

**Harvard Board of Health Meeting Minutes**  
**Tuesday, August 28, 2018**  
**Approved: September 25, 2018**

*BoH Members present:* Libby Levison, Chair, via Skype; Sharon McCarthy, Acting Chair; Tom Philippou.

*Attending:* Ira Grossman, Health Agent, Nashoba Associated Boards of Health (“NABH”); Alison Flynn, Board of Health (“BoH”) Clerk; Derek Skillings, Skillings & Sons, Inc.; Richard Molnar, homeowner, 298 Littleton Road.

*Ms. McCarthy called meeting to order at 2:02 p.m. Ms. Levison joined via Skype at 2:06 p.m.*

**PUBLIC COMMENT-** None.

**NEW BUSINESS**

- a. Review MAHB sample marijuana regulation- the BOH members reviewed the sample regulation regarding the sale of marijuana as prepared by Mr. Philippou to apply to Harvard and suggested revisions. Mr. Philippou agreed to prepare a revised version incorporating the comments of all. Ms. Flynn will request a Land Use Boards meeting with marijuana regulation on the agenda.
- b. Opportunity to review and comment on the Hildreth Elementary School Environmental Notification Form- Ms. McCarthy agreed to review the Environmental Notification Form and to advise whether preparation of comments would need to be discussed at the next meeting.
- c. Update from Transfer Station Committee- Mr. Philippou reported that as the Transfer Station Committee has not met since the last BOH meeting, no updates were needed at this time.
- d. Update from Health Agent & BoH Clerk
  - Covanta- Ms. Flynn shared that Covanta had dropped off a poster and brochures regarding the Mercury Recovery Program. She will add a PDF of the poster to the BOH website, and share the same with the Department of Public Works and the Schools’ Facility Manager.
  - The new MA DEP webpage [recyclesmartma.org](http://recyclesmartma.org) was discussed. Ms. Flynn will add a link to the BOH webpage and send an alert to the BOH e-subscribers. She will also request Scott Hoffman forward the link to the Green Team Faculty Member.

- The positive human cases of West Nile Virus in Massachusetts were discussed. The Board agreed that Ms. Flynn will post an announcement to the BOH webpage, including an alert to e-subscribers, whenever the State changes the risk level for areas including Harvard.
- Ms. Flynn advised that in shifting files she found bedroom deed restrictions which appear to have been unrecorded. The BOH members requested Ms. Flynn send letters to the owners requesting evidence of recording.
- Mr. Grossman advised that a letter was sent to the homeowner of the Lovers Lane property providing notification that a hearing would be held on September 11, 2018, at 2:00 p.m. to consider condemnation.
- Mr. Grossman reminded the BOH members that the 28 Deerfoot Trail stipulation signed in court agreed that the residents would be in compliance by August 31<sup>st</sup>. Mr. Philippou volunteered to attend the inspection with Mr. Grossman on August 30<sup>th</sup> at 9:30 a.m. Ms. Flynn will send a letter to the homeowners, providing notice of the inspection.

### **OLD BUSINESS**

a. Reconsideration of location requirements for geothermal boreholes at 298 Old Littleton Road- Mr. Skillings and Mr. Molnar appeared to request the BOH members reconsider their prior request for relocation of the proposed geothermal boreholes. Mr. Skillings explained that additional fill has been brought in since the plan was submitted so that the concern that the boreholes are downhill of the leaching field is no longer present. Mr. Skillings also explained that the rig will need to cross the building sewer line, but not the tank or leach field. Mats will be placed over the sewer line to redistribute the weight of the rig. Mr. Skillings further confirmed that the backyard is the best option, as cutting through the driveway they may still run in to issues with ledge. Mr. Grossman indicated that he is less concerned with the proposed location of the boreholes now that additional fill is present.

