



**TOWN OF NORTHBRIDGE
BOARD OF HEALTH**

Aldrich School Town Hall Annex - 14 Hill Street
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The Northbridge Board of Health approved these minutes at a meeting held April 14, 2015

MEETING MINUTES - March 3, 2015

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

Minutes: Motion made by Mr. Chase to accept the minutes of **February 3, 2015**. Motion seconded by Mr. Garabedian; the vote was 3-0 in favor. Mr. Cella abstained.

Sammy's Restaurant – Quarterly Inspection Order: In accordance with the Board of Health food establishment inspection policy, establishments receiving 3 or more critical violations on the semi-annual food inspection report will be subject to quarterly inspections and will be charged \$100.00 for each additional inspection deemed necessary. The February 21, 2015 inspection report for Sammy's Restaurant presented with fifteen (15) violations, three (3) of which were deemed to be critical violations.

Sammy's Restaurant did not send a representative to this meeting to discuss this matter.

The Board expressed concern that the roof was leaking over the table and slicer, food stored uncovered/not labeled in refrigerator, as well as the storage of food near toxics and the accumulation of debris in the basement.

Mr. Cella made a motion to require Quarterly Inspections of Sammy's Restaurant; owner to pay \$100 for each additional inspection and the Board will re-evaluate this matter after the re-inspection of this establishment is conducted by Ms. Gilchrist to determine next course of action which may include immediate closure. Motion seconded by Mr. Chase; the vote was all in favor.

Jumbo Donut: This matter was placed before the Board at the request of Ms. Terry Gilchrist, Restaurant Inspector, for the Board to consider removal of Quarterly Inspection Order. Ms. Gniadek informed the Board that this establishment went on quarterly inspections in March of 2012. She noted that since their inspection report of December 2013 they have not been cited with any critical violations. Their last report had only 4 total violations.

Mr. Chase made motion to lift quarterly inspection order and to return this food establishment to semi-annual inspections. Motion seconded by Mr. Garabedian; the vote was all in favor.

Sparetime Recreation – Failure to Obtain Retail Food Permit: Mr. Garabedian stated that he has not had the opportunity to hand-deliver the Board of Health order to this establishment as it is typically closed whenever he has driven by.

Mr. Cella expressed his concern that the Board is not taking immediate action against this establishment including the use of the Police Department to serve notice. Mr. Garabedian stated that he wanted the opportunity to meet with the owner.

Mr. Chase made motion to grant Mr. Garabedian one more opportunity to address this matter before taking further action. Motion seconded by Mr. Garabedian; the vote was all in favor.

Choke-Saving Certification via on-line course: The Board, at the request of Ms. Gilchrist, considered whether to allow on-line choke-saving courses to meet requirements governing anti-choking procedures in food establishments with a seating capacity of 25 persons or more. Ms. Gniadek informed the Board that the Town of Westboro does not allow on-line certifications. Mr. Garabedian stated that he does not allow it in Milford either as this is something that needs to be learned with hands-on experience.

Motion made by Mr. Chase that the Board not allow on-line choke saving certifications to meet minimum anti-choking procedures for food establishments. Motion seconded by Ms. Criasia; the vote was all in favor.

Wal-Mart: Building Permit Application for Hair Salon: The Board discussed a pending building permit application for the construction of a hair salon in the Wal-Mart store at 100 Valley Parkway noting that the existing septic system is in failure. Ms. Gniadek informed the Board that the 30,000 gallon septic tank is acting as a holding tank and that the wastewater is being pumped out on an almost daily basis – they pump between 15,000 and 30,000 gallons each week from this tank.

Mr. McKeon explained to the Board that he spoke with Jim Malley, Title 5 agent to the Board, who spoke with Dave Boyer at the Department of Environmental Protection regarding this matter and that they were in agreement that since the septic tank is now serving as a holding tank then the Board can allow the hair salon waste water to enter the septic tank as it is being pumped out and is not entering the sewage disposal system area. If the facility connects to the Sutton Municipal sewer system, as is currently being discussed, then this issue is moot since it is okay for hair salon wastewater to enter the municipal sewer. If they decide to construct a new sewage disposal system area then the hair salon waste will need to be re-directed into a separate holding system and that will need to be reflected in the sewage disposal plans when applying for Board of Health approval.

