

**TOWN OF AYER BOARD OF HEALTH**  
**Meeting Minutes of May 1, 2017**



Chair Mary Spinner called the meeting to order at 5:33 pm.

Members present included: *Chair Mary Spinner, Member Pamela Papineau, Clerk Patricia Peters and Administrative Assistant Jane Morriss.*

**Also attending, from Nasoya:** John Wareham, operation consultant; Niel Middleton, production manager; Laura Marcolini, Laura Marcolini & Associates; Thomas Perry, COO Nasoya; Elvin Moquete, engineering project manager; Brian Kim, Nasoya director of operations. **Residents:** Hilary Osmer and Don Osmer, 1 Mulberry Circle; Ruth Rhonemus, 8 Oak Street. Representing 41 E. Main Street: Mark S. Saydah, owner; Robert Olivia, engineer with David E. Ross Associates.

Meeting recorded by APAC

PUBLIC INPUT: None.

NABOH MATERIAL (B. BRALEY):

**Nasoya:** Don Osmer of 1 Mulberry Circle reported he, his family, and his neighbors were frustrated with the recent return of noxious odors emanating from Nasoya—odors that have been recurring since 2008. He asked the Board what actions it was going to take. M. Spinner read B. Braley's letter dated April 26, 2017, addressed to Ross Gatta of Nasoya USA, documenting that the BOH had received numerous odor complaints of a "strong sulfur/sewage odor" beginning on April 19, 2017, which have been verified by herself and numerous others. In the letter, she stated: "the odors are a violation of 310 CMR 7.09: U Dust, Odor, Construction, and Demolition," and recommended that Nasoya attend the May 1 BOH meeting to present their plans to mitigate the odor problem. Nasoya Chief Operating Officer Thomas Perry said Nasoya has installed the largest tofu-making machine in the world in its Ayer plant and the installation created some issues that took Nasoya a few days to get under control. He said the Nasoya team is working aggressively to alleviate the problem and that they will be meeting with Ayer DPW Superintendent Mark Wetzel on Friday, May 5, at which time Nasoya will ask to increase their permitted water allotment. P. Papineau made a motion to have B. Braley issue a 30-day order to correct conditions to Nasoya; P. Peters, 2<sup>nd</sup>; and the Board voted in favor. **3/0 A\***

41 E. MAIN STREET: Telling developer Mark S. Saydah, and engineer Robert E. Oliva of David E. Ross Associates, that changes to the plans for 41 E Main Street will necessitate a public hearing under the Aquifer Protection Health Regulation, the Board scheduled a public hearing to convene at 5:30 pm, May 22.

REVIEW OF MINUTES FOR April 10, 2017:

P. Papineau made a motion to approve the minutes covering the April 10 meeting, with corrections, and P. Peters 2<sup>nd</sup>. The Board voted unanimously to approve the minutes, as corrected. **3/0 A**

REORGANIZATION OF THE BOARD:

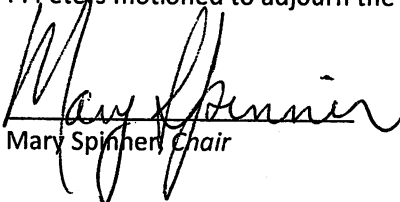
- M. Spinner nominated P. Papineau as chair, and P. Peters 2<sup>nd</sup>. The board voted in favor. **3/0 A\***
- P. Papineau nominated M. Spinner as clerk, and P. Peters 2<sup>nd</sup>. The Board voted in favor. **3/0 A\***

NEW CANNABIS LAWS:

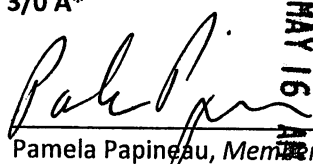
The Board discussed sending a directive to state reps and senators regarding the new recreational cannabis laws, but after deliberating, decided to wait until the State takes definitive action.

ADJOURN:

P. Peters motioned to adjourn the meeting at 8:05 pm, and M. Spinner 2<sup>nd</sup>. **3/0 A\***

  
Mary Spinner, Chair

  
Patricia Peters, Clerk

  
Pamela Papineau, Member

2017 MAY 16 AM 9:59

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*\*P. Papineau had not been sworn in by the Town Clerk at the time of this meeting.*