, and property line offsets to Streets.

Chairman Glenn French made a motion to grant Ms. Terry permission to approve property line offsets outside of a meeting, Dilip Jain seconded the motion and this was approved unanimously.

The next Board of Health meeting will be held on Wednesday, February 11, 2009.

The meeting was adjourned at 8:30 PM.

Respectfully submitted,  
Sarah L. Roach