

Harvard Board of Health Meeting Minutes
Town Hall, Volunteer Meeting Room
Tuesday, August 20, 2019
Approved: September 10, 2019

Board of Health Members present: Libby Levison; Sharon McCarthy; Tom Philippou, Chair.

Attending: Alison Flynn, Board of Health (“BOH”) Clerk; Mark O’Hagan, Craftsman Village; Joan Eliyesil, The Harvard Press.

Mr. Philippou called the meeting to order at 2:00 p.m.

PUBLIC COMMENT- None.

NEW BUSINESS

- a. Determination of Project Review Fees for Craftsman Village Harvard (Interpretation of Ch. 145, Sec. 44)- The members indicated they agreed with Mr. Grossman’s interpretation that an initial deposit of \$2,500 is required for a community septic system, and whether an additional \$5,000 initial deposit would be required for hazardous material/waste cleanup/remediation will be determined after soil testing. Mr. O’Hagan, who was present on behalf of Craftsman Village Harvard LLC, indicated that soil testing has not yet been done, and advised the Board Members of the status of the septic design plan submittal, preparation of condominium documents, and well drilling. The BOH members gave Mr. O’Hagan a brief overview of PFAS and referred him to the RAB website for more information. He indicated he would continue to keep the issue on his radar.
- b. 325 Ayer Road: Possible new tenant- Ms. Levison reported that she learned plumber, Rick West, has moved in to the Appleworks Building. Ms. Flynn confirmed the Board had not been contacted by Nick Deane for preapproval of tenancy. The BOH members requested Ms. Flynn write to Mr. Deane to inquire whether there have been any changes in tenancy, including as a result of the recent fire on the property.
- c. Prepare comments to the Rural Life Preservation Special Permit bylaw- the BOH members agreed to table this discussion until a meeting when Mr. Grossman is present.
- d. Consider co-sponsoring a recycling talk- Ms. Levison reported that Irene Congdon, Tessa David, and Laurie Sabol are willing to speak at a co-sponsored talk on recycling hosted by the League of Women Voters and the Transfer Station Committee on September 26th at 7 p.m. in Upper Town Hall; the League of Woman Voters has committed to handle all publicity. Mr. Philippou suggested Ms. Sabol might bring pictures and a map of Recycle Your Reusables. The BOH members agreed to co-sponsor the event.
- e. Discussion re EEE positive mosquito sample- Ms. Levison and Mr. Philippou reported regarding the emergency meeting they held via text message on Aug 19 to discuss the “Severe” alert the Harvard BoH received from the Health and Homeland Alert Network regarding a mosquito sample positive for EEE in Harvard. Mr. Philippou advised that he had a telephone

conversation with Matt Osborn of the Department of Public Health following the HHAN alert. Mr. Osborn indicated that the Department of Public Health would be looking at the extent of the mosquito sampling in the area, but would not likely spray Harvard. Ms. Levison asked Ms. McCarthy if she was aware if Mosquito Dunks are safe; Ms. McCarthy indicated that she believes they are. Mr. Philippou will ask that Mr. Osborn advise the BOH if the consideration for spraying Harvard is border-line so that the Town could weigh in. Ms. Levison will request of Catherine Brown and Matt Osborn additional sampling in Harvard. A sample Press Release provided by the Nashoba Associated Boards of Health was revised. Mr. Philippou will ask Ms. Doucet to post the Press Release to the Town homepage. Ms. Flynn will send the Press Release to Camp Green Eyrie, the Harvard Athletic Associations, Conservation Commission and Harvard Conservation Trust, Fruitlands, Friendly Crossroads, Harvard Sportsman Club, Community Harvest, Linda Dwight (to be forwarded to the school nurses and athletics), Parks and Recreation, Carlson's, Westward Orchard, Doe Orchards and Old Frog Pond Farm. Ms. Levison will bring the Press Release to the medical and dental offices on Ayer Road, and send to the Friends of the Oxbow. Ms. Flynn will also try to find contact information for the National Guard at Devens. Ms. Flynn will also check the front of Town Hall to see whether DPH fact sheets on EEE and repellants can be placed on the counter. Mr. Philippou agreed to prepare a slide for Harvard Cable advising of the positive sample, and directing residents to the BOH page for more information. The BOH members also asked Ms. Flynn to send the Press Release and fact sheets to the two residents who sent e-mails voicing concerns about the positive sample.

f. Clerk and Health Agent Update

- 44 Littleton County Road- a 4 bedroom deed restriction was executed by Mr. