

MINUTES
STURBRIDGE BOARD OF HEALTH MEETING
Monday, May 7, 2012 7:00pm

Meeting called to order 7:05pm.

Present: Members Ms. Cocalis, Dan Chaput, and John Degnan. Members of the public: press, Jennifer Grybowski (press-Town Common); Wayne Bugden of CME; Mr. and Mrs. Grseniek represented by consultant Mark Farrell. Health Agent, Alyssa Rusiecki.

Minutes: (4/2/12) Mr. Degnan makes a motion to approve and Ms. Cocalis seconded voted (2-0-0), with Mr. Chaput abstaining, APPROVED.

Recycling Center/Landfill:

Appearance: Mr. Wayne Bugden from CME (Engineering) appeared to discuss the Landfill and leachate issues. Mr. Degnan states that there are two issues for discussion: current billing and the proposal for engineering. There is a lengthy discussion among the members and Mr. Bugden; topics included: the Board of Health has a tight budget which already has been depleted by the high leachate pumping costs, (a new bid was accepted mid-March); whether other Departments are billed to ask questions; the topography and the opening of Cell 2B and whether the leachate production was expected to increase or to decrease; the life of the landfill; the potential of bringing in additional MSW (municipal solid waste) which would require two full-time employees dedicated to the landfill over and above what we have now; the surface water drainage system and the valve which was closed after Cell2A was capped; the potential of Town Meeting voting for a part-time worker who shall be shared with the Landfill and DPW and who shall work closely with the engineer for regular landfill management. Mr. Degnan asks if we have to go out for bid for similar proposals. Ms. Cocalis states that individually, no, but that three quotes shall be adequate. Mark Farrell stated that he doesn't think that professional services, (such as engineering, legal, accounting) require bids. Mr. Degnan would like to ask Shaun. We can confirm with Shaun. Ms. Cocalis states that next fiscal year, beginning July 1st, the landfill management can be put into operation because, hopefully, we will have the manpower and the funding to pay for the engineering which is needed at the landfill, to potentially reduce costs by managing runoff, reduce leachate production, and efficiently utilize cover material.

The Agent asks if she has the Board's approval to discuss the billing with Mr. Bugden which may have included an invoice (\$408) which was noted as previously paid. The Board agrees.

Mr. Degnan makes a motion to: table any action on the proposal until the next meeting, or until after the Town Meeting, at which time, funding may become available. Mr. Chaput seconds, (3 - 0) APPROVED.

Agent's Report, see attached. Additional discussion items below:

Empire Village: a complaint came in; Ron to follow-up.

Pools: No response from Sturbridge Heights, another letter to be sent.

Food: The Agent describes the mobile food trucks under review (hot dogs, ice cream).

Septic: There has been no activity on the required septic upgrade at 181 Shepard Rd. The Board instructs that an Order letter be sent, noting monetary fines of up to \$1,000 per day, if project is not commenced within 30 day.

Hearing: 46 – 48 Goodrich Rd. Mr. and Mrs. Grzesiuk Rev Trust, application for a Tight Tank.

The Agent provides a brief history of interaction at this property. The Agent feels that an alternative system might be able to be installed, but that it might be expensive; therefore, because the consultant told the Agent during the soil evaluation that the property would only be used seasonally, the Agent recommends that the tight tank be approved with the condition that a seasonal use deed restriction be applied pursuant to Title 5, 310 15.260(8), (copies of the Code provided to the Board). Mr. Farrell, the septic designer, asks “what if the owners want to come ice fishing in the winter?” The Agent states that the seasonal use is defined as 180 days or less per year, not in seasons. Mr. Degnan asks what would be the difference if the owners lived at the house full-time, and the Agent states none, except that it (i.e. full-time occupancy on a tight tank) would be highly discouraged because the routine pumping of all of the dwelling waste for full-time occupancy would be very expensive. Mr. Farrell suggests that the wastewater treatment plant charge a lower fee for tight tank pump outs. This is an issue for future discussion. Mr. Degnan makes a motion to approve the tight tank at 46-48 Goodrich Rd. without a seasonal designation, Ms. Cocalis seconds: APPROVED (2 – 1 - 0) with Mr. Chaput abstaining.

Discussion: 11 Shepard Place - Septic system upgrade installation.

The Agent asks Mr. Farrell to remain to discuss the installation of his proposed plan at this location; the Agent explains to the Board of Health that when conditions are found different than what were originally reported for the design plan, that pursuant to Title 5, (310 CMR 15.020(1) that all work shall stop, the permit is revoked and a new plan shall be submitted for review of the current conditions – which, in this case, is a higher groundwater observed. Mr. Farrell agrees that the water table is now at eight inches and not twenty-four inches and the soil absorption system shall be raised to accurately maintain the required vertical offset. Ms. Cocalis makes a motion to revoke the original plan submitted and require a revised plan showing the water table existing at eight inches below the surface with the soil absorption system raised to meet at least Local Upgrade Approval standards or better, pursuant to the Title 5. Mr. Degnan seconds, APPROVED (3 – 0).

