

MINUTES OF BOARD OF HEALTH MEETING-08/08/2016, 2:00 PM

Board of Health Members Present: Donna Gibson, Chair; Gordon Luce, Helen Symons

Others Present: Valerie Bird, Health Agent; Brenda Lessard, Town Clerk (taking minutes); Michael Wayne, Police Officer

Public Present: Fran Ryan, Reporter for Daily Hampshire Gazette; Peter Spotts, Country Journal reporter; Henrietta Wallace, Alan Seewald-Attorney for Mrs. Wallace, Bill Wallace, Ian Wallace, Keith Snow, Jennifer Black, Charlotte Otis, Lauren Salva, Jackie Compton, and Chris Duval

Meeting was called to order by the Chair, Donna Gibson at 2:00 pm.

(DG) introduced the Board to the public present.

Motion made (GL) and seconded (HS) to accept the Minutes of 8/1/16 as written. Motion so voted.

(DG) told the public present that the Board met on Friday, August 5th at 2:00 pm. She read the Minutes of the meeting to the public present. (DG) noted that the site (17 Hyde Hill Road) was inspected by (VB), the health agent and (GL) on 8/1/16. (DG) inspected the property on 8/4/16. They found the two "port-o-potties", which were along the side of Mrs. Wallace's easement across Mr. Duval's property fastened shut, without chemicals inside and no odors present. The two structures were not functioning as toilets. The Board determined they are not in violation of any regulations of the Town of Williamsburg. The Board of Health does not issue permits for such objects. The Board noted the issue is a civil matter and out of their regulation. The Board reserves the right to inspect the property at any time in the future if they appear to be functioning as toilets. Motion made (HS) and seconded (GL) to accept the Minutes of 8/5/16 and the decision by the Board therein. Motion so voted.

Alan Seewald, objected to the Board's decision and the actions of the Board. Mr. Seewald alleges that at a prior meeting the Board failed to take action regarding Mr. Duval's outdoor hydronic heater and refused to enforce any violations. MA DEP allegedly found him to be in violation and fined Mr. Duval \$8000 for the violations with the outdoor heater. Mr. Seewald expressed his dissatisfaction with the Board doing their job.

Keith Snow spoke that the Board met on 8/5/16 without knowledge to anyone. (The meeting was properly posted prior to a 48 hour notice, on the Town website and in the Town Clerk's office). Mr. Snow felt, he and Mrs. Wallace should have been notified about the extra meeting. He claims they were told the next meeting would be on 8/8/16.

(DG) noted that if the public had stayed for the whole meeting on 8/1/16, they would have been aware that an extra meeting was scheduled for 8/5/16.

Motion made (GL) and seconded (HS) to table any further discussion regarding any objects on either side of Mrs. Wallace's easement on Mr. Duval's property. Motion so voted.

Transfer Station Update

(VB) requested a list of names from (GL) of those who will be attending the Blood Borne pathogen class on 8/16/16 at 1 pm. This class is for OSHA compliance.

(GL) plans to put up a sign at the transfer station letting residents know that on 8/20/16, there will be a person checking for current stickers at the gate. The stickers must be visible. Stickers will still be available for purchase at the transfer station.

23 Old Goshen Road-

The receiver needs two clean soil samples and they will be all set. There has been no activity at the site. There had been a previous break in and the prior occupant had been spoken to by the State Police. The building was re-secured.

Motion made (HS) and seconded (DG) to sign the warrant for the recyclable trash hauling bill. Motion so voted.

The Board discussed the outdoor hydronic heater on Mr. Duval's property to refresh the incident. This was from March of 2015. (VB) noted that she had referred the complaint to DEP and once that had been done the Board of Health stepped back. (HS) wanted it on the record that the Board of Health takes their job seriously to protect the public health of the residents. The Board understands that sometimes there are issues which may not seem fair but they need to go by the regulations and their understanding of such regulations.

Next meeting is scheduled for 8/22/16 at 2 pm.

Motion made (HS) and seconded (GL) to adjourn the meeting at 2:35 pm.

Respectfully submitted:

Brenda Lessard