

TOWN OF AYER BOARD OF HEALTH

Meeting Minutes of February 27, 2017

The February 13, 2017, BOH meeting was cancelled due to the weather

Meeting called to order at 5:30 pm.

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

Meeting recorded by APAC



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TOWN OF AYER
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PUBLIC INPUT: None.

NABOH MATERIAL (B. BRALEY):

1) McNiff Update: M. Spinner reported that the house and outbuildings at 66 Westford Road have been taken down and the debris has been cleaned up. The owner was allowed to remove his personal property before demolition began. She reported that the Town Administrator estimated it will be a year before everything is resolved, and the town may be required to get a 21E permit under the Massachusetts Oil and Hazardous Material Release Act before it is finished. M. Spinner also read from a memorandum dated January 25, 2017, from B. Braley. It summarized the current status of the rodent infestation at 66 Westford Road, and chronicled her observations during an inspection that day by Mike Gaumont, from Modern Pest Control, and Charlie Shultz, the Ayer Building Inspector. A copy of the memorandum is being filed with these minutes. **2) 38 E. Main Street Housing Update:** The house, which has three or four apartments, is currently vacant following an order to correct lead violations. **3) Routine Inspections, Etc.:** B Braley also completed a routine inspection at Epic. She issued a permit to operate a food service establishment to Gordon (Chuck) King. She completed two transmittal forms that came from the Planning Board: One concerning 8 lots on Snake Hill & Littleton Roads, and the second, an ANR on Wright Road. She completed two transmittals from the Board of Selectmen: One concerning the transfer of All Alcohol Liquor License from New England Flatbread and Ale Company to the new owner, on which she noted that the applicant will need to apply for a Board of Health Permit. The second, a "pole petition" made by National Grid. B. Braley also reviewed an application from Mark Saydah made to the ZBA seeking a variance regarding parking at 41 E. Main Street. B. Braley noted that the applicant will need to return to the BOH if there are any significant changes to the plans. M. Spinner reported that the applicant withdrew this application during the ZBA Public Hearing February 15.

REVIEW OF MINUTES FOR JANUARY 23:

P. Papineau made a motion to approve the minutes covering the January 23 meeting, and P. Peters 2nd. The Board voted unanimously to approve the minutes. A 3/0

NEW BUSINESS: PRELIMINARY DISCUSSION: PROS & CONS OF ENACTING MARIJUANA REGULATIONS FOR AYER:


Before initiating the discussion, M. Spinner distributed copies of the November election ballot which spelled out The Regulation and Taxation of Marijuana Act. It became legal for adults living in Massachusetts to possess and use marijuana on December 15, 2016. Retail stores will be permitted to sell marijuana on July 1, 2018. If the town should decide that it would be advantageous for it to enact local laws controlling and/or taxing the sale of marijuana, time is short. Medical marijuana falls under the purview of the State Board of Health, but it is the State Treasurer who is charged with implementing the new state law legalizing recreational marijuana. Ayer could tax marijuana sales up to 2 percent. It might behoove the town to have some kind of overlay district like Westford. M. Spinner has brought the issue up to the BOS twice, and they told her they want to wait and see what other towns decide to do. The Board will continue its discussion at its next meeting.


ADMINISTRATIVE MATTERS:

- **Bills:** Board members signed invoice # SIP 005873989 approving a \$32.28 payment to LD Products for two printer toner cartridges.

ADJOURN:

At 7:10 pm P. Papineau motioned to adjourn the meeting, and P. Peters 2nd. A 3/0


Mary Spinner, Chair


Patricia Peters, Clerk


Pamela Papineau, Member