



TOWN OF SALISBURY

BOARD OF HEALTH

JOHN W. MORRIS, DIRECTOR

SALISBURY TOWN HALL
5 BEACH RD.
SALISBURY, MA 01952

TEL: 978-462-7839
FAX: 978-462-4176

DANIEL RICHARD
RON LAFFELY
SUE RING
DENISE PETERSON

May 1, 2018 BOARD OF HEALTH MEETING MINUTES

7:00 PM Salisbury Town Hall

Board Members Present:

Dan Richard, Ron Laffely, Sue Ring and Denise Peterson

Staff:

John Morris-Health Director

Meeting called to order at 7:00 PM.

Minutes

Approve minutes from March 6, 2018.

D. Peterson makes a motion to accept the minutes as written. Ron Laffely seconds that motion. 4 in favor, 0 opposed. Motion carries and is passed.

Old Business

None

New Business

1) Title 5 Enforceable Agreements/Sewer Project.

Mr. Morris explained that this is an enforcement tool for the Health Department. It is not a waiver. The homeowner will understand what they are getting into if sewer not approved. Some owners are installing the systems anyways especially if they are selling their home.

All towns use these agreements; it is an interim measure.

Health Nurse Quarterly Report to the Board

January 2018-March 2018. The Board discussed report and the flu vaccine effectiveness.

Health Officer Report

3rd Quarter FY2018 Inspection Report (January-March 2018)

Discussion on the report itself; Mr. Morris will refine and enlarge the report.

Ms. Peterson discussed re-inspections as (2) establishments were on the report. She asked if that means something found is critical or can they assume the re-inspections were OK/passed.

Mr. Morris advised that if an inspection was critical, the **Board** would be notified/or owner would come before the board.

Ms. Peterson asked if it was necessary that the Board know who/what it is.

Mr. Richard advises the Board does not mention the name publicly. This has been discussed in the past.

Mr. Laffely states the Board is not interested in the information being public; just wants more education on what the problem is.

Mr. Richard requests that certain data be provided to the Board such as what was found wrong and how it was resolved.

Mr. Morris will speak with the Board of Health Administrative Assistant and discuss a new reporting method; such as types of violations and how they are resolved. We will begin with any re-inspections from April through June.

Correspondence

Healthy Communities Tobacco Control- **Mr. Morris** discussed the role of the agency.

Barnstable County Tick Information-**Mr. Morris** advised that a State Rep wants to place tick information under Mosquito Control. Local Health Boards do not want to do tick control as it would be a big project especially where Salisbury has a high rural area.

Email(s) from **C. Papandrea**-dated March 21st and April 19th:

C. Papandrea 3/21/18 advises she has forwarded information regarding the Mass Association of Health Boards to the current Salisbury members. She states the past board members were part of this is. She continues to explain the benefits of joining, such as workshops with other towns, how the board interfaces with state BOH, can join via the website, can see what other towns/cities are working on, etc. Ms. Papandrea's concern is what is the Board's role in marijuana retail? She just wanted to make the Board aware that people are working on this already.

The email also introduces a certificate program for marijuana regulations from the state. (i.e., permitting, inspections, fees, etc.).

Mr. Morris does not think the Board should be involved. The Zoning aspect has been addressed in town; a building on Elm Street has been approved. The Town Manager will be discussing with Town Counsel. The regulations are very comprehensive.

Mr. Morris advised that marijuana infused products such as brownies, cookies, etc. are exempt from the state food code. Much expertise is needed that the Town does not have right now.

Mr. Richard will table this discussion to the July meeting; the Board will look through the presented material. The next meeting of June 5th would be too soon to go over all this information. Tabled until July 17th meeting.

C. Papandrea -4/19/18 correspondence concerning motels having cooking facilities, rental mobile homes, etc.

Ms. Papandrea starts general discussion on some hotels and cabins in town with kitchens which do not have Certificate of Habitability. One motel became a dwelling unit because kitchens were put in. She continues to explain the history of the Certificate Program. Some hotels have stovetops, cannot have cooking facilities. People can stay no more than 90 days, must be transient. No occupancy taxes being paid; town losing revenue, etc.

