

Harvard Board of Health Meeting Minutes
Tuesday, September 25, 2018
Approved: October 9, 2018

BoH Members present: Libby Levison, Chair; Tom Philippou.

Attending: Ira Grossman, Health Agent, Nashoba Associated Boards of Health (“NABH”); Alison Flynn, Board of Health (“BoH”) Clerk; Nicholas Deane, owner, 325 Ayer Road; Peng Li, possible tenant, 325 Ayer Road; Liz Allard, Conservation Agent/Land Use Administrator.

Ms. Levison called meeting to order at 2:03 p.m.

PUBLIC COMMENT- None.

NEW BUSINESS

a. 325 Ayer Road: consideration of occupancy of Suite A-118 by Mr. Peng Li and Prof. Brad Lehman- Mr. Deane advised that Mr. Li and his research partner, Professor Brad Lehman, are interested in renting the front portion of Suite A-118. Mr. Li indicated that the research is strictly electronic and requires a dry lab. Dr. Lehman will be on-site for a maximum of 1 day/week, as restricted by Northeastern University where he is employed. Mr. Li expects that he will mostly work in his home office and also at the Appleworks Building. Additionally, will have one full-time graduate student in year one, and may occasionally require several graduate students to help set up equipment. Mr. Li indicated that the lease would be a two-year lease contingent on renewal of the research grant after the first year. Further, he indicated that if the grant is renewed, staffing would decrease in the second year.

The BOH members and Mr. Grossman agreed that while the intended use is suitable, the building is already above capacity given the recent BOH approval of occupancy for several prospective tenants. Mr. Deane questioned whether the BOH would approve Mr. Li and Dr. Lehman’s tenancy as the Coil Bros. tenancy is currently on hold pending permitting. The BOH members denied an increase in use. The BOH members suggested that a reduction in tenancy to offset this two person tenancy might be acceptable. The discussion was suspended to give Mr. Deane the opportunity to think about what he was asking and to move on with timed discussions on the agenda. After Mr. Deane returned, he stated that he would not renew the lease of one tenant at the end of the month, and believed that two of his other tenants would be downsizing. Mr. Philippou made the motion that tenancy with Mr. Li and Dr. Lehman would be approved once Mr. Deane provided written confirmation that he would not renew the lease of a single employee tenant at the end of September, and that he would provide written documentation within 60 days that another tenant was downsizing by one full-time employee.

The BOH members reminded Mr. Deane that the building is at capacity, and that the BOH should not be asked to consider new tenancy until he is aware that a tenant is moving out or that Coil Bros. will not be entering a lease for the property. The Board members asked Mr. Deane to send a letter to the Board summarizing the agreement.

b. Discussion regarding streamline permitting by the Land Use Boards- Ms. Allard advises that she learned that Chapter 43D, “Streamline permitting”, would not be appropriate for Harvard as it only applies to development or redevelopment of a building of at least 50,000 square feet. She explained that she has since begun examining the possibility of developing a user

permitting guide and learned that she can apply for a grant through District Local Technical Assistance to allow Montachusett Regional Planning to prepare such a guide. All LUB boards would review the guide. She stated she has already received the support the Planning Board, Zoning Board of Appeals, and Conservation Commission, and is awaiting the support Historic Commission. Ms. Levison made the motion to support Ms. Allard's proposal to apply for the grant; Mr. Philippou seconded. A vote was unanimous.

c. Review radionuclides policy- It was agreed to table this review until Ms. McCarthy could participate in the discussion.

d. Update from Transfer Station Committee- Mr. Philippou stated no update was needed as the latest meeting was cancelled due to lack of quorum, and expects the next meeting will be October 9th.

e. Discussion re possible capital planning and investment requests (due 10/4/18)- The BOH members agreed that there will be no request at this time.

f. Update from Health Agent & BoH Clerk-

- Ms. Flynn questioned the date that the BOH members would like to hold hearings for the amended Public Wells and Long Line Sewer regulations and the dates to provide legal notices for the same. Board members to check their calendars
- Mr. Grossman updated the BOH members regarding the status of 28 Deerfoot Trail. He will contact Town Counsel for advice.
- Ms. Flynn advised that the BOH members might be asked about their FY2019 goals at the "All Boards Meeting". The members discussed that they would like to get the satellite phone bases installed and would explore the possibility of applying for an intern to support the BOH in Tick or Mosquito Borne Disease Information or Education Outreach Programs.

