



TOWN OF NORTHBRIDGE BOARD OF HEALTH

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The Northbridge Board of Health approved these minutes at a meeting held April 11, 2017.

MEETING MINUTES - February 28, 2017

This meeting was called to order at 7:00 PM by Mr. Paul McKeon, Chairman. Other members present were Ms. Lani Criasia, Mr. Steven Garabedian, Mr. Chris Cella and Mr. Scott Chase. Also present was Jeanne M. Gniadek, Administrator.

Minutes: Motion made by Mr. Garabedian to accept the minutes of **December 13, 2016**. Motion seconded by Ms. Criasia; the vote was 4-0 in favor; Mr. Cella abstained.

Food Service Establishments – Annual Review of Quarterly Inspection Orders: In accordance with the Board of Health Inspection Policy for Food Establishments an annual review and assessment of establishments currently on a Quarterly Inspection Order was conducted by the Board. Ms. Terry Gilchrist, Health Inspector, reviewed all 2016 food establishment inspection reports and presented by memorandum her recommendations for each facility to the Board. The Board reviewed the 2016 reports and the recommendation from Ms. Gilchrist. The Board also reviewed their most recent inspection reports from 2017.

Domino's Pizza: Present for this meeting were Jeffrey Dufficey, owner, and Chris Courtemanche, Operations Manager. Mr. McKeon commented that in reviewing the food establishment inspection reports it was noted that on numerous occasions the facility was cited for not having on site during food preparation operations a food manager that was ServSafe certified. Mr. Dufficey stated that their certificates were not on site but that his staff is certified. Mr. Courtemanche stated that one visit occurred during their front lobby remodel and the contractor had removed all the certificates.

Mr. Dufficey stated that he met Ms. Gilchrist in Westboro and has a greater respect for what she does. He also stated that his manager, Kristie, tends to address the inspector in an adversarial way thinking that she's going to be caught doing something wrong. They have addressed that with her.

Mr. Cella asked if the issue of the certifications being posted has been addressed. Mr. Courtemanche stated that it has. They have made copies of the certificates for all staff that work in the facility and they are all posted.

Mr. Garabedian asked Mr. Courtemanche how often he visits this store. He replied once a week. Mr. Dufficey informed the Board that corporation conducts operation evaluation reports as well and that these are even more intense than the health inspection report. Mr. Courtmenache asked that the Board remove the facility from the quarterly order stating that they ought to be given a chance since they have had only 2 critical violations during all of 2016.

Motion made by Mr. Garabedian to remove this establishment from their quarterly inspection order and return them to semi-annual inspections. Motion seconded by Mr. Cella; the vote was all in favor.

Kyoto Japanese Restaurant: No one was present from Kyoto Japanese Restaurant to discuss this matter. The Board reviewed their reports from 2016 noting 13 violations cited on 2/6/16 and on 5/13/16. It was also noted that several critical violations were cited on their routine inspection reports.

Motion made by Mr. Cella that this food establishment remain on a Quarterly Inspection Order as they have not shown significant improvement. Motion seconded by Mr. Garabedian; the vote was all in favor.

New China Pacific Restaurant: Present for this meeting were Mr. Jackie Lee, owner, and Mr. Edward Renaud. Mr. McKeon noted that the 2016 inspection reports for this facility, with the exception of the December 3rd report, show a significant number of violations. Mr. McKeon informed Mr. Lee that if his future reports are as good as the December 3rd report then the Board will certainly consider removal of this establishment from their Quarterly inspections but based on the other reports he felt that the establishment has failed to show significant progress.

Motion made by Mr. Garabedian that this food establishment remain on a Quarterly Inspection schedule. Motion seconded by Ms. Criasia; the vote was all in favor.

New Ultra Mart Convenience Store: No one was present from New Ultra Mart Convenience to discuss this matter. The Board reviewed their reports from 2016 noting the continual presence of mice droppings and a significant number of violations considering that this establishment is a retail establishment only, there is no food preparation at this location.

Mr. Garabedian stated that they need to address the mice droppings. If their current pest control company is not resolving the issue then they should consider finding another. The pest control company should be able to note that the bait stations have not been touched by any mice and that no mice are being observed within the facility.

Mr. Garabedian made motion that 1.) this establishment remain on a Quarterly Inspection schedule; 2.) a pest control company must be contracted for bi-monthly service and that all pest control slips be provided to the Board of Health office immediately after each visit noting in detail their observations and treatment until pest control reports note on two subsequent reports that there are no mice remaining at which time the facility can return to monthly pest control treatment; and 3.) that if mice droppings are noted in the next routine inspection report then the establishment will be closed by the Board of Health until further notice. Motion seconded by Ms. Criasia; the vote was all in favor.

