

# BOARD OF Health MEETING MINUTES

BOH Meeting Minutes  
September 17, 2020

The virtual on-line meeting was called to order at 5:01 p.m., by Chairman, Al Holman. Also in attendance were; member, Richard Desjardins; Member, Ted Briggs, and Asst. Public Health Supervisor, Diane Tiernan.

Al read the following statement: *Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor's March 15, 2020 Order concerning imposition on strict limitations on the number of people that may gather in one place, meetings in the Town of Upton will be conducted via remote participation to the greatest extent possible. We will strive to provide access to such meetings via a link to call in, or other similar option. In the event we are unable to accommodate the same, despite best efforts, we will post recorded sessions of the meeting as soon as possible following the same.*

Agenda was reviewed and accepted.

Minutes to the previous meeting held on 8/13/20 were reviewed.

**Motion one** – Richard made a motion to accept the minutes as written. Ted seconded the motion and Al made the motion unanimous. Minutes were approved.

Vouchers and payroll were reviewed.

**Motion two** - Ted made a motion to accept the payroll and expense vouchers. Richard seconded the motion and Al made the motion unanimous. Ted stated he would sign the documents in the morning.

Diane discussed the present COVID situation with the Board. Present number of active cases is 32.

A septic design was reviewed for 80 East Street, John and Brooke DiAnni. The plan was previously reviewed and approved by BOH Agent, Paul McKeon.

**Motion three** – Richard made motion to approve the septic design and Ted seconded the motion. Al made the motion unanimous. Plan was approved.

A septic design was reviewed for 115 Christian Hill Road, CHR Realty Trust. The plan was previously reviewed and approved by BOH Agent, Paul McKeon.

**Motion four**– Richard made a motion to approve the septic design and Ted seconded the motion. Al made the motion unanimous. Plan was approved.

Well permits were reviewed for 80 East Street-DiAnni and 115 Christian Hill Road – CHR Realty Trust.

**Motion five** – Richard made a motion to approve the well applications and Al seconded the motion. Motion was approved by majority as Ted lost on-line connection.

Ted returned to the meeting.

An application for a food permit for Honey Farms/Montello Group was reviewed. Board discussed the complaints we have received regarding the lack of face masks being used by the employees at Honey Farms. Board agreed if the complaints continue, we will shut down the store. We have contacted management several times of the issue, with no resolution.

**Motion six** – Ted made a motion to approve the food application with restrictions. Richard seconded the motion and Al made the motion unanimous. Diane was instructed to write a letter to the management of Honey Farms, letting them know the permit was approved but would be revoked if we continue to receive complaints.

Tobacco permit applications were reviewed for: Country Club Sooper-Main St, Liquor Plus-Main St, Gasco-Milford St, Honey Farms-Main St, Colonial Liquors-Milford St, and Upton Getty-Main St.

**Motion seven** - Richard made a motion to approve the above tobacco applications and Ted seconded the motion. Al made the motion unanimous. Permits were approved.

The title 5 inspection ordered by the Worcester Housing Court at 104 Westboro Road was discussed. The inspection is scheduled for 9/23/20. Board agreed that if the inspection fails, Mr. Cristino will have no more than 60 days to install a new system. Board strongly believes the Cristino's are still occupying the house without an occupancy permit.

Diane stated that the Dept. of Agriculture has reached out to all the animal control officers, notifying them that barn inspections are not required this year due to COVID. If they choose to do them, they can, but it is not mandated this year. Any problem areas should however be investigated. Our ACO, Mike Moran would like to know if the Board wants him to complete the inspections or hold off until next year. Board agreed if the state is not mandating it, to only conduct inspections if there is a problem.

Mike also had a resident ask if she would be allowed to have her horse visit her property on occasion. The horse is currently being boarded elsewhere. Diane stated the resident does not have enough room on her property to obtain an animal permit and she is on the lake. We have had other issues with her violating dog regulations as well. If we allow the horse to visit, she may not remove it in a timely manner. Board agreed that the horse would not be allowed to visit her property. We cannot be the horse police.

Al stated during the last meeting with the Fin. Com and Selectmen, it was suggested that we form a mosquito control advisory group. This group would address the possibility of opting out of any spraying the state may conduct for mosquitoes. He feels the group should consist of 5 members who do not all necessarily share the same opinion. This would be an advisory group only, the final decision would be made by the BOH.

**Motion Eight** - Richard made a motion to allow the town manager to post for any interest in joining a mosquito control advisory group. Ted seconded the motion and Al made the motion unanimous. Motion was approved.

**Motion nine** – Al made a motion to adjourn and Ted seconded the motion. Richard made the motion unanimous.

82 5:42 p.m., meeting was adjourned.

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84 Respectfully Submitted,

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87 Diane Tiernan

88 Asst. Public Health Supervisor

89 Board of Health

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