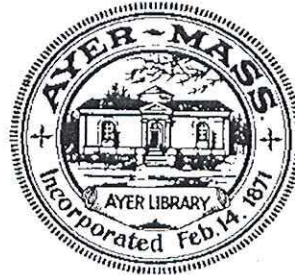


**TOWN OF AYER BOARD OF HEALTH
Meeting Minutes of September 12, 2016**



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Meeting called to order at 5:30 pm.

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

Also in attendance: Zoning Enforcement Officer and Assistant Building Inspector Charles Shultz

PUBLIC INPUT: None.

DECISION TO RE-ARRANGE AGENDA:

The Board agreed to move the Discussion about 41 E. Main Street to the top of the Agenda.

41 E. MAIN STREET: DISCUSSION WITH ZONING ENFORCEMENT OFFICER CHARLES SHULTZ:

C. Shultz shared a number of concerns about the plans presented by the applicant Mark W. Saydah including the following: There is no maintenance plan identifying who has the responsibility for maintaining the site. On-going maintenance of the rain garden and the recharge trenches that run along the sides of the units were of special concern. There is no mention of forming a condo association, or who has responsibility for keeping up the property if all the units do not sell. The recharge trenches themselves violate the building code. The plans show sewer and gas lines running under the rain garden which is not consistent with regulations. Is there any margin for error? Or is this lot overdesigned? In the event the Board approves the plan, Mr. Shultz urged the Board to require the applicant to provide a bond to protect the Town of Ayer from liability associated with keeping up the property. As far as the sequence of events leading up to the granting of a building permit, the first hurdle the applicant needs to clear is to get a special permit to build in the aquifer protection zone. Based on input from Carly Antonellis, and a deeper understanding of the permitting process provided by C. Shultz, the Board agreed not to pursue a joint public hearing with the Zoning Board of Appeals.

SETTING THE DATE FOR THE PUBLIC HEARING:

The Board agreed to hold a Public Hearing to commence at 5:45 p.m. Monday, October 3, and instructed J. Morriss to publish two notices in the *Nashoba Valley Voice*, to provide the applicant with the wording for the certified mail to be sent to the abutters, and to do all the preliminary work that needs to be done to get ready to hold a Public Hearing. They also asked her to e-mail Mark Wetzel's comments to the applicant, and to request that he speak with Mark Wetzel and Charles Shultz prior to the public hearing.

REVIEW OF MINUTES FROM AUGUST 22: P. Papineau motioned to accept the minutes from the August 22 meeting, and P. Peters seconded. The Board voted unanimously to accept the minutes. **A 3/0**

NABOH:

M. Spinner spoke with B. Braley, who indicated that we can expect to see a flurry of food permits in the near future, as this is the time of year that they are renewed. The recent rodent problem in the vicinity of West Main and Shirley Streets seems to be resolved. In addition, there were three animal bite incidents reported.

ADMINISTRATIVE MATTERS:

J. Morriss reported that Seven out of 12 Trash Hauler Companies have turned in their biannual reports. She has mailed out reminders to the five companies that have not responded.

ADJOURN: P. Papineau motioned to adjourn the meeting at 7:30 pm with P. Peters 2nd. **A 3/0**

Mary Spinner
Mary Spinner, Chair

Patricia Peters
Patricia Peters, Clerk

Pamela Papineau
Pamela Papineau, Member