Sammy's Restaurant: Present for this meeting was Mr. Sultan Salahuddin, owner. The Board reviewed the 2016 inspection reports noting that the total number of violations ranged from 13 to 20 on each report with 1-3 critical violations as well. Ms. Criasia asked how many people work there. Mr. Salahuddin responded that he has 3 employees. Mr. Cella asked if he knew the rules and regulations for operating a food establishment. Mr. Salahuddin stated that he does. He stated that the building is old so it is hard to keep clean. Mr. Cella stated that he did not think he understood the regulations because it appears that Ms. Gilchrist conducts an inspection and then he simply uses that report as a list of what cleaning needs to be done.

Mr. Garabedian stated that he needs to keep the establish clean and that if he can't do that then the Board will shut them down.

Motion made by Mr. Garabedian that this establishment remain on a Quarterly Inspection schedule and that if the next inspection report presents with 10 or more violations then the establishment will be closed per order of the Board of Health until further notice. Motion seconded by Mr. Cella; Discussion: Ms. Criasia and Mr. Chase discussed reducing the total number of violations to less than 10. Mr. Garabedian stated that a food establishment of this size could easily have 8-10 violations so the 10 or more would be appropriate. Ms. Criasia and Mr. Chase agreed. The vote on the motion was all in favor.

Ms. Criasia asked Mr. Salahuddin if he understood the Board's motion. He stated that he did.

Arakelian's Market – Failure to renew Food Permit for 2017: Ms. Gniadek informed the Board that this establishment is currently closed. No further action required at this time. The owner understands the need to contact this office prior to re-opening should he choose to do so at a later date.

JOEL Rubbish – Failure to renewal Trash Hauler License for 2017: Ms. Gniadek informed the Board that numerous attempts have been made to reach this hauler regarding his failure to renew his Trash Hauler License. He has not responded.

Motion made by Mr. Cella to issue a Cease and Desist to JOEL Rubbish ordering him to cease any trash collection in Town and to remove any and all dumpster or rubbish containers; this order to be sent via Certified Mail, First Class Mail and served in-hand by the Northbridge Police Department if possible. Motion was seconded by Ms. Criasia; the vote was all in favor.

Housing Code – 92 Fletcher Street – Update: Ms. Gniadek informed the Board that all violations cited, including those cited against the occupant, had been abated. A new complaint regarding bed bugs has arisen and now needs to be addressed. An Order was sent to the owner on February 14, 2017. The owner has begun addressing the complaint. He hired an exterminator to inspect the premises and determined that a chair the occupant recently acquired was a "hot spot", showing prior bed bug activity. The chair has been removed. The situation will be monitored, but the owner informed the office that the exterminator did not find any active bug infestation noting that the tenant had been using over-the-counter chemicals to rid the unit of any bugs.

Mr. Garabedian stated that the Board needs to receive copies of the reports from the pest control company to ensure that the situation is properly resolved.

Keeping of Farm Animals – Annual Barn Inspections: The Board reviewed a memorandum from Ms. Rochelle Thomson, Inspector of Animals, regarding the annual barn inspections conducted in the Fall of 2016. No further action required at this time.

Notice of Intent – Riverdale Street: The Board reviewed a Notice of Intent (NOI) for earth removal and restoration on property located on Riverdale Street. Mr. McKeon informed the Board that he serves on the Earth Removal Board and that the applicant had to re-file with the Conservation Commission due to a previous error and work being done within the buffer zone. He stated that a memorandum has been sent to the Conservation Commission requesting that they include in their Orders of Condition reference to the recently adopted Town by-law that prohibits the deposit of any hazardous wastes or contaminated soils in Town.

Spring Annual Town Meeting – Vote to Place Articles on the Warrant: Ms. Gniadek informed the Board that the revolver accounts for food permit fees and compost site sticker sales will need to be re-authorized at the Spring town meeting.

Motion made by Mr. Garabedian to place warrant articles on the Spring Town Meeting to request re-authorization of the two revolver accounts for food permit fees and for the sale of compost site stickers. Motion seconded by Ms. Criasia; the vote was all in favor.

Planning Board Warrant Article – Temporary Moratorium Recreational Marijuana Establishments: Ms. Gniadek informed the Board that the Planning Board is proposing a warrant article at the Spring Annual Town Meeting to adopt a temporary moratorium on recreational marijuana establishments.

Motion made by Mr. Cella to support an article proposing a temporary moratorium or recreational marijuana establishments. Motion seconded by Mr. Chase; the vote was all in favor.

Salmon VNA & Hospice – Quarterly Report: The Board reviewed the quarterly report of the Visiting Nurse covering the period October 1, 2016 through December 31, 2016.

Rabies Clinic: Ms. Gniadek informed the Board that the 2017 annual rabies vaccination clinic has been scheduled for Saturday, April 29, 2017 at the Whitinsville Fire Station from Noon to 2PM. Dr. Patrick Lawrence from Agape Animal Hospital has once again agreed to provide veterinarian services at this event. Ms. Criasia stated that she would help out with the clinic.

