

MINUTES – BOARD OF HEALTH

Date: January 26, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ed Chmyzinski

Absent: Ken Kushi

Others: Stephen Ball, Health Agent, Deb Palmer & Dave Zarozinski, Hillside Environmental, Cindy Bennett, Secretary

6:05PM Meeting called to order.

Chief Gilbert met with the Board to discuss illegal dumping. After discussion, it was decided that the Chief should be notified of all complaints. Any violations issued will include notification to BOH members. Board of Health will keep a log of annual complaints. Sunderland Police Department will enforce the town littering by-law. The \$300 fine will be issued if violator refuses order to remove trash within 48-hours of notice.

No tenant/landlord hearing was necessary for 523 River Road. Hillside reported that the landlord has been given a 30-day extension for roach remediation. Dave Zarozinski will re-inspect.

Mr. Chmyzinski motion to accept minutes of December 8, 2008. Ms. Paciorek second, Vote 2-0.

Campaign finance form completed by present members.

Abatement of four outstanding properties (attached list) for non-payment of fees. Cindy reviewed history of outstanding balances. Mr. Chmyzinski motion to charge-off following outstanding balances (list attached). Ms. Paciorek second, Vote 2-0.

Discussion on 2008 Annual Report. Report will contain statistical data and brief narrative of services provided to the town.

There was discussion regarding Hillside Environmental covering for Steve Ball during his absence. Hillside will be paid for emergency situations.

Next Board of Health meeting is scheduled for February 23, 2009, 6:00 PM.

Motion to adjourn Mr. Chmyzinski, 2nd Ms. Paciorek, Vote 2-0 at 7:15PM.

Respectfully submitted,

Kristy Paciorek
Recording Secretary

MINUTES – BOARD OF HEALTH

Date: February 23, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ed Chmyzinski, Ken Kushi

Others: Stephen Ball, Health Agent

6:02PM Meeting called to order.

Motion to accept Minutes of January 26, 2009, 2nd Mr. Chmyzinski, Vote 2-1-0

Board of Health has been invited to the Board of Selectmen's meeting on March 9th to discuss FY10 budget and Board of Health revolving fund. Some questions to be discussed: How much of the fees are being collected? Where do you want the Board of Health services to go? What direction do we put our budget-or lack of?

Next Board of Health meeting is scheduled for March 23, 2009, 6:00 PM.

Follow-up for dumpster at 370 Silver Lane – to be removed; dumpster has been at property since last summer and is currently overflowing.

Motion to adjourn Ms. Paciorek, 2nd Mr. Chmyzinski, Vote 2-0 at 6:35PM.

Respectfully submitted,

Ken Kushi
Recording Secretary

MINUTES – BOARD OF HEALTH

Date: March 23, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ken Kushi

Others: Stephen Ball, Health Agent; Dave Zarozinski, Hillside Environmental

Absent: Ed Chmyzinski

6:02PM Meeting called to order.

Motion to accept Minutes of February 23, 2009, 2nd Ms. Paciorek, Vote 2-0

Board of Health met with the Board of Selectmen for a budget review meeting on March 9th. Hillside Environmental stated they would keep fees level for next fiscal year. The only issue to re-address is liability insurance coverage which is being explored under the Town's policy.

Mr. Ball stated that if funds become available in the future, would like to see a septic system tracking computerized program in place. Board of Health records are not computerized at this time.

Gerry Frazier of 243 Amherst Road requested to speak to the Board regarding a nuisance issue located at 239 Amherst Road. 239 Amherst Road is littered with trash debris as well as regular parties of 50-100 people. Tenants, parties and trash is overflowing onto his property at 243 Amherst Road. Concerned regarding debris (bottles, etc.), large numbers of people, destruction of property, disturbances on his property from tenants and party goers at 239 Amherst Road. Housing agent noted Mr. Frazier's complaint and will investigate.

The Board is interested in taking more opportunities to attend hoarding and other related seminars, take a more active role in emergency preparedness such as prep and drill participation and training.

Mr. Zarozinski reported that dumpster has been removed from 370 Silver Lane. He is continuing to work with the family for continued clean-up.

Board was presented a draft of impacts on citizens and community if Board of Health services are reduced or eliminated.

Reviewed draft of Board of Health Report for inclusion in Annual Report. Accept as presented with the relocation of statistics at the end of the report. Motion Mr. Kushi, 2nd Ms. Paciorek, Vote 2-0.

