

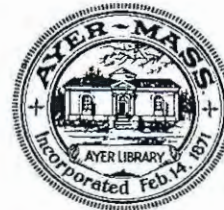
**TOWN OF AYER BOARD OF HEALTH
Public Hearing Minutes of June 12, 2017**

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

Also attending: abutters Ruth Rhonemus, Todd Johnson;

Project Manager Robert Olivia (substituting for Neil Gorman), representing David E. Ross Associates; and Mark W. Saydah, applicant.

Meeting recorded by APAC



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PUBLIC HEARING CONTINUED FROM MAY 22, & MAY 30, 2017:

TO CONSIDER A REQUEST FOR A SPECIAL PERMIT FOR A PROPOSED DEVELOPMENT OF 41 E. MAIN STREET, BROUGHT BY APPLICANT MARK W. SAYDAH, UNDER THE AYER BOARD OF HEALTH AQUIFER PROTECTION DISTRICT REGULATION.

The continuation of the public hearing was opened at 5:30 p.m. by Chair P. Papineau

BOARD COMMENTARY:

P. Papineau reminded the Board, and the neighbors attending the meeting, that protecting the aquifer was the only issue being considered by the Board of Health. She urged the neighbors to bring up other concerns, such as parking, building design, and line-of-sight issues with the Planning Board.

As requested at the last meeting, R. Olivia provided drainage calculations using an assumption that 12 cars were parked on the driveway during a 100-year storm event. The results showed that the mitigation plan would keep the stormwater on-site. DPW Superintendent M. Wetzel reviewed the documentation and verified that the plan meets the Massachusetts Stormwater Management Standards. Resident Todd Johnson voiced concerns over the building density on the site. He said he tried to read about the stormwater mitigation system on-line, but the URLs he was given linking to the University of New Hampshire website were all "broken."

MOTION TO APPROVE PERMIT:

M. Spinner made a motion to grant a special permit to Mark Saydah for his development of 41 E. Main Street pursuant to the Ayer Board of Health Aquifer Protection District Regulation adopted May 24, 2000, and amended October 11, 2000, Section C. 6. P. Peters 2nd, and the Board voted unanimously to grant. **3/0 A**

P. Papineau then reviewed the conditions of the special permit, reminding the applicant that the operating and maintenance plan dated May 30, 2017, will be filed along with the deed, at the Registry of Deeds. The property will be inspected by the building inspector during construction to make certain the installation of the mitigation system is consistent with the accepted plan.

J. Morriss was also asked to notify the Planning Board of the BOH action to grant the special permit.

NABOH MATERIAL (B. BRALEY):

- **NASOYA ORDER TO CORRECT:** As agreed, NASOYA submitted its plans to correct the recent reoccurrence of odors, a copy of which is filed with these minutes.
- **BLIGH STREET COMPLAINTS:** It appears that the house on Bligh Street has been sold, and the new owners will be taking over the property and addressing the issues.
- **Food inspections completed for The Cottage, Ayer High School, Page Hilltop School, Lazy Mary's, and Dan's.** A food permit was issued to Slush King II.

REVIEW OF MINUTES:

M. Spinner made a motion to approve the minutes of May 15, pending corrections; P. Peters 2nd. 3/0A

OLD BUSINESS:

Cannabis Laws: Although there is nothing new at the State level, the Board instructed J. Morriss to keep this item on future agendas.

NEW BUSINESS: HB 1112: The Board agreed to send letters to the State House of Representatives and Senate "vehemently opposing" HB 1112, which would allow developers to override local ordinances to build affordable housing units.

The Board signed a letter by Mass Associated Boards of Health, asking for the House Speaker's support of HB 2864, which proposes raising the legal smoking age from 18 to 21, and prohibiting e-cigarettes anywhere smoking is prohibited, and prohibiting the sale of cigarettes in health-related businesses such as drug stores, etc.

Water quality at Page Hilltop: P. Papineau followed up with M. Wetzel regarding the discovery of lead in the drinking water at Page Hilltop School. He told her that approx. 100 locations at the school were monitored, and a little over 60 percent met the action limit for lead concentration. M. Wetzel as the piping is new, Mark believes it's a problem with the fixtures, which will be replaced over the summer. The high school was not affected.

Gypsy Moth Caterpillars: P. Papineau wanted people to be aware of the resurgent problem of gypsy moths this year which can cause allergic reactions in some people. In other insect news, the Lone Star Tick has been sighted in Massachusetts, and Lyme disease continues to rise in the Commonwealth. People were urged to call their doctors if they get a tick bite.

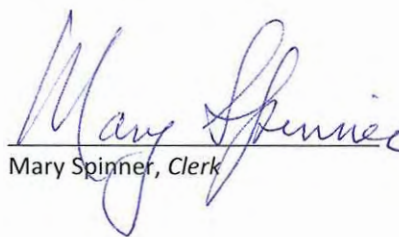
Bills: The Board approved and signed an invoice to pay \$152.96 for Nashoba Valley Voice for a classified notice of the public hearing; and the First Quarter 2018 invoice for NABOH nursing totaling \$6677.77 (nursing service \$2092.49, and Environmental Service for \$4585.28), and an invoice from the Massachusetts Association of Health Boards for \$150 to cover our FY 2018 membership. They also signed the notification of a 2 percent pay increase for J. Morriss.

Administrative Updates: J. Morriss reviewed the protocol she will follow when requests for special permits are presented to her. She also asked if it would be appropriate for the Board to investigate how Ayer is addressing the opioid crisis. M. Spinner offered to ask NABOH Director J. Garreffi about what they are doing, and if they are going after any grants. P. Papineau asked about the availability of resources to help addicts and their families. P. Peters said she attended a program in Shirley last year and will ask its organizers about how they went about organizing their program. J. Morriss was asked to add the item it to the June 26 agenda.

ADJOURN:

M. Spinner motioned to adjourn the meeting at 7:20 pm, and P. Peters 2nd. 3/0 A


Pam Papineau, Chair


Mary Spinner, Clerk


Patricia Peters, Member