OLD BUSINESS

a. Continued discussion of synthetic turf, environmental and health impacts- The BOH members agreed that more research is needed prior to allowing synthetic turf.

b. Continued discussion regarding ticks- Ms. Levison reported that she had a positive meeting with Jim Gareffi, of NABH, and Amie Shei, of the Health Foundation of Central MA. Ms. Flynn and Ms. Levison agreed that the e-mail from Dr. Fox regarding her fee schedule and lecture options was confusing. Ms. Levison will follow-up with her for clarification, and will also reach out to Dr. Katie Brown to see if she has other suggestions for tick educators for children. Ms. Levison also reported that Wendy Sission obtained approval from ConCom to print 200 copies of the CDC tick trail sign in smaller form. The BOH members asked that Ms. Flynn contact the CDC to request copies for the BOH to use to post on locations other than conservation lands.

c. Continued discussion regarding possible regulation of vaping in public spaces- This discussion was tabled.

d. Scheduling of call-down drill- It was agreed that the call-down drill can be held on October 9th. Ms. Flynn will confirm the same with Jamie Terry.

PERMITS-

- Stable- 69 Lancaster County Road- Ms. Generoux was present representing her sister and brother-in-law, who have entered a Purchase and Sale Agreement with Mr. Yanikoski, the current homeowner, who was also present. Ms. Generoux advised that they currently have seven chickens, but would like goats and horses in the future. Their plan is to keep the chickens in the existing barn which will be fenced in. Mr. Grossman expressed that he and Conservation Agent, Liz Allard, are concerned that the chicken manure be composted outside the Public Water Supply and wetlands buffer zones. Ms. Generoux indicated that they are considering a composting tumbler, but are open to suggestions. The BOH members agreed that a dumpster to hold the manure would be preferable and should be placed outside of the wetland buffer zone. Ms. Generoux amended her sister's application to indicate where such a dumpster would be placed.

Ms. Levison made the motion to accept the application as amended; Mr. Philippou seconded. The vote was unanimous.

- Septic
 - 98 Shaker Road- A permit for a D-box was signed.
 - 63 East Bare Hill Rd., Lot 14- The BOH members reviewed the variance request letter of 6/12/18 from David E. Ross Associates, Inc. Ms. Levison made the motion to accept the variances as listed in the same. Mr. Philippou seconded. The vote was unanimous.
 - 54 Mass. Ave.- Local Upgrade Approval- The BOH members reviewed the variance request letter of September 6, 2018, from Ducharme & Dillis Civil Design Group, LLC. Ms. Levison made the motion to accept the variances as listed in the variance request of September 6, 2018; Mr. Philippou seconded. The vote was unanimous.

APPROVAL OF MINUTES-

- Ms. Levison made the motion to approve the draft minutes of 8/14/18 as amended; Mr. Philippou seconded. The vote was unanimous.
- Ms. Levison made the motion to approve the draft minutes of 8/28/18 as amended; Mr. Philippou seconded. The vote was unanimous.
- Ms. Philippou made the motion to approve the draft minutes of 9/11/18 as amended; Ms. Levison abstained. The vote was unanimous.

ADJOURNMENT- Ms. Levison moved to adjourn the meeting at 4:24 p.m.; Mr. Philippou seconded. The vote was unanimous.

Respectfully submitted,

Alison Flynn, Clerk

Documents Referenced:

- Agenda

- 325 Ayer Road layout plan for Suite A-118
- FY2018 BOH Goals
- “Streets” file for 69 Lancaster County Road
- Septic permit application for 98 Shaker Road
- Septic permit application, including variance request letter, for 63 East Bare Hill Road, Lot 14
- Septic permit application, including variance request letter, for 54 Mass. Ave.
- Draft minutes: 8/14/18, 8/28/18, and 9/11/18