



TOWN OF NORTHBRIDGE
BOARD OF HEALTH

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The Northbridge Board of Health approved these minutes at a meeting held June 7, 2011.

MEETING MINUTES - May 10, 2011

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

Minutes: A motion was made by Ms. Thompson to accept the minutes of **April 5, 2011**. Motion seconded by Mr. Chase; the vote was 3-0 in favor.

Housing – 2741 Providence Road - Hearing: Present for this hearing was Mr. Roger Mathieu, property owner, and his daughter. Mr. Mathieu requested a hearing before the Board after receipt of an Order to Correct Housing Code violations at this property. Also present was Robert A. Parker, Jr.

Mr. Mathieu reviewed the violations with the Board and informed them that each violation has been addressed. He stated that he has a pest control company that treats the property twice annually and that there has never been a mouse problem. He informed the Board that the tenant does not maintain her property and that may be the reason why she is having a problem with mice. Mr. Mathieu informed the Board that this tenant has not paid rent for several months.

Mr. Mathieu asked that he be present when the Health Inspector comes back to re-inspect. Ms. Gniadek stated that he would be contacted with the date and time but that the Board did not have the right to allow him access to the tenant's unit. He stated he was fine with that as he wanted to check out the common areas with the inspector.

At the close of the hearing, tenant Lacy Piermarini arrived. The Board informed her that the re-inspection would be done next week and that Mr. Mathieu has indicated that all violations have been corrected. She stated that that was not true – the mold in the bathroom and the problem with mice has not been rectified. The Board stated that if that is true, then the Inspector will note that in his report and further action will be taken.

Housing – 273 Providence Road – Issuance of Emergency Order to Correct: The Board reviewed the Emergency Order to Correct requiring that the owner of this property, Robert Bosma, remove all trash and debris from the property. Photos taken from an abutting parcel of land, a day care center, show enormous piles of trash, debris, construction materials, and abandoned vehicles. The Order was cc'd to the Town Manager, Building Inspector, Fire Chief, and the owner of the day care center.

Mr. Bosma was present for this meeting. He stated that he has made two trips to Berkowitz so far to dispose of some of the debris and that he has someone coming in to remove a couple of the cars. He stated his concern that the Order only allowed him 14 days to clean up the property.

The Board agreed to grant additional time and will instruct the Health Inspector to re-inspect in 30 days and to report those findings to the Board.

Food Establishment Inspection Report Review: The Board reviewed the most recent food establishment inspection reports.

Food Establishment Inspections – Health Agent – Pay Rate: The Board reviewed an email from Ms. Terry Gilchrist, Restaurant Inspector, requesting an increase in her pay rate for inspections conducted as a result of a complaint received in the Board of Health office. A spreadsheet of complaint-type inspections since July 2009 was reviewed by the Board. The spreadsheet indicated the name of the establishment, date of inspection, reason for inspection and time taken to conduct that inspection.

Due to lack of funding in the current budget as well as the budget for FY 12 the Board tabled this matter to a future agenda pending the possible establishment of a revolving account for food service permit fees and non-compliance fees.

Title 5 – Local Upgrade Request – 126 South Tessier Street: The Board reviewed a letter from Michael and Kelly Baillargeon asking permission to replace their septic tank with a 1,000-gallon tank rather than the required 1,500-gallon tank. Mr. Malley conducted a site inspection of the property and reported to the Board that he was unclear as to why the 1,500 gallon tank cannot be installed as the difference in dimensions for these tanks is not very significant. His letter to the Board suggested that they seek additional information to clarify this request.

Ms. Thompson motioned to approve local upgrade allowing the 1,000-gallon tank replacement instead of the required 1,500-gallon tank replacement. Mr. Chases seconded this motion; the vote was 2-0 in favor; Mr. McKeon abstained.

Code of Regulations: The Board reviewed existing regulations governing Outdoor Wood Burning Furnaces (OWB), state regulations adopted after the Northbridge regulations were adopted, and a DEP Fact Sheet on OWBs. The Board needed to determine whether to amend their current regulations or to simply eliminate the local regulations and follow the state regulations.

Ms. Thompson motioned to remove the local regulations and to simply abide by the state regulations governing Outdoor Wood Burning furnaces. Motion seconded by Mr. Chase; the vote was all in favor.

