



Town of Northborough

Board of Health

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Members Present: Glenn French
Deirdre O'Connor
Dilip Jain
Jamie Terry, Board of Health Agent

The Board of Health met on Tuesday, December 14, 2010 in the Selectmen's Meeting Room of the Northborough Town offices. The meeting was called to order at 6:00 PM by Chairman Glenn French. The minutes from the November 9, 2010 meeting were approved as read.

Ms. Terry informed the Board about the Conflict of Interest Law Summary - M.G.L. c. 268A, The Conflict of Interest Law as Amended by c. 28, Acts of 2009 requires that all current municipal employees must be provided with this summary of the conflict of interest law on an annual basis. All board members read and acknowledged receipt of the summary.

Ms. Terry and the Board discussed the new food allergy law that has gone in to effect in the State of Massachusetts. Ms. Terry informed the Board that not every establishment is in compliance at this time.

Michael Sullivan of Connerstone Engineering appeared before the Board tonight to discuss 9 Stirrup Brook Lane. Mr. Sullivan informed the Board that a new septic system has recently been installed at the above address and is now seeking a variance from property line offsets as indicated on the As-built plan (8'8" to the street & 9' to the neighboring property). Chairman Glenn French made a motion to allow the local upgrade as it is shown on the As-built plan, Deirdre O'Connor seconded the motion and the vote was unanimous.

Mr. Lin of the Great Wall Restaurant located at 259 West Main Street and John Szeto appeared before the Board tonight for a hearing before the Board regarding an inspection that was conducted by Ms. Terry on November 15, 2010. The Board reviewed the inspection report. Ms. Terry advised the Board that many of the imminent health hazards were taken care of that day as most of the food had been thrown away. Ms. Terry advised the Board that when she visited the establishment on November 16, 2010 improvement was made as staff stayed through the night to clean. Mr. Szeto identified himself as a food safety professional consultant who has been hired by Mr. Lin. Mr. Szeto proposed a

five hour complete training specific to the restaurant for all individuals on staff in order to focus on the problems. This training is to take place tomorrow between 1:00 – 6:00 P.M. The Board agrees that Mr. Szeto's training could be beneficial to all staff members however; they would like to see Mr. Lin become ServSafe certified as it is his restaurant. The Board would also like to see Chen (the chef) become ServSafe certified as he is the one who does most of the cooking. Chairman Glenn French made a motion to have one individual (Mr. Lin or Chen) attend the ServSafe training (class and test) before the end of January, and one individual attend the ServSafe training before the end of February. The Board understands that test results may not be immediately available and requests that test results and certificates be forwarded to the Board of Health office as soon as they become available, Deirdre O'Connor seconded the motion and the vote was unanimous.

At 6:36 PM the public hearing regarding the proposed changes to the Northborough Rules & Regulations for Subsurface Sewage Disposal Systems began. Individuals in attendance at the public hearing tonight were Michael Sullivan, Lawrence (Chip) Wheeler Jr., George Pember, and Diane Reynolds. Chairman Glenn French gave a brief overview of the regulations.

Michael Sullivan has some concern over section 7A) SAS, either primary or reserve, shall not be located more than 200 feet from the owner's dwelling, unless otherwise permitted by the Board of Health. Mr. Sullivan's concern is purely from a design standpoint - the location of the septic system is driving the house location. In his opinion, greater than 200 feet would be better. Chairman Glenn French advised Mr. Sullivan that this regulation has been discussed many times and the primary motivation is to keep the SAS within the homeowner's site path.

Michael Sullivan suggested section 8 include All components of the sewage system shall be accessible from the lot being served for the purpose of maintenance and repair excluding those lots accessed by common driveways. Diane Reynolds sought further clarification of this regulation.

Michael Sullivan has some concern over section 10) No septic system shall be located within 25 feet of the site of a failed percolation test or an outcrop of ledge. Michael Sullivan would like to suggest 10 feet which would help preserve a lot if there is an outcropping of ledge. Ms. Terry and the Board feel as though this is a necessary regulation and the reasons behind it are solid, soils must be suitable and this allows for a cushion of protection as to not create a bathtub effect if there is ledge. It was suggested that the Board change this regulation to read as follows 10) No septic system shall be located less than 10 feet away from the site of a failed percolation test or an outcrop of ledge, unless you have proven suitable soils within 25 feet (4 tests for primary, 4 tests for reserve) or at the discretion of the Board of Health Agent. Ms. Terry will propose new statements for the Board.

Diane Reynolds questioned section 5) The SAS shall be set back 100 feet from all wetlands. Diane wanted to confirm that the Board consulted the conservation commission regarding this matter. Ms. Terry confirmed that the conservation commission has been consulted and that the two regulations now match up.

The Board proposes to vote on the proposed changes to the Northborough Rules and Regulations for Subsurface Sewage Disposal Systems at the next scheduled Board of Health meeting.

The next Board of Health meeting is scheduled for Tuesday, January 11, 2011, at 6:00 PM.

Meeting was adjourned at 7:35 PM

Respectfully submitted,

Sarah Jean