



# TOWN OF SALISBURY

## BOARD OF HEALTH

JOHN W. MORRIS, DIRECTOR

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DANIEL RICHARD  
RON LAFFELY  
SUE RING  
DENISE PETERSON  
JILL TAPPER

### BOARD OF HEALTH MEETING MINUTES

June 7, 2022

7:00 PM Salisbury Town Hall

#### **Board Members Present:**

Ron Laffely, Jill Tapper, Dan Richard, Sue Ring, Denise Petersen

#### **Board Members Absent:**

None

#### **Staff:**

John Morris-Health Director

*Meeting called to order at 7:00 PM.*

**Minutes** -Approval of meeting minutes from April 5, 2022.

**(Ms. Tapper)** makes a motion to accept the minutes as written. **(Ms. Ring)** seconds that motion. 4 in favor, 0 opposed. Motion carries and is passed. Mr. Richard abstains as he was not present for the meeting

#### **Old Business**

NONE

**New Business** 37 Seabrook Road-Appeal of Violation Notice

**(Mr. Morris)** states the Health Department received a complaint of rodent activity in and around 37 Seabrook Road as there are a number of dumpsters out there. The landowner, Mr. Simard was contacted and an inspection was scheduled for February 17, 2022. A meeting was held on March 10<sup>th</sup> on the property with Michael Wolpert who owns the dumpsters and Mr. Dana Simard. A decision was made that Mr. Wolpert was to remove the dumpsters and move them to his Lafayette Road business address. **(Mr. Morris)** states that when he returned on April 28<sup>th</sup>, the dumpsters were not removed so an order was issued to Mr. Simard to remove the dumpsters. The order was appealed.

**(Mr. Wolpert)** approaches the podium and repeats the timelines as did Mr. Morris. He also states that he spoke to Mr. Vandewalle, (Salisbury Building and Zoning Commissioner) before the visit and that he had no problem with dumpsters. He states there was not trash in the dumpsters but there was some frozen stuff in there.

**(Mr. Wolpert)** states that after this discussion with the Building Commissioner he began to have rodent inspections done and plans to do it monthly. **(Mr. Wolpert)** shows a picture of property and where the dumpsters are located. He states he does not have another place to put them, that they are in the woods, and there has been only one complaint who he feels may be an ex-employee. **(Mr. Morris)** states he spoke with Mr. Vandewalle also, who stated that the property is residential. Mr. Simard does get taxed for the commercial garage out back. Mr. Morris explains that he cannot operate a business in a residential zone and that the Building Commissioner is not in favor of the dumpsters there.

**(Mr. Dana Simard)** approaches the podium and states that he owns the property. He states that no one can see the dumpsters so he is not sure who it would be a nuisance to and that there are none there at the moment.

**(Mr. Richard)** states that it breeds rodents.

**(Mr. Wolpert)** states that when the sewer project is installed and finished on Lafayette Road, the current septic system will be taken out, the ground graded and the dumpsters will then go there. He then passes out a monthly inspection report to the Board.

**(Mr. Morris)** states that even if it complies with Zoning; it may still be a health hazard. **(Mr. Richard)** confirms that the fine is one thousand dollars per day; but no fine has been defined as of yet.

Board members are asked for comments. **(Ms. Tapper)** confirms that Mr. Wolpert owns the property on Lafayette Road and confirms that there will be enough room for the dumpsters once the sewer goes in.

**(Mr. Laffely)** states he drove by Mr. Simard's property and indicated it is so large he could not see the dumpsters from his car; he was trying to determine where the rodent problem is.

**(Mr. Simard)** states there are more than 5 acres there and you can't see the dumpsters from the road as they are hidden.

**(Mr. Wolpert)** is asked if the dumpsters are 'hosed' off at all. Mr. Wolpert responds that he cleans them on his property; not at Mr. Simard's. He explains that sometimes in the winter there is 'stuff' stuck in there because it is frozen. **(Mr. Laffely)** confirms that this is only a temporary solution until the fall.

**(Mr. Wolpert)** confirms, 'on the record' that once sewer is hooked up to his property he will move them. He states he could find another place for storage but it would not be feasible. They are all empty when over there.