Mr. Cella and Mr. Garabedian argued against allowing the hair salon wastewater to enter the septic tank.

Mr. Cella made motion that the Board will only sign off on the building permit application if a separate holding tank system for hair salon wastewater is constructed as part of the building permit plan. Motion seconded by Mr. Garabedian. The vote was 3-2 in favor; Mr. McKeon and Ms. Criasia voted in opposition of the motion.

Trash Hauler Renewal – Valley Disposal: No action was necessary as this trash hauler has since complied with the regulations of the Board and has been issued his 2015 Trash Hauler license.

Regulations - Bodyworks: The Board reviewed regulations governing Bodyworks recently adopted by the Town of Weymouth. These regulations were hand-delivered to the Board for their consideration by Richard Vacca, a resident of another community. The Board indicated that they had no desire to pursue local regulations governing bodyworks at this time.

Correspondence: The following correspondence was distributed to the Board:

- *Attorney General Approval Letter of Board of Health Article #12 from the Fall Town Meeting held October 28, 2014*
- *Memorandum re: Spring Annual Town Meeting – May 5, 2015.* The Board discussed the placement of two articles for the establishment of revolving accounts for the collection of food permit fees and compost site stickers. The food permit fee account would be used to pay the health inspector salary, purchase supplies related to her duties, and also to pay a portion of the Board of Health Administrator salary. The compost site revolver would be used to pay the compost site monitor, purchase stickers for the compost site and to pay a portion of the BOH Administrator salary.

Motion made by Mr. Cella to place the following Articles on the Spring Annual Town Meeting Warrant:

ARTICLE #1

To see if the Town will vote to authorize a revolving account pursuant to MGL Chapter 44 Section 53E ½ for the Northbridge Board of Health to receive funds from food related permit fees, plan reviews, and non-compliance fees and to authorize the Northbridge Board of Health to spend these funds to carry out the duties of the Board of Health including but not limited to inspections, plan reviews, purchasing of supplies and any other administrative related costs, provided however, that the maximum amount of money that can be expended from the account for FY 2016 is \$20,000.

ARTICLE #2

To see if the Town will vote to authorize a revolving account pursuant to MGL Chapter 44 Section 53E ½ for the Northbridge Board of Health to receive funds from the sale of compost site stickers and to authorize the Northbridge Board of Health to spend these funds to carry out the duties of the Board of Health including but not limited to the salary of the compost site monitor, the purchase of the supplies and any other administrative related costs, provided however, that the maximum amount of money that can be expended from the account for FY 2016 is \$10,000.

Motion seconded by Mr. Chase; the vote was all in favor.

Motion made by Mr. Garabedian to increase the compost site sticker fee from \$15 to \$20. Motion seconded by Mr. Chase; the vote was all in favor.

There being no further business, motion to adjourn at 8:10 PM was made by Mr. Chase and seconded by Mr. Cella – all in favor.

Attested by,

Jeanne M. Gniadek, Administrator

List of Documents utilized by Board of Health
Meeting Date: March 3, 2015

- 1) DRAFT Meeting Minutes of February 3, 2015
- 2) Sammy's Restaurant
 - a. Letter from BOH dated February 23, 2015 re: Quarterly Inspections
 - b. Food Establishment Inspection Report dated February 21, 2015
 - c. Photos taken by Health Inspector during inspection of 2/21/15
- 3) Jumbo Donut – summary of inspections for past year – memorandum from BOH Administrator (2/26/15)
- 4) Sparetime Recreation – BOH Order to obtain food permit dated January 15, 2015
- 5) Choke-Saving: Note on Subway inspection report by Health Inspector for BOH to determine whether on-line choke-saving training meets minimum requirements.
- 6) Wal-Mart – Office notes to BOH regarding building permit application for hair salon
- 7) *Trash Hauler Renewal: Valley Disposal - No documents – this matter was passed over*
- 8) Regulations – Bodyworks: Copy of regulations from Town of Weymouth
- 9) Correspondence
 - a. Memorandum re: Spring Annual Town Meeting – May 5, 2015
 - b. Attorney General Letter re: Approval of Article #12 (Fall Town Meeting 10/28/14)