

HAMILTON BOARD OF HEALTH

WEDNESDAY, JANUARY 15, 2014

Present: Board of Health members: Lindle Willnow, Susan Wilfahrt, Karen Zagorski, and Health Agent Leslie Whelan.

Meeting Opened: Lindle Willnow called the meeting to order at 7:15 p.m. at Hamilton Town Hall

Discussion – 84 Old Cart Road, Animal/Barn Application

Health Agent Leslie Whelan said letter had been sent to resident and the Health Department has been notified that animals were removed to an Ipswich farm. She visited site today to confirm removal but the residents were not home so she did not walk on the property without the residents' permission. She will visit the site again to meet with the residents to ensure the large animals are no longer at the site. Chickens up to 10 can remain at the site.

Discussion – Covers @ Grade Regulation

Discussion ensued about option of using cam lock bolt with tab on bottom that rotates latch and locks manhole cover. The bolt is part of a cover that costs \$400. Also a retrofit can be done for existing covers. Hex and pentagon bolts are used with these covers. Discussion was on comments to the regulation and it was noted that these could include covers at grade when bolts are not detachable. Whelan agreed to merge Board's regulation changes with hers and she will review references to non-conforming cover at or below grade as well as definitions specific to weight of covers, and provide an updated document for Board review at its next meeting.

Discussion addressed when septic systems are inspected an addendum to Title 5 inspection report would be completed and if a cover has to be replaced a licensed installer would complete the access cover repair or replacement notification form. The form has been updated for septic system pumping companies to provide information on condition of cover and safety grates that would be included as part of pumping record. Also mentioned was that the Health Agent will check if a legal notice for a public hearing has to be done relative to approving changes to regulation. Whelan noted that if this is the case she would have that process completed before the Board's next meeting so changes to the regulation can be approved.

Discussion – Bat Houses

Discussion ensued about a person in Amesbury who builds bat houses for \$35 and Whelan showed the Board one of his bat houses. She noted that the Bat Conservation Foundation has specifications about how a bat house should be built to foster ongoing use by bats. Whelan described how she could provide these specifications to the man in Amesbury for his review regarding his product. Lindle Willnow offered to contact Sean Timmons, Recreation Director, about the possible use of bat houses in Town at recreation areas.

Discussion – NE Mosquito Control Property Pesticide Exclusion

NE Mosquito Control requires residents who would like their properties excluded from pesticide spraying to send notification via certified mail to the Town Clerk and regular mail to Board of Health. Discussion ensued about NE Mosquito Control certified mail requirement that could prove to be a hardship especially if homeowners prefer to bring the notification to Town Hall in person.

Nancy Stevens, administrative assistant for the Health Department, will notify all homeowners on a list from last year who expressed interest in not having their properties sprayed with pesticide about getting the certification notification completed by March 1, 2014. This is an annual requirement. Discussion addressed how the Town Clerk could date stamp and notarize notifications received from homeowners. The Board reviewed a document from Stevens explaining details about the requirement. Also mentioned was that abutter names and addresses were supposed to be supplied with notification. Whelan will discuss details further with Stevens.

Discussion – Tobacco Regulation

Whelan asked the Board if this should be a future agenda item with handouts for Board review. She explained that the tobacco control program that covers the Town has revised templates related to e-cigarettes and roll-your-own machines. Discussion ensued about if these items should be outlawed for people who are under 18 years old as part of protecting public health and complying with not allowing the sale of non-FDA approved nicotine delivery devices. It was noted that chewing tobacco is prohibited for sale to minors in the Town's regulations. Discussion addressed whether or not this regulation controlled where people could smoke inside and outside in Town properties (i.e., housing authority apartments). Whelan will look into if this is the case and bring the regulation to

the Board for its next meeting. The Town did not receive notification of any violations of sale of tobacco products to minors in the last year.

Review – Minutes dated December 11, 2013

The Board discussed amendments to the minutes. Willnow moved to approve the December 11, 2013 minutes as amended. Karen Zagorski seconded the motion. VOTE: Unanimous.

Other Business

Discussion ensued about Planning Board being presented with plans for 24 units of elderly, two-bedroom housing at the Canterbrook Equestrian Center site. The Board reviewed the plans for multiple septic tanks and pump chambers that would go to a treatment device and then to a leach field. Whelan said this septic system plan is nearly the same as originally proposed for 44 unit project only smaller. Discussion addressed how units have bonus rooms where some have closets while others do not beyond the two bedrooms relative to if this would impact bedroom count regarding septic system flow. The project is expected to have lower than 10,000 gallons of flow per day, therefore Board of Health would review permit versus DEP. The requirement for each unit is 150 gallons of flow. A pre-application conference with the Planning Board is scheduled for January 21, public hearing on February 4 and in February and March there will be multiple meetings with Planning Board to vote on the special permit. The property remains with the same owner.

Discussion ensued about Town's proposal to hire Planning Director who will oversee Hamilton's land use boards and potential changes for Conservation Commission, Planning Department, Building Department and Health Department. Also mentioned was whether or not permitting was in place for hot food to be served at Hamilton Convenience Store.

Meeting Adjourned:

Willnow moved at 8:21 p.m. to adjourn. Wilfahrt seconded motion. VOTE: Unanimous. The Board's next meeting is on Wednesday, February 12 at 7 p.m.

ATTEST:

cc: Selectmen, Planning Board, Town Clerk, Conservation