

HAMILTON BOARD OF HEALTH

MINUTES OF MEETING

February 20, 2019

Members Present: Giselle K. Perez, PhD, Walter Row (via telephone), and David Smith (Chairman)

Health Agent: Leslie Whelan

This meeting was called to order at 7:00 pm in the Memorial Room, Hamilton Town Hall by David Smith.

Discussion – Follow up to Brick Ends Farm – Air Quality Complaint Follow up

David Smith referred to his telephone conversation with Sean Bowen. Mr. Bowen said he was committed to revisiting Brick Ends Farm in the next month or two. Mr. Bowen helped Mr. Smith understand the two regulatory programs cited at the last meeting: 310CMR16 and 330CMR25. According to Mr. Bowen, Brick Ends Farm was specifically governed by 330CMR25 but also needed to comply with the provisions of 310CMR16, except exempting the facility from site assignment. Brick Ends Farm could continue operations without being subject to procedures or all aspects of operations and its siting would be subject to review, comment, and approval by the regulatory authority of the Department of Environmental Protection (DEP) or Department of Agricultural Resources (DAR). 330CMR25 contained educational components while 310CMR16 outlined public health protections.

According to David Smith, Sean Bowen regretted that he was unaware of odor complaints and that he had not been to the site in two years (March 2017). Mr. Bowen would visit to assess operations, evaluate compliance with the registration that the farm operated under, and help farm management understand what might be causing odor complaints as well as determining how causes might be eliminated. At its last meeting, the Board discovered that David Schylling thought 310CMR16 prevailed while Peter Britton, the owner thought he was only required to be concerned with 330CMR25. Mr. Smith noted that neither was true.

Brick Ends Farm qualified under 330CMR25 with proper registration under DAR but that was not the end of it. David Smith said that according to the regulations, the farm also needed to comply with the public health protection requirements of 310CMR16. Mr. Smith asked Sean Bowen to ensure Peter Britton was aware of the provision and that he did a better job to eliminate concerns that had been expressed to the Board. Mr. Bowen was unsure if he would arrive announced or unannounced as there were benefits to both approaches. Walter Row suggested that David Schylling be aware that Mr. Smith spoke with Mr. Bowen and the next step of the process. Dr. Perez agreed that Mr. Schylling should be aware of the conversation but care should be taken to protect the arrival of Mr. Bowen. As soon as more information was known, Mr. Schylling would be updated. Mr. Smith said he would convey to Mr. Schylling a summary of where things stand, a list of conversations with Mr. Bowen, an assurance that the farm would

notified via e-mail through the Hamilton Wenham Soccer Association regarding mosquito issues in Wenham. Ms. Whelan said policy steps needed to be taken to find out how to send e-mails to Hamilton residents without overusing the reverse 911 system. The Town Manager wanted to be critical about when to use reverse 911.

Leslie Whelan suggested monitoring Department of Public Health notices and if a significant change occurred, providing public notification such as e-mails to various boards and Town administration. Ms. Whelan suggested having the Superintendent of Schools and all outdoor recreational leaders be notified to contact parents. Dr. Perez said she had been sent information about the limitations of spraying as well. The Town Manager would be notified if the State detected EEE to determine if using reverse 911 was appropriate. Walter Row noted it was a low probability with high impact situation that may not be worthy of a text to the entire town. Ms. Whelan said EEE was more dangerous than West Nile Virus and recalled that when a horse was found to have it a couple of years ago, all outdoor activities after dusk had been banned until after frost had occurred. Dr. Perez wanted to ensure that the Recreation Department be notified.

Walter Row wanted to endorse the Mosquito Control Draft Update 2019 as official Board policy. The flier would be posted at schools, recreational properties, the library, the recreation center, and sport fields. Leslie Whelan would obtain the list from the Recreation Department. The Public Safety Building LED sign would be used to notify residents when appropriate.

Health Agent Update.

Leslie Whelan had been absent at the meeting of January 16, 2019. Follow up regarding the Animal Inspector update on three on-going investigations would be discussed at the next meeting. According to David Smith, the developers of the home on Meyer Road had been fined for failing to meet deadlines with the Town regarding construction. Ms. Whelan said Andy Wood, IT Director would be shifting e-mail accounts to a different system and cleaning up old accounts. Mr. Wood would help members with the e-mail system migration.

Unanticipated Items/Announcements

Leslie Whelan requested that the Board amend the agenda to include discussion regarding Selecting the Outside Consultant for Septic System Construction Inspections and Certification for Canter Brook Estates. David Smith amended the agenda.

Rules for Selecting the Outside Consultant for Septic System Construction Inspections and Certification for Canter Brook Estates

Leslie Whelan said having an outside consultant was a good thing to consider when reviewing large, complicated septic systems that required daily inspections for many weeks. The obligation was beyond the available time for Ms. Whelan. H.L. Graham had been chosen as the consultant and had met with the developer. There was a requirement to set up an account wherein the developer would deposit funds for the reviews. A "Rules for Selecting the Outside Consultant for Septic System Construction Inspections and Certification for Canter Brook Estates document was provided." Walter Row and Dr. Perez agreed it was appropriate.

Motion made by David Smith to approve the document “Rules for Selecting the Outside Consultant for Septic System Construction Inspections and Certification for Canter Brook Estates, dated February 2019.”

Seconded by Dr. Perez.

Vote: Unanimous in favor.

Review January 16, 2019 Minutes.

Motion made by Dr. Perez to approve the minutes of January 16, 2019.

Seconded by David Smith

Vote: Unanimous in favor.

Telecommunication opportunities for the joint meeting at the Wenham Town Hall would be investigated by Walter Row to allow him to be part of the meeting on March 13, at 8:00 pm.

List of documents and exhibits reviewed.

Notes of Telecom by David Smith

Town of Hamilton Regulation Prohibiting Tobacco Products in Schools

Draft Update to Mosquito Control Policy – 2019

Common e-cigarette Chemical Flavorings may impair lung function – Harvard T.H. Chan

Board of Health Website: Mosquitoes and Ticks.

Mosquito Season – Tips to be Proactive in Protecting Yourself.

Mosquito Prevention and Protection – AMCA.

Rules for Selecting the Outside Consultant for Septic System Construction Inspections and Certification for Canter Brook Estates

Health Agent Updates, dated January 16, 2019 and February 20, 2019.

Draft Minutes of January 16, 2019

Adjournment

Motion made by David Smith to adjourn at 8:05 pm.

Seconded by Giselle Perez.

Vote: Unanimous in favor.

Prepared by Marcie Ricker