



Approved
10/22/19

Town of Carver, Board of Health

Posted in accordance with the Provisions of M.G.L. Chapter 30A, Section 20B

Board of Health meeting minutes for September 17, 2019, Carver Town Hall, Meeting Room 3

Attendees: Arthur Borden, Chairman; Eric Mueller, Member; Barry Callis, Member

Also Present: Kevin Forgue, Health Agent; Michael Milanoski, Town Administrator

Absent:

Meeting called to order, by Mr. Borden, at 5:00 PM

Public Hearings:

No Public Hearings scheduled.

Discussion:

- Emergency Preparedness -

Sean Murray is here tonight. Sean is a State Emergency Preparedness Planner – Region 5C, Plymouth County. Mr. Murray - I work in conjunction with DPH and CDC as well as heads of municipalities, to run drills. We hold monthly coalition meetings. I have a Masters in Emergency Management and have traveled all over the country working disasters. We are focusing on introductions right now. Our Coalition Meetings are held on the 2nd Tuesdays of every month, at the Middleboro Town Hall; anyone is welcome. There has been a major push to provide inclusive training (mental health and disabilities). We do walk a walk through with Fire/Police and EMS in the event that we have to vaccinate large numbers of people in a short period of time. Mr. Callis – What is the name of the coalition? Mr. Murray - PEPAC. Mr. Callis – Schools are the primary venue? Would there ever be consideration for a mobile unit to get to those that can't get out? Mr. Murray – Yes we call them a POD / EDS (Emergency dispensing site).

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For example, a nursing home would fall into this service. I have documentations of which organizations would use services like this. Kevin can let me know if there are any future questions.

- Meeting with Agricultural Commission

Mr. Forgue - At the last meeting we discussed looking at new regulations and thought it would be good to have Mr. Minsk from the Agricultural Commission come in. The Chickens/Roosters are the main issue. This is just a starting point to get some dialogue going. Looking forward, we should review lot size minimums for owning chickens/roosters. Maybe we could meet with you and the Agricultural Commission to talk. Mr. Minsk - We were supposed to meet last Monday (3rd Monday of each month); that meeting was postponed to next Monday. Mr. Forgue - If I were to get the current regulations to you, could you put it on your agenda? Mr. Minsk - Yes, that's not a problem. Ms. Nauen - My neighbor did comply; things are better. There is still a rooster under my bedroom window. Other neighbors are not willing to sign a petition but are bothered by it. Mr. Minsk - We can follow up? Ms. Nauen - There is no need for it. Things are quieter but I feel there is still a problem. My two suggestions are setting a minimum acreage and noise control (quiet 11-7?). We could use something like collars to address this. I think it should be approached like a zoning variance. Ask their neighbors first. Mr. Forgue - What happens when a neighbor moves and someone new moves in? Ms. Nauen - There will be variables. Mr. Minsk - For the permit, didn't the town get rid of it? Mr. Forgue - They don't pay but have to apply. Mr. Minsk - In all of my years on this Commission, this is only the third complaint. If we go this avenue with roosters, what's next? Chicken collars are extreme as far as animal treatment. I see both sides but what's next? Ms. Nauen - Do they get woken up every day at 4:20 AM? Mr. Minsk - I will look through it and see what we can do. Mr. Mueller - This should be handled on a case by case basis. Mr. Forgue - It's a start; I will get the information over to you.

- Nuisance regulations

Mr. Forgue distributed a handout to the board members. Mr. Forgue - Defining these items is where the challenges are. We are attempting to take this draft and come up with something to present to Town Counsel. Take some time to look at it and we can discuss further at our next meeting. Mr. Milanoski - Originally we were trying to do this through a warrant article. After conversations with the Select Board and Stephen Cole, the Select Board felt they needed more time to review. It was further discussed that this Board has the authority to accomplish the same thing, which is why you have it now. I would suggest you pass something quickly. You can review it in 6 months or so; you can modify your regulations at any time. Kevin can talk to you individually before the next meeting, for comments/suggestions. You can not discuss this together as an email, group meeting etc. Mr. Mueller -

Other towns have the Fire / Police department post property as unsafe. Mr. Milanoski – We can also order securing of property (fence, etc.). If it's not sufficient, we could have them demo the building.

