

Call to order 5:00pm

Members present: Margaret Kidder, Chair, Mary Spinner, Clerk  
Marilyn McMillan, Member – Not present

Also present: Michelle Carlisle, Administrative Assistant

- Joan Hamlett and DJ Wilson from the Tobacco Alliance – re: upcoming public hearing.
  - M. Kidder asked for info. on DJ Wilson for the public hearing.
  - DJ explained state law and what local cities and towns can do above and beyond that if they want.
  - M. Kidder asked if this will include schools. DJ – state law already covers schools.
  - M. Kidder asked if the current law includes sidewalks around the schools, if not, should this new regulation. DJ – currently doesn't include sidewalks. If it isn't an issue now, DJ suggested to leave it alone.
  - M. Kidder asked that we have a sign-in sheet for people to speak at the public hearing.
  - M. Kidder and M. Spinner would like to add municipal owned vehicles to this new regulation even though they are already covered by state law.
  - Joan asked if the board would like to include sidewalks around the police and fire stations in this new regulation.
  - Joan suggested 1/22/10 as a deadline for the open comment period.
  - M. Kidder asked what will the board use as a criteria for canceling the 1/11/10 public hearing due to bad weather. Suggested if schools are closed. Discuss at 12/28/10 mtg.
  - M. Spinner stated she doesn't want to start regulating sidewalks.
  - M. Kidder asked what other towns are doing re: sidewalks. Joan – most don't regulate the sidewalks.
  - DJ suggested using "buffer zones".
  - M. Kidder and M. Spinner stated that the discussion re: sidewalks will take place at their next meeting – 12/28/09.
  - Joan offered "no smoking" stickers for municipal owned vehicles.
  - Joan asked if there has been any feedback from the public hearing notice that was in the paper other than the usual. M. Spinner – some, nothing unusual.
  - Board thanked Joan and DJ for coming in.
- Minutes approval – 11/23/09
  - **Mary Spinner motioned to approve minutes from 11/23/09, M. Kidder 2<sup>nd</sup>, A 2/0.**
- Mail reviewed.
- M. Kidder asked if paving was part of the Special Permit granted by this board to Roger Kinnaird. M. Carlisle to pull the info. and check.
- M. Kidder- was this board involved in the first building Roger Kinnaird did? M. Carlisle to check.
- Nashoba Associated Boards of Health – Bridgette Braley, Health Agent – material review
  - 63 E. Main Street – trash is getting worse. B. Braley sent a violation letter. M. Carlisle to ask Gabe Vellante, Zoning Enforcement Officer/Building Inspector, if there is anything he can do.
  - Vote for 85 Fitchburg Rd.
    - **M. Spinner motioned to approve a septic re-inspection at 85 Fitchburg Rd. in 6 months, M. Kidder 2<sup>nd</sup>, A 2/0.**

*Mary Spinner - 12/28/09*  
*Margaret Kidder 12/28/09*

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- Bert Gibson – resident, appeared before the board with concerns re: the ventilation system in the High School gym and locker rooms. He spoke with M. Carlisle who passed his concern to B. Braley. B. Braley spoke with Don Parker, Middle/High School Principal, who stated everything was being repaired. Bert stated that major exhaust fans throughout the building are not working. There is heavy dust residue in the gym.
- Bert would like to take a BOH member to the school at 3:00pm tomorrow to show them the problems.
- M. Spinner stated B. Braley spoke with Don Parker, but never went to the school for a site visit.
- M. Kidder and M. Spinner stated that B. Braley must go to the school and this board will make it a top priority.
- Bert stated that the only thing that is working properly is the heat exchange – not the exhaust fan. Four major exhaust fans in the cafeteria are not working either.
- M. Spinner presented an invoice from Fire Chief Pedrazzi for the EMT's who worked the H1N1 Clinic on December 1<sup>st</sup>.
- Miscellaneous –
  - M. Carlisle vacation request, 12/29 – 12/31, approved. But, M. Carlisle will attend the 12/28/09 board meeting.
  - Clean-up of foreclosed property. M. Spinner stated that a realtor for the foreclosed property at 5 Pearl St. stated that most towns are now cleaning up these properties and then putting a lien on the property for the cost of the clean-up.
  - Fees for transfer station. M. Spinner stated that J.P. Routhier has increased the fees to dispose of truck tires by a large amount.
- **M. Spinner motioned to adjourn, M. Kidder<sup>2nd</sup>, A2/0.**

Meeting adjourned at 6:00pm.