



TOWN OF AYER  
**BOARD OF HEALTH**

TOWN HALL – 1 MAIN STREET – AYER, MASSACHUSETTS 01432 – (978) 772-8213

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MAY 30 2019

TOWN OF AYER

**Minutes of May 6, 2019 - Ayer Board of Health Meeting**

Location: First Floor Meeting Room, Ayer Town Hall

Meeting was recorded by APAC

**Members Present:** Patricia Peters Chairman, Pamela Papineau, Vice-Chairman and Mary Spinner Clerk

**Also Present:** Heather Hampson, Administrative Coordinator

**Chairman Peters opened the meeting at 5:30 PM**

**Public Input:** None.

**Review of Minutes from April 8, 2019**

At 5:31 PM, M. Spinner made a motion to accept the minutes of April 8, 2019, as submitted, and P. Papineau seconded. No discussion. The Board voted unanimously to accept the minutes as submitted. (3-0-0).

**Discussion, 41 East Main Street, Revised Plans**

*Present: Mark Saydah, owner and Neil Gorman, David E. Ross Associates*

Mr. Neil Gorman went over the revised plans that were submitted to the Board by way of the Planning Board. Mr. Gorman stated that he does have revised plans that show the existing garage on them, the plans submitted to the Planning Board had the garage removed.

Mr. Gorman stated that during a title search a 903 square foot parcel of land was at some point left off the deed.

Mr. Gorman went over the notes on the plan that state with the 903 sq.ft. parcel being removed from the overall lot as well as keep the existing garage on site only effects the calculations on site by 1 percent and stays within what is allowed under zoning. Mr. Gorman stated that he is before the Board with the owner, Mark Saydah to get the Board to accept the changes to the plan as minor so a new hearing will not be needed.

M. Spinner stated that it is a minor change and does not feel it needs to be a new public hearing.

P. Papineau agreed.

At 5:48 PM P Papineau made a motion to at accept the revised plans for 41 East Main Street dated May 5, 2019 as a minor change that does not require a new special permit. M. Spinner seconded. No discussion. Unanimous vote to approve. (3-0-0).

### Discussion, PACE meeting debriefing

Chairmen Peters stated that herself and P. Papineau attended the PACE Meeting last week where they discussed PFACS and wanted to discuss some of the items covered during the meeting.

P. Papineau stated that the meeting had a lot of important information, she went on to state that the question and answer part of the meeting was very informative.

The Board held a discussion on the water quality of the town and surrounding towns and how the issue is being corrected.

### Public Hearing Proposed Revisions to Regulations Prohibiting Smoking in/on Public Property and Places

At 6:00 PM M. Spinner read aloud a public hearing notice there for opening a public hearing for revisions to the Ayer Board of Health's Regulations Prohibiting Smoking in/on Public Property and Places.

Chairman Peters asked if there had been any input submitted to the Board.

H. Hampson stated that there was nothing submitted to the Board of Health Office prior to the meeting.

Chairman Peters stated that Joan Hamlett from the Tobacco Control Alliance stated at the last meeting that she would hand deliver the proposed revised regulation to all the businesses in town that would be effected by the regulation. She stated that since there is no one present and that there were no comments received by the office the regulation is good for a vote.

M. Spinner stated that she is concerned that Ms. Hamlett is not present at the meeting this evening as she promised at the last meeting she would be.

P. Papineau stated that she also has some concerns as the regulation does not look to be updated with all the changes discussed and listed in the notice.

The Board went over all the changes that should be included in the final draft of the regulation.

**At 6:18 PM P. Papineau made motion to continue the public hearing to the next meeting on May 20, 2019 so that the changes to the regulation as discussed can be added. M. Spinner seconded. No discussion. Unanimous vote to approve. (3-0-0)**

### Review of Current Regulations

#### **Review of proposed Aquifer Protection District Health Regulation (P. Papineau):**

P. Papineau stated that she has not heard back from Bridgette Braley regarding any proposed revisions to the existing Aquifer Protection District.

### Update on other Board of Health Regulations

P. Papineau stated that the Body Art Regulation may need to be updated and will ask B. Braley if there is anything the Board needs to add to the regulation or if it can just be reaffirmed.

P. Papineau stated that she believes that the Floor Drain Regulations are all set as they are part of the septic regulations but will check with B. Braley.

M. Spinner stated that the Wood Burning Furnace Regulations should be fine as well as they were very detailed when they were adopted.

**At 6:22 PM M. Spinner made a motion to reaffirm the Wood Burning Furnace Regulations that were adopted on June 11, 2007. P. Papineau seconded. No discussion. Unanimous vote to approve. (3-0-0)**

**At 6:24 PM P. Papineau made a motion to reaffirm the Floor Drain Regulation that was adopted on January 10, 2001. M. Spinner seconded. No discussion. Unanimous vote to approve. (3-0-0)**

M. Spinner mentioned that the Town of Townsend as recently revised their trash hauler regulations to make recycling mandatory. She went on to state that she would like the Board to look at their regulation and try to do something similar.

P. Papineau stated that the Board currently has wording in the regulation for recycling and felt that it was enough.

The Board held a discussion on the Trash Hauler Regulations and the addition of mandatory recycling.

**NABOH Report (B. Braley):**

Chairman Peters went through the items from Nashoba Associated Boards of Health which included a signed septic permit by the installer for 28 Harvard Road, food inspection reports, permit to operate a food establishment for an ice cream truck and a list of completed and outstanding items for Nashoba Club Restaurant.

**Administrative Matters:**

**Items for Signature**

None

**Correspondence:**

Chairman Peters went over the mail the Board received over the last few weeks which included reports of dog bites and letters from DEP regarding Nasoya and monitoring wells at Shaw's in Groton as well as a letter from Pan Am Railroad regarding yearly vegetation spraying.

**Action Items for May 20, 2019 Meeting:**

The Board discussed sending a letter to Ms. Ruth Maxant regarding a Chicken Permit along with the renewals for the year to be verified at the next meeting. The Board will have a continued hearing for the revised Smoking Regulation as well as P. Papineau will speak with Ms. Bridgette Braley regarding the Aquifer Regulation.

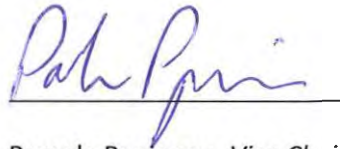
M. Spinner mentioned that there is a Special Town Meeting on June 10<sup>th</sup> so the Board cannot meet that evening so there will only be one Board meeting in June.

Adjourn:

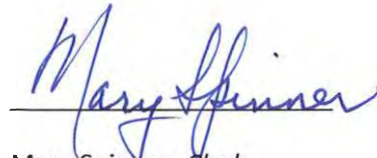
P. Papineau motioned to adjourn the meeting at 7:09 pm, and M. Spinner seconded. No discussion. Unanimous vote to approve. (3-0-0)



Patricia Peters, *Chair*



Pamela Papineau, *Vice Chair*



Mary Spinner, *Clerk*

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Respectfully Submitted,

Heather Hampson, *Administrative Coordinator*