Mr. Richard states that when this came up in the past, it was looked into and discussed many times. **Mr. Morris** states an investigation was done and the Board knows exactly who has cooking facilities. **Ms. Papandrea** states there are cabins on Beach Road that are dwellings with no second egress, cooking facilities, and are rented year round. There are no vacancies because people live there.

Mr. Morris stated that these issues go back and forth; even prior to him working for the town.

Mr. Morris states that when someone is renovating, that is when they will get into compliance.

Mr. Richard will pull the minutes that have information on this and look into it. Some units with stove tops may be grandfathered in; this can be prevented in the future.

Mr. Laffely states this could be more of a zoning and building code issue. The Board of Health would determine the cleanliness of a building, i.e. free of insects etc. The physical attachments are more a building issue. A Statue of Limitations may apply here for current rooms.

Mr. Richard wishes to continue this to next meeting; to be put as an agenda item. He agrees with Mr. Laffely's statement.

Ms. Papandrea states the Board should create the regulations to deal with this and is glad the situation is being looked into.

Mr. Richard is not convinced the Board of Health is responsible for this. It will be looked into.

C. Papandrea states there is also a mobile home issue. Mr. Morris explained the regulations. Again, this has been discussed in the past as it pertains to the 'park' situation.

Mr. Laffely states that mobile homes are allowed anywhere as the zoning has changed in the past 10 years. Mr. Laffely states that again, this seems to be a zoning issue here but if a home is uninhabitable such as having a septic problem, etc – then the BOH would be involved. Mobile homes are grandfathered.

Ms. Papandrea suggests she is talking about rental units. 1 owner, 1 land, 1 lease. Should it be a park?

Mr. Morris stated that if a park, not every unit is inspected.

Members Report

None

Public Comments

C. Papandrea- in reference to the general Complaint Form; would the Board consider a form that is anonymous? **Ms. Papandrea** stated that after she filed a complaint, she was retaliated against and other residents have expressed that same feeling to her. She stated that the Police Department has anonymous reporting. Does it have to be reported who made the complaint?

Mr. Morris stated that it is a public record and complaints would increase if no name is required.

Mr. Richard requested more discussion at next meeting.

Ms. Peterson inquired about the policy? Mr. Morris states the department does not accept any that are not signed. After discussion the Board agreed to keep the Complaint Form as is.

Mr. Morris stated that Tobacco Control did a compliance check on April 19, 2018 at Raja Smoke Shack. An underage buyer was sold cigarettes. They had recently opened in January and will hopefully learn from this. They paid the \$100 fine.

Mr. Richard asks that the Board read the marijuana regulations for the July meeting. A discussion will take place and a decision will be discussed if the Board is going to take on any of the Town regulations. The Board will discuss as a group.

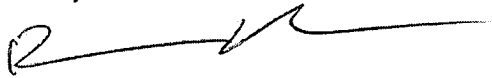
Next Meeting is scheduled for July 17, 2018.

Adjourn

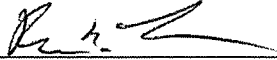
Ms. Ring motions to adjourn, **Mr. Laffely** seconds the motion. 4 in favor, 0 opposed.

Meeting is adjourned at 7:50 PM.

Date: 07/17/18




Daniel Richard



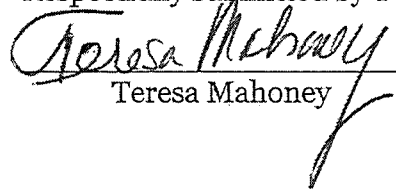
Ron Laffely

Sue Ring



Denise Peterson

Respectfully submitted by Teresa Mahoney



Teresa Mahoney

7/17/2018
Date