

**TOWN OF AYER BOARD OF HEALTH
Meeting Minutes of September 28, 2015**



Meeting called to order at 5:34 pm. Members present included: *Chair* Heather Hasz, *Clerk* Mary Spinner, *Member* Pamela Papineau, and *Administrative Assistant* Jane Morriss

PUBLIC HEARING: SPECIAL PERMIT REQUEST, 31 WILLOW ROAD: Clerk M. Spinner read the announcement published in the September 11 & 18, 2015 editions of the Ayer Public Spirit. Douglas E. Miller, P.E., with Goldsmith, Prest & Ringwall, Inc. presented a plan to expand the commercial development at 31 Willow Road on behalf of Peter Central, LLC, (Associated Environmental Systems Inc.). This would comply with BOH Aquifer Protection District Health Regulations requiring a special permit for a project located within a Zone II Aquifer Protection District. Although the new plans indicate that the impervious area on the lot will be increased from 20 to 48 percent, runoff from the entire lot will be directed to the recharge area, thus increasing recharge of the aquifer. M. Spinner asked if they were leasing the property at 31 Willow Road. When the engineer said it was owned by the applicant, she asked about Seven Point of Massachusetts, Inc., a new marijuana cultivation facility proposed for 31 Willow Road that was recently brought before the BOS. The engineer said the applicant for that project had the wrong address: that project was being proposed for the building next door, closer to the railroad tracks. Satisfied the proposed development of the site would protect and adequately recharge the aquifer, the Board voted to approve the application for a special permit, with Clerk M. Spinner making the motion and Member P. Papineau 2nd. **A3/0**

BUILDING PERMIT REQUEST: 141 SNAKE HILL ROAD: Following Health Agent B. Braley recommendation, Chris Valentine appeared before the Board to explain his request for permission to delay tying into the public sewer system until the end of the construction of a substantial addition to his house. He told the board the requirement to tie into the public system before beginning the project would add \$3,000 to the cost of the project. The Board said it needed "assurances" that the house would be tied into the public sewer upon completion of the project. The Board then asked the applicant to come back with a coherent written project sequence that included documentation of the various permits involved, and specific information about how long a plumbing permit remains valid. Mr. Valentine agreed to this request and will return for a follow-up discussion.

OPERATIONAL OVERVIEW AND UPDATE: VITASOY—USA: President & CEO Walt Riglian, Production Manager Neil Middleton, and Project Engineer Elvin O. Moquete came before the Board to provide an update to the July 27 when Vitasoy provided the Board with a printed synopsis of steps it is taking to remedy the breach in the community's confidence—an indication they were taking seriously the Board's demand to be a better neighbor. Since that meeting, Vitasoy has demonstrated its continuing commitment to being more proactive. Vitasoy provided the Board with a written synopsis of its actions which are appended to these minutes. Although they have had some issues since things came to a head this summer, the Board said it was appreciative of the efforts Vitasoy has made to get out ahead of the issues, installing new equipment, changing procedures, and taking the initiative to keep the lines of communication open with the town, their neighbors, and Health Agent B. Braley. The Board requested that Vitasoy come back after the first of the year in order to ensure the lines of communication remain open. The Board also agreed to post the written synopsis of Vitasoy's actions on the BOH website.

PERMIT REQUEST (CHICKENS) 4 MOORE DRIVE: The Board approved a request by Julie Bergquist for a permit to keep 10 chickens with Member P. Papineau making the motion with a 2nd from Clerk M. Spinner. **A3/0**

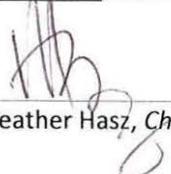
NABOH MATERIAL (B. BRALEY): Several bi-annual inspections were conducted. Plans for 113 Groton School Road were reviewed and a request to review plans for a Class II Motor Vehicle Dealership License at 179 West Main Street were received.

REVIEW OF SEPTEMBER 14 MINUTES: Clerk M. Spinner moved to approve the minutes and Member P. Papineau 2nd. **A3/0**

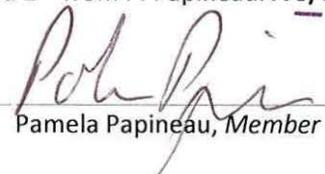
ADMINISTRATIVE MATTERS: mail review: Responding to an e-mail request from Laurie Nehring on behalf of PACE concerning odors coming from the nail salon on Main Street, the Board agreed it has no oversight or authority in the matter. Chairman H. Hasz said she would respond to the e-mail with copies to B. Braley and the Building Inspector Gabe Vallente. **Miscellaneous:** The Board agreed that the latest draft of the proposed Nuisance Bylaw continues to be too subjective and the problems it seeks to address would be more effectively managed with a full-time building inspector. ● In spite of the "bank takeover" of 48 Washington Street, the trash has yet to be cleaned up.

Action Items: The Board agreed to look over the new laws regulating the sale of e-cigarettes. They also agreed that they want to wait before deciding what actions it might—or might not take to update the town regulations. **Future Agenda Items:** Clerk M. Spinner will report on NABOH executive board meeting at the October 5 BOH meeting.

ADJOURN: Clerk M. Spinner made a motion to adjourn the meeting at 7:10 p.m. with a 2nd from P. Papineau. **A 3/0**


Heather Hasz, *Chair*


Mary Spinner, *Clerk*


Pamela Papineau, *Member*

RECEIVED
TOWN CLERK
OWN CLERK
SEP 29 6 10:10
M. Papineau