

**BOARD OF HEALTH  
MEETING MINUTES**



Sutton Town Hall  
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**TOWN OF SUTTON  
FEBRUARY 24, 2015**

**Meeting Location:** Sutton Town Hall Meeting Room 1C

**Members Present:** John Silverberg, William Fredericks, Dr. Steven Rice, Diane Miller, Tammi Marois

**Staff Present:** Cheryl Rawinski, James Malley, Judy Bater

**Absent:** None

**Guest/s Present:** Ray Gauthier, Health Inspector

**Call to Order:** John Silverberg called to order the meeting of the Sutton Board of Health at 7:03 PM on February 24, 2015 in Sutton Town Hall Meeting Room 1C.

**Minutes:** The Board reviewed (3) Sets of Minutes – Motion not made – oversight.

**Department Update:** Cheryl Rawinski stated that the department has had a busy month. Judy updated the web site and participated in several on-line classes offered by Virtual Town Hall. Our Medicare revalidation is still pending. Annual reports were submitted on February 10<sup>th</sup>, 2015. The Sutton Center Country Store is in the process of being sold, Cheryl performed a preoperational inspection and everything is in order. The Blackstone Café made a request to increase their hours of operation to offer dinner. Ray Gauthier is here to answer any questions in regards to his recent food establishment inspections. Cheryl stated that Region 2 approved her grant for a new printer for her EDS. Cheryl made the board aware of the roof collapse at Edible Arrangements and this establishment is currently closed.

**Ray Gauthier, Food Establishment Inspector:** Steve Rice stated that he was very pleased with the details specified on Ray's inspection reports along with the detailed code references. Ray mentioned that he was concerned in regards to the new Market 32/Price Chopper that is currently being built. The Board of Health has not received a set of plans for this establishment, as of yet. Ray stressed the need to be aware of the location of floor drains, hand sinks, etc. and the cost of moving such items could be costly. He stated that the plan review will take at least 30 days. Ray stated that he is accustomed to receiving plans as much as 1 year in advance to avoid delays and costly changes. Steve Rice suggested we make contact with the developer. Ray also stated that the two new restaurants, Schultzy's Place and Blackstone Café both did well on their inspections. Ray stated that Blackstone needs a pad installed under the dumpster but the extensive snow has delayed compliance. Ray also stated that Blackstone National Golf Course also did very well on the last inspection.

**Local Upgrade/Variance:** None

**Revisit Discussion of House Plans for Bedroom Count:** The following situation regarding bedroom count that occurred at 219 Manchaug Road, whereas, the septic system was designed for a 4 bedroom home and installed and then ten months later the Building Department passed the house plans to the Board of Health. The house plans were for a clear 5 bedroom home. A deed restriction would not be granted for new construction. This particular situation was resolved by changing the opening to a 6' cased opening to the 5<sup>th</sup> bedroom, subsequently removing privacy. At the last meeting the Board and Jim Malley had agreed to a procedural change to include a requirement that house plans be submitted with the septic plan submittal. After Judy attempted to implement such a procedural change many questions and concerns came to light. The Board and Jim Malley agreed that the procedures in place and continued open communication between the Building Department and the Board of Health along with the Building Department pass around check list would be a sufficient bedroom count check. The alternative would pose unnecessary delays for the majority of septic plan submittals and it was determined that professional engineers and architects are not typically submitting a house plan that exceeds the bedroom count of the septic design plan and this situation is not common.

Procedure to remain unchanged.

**Old/New Business:**

**314 Boston Road:** Jim Malley stated this property has 2 Wells within 100' of a SAS. Their own well had a clean water report. The abutter's well tested to have coliform (which could come from anywhere). It retested clean. Jim called DEP, Dave Boyer who explained that a Title 5 inspector can pass the Title 5 report with a passing water test. We cannot force a Title 5 inspector to pass it. The question now is, how do we know that the Title 5 inspector did his due diligence and researched all of the wells within 100' of a SAS? Also, was a chain of custody followed for the water sample? Jim Malley is in the process of asking town council if we can or should impose a procedure whereas we have a Title 5 Inspector sign a statement stating that they have indeed located all wells within 100' of the SAS and submit green cards as proof. At this time this is just at the information gathering stage and an FYI for the Board and a possible suggestion.

**46 Colonial Road:** Jim Malley stated that in July 2014 we had a failing Title 5 due to a clogged septic system. In September 2014 a 2<sup>nd</sup> Title 5 report was submitted by a different inspector and stated needs further evaluation. Stated no evidence of sludge carry over. As per DEP, when you have conflicting reports you must get a 3<sup>rd</sup> Title 5 report from a different inspector. In this case the 3<sup>rd</sup> Title 5 report was also needs further evaluation.

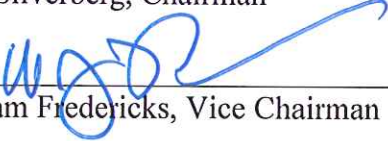
**Motion to Adjourn at 7:55 PM:** Steve Rice

Seconded: Tammi Marois

Unanimous. Approved.

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John Silverberg, Chairman



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William Fredericks, Vice Chairman

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Diane Miller, Member



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Dr. Steven Rice, Member



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Tammi Marois, Member