

**Minutes Board of Health Meeting  
January 20, 2011**

Present: Rich Maccagnano, Pat Duffey, Ken Lefebvre, Ann McCobb  
Rich called the meeting to order 7:05 p.m.

**Health Agent Report**

Invoice approved for Roche Brothers to pay for food for the volunteers for the flu clinic in January.

Flood at Bertucci's over the weekend due to a broken pipe was quickly resolved. Lenny will check back with them in two weeks.

**Motion: Rich made the motion that the following policy be administered by the Health Agent without consulting with the BOH: If a waiver of a food permit fee is requested by a non profit agency, Ann is authorized to waive the fee if there is no cost to the Town. If there is a cost to the Town, Ann will collect the amount required to pay the food inspector so that there will be no net cost to the Town. Pat seconded the motion and it passed unanimously.**

**HERC**

Jim Connolly reported flu clinic activities as well as the plan to hold a hot wash/annual meeting for MRC members on March 31, 2011. Pat met with David Nalchajian, Town Accountant, who authorized payment of this event through the Flu Revolving account and confirmed that in an email to Pat dated January 20, 2011 at 3:37 p.m.

**Motion: Motion by Rich to approve the Minutes of the December 16<sup>th</sup> meeting seconded by Ken and approved unanimously.**

**BOH authorized transfer from Revolving Account to pay for soup for the five volunteers who will be staffing the Flu clinic at Town Hall on February 5<sup>th</sup> during the SOUP-er bowl.**

**Covanta**

Covanta explained their plan to take in recyclables in a separate area of the Floor. They will not exceed their current tonnage amount. Material will not be left on the floor over night. It will be stored in a trailer inside the facility.

Covanta responded to Board member questions and those members of the public who were attending the meeting had an opportunity to express their thoughts (Mrs. Bell and Mr. Briggs).

In preparation of this meeting, BOH requested the below opinion of Town Counsel, Attorney Bill Mayer, Esq. Town Counsel issued the following written opinion dated December 16, 2010:

"310 CMR 16.00 e. seq. contains the site assignment regulation for solid waste facilities.

Sec. 16.21 governs alternative use of assigned sites. Section 16.21 (3) (a) provides as follows:

- (a) Recycling, composting or Other Processing. Recycling or composting may be approved at any assigned, permitted active disposal or handling facility without requiring a new or modified site

assignment when such activity is integrated into the assigned solid waste management operation and the tonnage limits, if any, for recycling or composting are not exceeded.

Accordingly, the proposed use of a portion of the tipping floor for recycling does not trigger the need for any amended site assignment hearing. It does, however, require Board of Health approval.”

Rich expressed concern that Covanta is still working on their noise study with the Planning Board and suggested that the approval wait until that issue is resolved.

**MOTION: Pat made a motion to approve the request by Covanta as a preliminary step in their process to accept recyclables. Seconded by Ken and approved by a vote of 2-0-1 with Rich abstaining.**

**Motion to adjourn at 8:30 p.m. by Rich, seconded by Pat and approved unanimously.**

**Respectfully submitted:  
Patricia J. Duffey, R.N.**

Approval date: 2-17-11