Request the addition of Trench Permit Fees of \$25 be added to Board of Health Fee Schedule. The Board is not required to hold a public hearing for additional fee because it was implemented by the Board of Selectmen. The Board of Health will be required to collect Trench Permit fees due to the nature of services for soil related activities. Motion Mr. Kushi, 2nd Ms. Paciorek, Vote 2-0.

Next meeting scheduled for April 27, 2009, 6PM at the Town Office Building.

Motion to adjourn Ms. Paciorek, 2nd Mr. Kushi, Vote 2-0 at 6:58PM.

Respectfully submitted,

Ken Kushi
Recording Secretary

MINUTES – BOARD OF HEALTH

Date: April 27, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ken Kushi, Ed Chmyzinski

Others: Stephen Ball, Health Agent; Dave Zarozinski, Hillside Environmental

6:00PM Meeting called to order.

Dave Zarozinski gave 252 Hadley Road update. Building was condemned due to fire damage on April 24th, 2009. Owner was verbally notified and letter was mailed. Owner Russell Scott will contact the Board of Health and other inspectors prior to occupancy of residence. Mr. Scott was informed of Board of Health meeting tonight if he wished to appear regarding any questions.

86 North Silver Lane update due to a complaint submitted by the Police Department. Inspection was done, Mr. Zarozinski indicates two rooms need to be de-cluttered and hall needs to be clear of debris. Owner/occupant has until June 3rd, 2:00PM to fix infractions cited. Re-inspection to occur.

Chair and Health agent Participated in conference call from DPH regarding the swine flu. Any questions regarding swine flu can contact the state information line at "211." Ms. Paciorek and Mr. Ball to find materials concerning precautionary measures to have copies on hand at town hall should residents have concerns. They will follow-up with having information broadcasted on local TV channel and website.

Motion Mr. Kushi to accept Minutes of March 23, 2009, 2nd Ms. Paciorek, Vote 3-0

Next meeting scheduled for May 18, 2009, 6PM at the Town Office Building.

Motion to adjourn Mr. Chmyzinski, 2nd Ms. Paciorek, Vote 3-0 at 6:45PM.

Respectfully submitted,

Ken Kushi
Recording Secretary

MINUTES – BOARD OF HEALTH

Date: June 15, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ken Kushi, Ed Chmyzinski

Others: Stephen Ball, Health Agent; Dave Zarozinski, Hillside Environmental, Mr. Cz

6:05PM Meeting called to order.

Reorganize: Kristy Paciorek Chair, Ken Kushi, Recording Secretary, Ed Chmyzinski, member

59 Hepburn Drive was issued a Building Permit by the Building Inspector that would change the footprint of the house. The BOH was not consulted on this project first. Excavator revealed a cracked septic tank and notified the BOH agent. Tank was replaced on the property after consultation with excavator. BOH agent addressed issue with building Inspector to insure collaboration in the future to alleviate these types of conflicts. All permits, etc. are being filed and addressed with agent.

Dave Zarozinski was notified regarding a report from the Sunderland Police Department regarding non-traditional animal/pet living inside the home as well as a small child at 28 Silver Lane. Mr. Zarozinski informed the Board that there are no regulations prohibiting the types of “pets” people can have inside their homes. The home is privately owned and is not a rental and therefore we cannot enter the home. No further action necessary at this time.

370 Silver Lane update. Report of continued trash outside and people living in the trailer on the property again. New gates have been installed to keep people out.

A complaint was received by the Ms. Paciorek regarding a rodent problem at the grammar school. Rodent droppings were observed but no rodents have been seen. Mr. Ball was asked to inspect.

6:30PM Appointment with Alfonso Cumplido, owner of 679 Amherst Road. Mr. Cumplido failed to appear; will support meeting with him if he shows up at the next BOH meeting in July.

55 North Plain Road would like a local upgrade on their septic system from 5’ 0” to 4’ 0” – Mr. Ball does not support the update request as the current level meets all required codes recommendations as is. Motion to deny local variance request, second, vote to leave as is, Vote 3-0.

239 Amherst Road trash complaint received regarding this property. David Cz was given the town regulations regarding trash pickup and Mr. Cz reported that they would comply with requirements.

Heather Cassidy of 22-B Hadley Road reported complaint of water issue relating to broken hot water heater. Several code violations relating to this issue – Eagle Crest Management has been contacted regarding necessary repairs and will be followed by the Housing Health Agent.

Motion Mr. Kushi to accept Minutes of March 23, 2009, 2nd Ms. Paciorek, Vote 3-0

Next meetings scheduled for July 13, and August 10, 2009, 6PM at the Town Office Building.