JOEL Rubbish - Update: Ms. Gniadek informed the Board that the Certified Mail being sent to the PO Box for this company is not being picked up by the owner. She stated that she found a street address for the company and that the latest letter sent to that address by certified mail was signed for. Ms. Gniadek stated that she is not sure whether this company is still conducting his trash collection business in town. The Board stated that they were reluctant to pursue additional fines since the owner did pay for his permit he just hasn't completed the required paperwork. Ms. Gniadek stated that she would try once again to make contact with him to get this matter resolved.

Earth Removal Board Appointment: The Board reviewed an email from Vice Chairman Chris Cella to DPW Director Richard Sasseville resigning as the Board of Health designee to the Earth Removal Board – Mr. Cella currently serves as the Chairman of that Board. The matter of selecting another designee for this position was tabled to the next meeting.

Old & New Business: Mr. Chase informed Ms. Gniadek that the **Quaker Street Landfill** would only need a simple mowing as there is no significant brush growth on the slopes of this site.

Correspondence: NONE.

There being no further business, motion to adjourn at 8:05 PM was made by Mr. Chase and seconded by Ms. Thompson – all in favor.

Attested by,

Jeanne M. Gniadek, Administrator

Board of Health Minutes – May 10, 2011

List of Documents utilized by Board of Health
Meeting Date: May 10, 2011

- 1) DRAFT Minutes of April 5, 2011 Meeting
- 2) Housing – 2741 Providence Road
 - a) Hearing Request letter from Roger Mathieu dated April 25, 2011
 - b) Board of Health letter to Mathieu scheduling hearing – letter dated May 4, 2011
 - c) Housing Inspection Report for 2741 Providence Road dated April 9, 2011
- 3) Housing 273 Providence Road – Emergency Order to Correct dated April 28, 2011
- 4) Food Establishment Inspection Reports
 - a) Hawksnest Tavern – Routine: 4-9-2011 (2 CRITICAL Violations)
 - b) Jumbo Donuts – Routine: 3-25-2011 (1 CRITICAL Violation)
 - c) Jumbo Donuts – Re-inspection: 4-8-2011
 - d) Mumford Knights of Columbus – Routine: 4-16-2011
 - e) New England Pizza – Re-inspection: 4-8-2011
 - f) St. Camillus Health Center – Routine: 4-15-2011 – CERTIFICATE OF MERIT AWARD
 - g) Subway @ WalMart – Routine: 3-26-2011 (1 CRITICAL Violation)
 - h) Sunshine Haven – Routine: 4-1-2011 (2 Critical Violations)
 - i) The Gray Barn – Re-inspection: 4-8-2011
 - j) The Grill – Routine: 3-25-2011
 - k) The Valley Café – Re-inspection: 4-8-2011
 - l) Village House of Pizza – Routine: 4-2-2011 (1 CRITICAL Violation)
 - m) Wal-Mart Supercenter – Routine: 4-29-2011 (2 CRITICAL Violations)
 - n) West End Creamery – Routine: 3-26-2011
 - o) Whitinsville Golf Club – Routine: 4-9-2011 (2 CRITICAL Violations)
 - p) Whitinsville Golf Club – Re-inspection: 4-15-2011
 - q) Windsor Corner Restaurant – Re-inspection: 4-9-2011
 - r) American Legion Concession Stand
 - s) Balmer Concession Stand
 - t) Whitinsville Christian Concession Stand
- 5) Pay Rate for Complaint-Type Food Establishment Inspections
 - a) Email dated March 7, 2011 from Terry Gilchrist
 - b) Listing of FY 10 & FY 11 Complaints
- 6) 126 South Tessier – Local Upgrade
 - a) Baillargeon letter dated March 31, 2011
 - b) Malley Engineering Letter dated May 5, 2011
 - c) Page 1 of Title 5 Inspection Report dated September 22, 2010
- 7) Code of Regulations Review
 - a) Email to BOH from Jeanne Gniadek dated April 26, 2011
 - b) DEP Fact Sheet on Outdoor Hydronic Heater Regulation
 - c) Current OWB Regulations
 - d) 301 CMR 7.26 (50) through (54)
- 8) JOEL Rubbish – no documentation for review
- 9) Email from Chris Cella dated April 21, 2011 – resignation from Earth Removal Board
- 10) Correspondence - NONE