

Harvard Board of Health Meeting Minutes
Tuesday, November 28, 2017
Approved: December 12, 2017

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

Attending: Ira Grossman, Health Agent, Nashoba Associated Boards of Health (“NABH”); Alison Flynn, Board of Health (“BoH”) Clerk.

Ms. McCarthy called meeting to order at 7:06 p.m.

PUBLIC COMMENT- None.

NEW BUSINESS-

a. 58 Blanchard Road: Status of removing rubbish- Mr. Grossman reported that he drove by the property on November 16th to check on the homeowners’ progress. He observed and photographed more rubbish in the yard than previously seen. The Board members reviewed that they have been addressing rubbish complaints regarding this property since March of 2017. Since the delay in clean-up has been for the same reason, the BoH decided that Mr. Grossman will send the property owners a letter advising that the BoH will initiate steps toward court action to require the rubbish be removed at the property owners’ expense should the cleanup not be complete by December 20, 2017.

b. Discuss application for grant in support of Irene Congdon’s guidance- Ms. Flynn reported she received an e-mail from Ms. Congdon clarifying that the grant she previously referenced is a MassDEP technical assistance grant, “PAYT/SMART Program Assistance (80 hours in-kind assistance)”, which can be applied for by Tim Kilhart through Re-Trac Connect. Ms. McCarthy will reach out to Mr. Kilhart to discuss the grant.

c. Proposal to DPW to share some of the RDP grant money for town-wide mailing re recycling- Ms. Levison reported that she spoke with Mr. Kilhart about sharing the cost of a town-wide mailing regarding recycling and he indicated he would be willing to consider a proposal. Ms. Levison indicated she would investigate the cost of such a mailing and then draft a proposal.

d. Review trash hauler permit applications received from Waste Not, Mitrano, and Fiore- Ms. Flynn advised that complete application packages were received from Waste Not, Mitrano, and Fiore. Ms. Flynn and Ms. Levison noted on review of the applications that all three failed to exhibit: 1) marketing materials that indicated “recycling is mandatory”; 2) non-compliant set-out notices which provided the telephone number to the BoH; and 3) certifications indicating that the applicant had been in communication with the BoH regarding non-compliant customers. Ms. Levison and Ms. Flynn suggested that as these were all new requirements under the new regulation, the cover letter which accompanies

the granted permits could address these issues and give the haulers a reasonable amount of time to modify their practices. The Board members agreed that giving the haulers until June 1st to provide the BoH with draft compliant marketing materials and set-out violation notices was reasonable, and asked that the cover letter also explain what the BoH expects for communication regarding non-compliant customers. Ms. Flynn will draft the letter for Ms. Levison's review and comment. The BoH members agreed to issue permits to Waste Not and Mitrano without additional requirements.

The BoH members then discussed their concerns that Fiore indicated their Recycling Processing Facility, AKS Recycling, sorts their customers' waste which is co-mingled with recycling. The Board members decided to require a letter signed by an officer of Fiore confirming that they are in compliance with the new regulation, before issuing a permit. Ms. Flynn will request this of Fiore.

e. Update from Libby Levison re attendance at MAHB certificate program- Ms. Levison indicated that this was very informative conference and provided copies of her typed notes. Of particular relevance to Harvard were discussions regarding food composting management and technical support available, Attorney Cheryl Sbarra's preparation of a draft regulation regarding keeping animals, and new legislation regarding marijuana and tobacco.

f. Update from Sharon McCarthy and Libby Levison re attendance at the Lyme & Tick-born Disease Symposium, Laboratory of Medical Zoology, UMass Amherst- Ms. McCarthy and Ms. Levison reported that this was a very interesting and informative meeting. It included discussion that Barnstable County is the only county that has seen a decrease in incidents of tick-born disease and this is credited to a full time entomologist specifically designated to address tick-born disease. Ms. McCarthy and Ms. Levison were approached by members of the Middlesex Tick Task Force who are exploring the possibility of obtaining a designated Lyme resource individual for their region. Ms. Levison and Ms. McCarthy expressed interest in pursuing such a resource for our area. Ms. Levison also reported that they learned there is a grant available for communities which can commit to sending 100 ticks a year to be tested by the Laboratory of Medical Zoology. The grant reduces the testing cost. Mr. Philippou suggested pursuing an Article on the Warrant that would further reduce the cost.. The data from ticks tested by the Laboratory of Medical Zoology is posted on tickreport.org. Mr. Philippou offered to research how many tick tests were performed by the organization for Harvard residents in 2017. Several other web resources were also discussed. Ms. Flynn will obtain those links and include them on the BoH website.

g. Update from Health Agent & BoH Clerk-

- *Ms. Flynn requested the BoH members sign copies of the recently approved Tobacco Sales and Waste Hauler regulations to be sent to the Department of Environmental Protection. She advised that the summary regarding the Tobacco Sales regulation was expected to be printed in the December 1st edition of the Harvard Press. The board discussed also printing a summary of the Waste Hauler regulation, and Ms. Flynn agreed to prepare a draft.*
- *Ms. Flynn indicated that the BoH's submission to the Annual Town Report will be due mid-January. The BoH members asked that the submission include a list of the number of permits issued, as well as a photograph of the lettered emergency preparedness trailer. Ms. Flynn will*

e-mail Jim Garrefffi of the NABH to request a copy of his permit report, once prepared, and will take photographs of the trailer.

- *Ms. Flynn advised that she has completed the requested revisions to the BoH website and suggested that the BoH members review the site to provide any additional comments.*
- *It was agreed that Mr. Philippou would attend the Land Use Boards meeting on November 29, 2017 on behalf of the BoH.*

OLD BUSINESS-

a. PHEP Region 2's request for scheduling of Facility Set Up Drill: Update- Mr. Grossman indicated that he reviewed his schedule and would like to hold the drill on a weekday during February vacation, if possible. He has reached out to the Fire Chief regarding availability and will also contact the School Superintendent.

b. 325 Ayer Road: Further discussion of "Appleworks" Building's septic systems- the BoH members reviewed a draft letter prepared by Mr. Grossman. Mr. Grossman will revise the letter to request Mr. Deane sign a copy acknowledging receipt, and return a signed original to the BoH.

c. ABC Cesspool Co., Inc.: Further discussion of probation terms violation- Ms. McCarthy reported that she decided to wait on sending a letter to ABC Cesspool Co., Inc., until she was able to consult Town Counsel.

d. Seasonal conversions & local upgrade approval conditions: Further discussion of guidance documents and conditions form- Discussion on this matter was tabled.

e. M. Sullivan & Son Disposal: Update- Discussion on this matter was tabled.

f. Review action points from last meeting- No action points were prepared from the last meeting.

PERMITS-

- 133 Brown Road- a permit for a new subsurface sewage disposal system was signed.

APPROVAL OF MINUTES-

- November 14, 2017- Mr. Philippou made the motion to approve the minutes as amended. Ms. Levison seconded. No further discussion was needed. The approval vote was unanimous.

ADJOURNMENT- Ms. Levison moved to adjourn the meeting at 9:10 p.m.; Mr. Philippou seconded. The vote was unanimous.

***Respectfully submitted,
Alison Flynn, Clerk***

Documents Referenced:

- E-mail from Irene Congdon of 11/3/17
- Trash hauler permit application packages from Waste Not, Mitrano, and Fiore
- LL's notes from the MAHB conference
- Final Waste Hauler and Tobacco Sales regulations
- Draft letter to Mr. Deane regarding "Appleworks" building's usage