



**Chelmsford Board of Health  
Minutes of the Board of Directors Meeting  
Town of Chelmsford  
50 Billerica Road, Room LL02  
Chelmsford, MA 01824  
6:15 p.m., Monday, August 5, 2019**



RECEIVED 2019-09-18 11:10 AM

**Attending:**

TOWN OF CHELMSFORD PATRICIA E. DZURIS TOWN CLERK

Officers: Nicholas H. Parlee, Chairman  
Annmarie Roark, Vice Chairman  
Eric Meikle, MD, Clerk

Staff: Mark Masiello, Environmental Health Inspector  
Michele Grant, Public Health Inspector  
Carole McCaul, Departmental Assistant  
Sue Rosa, Health Director *(by remote)*

**Call to Order:** Meeting called to order at 6:15 p.m. by Nicholas Parlee, Chairman  
Town Offices, Board of Health Room, 102

**Approval of Minutes**

Upon Motion made by Annmarie Roark, seconded by Eric Meikle, it was voted unanimously to approve the minutes for the Board of Health Meeting for July 1, 2019.

**Hearing:**

Chairman Nick Parlee moved the hearing up to 6:15pm:  
121 Brick Kiln Road, Attorney Michael Bonenfant, Michael Bonenfant and Associates, LLC; Jay Zaino, Manager of GxP Properties.

Purchased building in 2009

Pumped regularly & serviced every two years

Title V done in September and passed

\$300,000 to \$500,000 quote to hook up to sewer in Chelmsford. Hardship is selling building for est. one million dollars and to tie in could be \$500K. Sewer on Alpine Street in Billerica is available. Spoke with Town of Billerica and would take at least three years to pass through system and no guarantee they would be able to hook up

Owner looking for reassurance from Town that after purchase they will not be forced to tie in. Town Council reported that they could not make guarantee.

Bonefant reported that current owner never received notice to tie into sewer when he purchased building.

Variance not granted due to not being in the bylaw and that based on Title V does not have a provision for a variance. There will not be an immediate need to force a 30- day tie in notice. If the system failed, a pre-treatment septic system would be required unless sewer tie-in was closer and wasn't resulting in financial hardship.

The hearing ended at 6:43pm without a vote or comments from the Board

### **Outgoing Correspondence**

Wotton Street called out by CPD for violations (home filthy and has sanitation problems) in apartment; order was written and sent out. For building, it was structural problems.

Upon Motion made by Eric Meikle, seconded by Annmarie Roark, it was voted unanimously to accept the outgoing correspondence.

### **Incoming Correspondence**

Mosquito Control Project: discussion regarding spraying and possibility of maybe spraying along bike path in the future.

Lake testing being posted as Pass/Fail and will continue to be posted as such

Regarding the lakes, Michele Grant mentioned to the Board about an aeration unit that can be put into the beach water that helps aerate and move the water. Ms. Grant stated that this unit is very effective especially during the high heat season. This unit is put into the water tanks according to the Water Department to help circulate and aerate the water. Ms. Grant mentioned there may be grants available for this type of unit. Ms. Grant had been able to find some information on these units. Ms. Grant reports needing to obtain more information regarding these units.

Discussion about people's exposure to bats and rabies testing and potential need for Rabies vaccine.

Upon Motion made by Nicholas Parlee, seconded by Annmarie Roark, it was voted unanimously to accept the incoming correspondence.

### **Old Business**

A brief discussion was held regarding updates on the Chelmsford Mobil Mart including the required removal of products in a timely manner, proper paperwork, documentation, monthly inspections, fees and a refund. It was agreed to leave the deadline date for returning food items to the shelf as is to July 15, 2019.

Plastic straws - Town Manager's Office receiving numerous calls from restaurants. Interpretation is that person has to request a straw. If straws are left out on counter, they have been dispensed / made available without having to ask for it. Board agreed that the interpretation is how the bylaw is written. The of Board of Health interoperates section 144-6-3 use regulations article 22 regulate plastic use straws and stirrers to be interoperates requiring specific requests of the plastics or straw not availability of the plastic straws within the establishment. The Board's interpretation is that a verbal request needs to be made.

### **The following documents included:**

Agenda, August 5, 2019

Minutes from July 1, 2019 meeting

Monthly Reports for July 2019

Telephone Log / Miscellaneous for July 2019

Copies of Board of Appeals Memorandums

Notice dated July 2 2019 to retailers selling tobacco products regarding current Tobacco Regulations adopted July 1 2019

Warning letter dated July 8 2019 to Bay State Disposal for early dumpster removal; regulations enclosed

One animal bite; bat tested negative for rabies July 8 2019

One beaver permit dated July 11 2019

Current permit dated July 15 2019 for Chelmsford Mobil Mart

Order Letter dated July 19 2019 to home owner/landlord siting unsanitary conditions and violations

Letter dated July 25 2019 to Tanning facility regarding violations of codes to operate

Notification report dated May 10 2019 from Clean Harbors regarding kerosene release

Letter dated July 9 2019 from Sovereign Consulting, Inc. regarding remedial monitoring at 188 Princeton Street

Records request dated July 17 2019 regarding residents not connected to Town Sewer

Email Hearing Request regarding 121 Brick Kiln Road from Attorney Michael Bonenfant dated July 24 2019

Lake testing results for the month of July 2019

Memo dated July 18 2019 from Central Mass Mosquito Control Project regarding adult spraying mosquito control program for the month of August in Chelmsford

Request for Relief Booklet: 121 Brick Kiln Road including Town of Chelmsford Sewer By-Laws; Map of Current Sewer Location, Brick Kiln Road, Chelmsford; Map of Current Sewer Location, Alpine Street, Billerica; Water Usage March 12 2019 to June 12 2019 and Title V Inspection passed December 12 2018

**Other:**

15 Sylvan Street- 15 Sylvan Street- Called by CPD due to unsanitary conditions (feces on floor, food left on counter), Owner did not give permission to enter residence (owner was found lying on floor after 4 days and was incoherent).

Truth about Vaccines presentation by Dr. Meikle very well received. Question regarding if exception for vaccines has been passed in MA, not yet. Dr. Meikle stated that there will be an exception for medical reasons but not for religious. All major religions accept vaccines.

Rosie's Diner will be on TV show Kitchen Impossible on August 17<sup>th</sup>

Upon Motion made by Nicholas Parlee, seconded by Annmarie Roark, it was voted unanimously to accept Other business.

Upon Motion made by Nicholas Parlee, seconded by Eric Meikle, it was voted unanimously to adjourn the meeting at 7:26 p.m.

**Next Scheduled Meeting:**    *September 9, 2019 6:15pm:*  
*Chelmsford Town Hall*  
*Board of Health Office, Room 102*