Hearing, Variance Request: Cinemagic, 100 Charlton Rd., (Hobbs Brook Plaza) for no outside Grease Trap. Issue: The concession menu includes pizza, fried mozzarella; French fries, fried chicken and the plan only shows an inside grease trap. Since this remodel is on Town Sewer, the Agent asked the DPW Director and his response was that the Hobbs Brook development has a private pump station and that if there was any problem with grease accumulation, it would affect the private pump station prior to reaching the municipal sewer. Therefore, Ms. Cocalis makes a motion to approve the request to not require an outside grease trap, Mr. Degnan seconds; APPROVED (3 – 0). Discussion: Mr. Chaput states that he is aware of another CineMagic which does have an outside grease trap. The Agent stated that the builder told her that the owner of CineMagic told him that no other CineMagic in the entire county has an outside grease trap.

Interdepartmental Reviews: None.

New Business: See Concerns below.

Old Business: Mr. Degnan made a motion to vacate the nuisance Order to the Allards’ at 35 South Shore Dr. because the culvert has been cleared; Ms. Cocalis seconded; APPROVED (3 -0).

Concerns of Members: The Agent gave the Board a memo from Shaun regarding Comp time and Flex time. Ms. Cocalis had sent an email to Shaun about Alyssa’s educational three-day conferences and one-day workshops and asked him if the Board was obligated to pay for her time and her conferences. Typically yes, the Administrator answers. The Agent stated that not only did she obtain a vote from the Board of Health to attend the three-day on-site wastewater conference in

April, which only comes up every two or three years, but that these conferences and workshops are required for her professional certifications which require CEUs and that she noted the dates of the upcoming education on her Agent's reports February, March, and April and that no concern was brought up at that time. Ms. Cocalis stated that she was concerned about another staff member taking college courses and obtaining re-imbursement, not so much about the Agent. Mr. Chaput states that Agent is the only full-time employee under the jurisdiction of the Board of Health and that he does not see any problem. Mr. Degan stated that the Agent is a professional and she should be able to choose her own workshops, etc. He also stated that in Connecticut, the Sanitarians get a certain amount of time allotted, such as one or two days per month that can be utilized for their continuing education. Ms. Cocalis states that other staff members or Board of Health members could take education as well. Ms. Cocalis is also concerned about comp time still being accrued. The Agent states that Shaun is allowing the accrual until June 30th and that she is using whatever is banked, (four days). The Agent states that she will take two days before June 30th and requests special permission to use two days the first week in July; after that it will be flex time. Mr. Chaput asks if there has been any problem, seeing none, we should move on. The Board agrees that the Agent can carry over two days of accrued comp time to use July 2nd and 3rd. APPROVED (3 – 0).

Mr. Degan discussed the fact that the trash hauler, Casella, charging \$20 more for recycling at the Crescent Gate condo complex per month. Ms. Cocalis stated that it should be in our trash hauler regulations and that it is not allowable to charge extra for recycling; if it is not in the Board of Health trash hauler regulations then they should be amended to include the language. Ms. Cocalis brings up an email that she forwarded to the Board members which originated from the Seguin's at 35 South Shore Dr., which stated that the Conservation Commission granted an extension to the ConCom emergency certification. Ms. Cocalis states that the Conservation Commission should be notified that they cannot modify any order of the Board of Health. Mr. Degan states that a letter should be written to the Chairman of the Conservation Commission.

Correspondence: DEP regarding 8 Hinman St., Division of Agriculture nomination papers for Animal Inspector, Ron Komar. Ms. Cocalis made a motion to nominate Ron Komar as Animal Inspector, Mr. Degan seconded; APPROVED (3 – 0).

Other Admin: Ms. Cocalis states that she made some recycling stickers, (last name D – G) and that perhaps Mr. Chaput can help identify a better distribution system; he agrees to evaluate it.

The Board agrees that the Agent can carry over two days of accrued comp time to use July 2nd and 3rd. APPROVED (3 – 0).

Motion to adjourn JD, seconded, DC, (3 – 0).
ADJOURNED at 10:59pm

Respectfully submitted,
Alyssa Rusiecki
Health Agent

BOARD OF HEALTH



MEMORANDUM

To: Board of Health members
From: Alyssa Rusiecki, Health Agent (REPORT)
Date: FOR May 7, 2012 MEETING

INSPECTIONS & TASKS:

FOOD -

- **CineMagic** – Sent approval letter for lack of an outside grease trap.
- **JCJ Realty, 173 Main St** – Gas station next to old “Rom’s” building; being built, new food application submitted briefly and then taken back by applicant’s representative (Atty. Cournoyer’s office) because it was incomplete.
- **Veritas** – Pre-opening inspection, new owners.
- **Kahula’s** – follow-up inspection.
- **Sal’s & Sturbridge Seafood New Food Establishment** - Revision to application incomplete.