Mr. Philippou made the motion to approve the proposed location for geothermal boreholes at 298 Littleton Road; Ms. McCarthy seconded. No further discussion was needed. The vote was unanimous.

b. Continued review other local Towns' regulations on vaping- Ms. McCarthy indicated that she would plan to attend the MA Tobacco Free America forum on vaping on September 6<sup>th</sup>, and it was decided that the discussion should be tabled until after the vaping forum.

c. Continued discussion of synthetic turf, environmental and health impacts- Concord and Littleton's moratoriums on crumb rubber were reviewed. Ms. Levison offered to further research how other towns in Massachusetts are addressing concerns.

- d. Further discussion regarding revisions to well regulations- Mr. Grossman's most recent draft was reviewed. Mr. Grossman will add definitions and suggestions from Ms. McCarthy, and recirculate the draft for all to revise further via e-mail.
- e. Continued discussion regarding scheduling of EDS drill- It was suggested that Ms. Bedard should run the flu clinic from 3-5 p.m., with the Region 2 Coordinator meeting with the BOH drill point-person at 2 p.m. Ms. McCarthy offered to act as BOH point-person. Ms. Flynn will confirm the timing with Ms. Bedard, Dr. Dwight, and Ms. Terry.
- f. Continued follow-up from Tick Talk- Ms. Levison reported that she met with Erin Sintros, Health Teacher, who indicated that Hildreth Elementary School is interested in having a Tick Talk this year. Ms. Levison will reach out to speakers regarding availability and fees.
- g. Review action items from the last meeting- there were no action items to review.

**PERMITS-** Ms. Levison was unable to participate in the discussions regarding Permits due to technical difficulties.

- Stable
  - 7 East Bare Hill- The stable permit application for 7 East Bare Hill was reviewed. Mr. Philippou made the motion to issue the permit; Ms. McCarthy seconded. Mr. Philippou requested the cover letter enclosing the permit to the homeowner suggested the local chapter of 4H or the Agricultural Advisory Committee be contacted regarding best practices for keeping horses.
  - 13 Massachusetts Avenue- The members reviewed the application and discussed their concerns with having goats on the property. It was agreed that the members would deny the permit until the applicant can provide written proof that her abutters have no objections.
  - 31 Mill Road- The stable application was reviewed, and Ms. McCarthy made the motion to issue a permit. Mr. Philippou seconded. No further discussion was needed. A vote was unanimous.
- Septic
  - 20 White Lane, Lot A6- A permit for a septic tank was issued.
  - 6 Old Meadow Lane- A permit for a distribution box was issued.
  - Pinnacle Rd., Lot 2- A new permit for a subsurface sewage disposal system was issued.
- Trash haulers- It was agreed that Ms. Flynn will prepare a draft letter to the permitted haulers requesting examples of their current marketing materials and "OOPS" tags, confirming an extension on time for full compliance with commercial recycling until

January 1, 2019, and enclosing the sample letter to hauler customers. Ms. Flynn will also revise the sample letter to hauler customers to include [recyclesmartma.org](http://recyclesmartma.org).

**APPROVAL OF MINUTES**- Approval of the minutes of 7/24/18 and 8/14/18 were tabled until the next meeting.

**TOPICS FOR NEXT MEETING AGENDA**- Topics for the next meeting were discussed.

**ADJOURNMENT**- Ms. McCarthy moved to adjourn the meeting at 3:26 p.m.; Mr. Philippou seconded. The vote was unanimous.

*Respectfully submitted,*

*Alison Flynn, Clerk*

*Documents Referenced:*

- Agenda
- Draft marijuana sales regulation
- Covanta “Mercury Recovery Program” poster and brochure
- Bedroom deed restrictions for 16 White Lane, 106 East Bare Hill, and 47 Candleberry Lane
- Geothermal well permit application for 298 Old Littleton Road
- Draft well regulation
- Concord and Littleton’s moratoriums on crumb rubber
- Stable permit applications for 7 East Bare Hill, 13 Massachusetts Avenue, and 31 Mill Road, and Assessor’s Map for 13 Massachusetts Avenue
- Septic permit applications for 20 White Lane, Lot A6, 6 Old Meadow Lane, and Pinnacle Road, Lot 2