

THE BOARD OF HEALTH
MIXTER MUNICIPAL OFFICE BUILDING
120 PRESCOTT STREET
WEST BOYLSTON, MASSACHUSETTS 01583

July 9, 2008 Meeting Minutes

Members present: Robert Barrell, Alan Harris, Celia Hartigan, Mary-Isabel Luddy and Beverly Salate

Also Present: Gregg Corbo, Michael Kane, Julian Votruba, Brian Burke and Michael Gabpareni

Chairman Barrell convened the meeting at 7:00 p.m.

Greg Corbo of Kopelman and Paine Re: Sewer Connection Notices Attorney Corbo came before the Board to discuss how to proceed with sewer connection violators. Attorney Corbo suggested that we split those who received enforcement order letters into three groups as follows:

1. Those who have begun the process but not yet connected.
2. Those requesting extensions or special dispensation.
3. Those who have done nothing.

Some of those who received notification will be telephoned to get a status update as they began the process after receipt of the notice.

Attorney Corbo explained how the court proceedings would take place. He suggested taking as many residents to court at the same time as possible. The Board asked which court would be handling this action to which Attorney Corbo responded, Superior Court. Upon motion of Mrs. Hartigan and second of Dr. Harris it was unanimously voted to move forward with the court process for the residents who have made no progress connecting.

A letter from Attorney Russell P. Schwartz requesting a 120 day extension for connection to the sewer for 55 Goodale Street was acted upon with a motion of Mrs. Hartigan and second of Dr. Harris it was unanimously voted to grant the 120 day extension, beginning with the date of the extension request, June 4, 2008. The property is part of legal action that will include the connection to the sewer.

Attorney Corbo informed the Board that the next step is to inform the Selectmen of the plan and the associated costs.

When asked if the Board should add more residents to the court list Attorney Corbo said no. We are already over a month into the process and should continue moving forward with these ten. The Board will continue to prepare the next list for submission to Kopelman and Paige.

Building Permit for 22 Heritage Lane Discussion Mr. Julian Votruba, Mr. Michael Gabpareni and Mr. Brian Burke came before the Board to discuss the Building Permit for an addition at 22 Heritage Lane. There were questions concerning the location of the distribution box and the proposed addition. After reviewing the plans, Mrs. Luddy said that the concern is that the D box not be disturbed. Further, in the future if a Title 5 inspection is required, access to the tank cover will be necessary and warned and vehicles should not drive over any component of the septic system.

Mrs. Luddy will contact Building Inspector Brodeur and explain the Board's decision.

Building Permit for 11 Raymond Huntington Highway The Board reviewed the building permit application and the original house plans for 11 Raymond Huntington Highway. Title 5 was reviewed to determine the calculation for number of bedrooms in a house with more than nine rooms total. The count including the addition would be five bedrooms. The septic system is a four bedroom system. For this reason the building permit was not approved.

Meeting Minutes Upon motion of Mrs. Luddy and second of Mrs. Hartigan it was unanimously voted to approve the minutes of the June 25, 2008 Board of Health meeting.

Building Permit for 67 West Boylston Street, A.J.'s Pizza The plans for the kitchen and bathroom at A.J.'s Pizza were reviewed. The plans were fine and the Building Permit was signed.

Reservoir Motor Lodge Comprehensive Inspection Results The Board reviewed and discussed the Comprehensive Inspection Report prepared by Mark Fournier of Comprehensive Public Housing Inspections on June 16, 2008. Mr. Fournier's comments included violations identified room by room. He also states that there was nothing found that would warrant condemnation. Mr. Fournier is working with the Motor Inn management on implementing an in-house policy which will allow all residents to report in writing any substandard conditions which may be present in their rooms, by signing a statement of apartment condition each time they pay their rent. All such statements will be kept on file along with action taken by management to address any and all complaints in a timely manner.

Wachusett Earth Day, Inc. Discussion Various documents from Building Inspector Mark Brodeur regarding Wachusett Earth Day, Inc. were discussed. This is a hazardous waste facility and Mr. Brodeur feels it is inappropriate and should not be allowed. The site does not meet West Boylston Zoning requirements of single family dwellings. The Board will continue to follow the progress of the project and the issues.

DEP Drinking Water Program Contact List A document requesting emergency contacts from the Board of Health for the Mass DEP Drinking Water Program was discussed. It was decided that all members of the Board would be supplied as contacts.

Thank You Letter to Dick Chapman Mrs. Hartigan will prepare a thank you letter for former member Dick Chapman.

With no further business to come before the Board and upon motion of Dr. Harris and second of Mrs. Luddy, it was unanimously voted to adjourn at 9:15 p.m.

Barbara A. Mard

Robert J. Barrell, MPA Chairman
N. Alan Harris, MD, MPH, Vice Chairman
Celia F. Hartigan, RN, MPH
Mary-Elizabeth Luddy, RS
Beverly A. Salate RN, BSN