POOLS –

- Sent letter to **Sturbridge Heights** informing them of that pool will be NOT be allowed to be open without permit.
- Application for pool remodel received from **Travelodge, (new name Day’s Inn)**, under review.

HOUSING –

- **23 Bates Hill Rd.**, re-inspection pending.

COMPLAINT/NUISANCES –

- **181 Shepard Rd.** – Non-compliance with septic upgrade requirements, Order letter pending.
- **122 Wallace Rd.** – Spoke to owner’s husband, who indicated
- **128 Mashapaug Rd.** – Excessive trash in back yard; letter written, neighbor saw bear in area.
- **17 Gardner Rd.** – Potentially failed septic system, Order letter sent.
- **74 Stallion Hill Rd.** – Failed septic system, Order letter sent.

REGION2 & Emergency Response –

- Reg2 awaiting grant for air card funding.
- Septage pumping truck overturned on Waterworks Dr; DPW Director confirmed no threat to water source.
- Rabid raccoon bit dog; raccoon destroyed. Dog shots up to date, Animal Control officer required 45-day quarantine. PD will pay for veterinarian’s invoice this time.
- Satellite phone tested by Agent at PD.

PREVENTIVE HEALTH – Email from Trish McCleary regarding Lyme Disease awareness. Provided informative internet links, Agent will review; Board to make decision.

INTERDEPARTMENTAL REVIEWS –

- **76 South Shore Dr.** – Garage with storage (only) space above.
- **61 Bennetts Rd.** – Again, still no Board of Health requirements received, pending deed restriction language. No Building Permit should be issued.

TITLE 5 & WELLS –

- **46 Goodrich Rd., (s)** tight tank Hearing (see tonight’s agenda).
- **62 Bullough Rd. (s)** – tight tank review pending Title 5 compliance proposal.
- **11 Shepard Pl. (s)** – Upgrade installation.
- **Hyland Orchards/Pioneer Brewing, 195 – 199 Arnold Rd. (s)** – Additional perc tests to be scheduled.
- **22 Mt. Dan (w)** – Water treatment still pending with re-testing, no sign-off.
- **272 Big Alum Rd. (w)** – Water remediation & testing required.
- **77 Fiske Hill Rd. (w)** – Geothermal well application.
- **Rd.**
- **“Well”/pump pit abandonment (w)** – Town Property identified only as “near Robinson Crusoe camp” email response sent to Leslie Wong working on Open Space/Trails Committee re-iterating that if the facility is not a well, then it does not come under the well regulations of the Board of Health.
- **Various I/A & other septic documentation follow-ups, (s)** - (6 Champeaux Rd., three requests)
- **Title 5 Inspection reports (s)** – 12 Glendale; 29 Putnam; 46 – 54 Bentwood; 558 Leadmine; 32-38 Bentwood; 254 Holland Rd.; 75 Main St., 261 Holland Rd. – fails; 175 Cedar St., 307B Main St. – fails; 15 Carey Rd.; 53 South Shore Rd., 363 Leadmine Rd., 138 Shepard Rd., - more information needed; 46 Breakneck Rd., - fails; 144 Podunk Rd., more information needed.

RECYCLING CENTER/LANDFILL:

- **Landfill Engineering/Leachate** – CME billing and proposal.
- **Pump replacement (1 of 2 dual pumps)** - No longer functional, must be replaced at leachate collection tank. Obtaining quotes.
- **DEP Technical Assistant** – Report of meeting, composting & food waste projects.

ADMINISTRATION:

- **EDUCATION & MEETINGS** – Innovative & Alternative Technologies and Sand Filters, (dates TBD); MHOA quarterly meeting June 14th.
- **OFFICE SCHEDULE** - See above, vacation requested first week in September.
- **COMMUNICATION** – Working on follow-up inspections with Inspectors Woolhouse and Pollender as necessary.
- **DISTRIBUTION RECYCLING CENTER STICKERS** – Project has taken up an inordinate amount of time this year, even with Sr. workers and the Chairman’s help.
- **Comp time ruling** – Request to use last two days of comp time on July 2nd, and 3rd approved by Town Administrator, request vote of Board of Health. Office schedule, (plus one more day to use before July 1 TBD), see above.
- **Recycling Center** – timesheets and vacation documentation.
- **Intern, “Democracy Class”** – very helpful and completed project for Tight Tank documentation follow-ups. Letters provided to Board for review prior to mailing.

Pending: Minutes - March 19th and April 17th, 2012.

