

MINUTES OF NORTON BOARD OF HEALTH MEETING
May 3, 2011

The Norton Board of Health held a regular meeting on Monday, May 3, 2011 at 6:30 PM in the 1st Floor Conference Room of Town Hall. The following members were present: Chairman Steven H. Corr, PE, Vice-Chairman Robert B. Medeiros, Health Agent Leon J. Dumont, and Administrative Secretary Cynthia J. Peters. **The location of this meeting had been changed from the 2nd floor conference room to the 1st floor conference room.**

Call to Order

Chairman Corr called the May 3, 2011 Board of Health meeting to order at 6:27 PM.

Vice-Chairman Medeiros made the motion to go to new business to accommodate the last minute appeal from 53 Bay Road. Chairman Corr seconded this motion. This motion passed 2-0 M. S. D. V.

Rules & Regulations

Vice-Chairman Medeiros stated that he has a large stack of revised regulations and is not sure what chapters have been completed, suggesting that a signature page be added to the end of each chapter.

Chairman Corr stated that chapters 1-5 have been completed.

No action was taken in regards to the Rules and Regulation and will be tabled until next month's meeting.

Minutes

April 11, 2011 minutes

Vice-Chairman Medeiros made the motion to approve the April 11, 2011 minutes as written. Chairman Corr seconded this motion. This motion passed 2-0 M. S. D. V.

Consent Agenda

Septage/Grease 2011 License

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|---------|---|---------------------------------|
| 2011-66 | RM Ratta Crop. 81 A Westford Road, Ayer MA | Robert Tatta 36201 MA |
|---------|---|---------------------------------|

Camp 2011 Licenses

| | | |
|---------|---|----------------|
| 2011-01 | Tennis Camp at Wheaton 26 East Main Street | Lynn Miller |
| 2011-02 | Camp Finberg 290 West Main Street | Attleboro YMCA |

Title 5 2010 Licenses

| | | |
|---------|---|------------------------|
| 2011-14 | John A. Caponigro 31 Round Farm Road, Rehoboth System Installer & System Inspector | Caponigro Construction |
| 2011-70 | James E. Miller 445 R Taunton Ave., Seekonk Engineer & Soil Evaluator | Miller Engineering |
| 2011-71 | Lance Anderson One Main Street, Whitensville MA Soil Evaluator | Heritage Design Group |
| 2011-72 | Paul Hutnak One Main Street, Whitensville MA Engineer | Heritage Design Group |
| 2011-73 | Alfred D. Haskem 161 East Grove Street, Middleboro System Installer | ADH Contracting Inc. |
| 2011-74 | Robert M. Raha 81A Westford Road, Ayer System Inspector | RM Raha Corp. |

Food Service 2010 Licenses

| | | |
|----------|---|--|
| 2011-98 | Palagi Bros. Ice Cream Ronald A. Palagi – Co-owner 28 Delta Drive, Pawtucket RI Mobile Food Service | |
| 2011-99 | Attleboro Del's and Ice Cream Paul Piatelli – President 226 Pleasant Street, Attleboro Mobile Food Service & Frozen Dessert | |
| 2011-100 | Sundae Shack Dawn Salvo 26 Newcomb Street Food Service and Retail Food | |

Tanning 2011 License

| | | |
|---------|---|--|
| 2011-05 | Golds Gym Jones Thompson C/O Golds Bym 314 East Main Street | |
|---------|---|--|

Stable 2011 Licenses

| | | |
|---------|---|---------------|
| 2011-02 | Kathi Berman-Gilmore 57 East Hodges Street | Mymini Farm |
| 2011-03 | Paul & Jean Lucier 16 Plain Street | Silver Lining |
| 2011-04 | David & Nancy Pimental 259 Mansfield Ave. | |

All matters listed under Consent Agenda are considered to be routine by the Board of Health and will be enacted by an automatic motion with an automatic second. There will not be separate discussion of these items. If discussion is desired, that item will be removed for the Consent Agenda and will be considered separately.

