



2014 OCT 21 AM 9:11
Meeting Minutes
September 8, 2014

Members Present: Pamela Papineau, *Chair*; Mary Spinner, *Clerk*; Heather Hasz, *Member*; Jane Morriss, *Administrative Assistant*

Call to Order: 5:30 pm

Public Hearing: Vitasoy:

- The public hearing was convened to review Vitasoy USA's application for a special permit under the Ayer BOH Aquifer Protection District Health Regulations for its Waste Water Treatment System Upgrade Phase II.
- Representatives from Vitasoy USA included: Director of Supply Chain Bill Russell, Engineering Manager Peter M. Breed, President of Biowater Technology Laura R. Marcolini, PE; and Biowater Technology Project Manager Peter. D. Boyle, PE.
- Materials Present: -- a site plan; and various maps including: site, zoning, Area of Critical and Environmental Concern (ACEC) and 2008 Priority Habitat of Rare Species; and Zone II Delineation map of 1999.
 - a spill, slug control and countermeasure plan including a complete listing of chemicals, pesticides, herbicides, fertilizers, fuels, and other potentially hazardous materials that will be used and stored on the premises; and
 - a hazardous materials management plan filed with the Hazardous Materials Coordinator, Fire Chief, and Board of Health.
- The Public Hearing was well attended by abutters who asked many questions. Mitigation of the odor associated with the discharge of waste was of greatest concern to them. They also wanted assurance that Vitasoy would respond in a timely manner to their complaints about odor, noise, leakage, or any other issues that might arise. Vitasoy USA assured the BOH that there now are, and will be, two people present, per shift, to respond to calls. DPW Superintendent Mark Wetzel said he supports the new plan Vitasoy's new management team has submitted.
- The BOH asked that Vitasoy USA update its list of hazardous materials on a regular basis.
- Action: H. Hasz made the motion to approve the special permit requested by Vitasoy USA with the understanding that Vitasoy USA would respond to any comments filed by the Ayer Planning Board within the 35-days. M. Spinner 2nd, **A 3/0**.
- The hearing closed at 6:15 pm.

5 Whitcomb Ave. request for opinion on need for special permit (per aquifer protection district health regulation).

- Materials present: Letter from Dan Papineau dated September 4, 2014 requesting BOH determination.
- BOH Chairman P. Papineau recused herself from the discussion.
- After reviewing the plans for a 10 X 12 ramada to be constructed over an existing patio, H. Hasz made a motion that no special permit is needed for the planned construction at 5 Whitcomb Ave. M. Spinner 2nd. **A 2/0**
- J. Morriss will write letter to D. Papineau, over M. Spinner's signature, affirming the Board's decision, with a copy going to Ayer Building Commissioner G.Vellante.

Transfer Station:

Continuing review of draft regulations for trash haulers:

Materials Present: Clean draft copy of Ayer Board of Health Solid Waste Hauler Regulations

After a review, with DPW Superintendent M. Wetzel participating, the members of the Board decided that the regulations should be given to B. Braley for her review, then to the DEP and after that, town counsel. M. Spinner vehemently disagreed about the need for Town Counsel review. This discussion was then continued until the next meeting, with Bridgette Braley invited to participate.

Continuing review of BOH role in setting Transfer Station fees:

Following a short discussion H. Hasz made a motion to transfer the role of establishing Transfer Station fees from the BOH to the appropriate governing body within the Town of Ayer, effective immediately. After some discussion, P. Papineau made a motion to amend it to read: The Board of Health no longer intends to continue to be the agent for setting transfer station fees, as of today. H Hasz made the motion to accept the amended motion, with P. Papineau 2nd. **A 2/1**, with M. Spinner casting the descending vote. P. Papineau agreed to write a letter to the Town Administrator informing him of the decision.

Continuing discussion of BOH role in bulk tag sales:

- This is now a moot point. BOH is no longer involved in this activity.

Status of bulk tag receipts held by BOH:

- Following a short discussion, the Board agreed that the bulk tag recedipts could be discarded as they do not meet the criteria of documents that need to be kept on file. The Board has bulk tag receipts dating back to 1966.

H. Hasz left at 7:15 p.m.

Business tabled until next meeting:

- Animal Inspector: Outreach to public regarding rabies vaccine requirements
- Revisions to Animal Inspector job description
- Administrative Matters
- Minutes of July 28, 2014 meeting corrected by Clerk M. Spinner will be on agenda for September 22, 2014 meeting.

Adjourn: M. Spinner motioned to adjourn at 7:50 pm; P. Papineau 2nd, **A 2/0**



Pamela Papineau, *Chair*

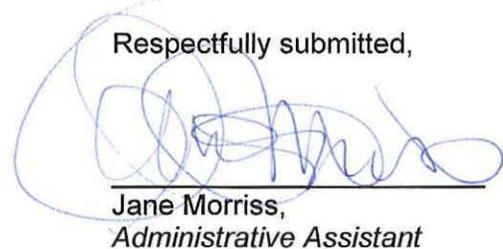


Mary Spinner, *Clerk*



Heather Hasz, *Member*

Respectfully submitted,



Jane Morriss,
Administrative Assistant