Motion to adjourn, Vote 3-0 at 6:50PM.

Respectfully submitted,

Ken Kushi
Recording Secretary

MINUTES – BOARD OF HEALTH

Date: July 13, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ken Kushi, Ed Chmyzinski

Others: Stephen Ball, Health Agent; Dave Zarozinski, Hillside Environmental

6:10PM Meeting called to order.

Review minutes of June 15, 2009. One correction noted; vote 3-0 to accept with correction.

Pay-as-you-throw may be in jeopardy if the prop 2 ½ override vote does not pass. Residents will have to contract with a private hauler for trash pick up.

296 Falls Road needs local variance. They need to move from property line requirements of 25' to 10'. Also upgrade needed to reduce separation from leach field from 4' to 3'. Motion Mr. Chmyzinski, 2nd Ms. Paciorek, vote 3-0.

Mr. Chmyzinski noted he received complaints regarding farm spraying. Complaints regarding farm spraying should be referred to Dept. of Agriculture since Sunderland has no by-laws pertaining to pesticide applications.

Mr. Ball to follow-up with both Seven Eleven businesses regarding permits and licenses. Businesses can be subject to fines because they are operating without any approved Town licenses or permits.

Ms. Paciorek reported received a complaint regarding charges relating to BOH inspection at 22-B Hadley Road. She stated that any complaints should be encouraged to personally present their issues to the BOH at a meeting. Mr. Zarozinski suggests that any complaints be put in writing to the Board for further review and investigation regarding appropriate inspectors or Board members. Motion Mr. Chmyzinski to implement policy that any BOH fee complaints should be submitted to the Board in writing within 30 days from invoice date. 2nd Ms. Paciorek; vote 3-0 to accept new policy.

Mr. Alfonso Complido, owner of 679 Amherst Road did not appear for his 6:30PM appointment with the Board of Health.

Motion to adjourn, Vote 3-0 at 7:04PM.

Respectfully submitted,

Ken Kushi
Recording Secretary

MINUTES – BOARD OF HEALTH

Date: August 10, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ken Kushi,

Others: Steve Ball, Health Agent; Dave Zarozinski & Deb Palmer, Hillside Environmental

Absent: Ed Chmyzinski

6:12PM Meeting called to order.

Review minutes of July 13, 2009. Motion made to accept, approved Vote 2-0.

Motion to accept Hillside Environmental Contract for fiscal year 2010 as negotiated by Town Administrator. Motion Ms. Paciorek; second Mr. Kushi, Vote 2-0.

Dave Zarozinski noted to the board regarding an inquiry relating to Public Buildings and shoe and shirt requirements for visitors and other occupants. Further discussion revealed that Town Counsel should be consulted prior to BOH making any decisions on the subject.

Steve Ball attended the FRCOG Influenza meeting this evening. Dispensing date and site will be announced at a future date and time.

Board of Health members met with the Building Inspector to try and stream-line communications between the two offices. Mr. Ball suggested that the BOH require a scaled drawing / foot print of a house and location of any wells and/or septic systems located in relation to the property lines, etc. from the Building Inspector. The Building Inspector stated that he will try to incorporate this request for the Board of Health in his receipt and review of building permit applications.

Next scheduled meetings: September 14, 2009 and October 19. Both meetings will be at 6:00PM and will take place at the Sunderland Town Offices.

Motion to adjourn, Vote 2-0 at 7:36PM.

Respectfully submitted,

Ken Kushi
Recording Secretary

MINUTES – BOARD OF HEALTH

Date: September 14, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ed Chmyzinski, Ken Kushi (arrived @ 6:20PM)

Others: Steve Ball, Health Agent

6:05PM Meeting called to order.

Review minutes of August 10, 2009. Motion made to accept, approved Vote 2-0.

Health Agent requested reimbursement for MHOA conference attendance (approximately \$240) to keep credentials current. Motion Mr. Chmyzinski to pay for Health Agent attendance at MHOA conference, 2nd Mr. Kushi, Vote 3-0.

Discussion on Seasonal Flu and H1N1 vaccines. September 17 and 21 meetings cancelled. New date to be established soon. Seasonal Flu vaccine available now, awaiting H1N1.

Next scheduled meetings: October 19 at 6:00PM and will take place at the Sunderland Town Offices.

Motion to adjourn, Vote 3-0 at 6:30PM.

Respectfully submitted,

Kristy Paciorek
Recording Secretary

MINUTES – BOARD OF HEALTH

Date: October 19, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ed Chmyzinski, Ken Kushi

Others: Steve Ball, Health Agent; Dave Zarozinski, Housing Health Agent

6:00PM Meeting called to order.