Old & New Business: Mr. McKeon informed the Board that an email was received from the Northbridge Police Department regarding **1084 Providence Road**. The owner of this property has appeared before the Board in the past. Mr. McKeon asked that the matter be placed on the Board's next agenda for follow up. A letter will be sent to the owner asking him to appear before the Board and to be prepared to provide an update at that time.

Citizens' Forum: *No one present for Citizen's Forum.*

Correspondence: The following correspondence was distributed to the Board:

- *Distribution of Town's Sexual Harassment Policy*
- *DEP – Notice of Responsibility – 12 Beane's Lane, Northbridge*
- *DEP – Notice of Responsibility – 2040 Providence Road, Northbridge*
- *Memorandum to Town Manager RE: Blackstone Valley Regional Recycling Center*
- *MHOA Seminars*

There being no further business, motion to adjourn at 8:35 PM was made by Mr. Cella and seconded by Mr. Garabedian – all in favor.

Attested by,

Jeanne M. Gniadek, Administrator

List of Documents utilized by Board of Health
Meeting Date: February 28, 2017

A. Meeting Minutes

- 1) December 13, 2016 DRAFT Meeting Minutes

B. Food Service Establishments

2) Domino's Pizza

- a. BOH Letter (2-2-2017) to Domino's re: BOH Meeting
- b. Memorandum from T. Gilchrist (2-1-2017) re: Quarterly Inspection Order Review & Assessment
- c. 2016 Food Establishment Inspection Reports
- d. 2017 Food Establishment Inspection Report (1-13-2017)

3) Kyoto Japanese Restaurant

- a. BOH Letter (2-2-2017) to Kyoto re: BOH Meeting
- b. Memorandum from T. Gilchrist (2-1-2017) re: Quarterly Inspection Order Review & Assessment
- c. 2016 Food Establishment Inspection Reports
- d. 2017 Food Establishment Inspection Report (2-11-2017)

4) New China Pacific Restaurant

- a. BOH Letter (2-2-2017) to New China Pacific re: BOH Meeting
- b. Memorandum from T. Gilchrist (2-1-2017) re: Quarterly Inspection Order Review & Assessment
- c. 2016 Food Establishment Inspection Reports
- d. 2017 Food Establishment Inspection Report (2-24-2017)

5) New Ultra Mart Convenience Store

- a. BOH Letter (2-2-2017) to New Ultra Mart re: BOH Meeting
- b. Memorandum from T. Gilchrist (2-1-2017) re: Quarterly Inspection Order Review & Assessment
- c. 2016 Food Establishment Inspection Reports
- d. 2017 Food Establishment Inspection Report (2-10-2017)

6) Sammy's Restaurant

- a. BOH Letter (2-2-2017) to Sammy's Restaurant re: BOH Meeting
- b. Memorandum from T. Gilchrist (2-1-2017) re: Quarterly Inspection Order Review & Assessment
- c. 2016 Food Establishment Inspection Reports
- d. 2017 Food Establishment Inspection Report (2-18-2017)

C. License Renewals

7) Arakelian's Market

- a. BOH Letter to Arakelian's Market re: BOH Meeting (2-16-2017)
- b. BOH Letter to Arakelian's Market – Second Notice (2-6-2017)
- c. Food Permit Renewal Notice

8) JOEL Rubbish

- a. BOH Letter to JOEL Rubbish re: BOH Meeting – Final Notice (2-6-2017)
- b. JOEL Rubbish Trash Hauler License Renewal Application
- c. BOH Renewal Notice (2-9-2016)

D. Housing Code Minimum Sanitation Standards

- 9) 92 Fletcher Street – Inspection Report (2-13-2017)

E. Keeping of Farm Animals

- 10) Annual Barn Inspections – Memorandum from Rochelle Thomson (12-8-2016)

F. Old & New Business

- 11) Notice of Intent – Riverdale Street
 - a. NOI Notice
 - b. Memorandum to Conservation Commission (2/21/17)
- 12) Spring Annual Town Meeting
 - a. Memorandum re: Spring Annual Town Meeting – deadline for submission of warrant articles
 - b. DRAFT Articles to re-authorize revolving accounts (food related permit fees and compost site)
- 13) Planning Board Notice (2/15/17) re: Temporary Moratorium Recreational Marijuana Establishments
- 14) Salmon VNA Quarterly Report for period October 1, 2016 through December 31, 2016
- 15) 2017 Rabies Clinic Flyer

G. Citizens' Forum – none

H. Correspondence

- 16) Town of Northbridge Sexual Harassment Policy
- 17) DEP Notice of Responsibility – 12 Beane's Lane, Northbridge
- 18) DEP Notice of Responsibility – 2040 Providence Road, Northbridge
- 19) Memorandum to Town Manager (2/27/17) re: Blackstone Valley Regional Recycling Center
- 20) MHOA Seminars
 - a. Community Sanitation Program – Annual Spring Seminar
 - b. MHOA/MassDEP Annual Winter Seminar