Old Business

- **417 Old Colony Road**

Health Agent Dumont stated that Mary Giorgio, Esq. the Town of Norton's Attorney has not heard from Henry Lane regarding the construction permit conditions the Board voted on at its April 11th Board of Health meeting.

- **246 East Main Street**

Health Agent Dumont stated he received the laboratory testing results for the FAST system at 246 East Main Street. The Board reviewed this data, which indicated that the system is not functioning properly. The BOD and the suspended solids have increased beyond the limits for General Use system. After a brief discussion the following motion was made.

Vice-Chairman Medeiros made the motion based upon the latest testing data for the FAST system located at 246 East Main Street; they will be required to resume quarterly testing until the system meets the Department of Environmental Protections requirements. Chairman Corr seconded this motion. This motion passed 2-0 M. S. D. V.

- **Arrowhead**

Health Agent Dumont stated that the Board of Health received the latest inspection and monitoring report for Arrowhead Village treatment plant located on Arrowhead Drive on March 31, 2011. Based upon this report the system is functioning fine.

New Business

- **53 Bay Road – Natalie Manderville requesting an appeal to the order delivered by Health Agent Dumont on Friday, April 29, 2011.**

Health Agent Dumont stated that a complaint on the office voicemail indicated that the trash receptacle from 53 Bay Road was left out all week. After investigating the complaint a registered letter was sent to the property owners of 53 Bay Road, informing them that the trash receptacle must be put out for collection no earlier than the day of collection as specified in 105 CMR 410.600 (A). Failure to comply with the order could result in a fine of \$50.00 per day or under MGL Chapter 111 Section 122 they could be fined up to \$1,000.00. Health Agent Dumont further explained that the registered letter was not delivered. Agent Dumont hand delivered the letter.

The homeowners were present.

Ms. Manderville explained that she stores the trash in a receptacle outside the fence on her property put moves the receptacle to the end of her driveway for collection day.

Health Agent Dumont stated that according to the Highway Superintendent the street layout is 30 feet wide and extends to at least her fence line. Therefore, the trash receptacle is being stored on Town owned property.

Ms, Manderville asked if she could cut a hole in her fence and store the trash receptacle on her property.

Vice-Chairman Medeiros stated as long as the trash receptacle was sealed and not located on Town property the Board could not object. He also indicated the trash could only be move out to the street on the day of collection.

Vice-Chairman Medeiros made the motion to wait on fines allowing time for 53 Bay Road to comply with the order. Chairman Corr seconded this motion. This motion passed 2-0 M. S. D. V.

- **Next Board of Health meeting date**

The Board decided the next Board of Health meeting will be on June 8, 2011 at 6:30 PM.

- **Health Agent's monthly report for April 2011**

The Board reviewed the Health Agent's monthly report for April 2011.

- **Assistant Health Agent's monthly report for April 2011**

The Board reviewed the Assistant Health Agent's monthly report for April 2011.

- **Inspector of Animals monthly report for April 2011**

The Board reviewed the Inspector of Animals monthly report for April 2011.

- **Public Health Nurse's monthly report for April 2011**

The Board reviewed the Public Health Nurse's monthly report for April 2011.

Informational

Bills signed by Health Agent

| | | |
|------------------------------|-----------------------------------|------------|
| Produce & Hardware Barn Inc. | Invoice # 10015 | \$3.59 |
| Phyllis Drayton | March mileage | \$11.73 |
| Cynthia Peters | Reimbursement hospital stay | \$250.00 |
| New England Plastic Corp. | Invoice # 10056949 (compost bins) | \$2,120.00 |
| SCS Ltd | Invoice #47125A | \$208.75 |

Adjourn

Vice-Chairman Medeiros made the motion to adjourn the May 3, 2011 Board of Health meeting at 7:35 P.M. Chairman Corr seconded this motion. This motion passed 2-0 M. S. D. V.

Respectfully submitted,

Cynthia J. Peters
Administrative Secretary

Steven H. Corr, PE
Chairman

Robert B. Medeiros Sr.
Vice-Chairman

Diane Battistello
Clerk
June 8, 2011