

**Town of Heath  
Board of Health  
Meeting Minutes  
June 6, 2018**

**PRESENT:** Betsy Kovacs, Henry Godek, Susan Gruen, Armand Clavette,

**ALSO PRESENT:** Mary Sumner BoH Clerk, Glen Ayres FRCOG Agent, Andrea Crete FRCOG Health Director as of July 1st

**ABSENT:** Tucker Jenkins

Meeting was **called to order** at 6:37pm.

1. **Reviewed agenda:** added approving 5/29/2018 minutes; added under old business smoking in public places regulation; moved 'Nominations' from New Business to #5.

2. M/S/C to accept May 2, 2018 **minutes** as amended: 3. 38 Bray: fix date of letter from April 2 to April 5; Discussion on 52 Avery Brook- fix year typo.

M/S/C to accept May 29, 2108 **minutes** as presented.

6:45pm Glen and Andrea joined the meeting.

3. Betsy introduced Andrea to the Board and gave a brief summary of the Town of Heath as well as projects the BoH has on its priority list: TOP, road inventory, and dilapidated buildings. She wished Glen well in his retirement. Glen shared his thoughts on Heath's strong sense of community and the BoH's commitment to its Town.

4. **Chairman's Report:** Betsy reviewed several meetings she had attended. Most notable were the Brownfield's steering committee which did not get a renewal grant this year; the Special Commission on Local and Regional Public Health which is working to make public health more accessible for the citizens of the Commonwealth; and her discussion with BoS Chair on several of our agenda items.

5. **Nominations:** Both Tucker and Armand's terms on the BoH end on June 30, 2018. The BoH needs to present nominations to the BoS for appointment. Armand has agreed to serve again; Mary will reach out to Tucker to see if he is willing to serve again. If he cannot we will need to nominate several candidates for consideration.

6. Mary gave a brief update on the budget. All is with in order. Petty cash has been reestablished.

**OLD BUSINESS:**

1. Sue Gruen reviewed the **Nurses report**; no concerns were noted.

2. **3 Ledges:** Cheryl Woodard could not come tonight for an update, but Betsy and Glen reported that her application was approved and a perc test will be scheduled. Brian McQue of the Housing Authority will schedule the perc with an engineer that works with the Housing Authority; when that happens, Brian will contact Glen and Andrea so they can be present at the perc.

Susan reported that the dogs are unlicensed and unvaccinated; the Town Clerk is perusing this issue.

3. **15 Ledges (Danek property):** The house has been demolished and is mostly cleaned up. BoH will check on progress in July and follow up with Tom if needed.  
**5 Ledges (Town owned property):** The shingles are scheduled to be sampled on this Monday 6/11/18; the Town has asked Tom Danek for a quote on demolition. It was noted that the property has deteriorated even further in the past few months.
4. **38 Bray Road:** Betsy recused herself from the meeting and Henry chaired. Mary shared the letter we received from Heather and Christine Sessions, the owners of 38 Bray Road, on May 31, 2018 (attached to minutes). BoH reviewed. They wrote they have made progress contacting owners of trailers and cars stored on their property and have time lines for removal. Mary will send them a letter to follow up asking them for further update for July 5 BoH meeting and final removal by July 15.
5. **8 Swamp Road:** At the ZBA hearing on June 4, 2018 Robert Krage read a letter in which he withdrew his appeal for a variance and requested instead a special permit for a non-conforming use of his property. He is also requesting consideration for erecting a yurt. Krage is also asking the Planning Board to "re-write(ing) Heath Zoning Bylaws to reflect enforceable and kinder regulations relating to Mohawk Estates." (Letter attached) At this point the issue goes back to the Planning Board for a special permit. Glen noted that it is not an allowable use, that granting a special permit would set a precedent. The BoH should plan to attend all meetings on this issue.  
Reviewed the 3/28 2018 letter sent to Krage to determine our next step(s). Discussed letter and other properties in Town found to be in non-compliance from our road survey work. Mary will finish entering road survey onto spread sheet so BoH can establish worst sites.  
M/S/C to draft letter to 8 Swamp stating facts of ZBA, state what needs to be removed (2 trailers), and 30 days to comply from date of letter. This letter will be sent at the same time as we send a letter to four other properties that have been found in noncompliance.
6. **52 Avery Brook Road:** Reviewed the letter drafted to send; will update to reflect noticeable effort in cleaning up property and reminder to keep BoH posted as September 3, 2018 completion deadline approaches.
7. **Temporary Occupancy Permit Update:** Mary updated Board on her progress in issuing permits. A few of the properties on the agenda also have TOP questions which we will discuss as we get to that agenda item.
8. **Health Agent Enforcement Updates**
  - a. **612 Route 8A:** Camper trailers thought to belong to 594 Route 8A are on this property and are being lived in. Property is owned by Julie Sidon according to assessor map. Mary will write to owner and invite to July meeting.  
**594 Route 8A:** Betsy discussed this property's on-going issues, the latest being noise complaints, with BoS Chair; BoS will review issues and advise BoH.

