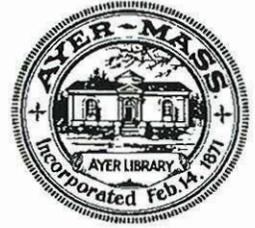


**TOWN OF AYER BOARD OF HEALTH  
Meeting Minutes of July 27, 2015**

Meeting called to order at 5:30 pm

Members present included: *Chair* Heather Hasz, *Clerk* Mary Spinner, *Member* Pamela Papineau, and *Administrative Assistant* Jane Morriss



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**VITASOY USA FOLLOW-UP DISCUSSION REGARDING ODOR ISSUE PROCESSES:** Representatives from Vitasoy USA attending this meeting included President & CEO Walt Riglian, Production Manager Niel Middleton, Project Engineer Elvin O. Moquette, and Human Resources Director Annemarie Abdo. The President of Biowater Technology Laura R. Marcolini was also in attendance. Vitasoy provided the Board with a printed synopsis of steps it is taking to remedy the breach in the community's confidence that they intend to be a good neighbor. The list covered plans for improving communications and visibility, enumerated system upgrades that have already been completed and detailed those that will soon be completed, as well as promises to better monitor the parking lot during shift changes and breaks to address neighbors' complaints about noise. In response to the Board's request, Vitasoy has set up a "hotline" that is available 24/7 (978-757-0109) along with a "phone-tree." Vitasoy pledged to keep in closer contact with Health Agent B. Braley. (The synopsis is appended to these minutes and has been put in its file.) Vitasoy said The Board asked that Vitasoy return in September to continue this discussion. Resident Don Osmer said he has not smelled anything since last Thursday (July 23<sup>rd</sup>).

**WOK N. ROLL CODE VIOLATIONS:** Owner Heng Teng Lin came before the BOH following the discovery of 9 significant code violations during an inspection on July 7 repeating a pattern of violations spanning the past 5 – 6 years. He was told that the BOH will be inspecting his restaurant weekly and if things do not improve, we would close his business. The Board also asked that Wok N. Roll have two people on-site who are certified food safety managers. He said that he and another employee are certified. The Board said he would need to show Health Agent B. Braley written evidence of these certifications by Mon., Aug. 3. In the event he does not have a certified employee (and assuming that he, himself is certified), he is required to show that at least one of his employees is registered to take the certification class within the next 30 days. Due to some language difficulty, members were concerned about his comprehension of the Board's concerns, so Chair H. Hasz said she would follow up with a letter enumerating the Board's conditions.

**NABOH MATERIAL:** Included temporary food permits for John's La Din and Shaker Hills, five Wok N. Roll inspections, request for BH review of Calco, LLC, application for special permit; a negative rabies test result, and a permit to operate a pool at 24 Harvard Road. J. Morriss was asked to follow up with owner regarding status of 31 Willow Road project.

**PROPOSED CHANGES TO NUISANCE BYLAW (DISCUSSION):** Chair H. Hasz asked members to put together thoughts about the BOS materials by Monday and H. Hasz will be writing a memo to the BOS. M. Spinner said she thought the Framingham bylaw was an example of "government over-reach." P. Papineau and M. Spinner said they thought the language was "too subjective." M. Spinner said she thinks the number one problem is the lack of a full-time building inspector; H. Hasz said she thinks the biggest problem is lack of enforcement.

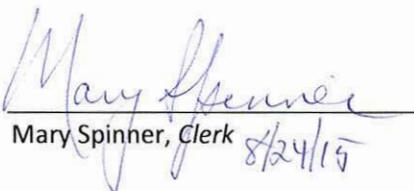
**REPORT ON NABOH EXECUTIVE MEETING—UPDATE: (M. Spinner)** NABOH joined the state pension fund many years ago—employees pay a percentage into the fund and the state funds the remainder. Recently, employees started to retire and NABOH received a huge bill. When they inquired of the state they were informed they are only a "quasi" state agency. A decision date is scheduled for November. In the meantime, money is being set aside for prospective future payment.

**REVIEW OF MINUTES FROM JULY 13 MEETING:** Was postponed until the next BOH meeting.

**ADMINISTRATIVE MATTERS: mail review** included communications from Ramboll Environ, Mosquito control, the DEP about a sanitary survey performed on Devens, a letter from the pro-tobacco Coalition for Responsible Retailing, and a notice about an insurance loss at 53 Grove Street. **Miscellaneous:** J. Morriss was asked to get warranties and operating instructions for new copier-printer-scanner-fax machine. **Action items:** 2 sets of minutes will be reviewed at next meeting; update trash hauler list to include Fiore and Cressio; Contact owner of 31 Willow Road to inquire about project. The August 10 meeting may be cancelled.

**ADJOURN:** H. Hasz made a motion to adjourn the meeting at 6:40 p.m. with a 2<sup>nd</sup> from M. Spinner. **A 3/0**

  
Heather Hasz, Chair

  
Mary Spinner, Clerk 8/24/15

  
Pamela Papineau, Member