

TOWN OF LANCASTER
BOARD OF HEALTH
Prescott Building Nashaway Meeting Room
May 9, 2018

Present: Stephen Piazza, Chair, and John Farnsworth

Also Present: William Brookings, Agent, Nashoba Board of Health

List of Documents:

- Agenda
- Letter from
- Draft of the Regulations of The Lancaster Board of Health Restricting the Sale of Tobacco Products
- Letter dated May 8, 2018 from Ken Farbstein concerning the Regulations
- Miscellaneous Brochures concerning tobacco products and kids
- Abandoned Housing Initiative List and Folder
- Letter dated April 26, 2018 from Anthony Conklin concerning 1920 Main Street
- Email dated May 7, 2018 from David Fraser concerning the 2372 North Main Street
- Sewage System Variance Request Letter-489 Cleverly Cove Road
- BOH Issue Tracker
- Minutes of April 14, 2018

There being a quorum present, the meeting was called to order at 9:10 AM.

Discussions

168 Mill Street-Housing Update-Chairman Piazza updated the Board that the owners have stated the apartment will be unoccupied until June 30, 2018

1920 Mill Street-Update-The Board discussed needed a detailed timeline of when action will be taken at 1920 Mill Street to correct the violations. Chairman Piazza said he would give the owners a call.

Abandoned Housing Initiative-Update

- 2372 North Main Street-Chairman Piazza informed the Board the owner is working with a realtor to sell and they are asking for an extension. Chairman Piazza said he would contact the owners and inform them the Board agrees with the course of action.

246 Chace Hill Road

Present: Mr. Pelletier

William Brookings informed the Board there was a letter in 2004 that stated outstanding issues with the property. He said Mr. Pelletier can't get the designs. The documents the Board have are about the well head extension being corrected, the arsenic removal system and the latest water test free of arsenic.

John Farnsworth made a motion to accept the documentation received and have Mr. Pelletier proceed with his closing. Steve Piazza seconded the motion. No discussion. VOTE: 2-0-0.

Permits

- **517 White Pond Road-Dbox upgrade**-Mr. Greg Chaput, owner of 517 White Pond Road came forward. He said he proposes to keep a 1500 gallon tank, clean and reinstall trenches. A local variance is needed because the septic tank is less than 25 feet of concrete. They have 22-23 feet. **John Farnsworth made a motion to grant the variance as presented, to reduce the setback by three (3) feet. Steve Piazza seconded the motion. No discussion. VOTE: 2-0-0.**
- **155 Brockleman Road-Dbox**-William Brookings said this is a conditional pass. Once a component is replaced it will be a pass. The Board signed the report.
- **99 Beach Point Road-Dbox**-William Brookings said this is a Dbox replacement from a Title V report. The Board signed the report.

Public Hearing

Chairman Piazza read the Public Hearing into the record thereby convening the Public Hearing at 9:30AM. Chairman Piazza said this hearing is to discuss amendments to the Regulation of the Lancaster Board of Health Restricting the Sale of Tobacco Products as proposed. He said the Tobacco Agent Joan Hamlett is here to answer any questions. He identified the Board received a public comment from Mr. Ken Farbstein supporting the amendments. Also received was a letter of support from Tina Grosowsky, Project Coordinator, Central MA Tobacco Free Community Partnership.

The amendments are a change of the Tobacco Products definition, raising the age to 21 and flavor restrictions.

Joan Hamlett said on April 16, 2018 a copy of the Public Hearing notice and a copy of the draft regulations were hand delivered to all tobacco retailers in Lancaster.

Tina Graskowski from CMTF Partnership explained what jewel is, she said it looks like a flash drive. She explained how it affects people. She handed out brochures and informational documents.

Chairman Piazza asked if there is any documentation that the changes in the tobacco regulations would cause a loss of business. Joan Hamlett said there are some communities that have passed flavor restrictions two years ago and no business has come forward asking for relief saying they lost business.

At 9:58 AM John Farnsworth made a motion to close the hearing. Steve Piazza seconded the motion. No discussion. VOTE: 2-0-0.

At 10:04 AM John Farnsworth made a motion to accept the regulations changes as proposed. Steve Piazza seconded the motion. No discussion. VOTE: 2-0-0.

At 10:06 AM John Farnsworth made a motion to implement the regulation changes effective July 1, 2018. Steve Piazza seconded the motion. No discussion. VOTE: 2-0-0.

Abandoned Housing Initiative-Update

Chairman Piazza said the Attorney General's Office have sent out letter to the owners of five properties on the Abandoned Housing Initiative list.

Discussion Continued:

55 Sylvan Road- Complaint follow up

The complaint on the tracker was closed per the Board of Health.

25 Beach Point Road-Complaint follow up

John Farnsworth said he would do a site visit and Board will address at the next meeting.

496 Harvard Road-Complaint follow up

William Brookings said that he went out with Board of Health member John Farnsworth to do a site visit.

2518 North Main Street

There was a complaint about a soft dumpster left in front of the property. William Brookings will send them a letter.

Jones Crossing-shared septic systems

William Brookings said there are no updates at this time.

State and Local Sewer Regulations

The Board tabled this until the next meeting.

Emergency Beaver Trapping Permit-Langen Road

This is for informational only. The permit was issued because the Department of Public Works said the water level was too high.

Title 5 Inspection Reports

- 99 Beach Point Road-conditional pass
- 114 Grant Way-pass
- 651 Sterling Road-failure
- 103 Kaleva Road-pass
- 294 Brockleman Road-pass
- 55 Brockleman Road

Tracker Status

The Board went over the Issue Tracker spreadsheet. The Board discussed all pending complaints.

Minutes for Approval

The Board reviewed the meeting minutes from the April 4, 2018 meeting.

John Farnsworth made a motion to approve the minutes as written; Steve Piazza seconded.

VOTE: 2-0-0.

General Business

- The Board reviewed the correspondence folder.
- The Board discussed a Portable Septic Permit Application for the Mystical Journey Fair at Bolton Fairgrounds. **A motion was made to approve a portable septic permit for**

Mystical Journey Fair only at the Bolton Fairgrounds with a fee of \$25.00. Steve Piazza seconded the motion. No discussion. VOTE: 2-0-0.

Adjourn

John Farnsworth made a motion to adjourn; Steve Piazza seconded. VOTE: 2-0-0.

The meeting was adjourned at 11:03 AM.

Respectfully submitted,

Debra Dennis
Lancaster Board of Health Office Manager