

## BOARD OF HEALTH

Minutes of Meeting of September 18, 2012

Board members Carol Bradford, Chairman McNamara, Robert C. Leupold, Health Director and Michele Korman, Health Coordinator were present in the DPW conference room at 7:25pm and the meeting commenced at 8:07pm.

1. Minutes of Meeting of June 19, 2012 were approved.
2. Invoices were approved.
3. Correspondence was reviewed and included the following:
  - (a) Draft 8/23/07: Animal Regulations/ Board of Health, Sudbury
  - (b) B & D Associates e-mail to Health Director, RCL, Sharps Disposal: 8/17/12
  - (c) Town of Framingham/Board of Health: Article 1: Citizen's Petition: Chemicals on Real Estate Property: 8/25/12
  - (d) Town Accountant memo: FY '12 Carry Forward Request
  - (e) Sudbury Water District memo: 2011 Water Quality Report: 6/28/12 (f) DPH memo: nationwide overexposure to methylene chloride-based strippers
  - (g) Planning Board memo: Notice of Application for Senior Residential Community: Preliminary Plan: 7/27/12
  - (h) Board of Health memo to the Planning Board: 40 Tall Pine Drive: Base-Count Lot Plan: 7/24/12
  - (i) Selectman memo: Notice of Public Hearing: 9/4/12
  - (j) Planning Board memo: Notice of Site Plan Submission: Northern Bank & Trust Company: 430 BPR: 8/22/12
  - (k) Planning Board memo: Rugged Bear Plaza Site Plan Modification: 410 BPR: 8/29/12
  - (l) MetroWest Health Foundation: Fall 2012 Grant Guidelines
  - (m) Dept. of Public Works memo: August 2012 inspection report: Sand Hill Sanitary landfill
  - (n) David Henley e-mail: Memorandum on East Middlesex Mosquito Control Project Activities: 8/16/12
  - (o) DPH memo: Second human case of WNV in Middlesex County
  - (p) Sudbury CERT Newsletter: Issue 13/Fall 2012
  - (q) East Middlesex Mosquito Control Project memo: request of a Mosquito Management Plan: 5/21/12

(r) Board of Selectman Liaison Assignments: 2012-2013 (s)  
Sudbury BOH Nurse Activity Update: Apr-June 2012 (t)  
Paula Adelson retirement letter: 9/1/12  
(u) FY '13 Trust Fund Request  
(v) Accounting spreadsheet: Monthly statement: Aug. 2012: FY '13 (w)  
Accounting spreadsheet: Monthly statement: July 2012: FY '13 (x)  
Accounting spreadsheet: General Fund Revenues: July 2012: FY '13 (y)  
DNH Homes: Phase I: Erosion & Sedimentation Control Plan

Agricultural Commission: Warrant Article 5: Chemical Use  
Present:

- (1) Laura Abrams
- (2) Karen Hodder
- (3) Jim Hodder
- (4) John Donovan

- RCL, Health Director discussed the Framingham Board of Health and how they were not supportive of this warrant article.
- Laura Abrams: discussed that the proposed warrant article did not pass in Framingham. Asked the Board whether or not they have decided to support this article
- Jim Hodder: Talked about the Analysis of Pesticide and how presently there is no one at the state level qualified to analyze all of the chemicals in use. He concurs that it should be left to the EPA/ Federal government to handle
- Chairman McNamara: discussed that there would be enforcement issues, No one to enforce this regulation
- Laura Abrams: discussed needing to find out more information regarding the petitioner/ Would any chemical use require a special permit from the Board of Health?
- RCL, Health Director: NStar needs to set up control perimeters
- Laura Abrams: NStar has certain liberties to work in Town, there reporting is done at the state level not local.
- RCL, Health Director: NStar has agreed to meet with the Abutters, although they are not required to do so.

- Chairman McNamara: NStar as a utility are not required to report any pesticide usage to local Board of Health
- John Donovan: There should be an application process where applicants would need to be licensed and insured by the state.
- Laura Abrams: At the Selectman's meeting there was discussion about the clearing of trees, no discussion regarding pesticides
- RCL, Health Director: the issue of pesticide and spraying was an idea that originated from the Town of Wayland
- Jim Hodder: NStar is preying on the emotions and the emotional response to the cutting of trees
- Chairman McNamara: Enforcement would still be an issue, difficult to contain/enforce.