- Posting of alcohol abuse help page on website

Mr. Forgue distributed a packet on addiction (risk to seniors). Mr. Forgue – It's well done and a non profit. We can put this right on our website. Mr. Milanoski – You may want to do this as a link; when they update their document, you won't have to worry about it. Mr. Forgue – Yes, I will do that. The second handout is not specific to seniors but equally important.

- Complaint regarding 160 Plymouth Street

Mr. Forgue – I was asked to put a complaint form on the agenda. The complaint was distributed to the Board and read by Mr. Forgue. I am named in the complaint and would like to speak to that. On 4/25 we received a complaint from 162 Plymouth street of accumulation of trash and garbage. On 4/26 I sent a certified letter to the property owner which was returned to me as "returned to sender". In July, there was an email sent questioning the work being done by the town. I responded to her on July 23 with a follow up email on July 24. After that I did an inspection of the property; a placard was posted on the door, indicating that the property was a foreclosed property. I sent an email to the property management, with my concerns. I also spoke to the Building Department. The Building Department sent a demand letter dealing with several issues and gave them 30 days to respond. On 9/3/19; there was more communications from 162 Plymouth Street. I sent an additional communication to 160 Plymouth Street Management company with additional issues. The Management company has been very responsive. Since about 9/3/19, I've been including both addresses in my emails. 162 Plymouth has complained of rats in her yard. Mr. Milanoski – Is that the home with the chicken coop? Mr. Forgue – Yes. Both 160 and 162 Plymouth Street have engaged with an exterminator. I did request dates and times that the exterminations will take place. Mr. Mueller – There are a lot of properties like this; our hands are tied. Mr. Milanoski – We only have enforcement authority when there is a significant issue. Kevin has pushed it as much as he can with the existing by-Laws.

John Gasky 162 Plymouth Street (Wife Mary) – Once the clean up of that property started is when we started noticing rats. We started putting traps out (average 3-4 kills per night), we have taken about 15-20 rats in the last week. We've also had our pest management company come up; we had an issue with wasps. Once we started hearing about issues at Nancy's I put up a treated foam around my house. Our dogs patrol outside, which helps. Mike and Nancy don't have the same setup and it's not surprising why they are experiencing more of an issue. The guy doing the clean up has stated that there is open decaying food in the house, etc. I would like to thank Kevin for his responsiveness.

Mr. Mueller – Our hands are tied. Mr. Milanoski - A complaint has to be review and substantiated, with credible back up. At that point, we can start to move forward with it. Without a nuisance regulation, you have to move forward with the courts. If we don't have access to go inside the building, it's difficult to substantiate. Mr. Forgue – Based on my involvement, when the management company's exterminator gets in there, it will tell the rest of the story. They can then act accordingly. Until a bank has full control over a property, they won't even remove trash from the property. I think the end is near for this issue. Mr. Mueller – This ties into some other properties around town. This is a safety issue if something goes wrong.

Mr. Gasky – Regarding the personal complaint on Kevin; we would like to withdraw that. It was done at a time of high frustration. Mr. Milanoski – I appreciate you saying that. Kevin and I talk all the time; he works hard on your behalf. If the BOH adopts nuisance regulations at your next meeting, it will help.

Mr. Milanoski – The DEP called and asked to test PFast, which is a new chemical. They volunteered to do the testing. The results all came back negative!

Other Business:

Minutes – June 11, 2019 and August 27, 2019

Motion to approve the meeting minutes for June 11, 2019, as written: Mr. Mueller

Second: Mr. Borden

Approved: 2-0-1(Mr. Callis)

Motion to approve the meeting minutes for August 27, 2019, as amended: Mr. Borden

Second: Mr. Callis

Approved: 2-0-1(Mr. Mueller)

Correspondence:

Next meeting date:

Our next meeting will be Tuesday, October 22, 2019 at 5:00 P.M.□

Adjournment –

Motion to adjourn at 6:07 PM: Mr. Mueller

Second: Mr. Callis

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Approved: ☐ Unanimous (3-0)