

TOWN OF SHELBURNE  
Board of Health  
Minutes of Meeting  
Tuesday, June 18, 2013

A duly posted meeting of the Board of Health was held on Tuesday, June 18, 2013 at 6:00 PM in the Memorial Hall Meeting Room, Shelburne Town Hall, 51 Bridge St., Shelburne Falls, MA.

Present: Bob Gonzalez, Chair  
Deb Coutinho

Absent: Rob Hicks

Audience: none

Press: none

The meeting was called to order at: 6:04pm

**Motion to approved the minutes of April 16, 2013 as presented was made by Deb Coutinho and seconded by Bob Gonzalez.**

Vote: 2 in favor, 0 opposed, 0 abstentions.

**Poll of audience:** None present

**Appointments:** None scheduled.

**Review of phone messages, mail and emails:**

- The DEP is asking for the past history of a property that is formerly known as "Jeds" and owned by Larry Flaccus. The owners have been seeking a way in which they can rent the building(s) to someone who wants to put in some sort of restaurant/food service establishment. Deb will try to find something historical in the files and call DEP.
- Building Inspector – BOH needs to review and approve or disapprove a building permit application online - Deb will do this Monday.
- Camp Apex – there is a note from Terry that they have not submitted their license fee yet. Deb will call the Y so that she can finish her inspection prior to their opening.
- Bado – Bob has already checked the septic system and the final as built plan has been received. Bob and Deb will issue the certificate of compliance.
- West Nile Virus – reviewed email on changes in licensing of local employees for putting pesticides into catch basins. Deb will talk to the Selectboard and review the email in full.
- Sawyer News – Tobacco Control – there was a compliance check done by Mary Kersel's office and found that Sawyer's sold to a minor. Deb will wait to hear from Mary who will conduct educational training with Sawyer's news.
- Need to get clarification from Bob Taylor on the milk license form that was in our mailbox.

**Inspections and Permits:**

- Munter's, 1212 Mohawk Trail, - the owe us \$100 for the perc test. Bob has asked for a reference regarding repair parts in the code –from Tom Leue. Bob will call Tom Leue and ask for clarification on his soils evaluation for the Munters.
- Beth Manning 55 Shelburne Center Rd. During a Title V inspection, a second apartment in the house was found. We sent her a letter regarding this finding. To date she has not called or paid for the Title V. Deb will be contacting her.
- Gould Sugarhouse – A notice from DEP stated they failed to take adequate action in response to testing in regards to their public water supply system.
- The Building Inspector sent a letter regarding 209 So. Shelburne Road. The new construction he was inspecting turned out to be not what they had applied for – it is actually an accessory apartment. The building inspector told them they had to start the application process all over with full reviews by the BOH.
- Title V inspection for Richard and Gloria Easten. Deb has witnessed the inspection and noted that the well was 96 feet instead of 100 feet from the septic. Deb asked them to have a water test which they did and they sent the results along with a check for their permit.
- Burnham, 64 Little Mohawk Trail-- submitted all their paperwork and Deb will issue the certificate of compliance.

Approved: \_\_\_\_\_ Date: \_\_\_\_\_ 1

- JP Migeon has asked for his well permit and he has submitted a check for both the well permit and new septic system. Bob noted that the proposed well is on the plan submitted by Shawn Kimberly but he didn't note the cleanouts every 100 feet. Bob is going to call Shawn to ask for the corrections to the plan. Bob issued the well permit application from Lynde well drilling for this project on Skinner Road.

**Cooperative Public Health Service Program – Public Health Nurse: Lisa White** –she is now available to see members of the community and is doing all the MAVEN reporting online.

**Planning Board Wind and Solar bylaw update:** Liz reported that the Planning Board's wind advisory committee has asked for more time to finish their report which is now scheduled for the October Planning Board meeting. Liz has prepared a working draft Large Scale Ground-Mounted Solar bylaw for the Board to start reviewing. The Planning Board will probably be appointing a solar energy committee to help review this draft. The draft was mostly cut-and-paste from the Heath Solar bylaw and modeled on the draft wind bylaw prepared by Tighe and Bond.

**MAPHCO Mini-Grant Program 2013** – the Mohawk district was awarded \$2424.00. In consultation with the other towns a list of supplies has been developed and Liz and Deb will complete all the acquisition by the end of June.

**Inspections:** Deb reported that she has been doing Title V inspections on almost every Monday.

**Permit requests:** well permit for JP Migeon was issued to Lynde well drilling,

**DPH reports** – Medical Marijuana Workshop – Liz Kidder had attended this workshop on behalf of both the Planning Board and the BOH. According to the workshop leader, Shelburne's new tobacco control regulations that limit where people can smoke tobacco has a general definition that would include marijuana cigarettes. Since there are other means for people to achieve the medical benefits of marijuana that do not require smoking, Shelburne is in good shape. The FRCOG has forwarded examples of possible local zoning regulations for consideration.

**DEP reports** – Clarks Corvair has requested a reclassification of their status as a public water supply since they now have fewer employees than in the past. Deb will call Charlie Kanicki tomorrow for advice on allowing Clark's Corvair to be declassified as a public water supply.

**Invoices:** MAHB annual membership \$50.

**Trainings & Certifications:** Deb and Liz attended the Open Meeting Law training and Liz the Medical Marijuana workshop as well. Deb did the year end FRCOG training for MAPHCO.

**Schedule next meeting-** the next meeting will be scheduled whenever there is a need, generally on the third Tuesday at 6pm.

**Motion to adjourn the meeting was made by Deb and seconded by Bob.**

Vote: 2 in favor, 0 opposed, 0 abstentions.

**The meeting was adjourned at 7:23 pm.**

Respectfully submitted by,

Liz Kidder  
Administrative Assistant

Approved: \_\_\_\_\_ Date: \_\_\_\_\_ 2