Motion to accept minutes of September 14, 2009, seconded and unanimously passed Vote 3-0.

Mr. Zarozinski gave an update regarding 523 Hadley Road reporting a ladder being used as a second floor egress for a room being rented over the garage. Building Inspector has been previously notified. This does not meet code.

205 Russell Street has experienced a failed septic system – the plan submitted requires a variance from the Board of Health. The house was upgraded previously to a 5 bedroom house; however, the system was never upgraded. Local upgrade request is for a 5' to 4' and reduce a bedroom. Motion made to accept proposed changes, seconded, voted 3-0 to approve local upgrade request.

Ms. Paciorek brought up new business relating to beaver permits. Currently, the Board of Health secretary at the town offices gives out the permit application, Mr. Chmyzinski approves then, Chip Thomas would be contacted to address beaver issue. The permits are never returned to the town office once it's either been signed off or beaver issue taken care of. Mr. Thomas no longer wants to deal with beavers in the town. The board needs to seek and identify an individual who is a trapper with proper licenses.

There was a Board discussion regarding smoking regulations outside public buildings and restaurants, etc. to be continued at the next Board of Health meeting.

Next scheduled meeting: November 16, 2009 at 6:00PM at the Sunderland Town Offices.

Motion to adjourn, Vote 3-0 at 6:40PM.

Respectfully submitted,

Ken Kushi
Recording Secretary

MINUTES – BOARD OF HEALTH

Date: November 2, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ken Kushi

Others: Steve Ball, Health Agent

Absent: Ed Chmyzinski

6:04PM Meeting called to order.

Request received for a private burial on property owned by Kenneth Bak on 41 Mt. Toby Drive. Steve Ball and engineer William Sieruta inspected on November 2, 2009 the excavation about 300 feet from the hillside which was deemed suitable for the private burial site. Memo was read by Mr. Ball regarding the site and proposed use. Motion to tentatively approve request pending results of survey and copy of recording on deed. Second by Ms. Paciorek, Vote 2-0.

Mr. Bak presented his family proposal to the board and how he was trying to help the parents with a green burial in town.

Motion to adjourn, Vote 2-0 at 6:35PM.

Respectfully submitted,

Ken Kushi
Recording Secretary

MINUTES – BOARD OF HEALTH

Date: November 16, 2009

Place: Town Office Building

Present: Kristy Paciorek

Others: Steve Ball, Health Agent

Absent: Ed Chmyzinski, Ken Kushi

6:00PM Scheduled meeting time. No quorum.

Next meeting scheduled for December 14, 2009, 6:00PM

Respectfully submitted,

Kristy Paciorek

MINUTES – BOARD OF HEALTH

Date: December 14, 2009

Place: Town Office Building

Present: Kristy Paciorek, Ken Kushi

Others: Steve Ball, Health Agent

Meeting convened at 6:05PM

Approval of Minutes from October 19, 2009, November 2, 2009 and November 16, 2009. Ms. Paciorek voted 2-0 to approve.

No old business.

Review on Superior Septic 2010 Haulers License renewal for 2010. Mr. Ball reported that the town is currently not receiving paper work and the Town has no record of what is going on when Superior Septic does any work in town due to lack of follow up. State law requires all Haulers to submit a written report within 30 days to the applicable town when a property is pumped. The report includes property address, owner, tank size, volume of pumping, general observation of tank condition and where the debris is hauled to. The Board of Health has received anonymous reports of observing Superior Septic pumping in town, to date no reports for 2009 have been received. The Board has authorized the Board of Health Agent to contact Superior to review state requirements regarding reporting requirements.

Due to recent budget cuts, the State has reduced aid to the Tobacco Control program and therefore reducing technical assistance to towns for tobacco control inspections and stings. The Board of Health will now be completely responsible for monitoring, inspecting and any other control measures needed to ensure Tobacco compliance to our permitted businesses.

Changes received for Lyme Disease reporting for a local resident received from the State. Due to State protocol and reporting, no follow-up required at this time.

The Board of Health was notified by the Town Clerk of the resignation of Edwin Chmyzinski dated December 14, 2009. Since notification was received today, no action will be taken until next scheduled meeting of January 11, 2010.

Next Board of Health meeting will be January 11, 2010, 6:00PM – agenda item, Board of Health position vacancy.

Motion to adjourn at 6:50PM, second, 2-0 Vote.

Respectfully submitted,

Ken Kushi, Clerk