

NORTH ATTLEBORO BOARD OF HEALTH

Meeting Minutes of  
July 29, 2010 6:00 pm

In attendance: Donald Bates, Chairman; Jonathan Maslen, Member; Agents: Rob Casper and Robert Davis.

Visitors: Rolando Serena of Quizno's; Michael Kelly of 36 Orne Street; Kimberly Gallagher from Shovelheads Tattoo; Lieu Nguyen from Fancy Nails; Steven Wry of Land Planning Inc.

Chairman Donald Bates opened the meeting at 6:01 PM.

**LICENSES:**

Kimberly Gallagher appeared before the Board to answer the Members' questions regarding her application for a Body Art Apprentice Practitioner license to work at Shovelhead's Tattoo, Ink. At 96 North Washington Street, N. A. Discussion ensued.

**MOTION** made by Mr. Maslen to grant a Body Art Apprentice Practitioner's license to Kimberly Gallagher of 90 Lime Street, Newburyport, MA. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

Rolando Serena appeared before the Board to answer the Members' questions regarding her application for a Food Service license for Quizno's Subs at 429 South Washington St, N. A. In the discussion that ensued, the Members expressed concern that the applicant was the only ServSafe certified employee, but Mr. Serena advised that another ServSafe certified manager was already hired.

**MOTION** made by Mr. Maslen to grant a Food Service license to Rolando Serena for Quizno's Subs at 429 South Washington St, N. A., pending an inspection by the Health Agent. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

Steven Wry appeared before the Board to answer the Members' questions regarding an Engineering license application for Norman Hill and a Soil Site Evaluation license application for himself working for the same company, Land Planning, Inc. of 1115 Main Street, Hanson, MA. Discussion ensued.

**MOTION** made by Mr. Maslen to grant Engineering license for Norman Hill of Land Planning, Inc., 1115 Main Street, Hanson, MA. Seconded: Mr. Bates. With no further discussion, all in favor, motion passes 2-0.

**MOTION** made by Mr. Maslen to grant a Soil Site Evaluator's license for Steven Wry of Land Planning, Inc., 1115 Main Street, Hanson, MA. Seconded: Mr. Bates. With no further discussion, all in favor, motion passes 2-0.

Lieu Thi Nguyen appeared before the Board to answer the Members' questions regarding her application for a Manicuring/Nail Salon Establishment for Fancy Nails at 999 South Washington St, N. A. Discussion ensued.

**MOTION** made by Mr. Maslen to grant a Manicuring/Nail Salon Establishment license for Fancy Nails at 999 S. Washington Street, N. A., pending an inspection by the Health Agent. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

**36 ORNE STREET:**

Mr. Michael Kelly, owner of 36 Orne Street came before the Members’ to appeal the housing violations cited for his property in complaint #10-31. After Mr. Kelly’s presentation, discussion ensued.

**MOTION** made by Mr. Maslen to grant Michael Kelly a suspension of the corrective action deadlines on all violations cited except items 1, 4, 16 & 18, which shall be completed by August 13, 2010, contingent upon the premises being vacated and documentation provided to the Board of the eviction date established by the Court, as well as reinspection prior to reoccupancy. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

**215 ELLIS ROAD:**

Mr. & Mrs. Stephen Sarcia appeared before the Members’ to provide documentation and additional information with respect to the substandard septic system on their property at 215 Ellis Road and the stable license they had requested. The Sarcias presented an engineer’s contract to complete a set of as-built plans of their septic system and an unsigned letter from the abutting property owner, Owen Kiernan, with respect to the amount of acreage under lease. Considerable discussion ensued.

**MOTION** made by Mr. Maslen to grant Mr. & Mrs. Stephen Sarcia a variance to the Stable Regulations in order to use the 20 acres of leased land contiguous to their property in the calculation of the number of horses stabled, contingent upon receipt of Mr. Owen Kiernan’s signature on the leased land letter presented to the Board. Seconded: Mr. Bates. After more discussion, all in favor, motion passes 2-0.

**MOTION** made by Mr. Maslen to extend the deadline for submission of a completed as-built septic plan to the Board until the 1<sup>st</sup> Board of Health meeting in November, at which time the Members will revisit the issue. Mr. & Mrs. Sarcia will be sent a letter to remind them of the date, time and place of the November meeting. Seconded: Mr. Bates. After additional discussion, all in favor, motion passes 2-0.

**RECESS:**

The Members took a three minute recess.

**MINUTES:**

**MOTION** made by Mr. Maslen to accept the minutes of July 13, 2010. Seconded: Mr. Bates. No discussion, all in favor, motion passes 2-0.

**HEALTH AGENT’S MONTHLY REPORT FOR JUNE 2010:**

Assistant Health Agent Rob Casper presented his Health Agent’s Monthly report for June and answered the Members’ questions.

**MOTION** made by Mr. Maslen to accept the Health Agent’s Monthly Report for June 2010. Seconded: Mr. Bates. After discussion, all in favor, motion passes 2-0.

**OLD BUSINESS:**

Floor Drain, e-Cigarette & Trash Recycling Regulations

Mr. Davis reported that the Department has not received any inquiries to date regarding any of the recently adopted regulations approved by the Members.

Septic Regulation-Draft #1

Mr. Davis explained that the revised Septic Management regulation they have been requesting was underway, and a representative first draft has been included in their packets. Especially as the revision was a work in progress, Mr. Davis welcomed everyone's comments and suggestions. Recommendations from Assistant Health Agent, Rob Casper and Bill McDowell of the Department of Public Works should be included in the next draft.

Beals & Thomas

The firm of Beals & Thomas has been selected as the Town's Single Consulting Engineer to review all subdivision plans submitted to the Town on behalf of the Board of Health, Planning Board and Conservation Commission. Mr. Davis is due to meet with the firm's principal next week.

SUV Repairs

The dealer has advised that work has been completed on the Health Department's SUV and it will be road tested to see how well it runs. The Finance Committee has granted the Board two Reserve Fund Transfers to pay for the cost of the SUV's repairs, but the problem still to overcome is that the repair will straddle two fiscal years creating some accounting issues.

**COMPLAINT LOG:**

119 East Street

Trent Davis, the owner of 119 East Street failed to show up for Housing Court in the civil case between tenant and the owner.

**DIRECTOR'S REPORT:**

Livescribe pen

Since the move to the Water Department from Town Hall due to the flooding, the Livescribe pen cradle has been missing, requiring use of the old analog tape recorder for the Board meetings, however the cradle has now been found and Livescribe will be put back on line as soon as possible.

**ADJOURN:**

There being no further business to discuss, a **MOTION** was made by Mr. Maslen to adjourn the meeting at 8:40 PM. Seconded: Mr. Bates. No further discussion, motion passes 2-0.