

BOARD OF HEALTH

May 17, 2001

6:30 p.m.

Members Present: Michele Couture, Chairman; Kay Halle; and Ken Janson

Members Absent: Mark Baker, Laura Davis, and Duane Gregory (excused absences)

Health Agents: Sean O'Brien and Jackie Silver

The meeting was called to order at 6:30 p.m.

Public Statements: None

OLD BUSINESS:

New Massage Therapist - Don Paul Plewacki

His paper work was in order thus:

Motion: Michele Couture made a motion to approve the license for Don Paul Plewacki who will be practicing at Satori's. Kay Halle seconded the motion and it was approved unanimously.

Motion: Michele Couture made a motion to postpone Avi Flashenburg's hearing on his massage therapist license (he was not in attendance at this time). It was seconded and passed unanimously.

10 Snow's Lane - Title 5

Gary DeLius and Bob McCandless, the owners and William Rogers, II, the engineer presented the plan to the Board. The case had been postponed from the May 3rd meeting. Sean O'Brien, the County Health Agent, said all the problems had been addressed to his satisfaction and he felt everything was in order.

Motion: Kay Halle moved to approve the plan (P-01-1719) which was presented and had been revised as of May 10, 2001. Ken Janson seconded the motion and it was approved unanimously.

Motion: A motion was made to hear the request for a massage therapist's license which had been postponed earlier in the meeting. The motion was seconded and approved unanimously.

Avi Flashenburg's paper work was in order so the following motion was made:

Motion: Michele Couture made a motion to approve the massage therapist's license for Avi Flashenburg who will be practicing at the West End Salon. Kay Halle seconded the motion and it was unanimously approved.

12 Conwell Street - New Camps, Cabins, & Motel License - New Title 5

Pamela Joyce Baron and Michelle Aurelio, the owners, applied for a Camps, Cabins, & Motel License for their home. Kay Halle disclosed that she, also, holds the same type of license for her property; the applicants said they had no objections to having Kay sit on the case. Jackie Silver inspected the property and found the only thing needed to issue the license was the installation of sheetrock in the laundry room as a fire preventive measure. It is being installed within a couple of days.

Motion: Ken Janson made a motion to approve the Camps, Cabins, & Motel License for 12 Conwell Street pending sheetrock installation in the laundry room. Michele Couture seconded the motion and it was unanimously accepted with the condition that there be no sign-off on the license until the laundry room is inspected.

NEW BUSINESS:

57 A Pleasant Street - Title 5- variance

Alan Cabral presented the case for the owner, Gerald B. Magid. The property consists of a small cottage and stable for

a horse corral. The lot is surrounded almost entirely by wetland. A raised system is proposed because of topography. The cottage is a 2 bedroom and Alan would like the leach field to be designed for 3 bedrooms. The property borders a pond and is being prepared for the market.

Sean O'Brien sees it as a large lot in the midst of a very sensitive area. Feels a 2 bedroom restriction on deed is the best outcome. George also recommended a pressure distribution system. Alan wanted to know if there were any options? Alan cites a similar situation which took advantage of an alternative technology. Would Board consider a possible 3 bedrooms after discussion scenarios. Alan wants his client to weigh options. Allan also cited Thistlemore as an example and would like to give his client an option for a \$15K alternative system. Wants feedback on option; it was suggested he call George Heufelder in the morning for an opinion

Motion: Kay Halle made a motion to continue the case until the June 7th meeting. Ken Janson seconded it and it was so moved unanimously.

4 Brewster Street - Title 5- variance

The septic system is currently maxed out and the Fine Arts Work Center (FAWC) wants to utilize all the living quarters. Sean felt it was pretty straightforward and George had recommended a deed restriction for 7 bedrooms.

Paul Benatti, an attorney and executor for the property immediately in front of the FAWC on Bradford Street spoke to the Board to express his concerns regarding the installation. Both properties are basically level. Wall on his client's property is bowing out – it's mostly wooden. Paul continued, if the plan goes in it's only 4 feet away from a wooden wall on my client's property. Paul was not against it – but cautious about the project.

Alan Cabral and Dan Towler admitted there are wall concerns. Alan will see to wall support during installation. He's comfortable the wall can be reinforced. Hunter O'Hanian told the Board that this installation is voluntary.

Motion: Ken Janson made a motion to approve plan P-01-037 with a deed restriction for 7 bedrooms. Kay Halle seconded the motion and it was approved by all.

A letter was read from Bill Fitzpatrick voicing his concerns to the Board of Health regarding the **Monkey Bar aka Burger Mary at 149 Commercial Street** doing business under the name "Scruples". After a Licensing Board hearing earlier in the week the establishment entertained storing their garbage under the building, an open crawl space. The Health Inspector was due to look into it.

Motion: Ken Janson made a motion to approve the minutes of the May 3rd meeting. Kay Halle seconded the motion and it was unanimously passed.

HEALTH AGENT'S AND HEALTH INSPECTOR'S REPORTS:

Sean O'Brien thanked the Board for allowing George Heufelder to speak before Dennis ConCom.

Jackie Silver reported on her progress with Satori's. Jackie said Mindy Baransky, the proprietor, has not been able to get in touch with the state inspector in order to get her shop licensed for a type 1 operator. Kay Halle said in that case only a massage license can be issued. Michele would like Jackie to get back to Satori's in two weeks to check on licenses. Michele also said she hates to see ads offering services before licenses have been issued.

BOARD MEMBERS' STATEMENTS :

Ken Janson asked about the Szechwan Restaurant. Wondered if there had been a follow up? Jackie will pursue. Also, Re: letter from George Heufelder about installing a septic without a license at 233 Bradford St. Sep-Tech is installing without a permit. Sean will leave a note to look into the matter.

Michele Couture is also concerned regarding 233 Bradford St. She also wonders whatever became of 75 Franklin St? Someone will follow-up.

Turners Ice Cream approached Michele re: food mgr's certification. Was told by Jackie he needs it? MC wonders if it's necessary and doesn't feel it's needed. MC was inclined to give a variance to Turners Ice Cream making it unnecessary for him to get a food manager's certification.

Motion: Michele Couture made a motion to grant a variance for Turners Ice Cream shop. There was no second to the motion so it died on the table.

Michele then asked about 202B Bradford St What's the deal? That property was supposed to get an inspection. Asked Sean if he (Roger Roberts was the inspector) has done anything? Michele wants something stronger to happen. Would like the owner to suffer a stiff fine for his infractions.

Kay Halle wondered if the Board should do anything re: Stormy Mayo's letter about 276 Bradford Street as it details years of constant flooding of the street? Kay also wanted to inform the Board that she will be unavailable at their next meeting.

The meeting adjourned at 7:45 p.m.

The next meeting will take place on June 7th at 6:30 p.m.

Respectfully submitted,

Evelyn Rogers Gaudiano

Approved by

on

Michele Couture, Chairman

date

Received; Town Clerk, SJN/gwd/ July 27, 2001 3:00pm