- b. **444 Route 8A:** Betsy discussed this property with BoS Chair; BoS will take care of pursuing the cleanup.
  - c. **148 Taylor Brook Road:** Letter was sent on 6/4/2018 reminding them that the 6-month period for a Title V inspection had passed and they need to schedule an inspection and inform BoH of the inspection date by June 18, 2018.
  - d. **160 Colrain Stage Road:** The owner is trying to sell this property and has applied for a TOP. Due to limited information on the application it cannot be determined which structure he wishes to have a permit for: the mobile home or the camper trailer. Due to ongoing concerns regarding year-round occupancy of the mobile home that lacks septic or well; Betsy will contact owner in writing to have them clarify which structure the TOP is for and to remind the owner of regulations restricting year-round occupancy.
  - e. **435 Route 8A:** Property title is still in dispute. Susan will follow up with Alice for any updates. Depending on how the property was transferred a Title V may be required.
  - f. **6 Apache:** Failed Septic; discussed history on property and also discussed **42 Papoose** (#2 under New Business) which also has a failed septic. Mary will send both properties a letter reminding them of the deadlines that have passed and of need to bring property into compliance.
  - g. **37 Shawnee Drive:** Letter stating the issues was sent to property owner Mary Helberg on May 4, 2018; confirmed it was received. Discussion about continued use of camper and request from Kurt Helberg for a TOP. Mohawk Estates is now open for season (sanitary facilities available) so ok to issue permit. Glen will write an Order to Vacate on October 14, 2018 (when ME closes) so we can issue that Order if the owner doesn't leave. It was noted that several questions regarding the continued occupancy of the camper have been received by the clerk.
  - h. **241 South Road:** applied for a building permit to add two-bedroom addition to existing two-bedroom house; septic only allows for two bedrooms so permit was denied. Owner/builder redesigned addition plan and resubmitted for approval. Glen will review plan (Mary gave him copy) and advise.
  - i. **Gravel Bank trailer:** discussed; will invite owner Tom Danek in to July meeting to discuss issue.
9. **Vacant and Abandoned Buildings:** Betsy discussed this program with BoS Chair; will connect further on this in the fall.
10. **Unregistered vehicles:** Still a few roads to finish now that the weather is better. Mary will contact Tucker for his information; Betsy will finish her list.
11. **Whittemore Spring sign:** Mary reviewed wording for sign. M/S/C to accept. Mary will get wording to Ned Wolf.
12. **Cannabis Regulations:** Regulations have been drafted. M/S/C to adopt the draft regulations. They will be sent to Andrea Crete for her review/approval. Once she approves BoH will have her establish a hearing. Assuming she finds nothing wrong with draft we will plan to have the hearing on July 5, 2018 during our regular BoH meeting. A copy of final draft will be sent to BoS and Planning Board.
13. **Smoking in Public Regulation:** A copy of an existing regulation adapted by the BoH on May 1, 2002 was found in the records; the regulation being proposed by the current BoH is very similar in language, therefor, the BoH M/S/C to update the existing regulation to reflect the current

definitions and wording. Discussed purchasing signs for Town Center about smoking. Also discussed dog waste signs. Mary will pursue finding signs. M/S/C to purchase no smoking signs. M/S/C to spend up to \$250.00 buy dog waste clean-up station for Town Center.

Next BoH Meeting: Discussed next regular BoH meeting falling on July 4<sup>th</sup>. It was decided that the next meeting will be on July 5, 2018 beginning at 4:30pm so Andrea can attend.

Meeting Adjourned at 9:25pm

Submitted by Mary Sumner, BoH Clerk