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TOWN OF AYER

**BOARD OF HEALTH**

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

**Minutes of November 18, 2019 - Ayer Board of Health Meeting**

Location: First Floor Meeting Room, Ayer Town Hall

Meeting was recorded by APAC

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

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

**Chairman Papineau opened the meeting at 5:31 PM**

**Public Input**

None

**Agenda**

**At 5:32 PM P. Papineau made a motion to the approval of the minutes till later in the meeting. M. Spinner seconded. No discussion. Unanimous vote to approve. (3-0-0)**

**Discussion, Cyndi Lavin, Potluck Dinners**

*Present: Cyndi Lavin; Robert Brachel, Pastor at Living Waters, Robert Pontbriand, Town Manager and Many area Residents*

P. Papineau stated that the Board has received more information from Ms. Lavin about how the potluck dinners are handled and why she feels she is more line with State Law Chapter 94, Section 328A.

P. Papineau went through the history of the Nashoba Associated Boards of Health involvement with Ms. Lavin and the potluck dinners for those present as well as Nashoba's responsibility and the Town Board of Health's responsibility.

P. Papineau stated that the question of the potluck dinners at the Living Waters Church has been sent to Town Council for their review of Mass General Law Chapter 94, Section 328A and how it pertains to the potluck dinners at the church. The Board has not received an answer from Town Council at this time, but they are in the process of reviewing all the information including all the items Ms. Lavin has provided the Board.

Ms. Lavin stated that she and Pastor Robert Brachel from the Living Waters Church both have statements that they would like to read to the Board this evening.

Ms. Lavin read her statement aloud which mentioned that the process of which the potluck dinners are being held have changed to meet Mass General Law Chapter 94, Section 328A and how they are continuing to hold the weekly potluck dinners on Friday evenings.

Pastor Robert Brachel read a statement to the Board which addressed Ms. Lavin's work with the church and the need to have the potluck dinners in the community.

P. Papineau thanked both Ms. Lavin and Pastor Brachel for their statements and does not disagree with the good deed that is being done or the need to the dinners to occur. The Board's concern is how it meets with State Law and hopes that Town Council will have an answer soon on the subject.

P. Papineau opened the meeting to the public for questions.

There were several questions on the roll of Nashoba Associated Boards and Health and the relationship with the Ayer Board of Health.

Town Manager, Robert Pontbriand, went over the role of the Nashoba Associated Boards of Health and how they assist the Ayer Board of Health on inspections and permitting. Mr. Pontbriand also explained the sequence of events that lead to Nashoba's involvement in the potluck dinners.

Several residents stated their support for Ms. Lavin and the need for the potluck dinners, along with their frustration with how the Nashoba Board of Health operates and how they communicate with the Ayer Board of Health.

Pastor Brachel asked a question in regard to the discussion from Town Council

Mr. Pontbriand stated that all documents from Nashoba Board of Health have been sent to Town Council to review.

P. Papineau stated that the Board <sup>is</sup> waiting to hear from Town Council on how they see Mass General Law Chapter 94 Section 328A and how the potluck dinners at Living Waters either meets the requirements or doesn't. Once a decision has been made by Town Council the Board can work on a decision.

#### **Review of Minutes from November 4, 2019**

The Board reviewed the minutes from November 4, 2019. There were several minor corrections to the minutes.

**At 6:40 PM, M. Spinner made a motion to accept the minutes of November 4, 2019 as amended. P. Peters seconded. No discussion. Unanimous vote to approve. (3-0-0)**

#### **Discussion, Report RAB Meeting**

P. Papineau stated that there is nothing new to report since the last meeting.

#### **Review of Current Regulation**

##### **Aquifer Protection Regulation**

P. Papineau stated that the changes that need to be made to the regulation to meet with the new Zoning Bylaw are all set she just needs to draft them and will work on them soon.

##### **Body Art Regulation**

to the Board at the last meeting to review.

P. Peters stated that after reviewing the other regulations she liked Lowell's and how detailed it was.

M. Spinner stated that larger cities like Lowell have a larger Board of Health Department to enforce more detailed regulations but feels changing the regulations before something becomes an issue is a good idea.

**Discussion, Permits**

H. Hampson stated that she has received several applications for renewal of both the Waste Hauler Permits and Tobacco. She stated that she will resend out the notices in the next few days to ensure we receive them all back in time for the next meeting.

**Administrative Matters:**

**Mail**

P. Papineau went through the mail the Board received since the last meeting which included a permit for the study of PFAS removed at Sandy Pond, and a notice of foreclosure at 128 Washington Street.

**Budget Fiscal Year 2021**

The Board agreed to keep the budget the same as for Fiscal Year 2020.

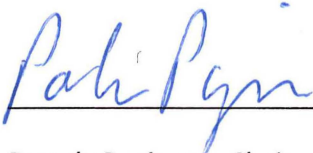
**NABOH Report (B. Braley):**

P. Papineau stated that the items from Nashoba included many food permits and inspection reports from B. Braley. P. Papineau also stated that she spoke to B. Braley and she wanted the Board to know that the School Cafeterias have no violations or have had any issues for the past 2 years.

**Action Items for December 16, 2019 Meeting:**

P. Papineau went through the action items for the next meeting which will be similar to this last meeting with the of the budget which will need to be replaced with annual report.


**Adjourn:** M. Spinner motioned to adjourn the meeting at 7:25 PM, and P. Peters seconded. No discussion. Unanimous vote to approve. (3-0-0)



Pamela Papineau, Chair



Patricia Peters, Member



Mary Spinner, Clerk

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Respectfully Submitted,

Heather Hampson, Administrative Coordinator