**(Mr. Simard)** confirms that the dumpsters are empty because that was a stipulation between them that there would be no trash on his land. That was agreed upon. The most dumpsters over there at one time is 40. Mr. Wolpert has a total of 150.

**(Mr. Morris)** inquires of Mr. Wolpert what prevents him from purchasing property in an industrial/commercial area where there are no residents around. Mr. Wolpert responds that it would be the price/cost of the purchase. Again, he states that most of the dumpsters will go on his property.

**(Mr. Richard)** states that he thinks the order can be abated if the dumpsters remain empty all the time. If there is a Zoning issue, that department can pursue it. **(Ms. Petersen)** confirms that Mr. Wolpert has a contract with LaRosa to check the dumpsters/area on a monthly basis. Mr. Morris suggests a contract until the end of the year. Mr. Wolpert should send in the reports so the Health Department can see what is found. **(Mr. Wolpert)** states that nothing has been found to date; no activity. **(Mr. Wolpert)** states he will extend the contract to 12/31/22 and again confirms that they will be removed when the sewer is in and can be moved to the Lafayette Road property.

**(Mr. Wolpert)** states he will provide the contract within (7) days and monthly reports thereafter. **(Mr. Morris)** states the reports need to be more clear concerning pest activity.

#### **MOTION**

**(Mr. Richard)** makes a motion to stay the order to remove the dumpsters with the condition that Mr. Wolpert has a pest control evaluation and send in reports to the Board of Health monthly for the rest of this year. The contract should be submitted within (7) days; the contract will be valid through 12/31/22. **(Mr. Laffely)** seconds that motion. 5 in favor, 0 opposed. Motion carries and is passed.

#### **New Business**

Public Hearing to determine if a Motel Permit will be issued to Charter Street LLC for the premises located at 110 Lafayette Road, currently known as the Lafayette Inn

**(Mr. Morris)** states the owner of the Charter Street LLC is Patrick Ready. All procedures were explained to Mr. Ready and Attorney Ben Taylor. The public notice was filed in the Daily News for (2) consecutive weeks; Mr. Berube did an inspection on 5/27/22 and so there is an up to date inspection report. **(Mr. Morris)** states there are no outstanding violations so the Board can act in issuing a new permit. **(Attorney Ben Taylor)** states he has nothing to add.

## **MOTION**

**(Mr. Laffely)** makes a motion to accept the transfer of property from the current owner to the new owner. A permit will be issued to Charter Street LLC for 110 Lafayette Road. **(Mr. Richard)** seconds that motion. 5 in favor, 0 opposed. Motion carries and is passed.

**Covid-19 Updates – (Mr. Morris)** states that the Town numbers have gone down. The latest figure as of June 7<sup>th</sup> is 11. He explains that COA Director Liz Pettis keeps a list of people requesting the booster shot. The list reached around 50 so it was conducive for the pharmacy to come to the COA. A clinic is scheduled for next Thursday, June 16<sup>th</sup>. There is a link on the website to sign up. Most of the focus is based on the elderly.

### **Correspondence - None**

A discussion ensued among the Board of the summer meeting schedule. If needed, the next meeting will be on August 6. It was also agreed that if anything urgent develops the Board can meet on July 5<sup>th</sup>.

**(Mr. Laffely)** inquires about the complaint procedure. He asks that if someone makes a phone call into the office, does it create a record. **(Mr. Morris)** responds that the Town phone system sometimes shows a number/name but not always; so it would be an anonymous complaint. It is then decided if emergency or what. The Department requires that a complaint form be completed. If it is on paper it is logged and on the record.

### **Health Officer and Nurse Reports –No reports until the end of the quarter.**

### **Correspondence - None**

### **Public Comments – None**

## **ADJOURN**

**(Ms. Ring)** motions to adjourn; Mr. Laffely seconds. All vote in favor to adjourn, 0 opposed.

Regular public meeting is adjourned at approximately 7:32 PM

Date: September 6, 2022

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Dan Richard

  
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Sue Ring

  
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Ron Laffely

  
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Jill Tapper

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Denise Petersen

Respectfully submitted by Teresa K. Mahoney

  
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Teresa K. Mahoney

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Date