#### Chicken/Rooster Regulations:

- RCL, Health Director: proposed that the Board put together draft regulations that both the Board of Health and the Agricultural Commission would be in support of
- Laura Abrams: Discussed the fact that the Agricultural Commission drafted prior regulations in direct response to deal with roosters, in 2007
- RCL, Health Director: discussed that the fact that the Board of Health has not received any rooster complaints
- Laura Abrams: discussed how in 2010, the State modified the 5 acre agricultural rule to 2 acres. This allowed a Pelham Island Road resident's child to participate in a 4H study.
- RCL, Health Director: List of questions:
  - (1) Should there be a lot size requirement to 30,000 sq. ft?
  - (2) Discussed an acreage requirement
- Chairman McNamara: discussed a minimum lot size in order to have a rooster, this would be more conducive to a farm-sized lot than a residential lot
- Laura Abrams: Just keeping chickens for local, fresh eggs, there should be no rooster nuisance

- 11 Chairman McNamara: What is the difference in a nuisance issue between a dog barking and a rooster crowing? There is no enforcement on either issue
- John Donovan: discussed applicants applying for a permit only for roosters since they are known to be a public nuisance
- 11 Laura Abrams: There are lots of residents in Town who raise chickens without going through a permitting process with no nuisance issues
- Chairman McNamara: Comfortable in regulating# of chickens by lot size
  - Laura Abrams: How many chickens could a resident have based on lot size? Based on household?
  - Chairman McNamara: proposes that the Board draft regulations,hold a public hearing
  - RCL,Health Director: will review difference between# of chickens based on sq. feet as well as per household
  - Chairman McNamara: "more than how many" should be based on permitting
  - Laura Abrams: Any resident on any 2+ acre lot will need to abide by state permitting 40A as well as apply for a local special permit
  - Chairman McNamara: should existing rooster qualification be grandfathered in to proposed regulations?
  - RCL,Health Director: Currently there are no chicken regulations in place. There should be a requirement for permitting based on:
    - (1) Most Towns have set-backs for chicken coops, this should be looked at
    - (2) Animal Inspector given 24-hour notice of an imminent health hazard
    - (3) No special permitting for chickens only permitting required for roosters
    - (4) Modify current Board of Health stable regulations to include chicken/poultry
    - (5) Agricultural Commission should serve as moderator of the Town

#### Sharps Collection Program:

- RCL,Health Director: As of July 1 , 2012 the rules/regulations for sharps disposal have changed, no longer okay to dispose in regular trash
- Had a meeting with Bill Place, DPW Director to discuss possible sites for a sharps disposal program. Discussed the transfer station, BP, DPW

Director discussed that when sharps are dumped at the transfer station, the Town is left with them with no proper disposal in place

- B & D Associates: DEP lists on their website as a collection program
  - (1) Supply sharp disposal to surrounding Towns
  - (2) They would be willing to take on Sudbury as a client
  - (3) Sharps containers would be purchased at: \$2.49/ The Board of Health would sell containers to residents who needed them
  - (4) There would be a need for a lockable storage cabinet
  - (5) Permission would need to be asked for from the Town Manager
  
- RCL, Health Director: The sharps container program run through the Sudbury Board of Health would need monitoring
- The Board of Health would sell containers to residents: \$ 3.57-\$4.00 per container would be charged
- \* There would be an option for schools to switch over from their own current programs to the Board of Health program
- Identification would have to be included in program
- \* Program will need approval from the Town Manager
- \* Would need to set up a separate Board of Health budget line item
- \* Chairman McNamara requested price comparisons from Waste Management.

MRC:

- NO quorum last meeting
- \* Next meeting scheduled for October 17, 2012 from 9:00am- 1:00pm

Household Hazardous Waste Collection Day:

- \* RCL, Health Director: discussed that he will need some volunteers to help out October 27th
  - (1) Chairman McNamara will be present
  - (2) Michele Korman, Health Coordinator will also be present
  
- \* Set-up is scheduled for 7:00am with Clean Harbors, Contractor
- Close down is expected by 4:00pm
- \* MRC possibly sell Sharps-containers to residents at HHWD?

Next Board of Health Meeting scheduled for Tuesday October 9, 2012

Meeting adjourned: 9:00pm

Respectfully submitted: Michele Korman, HC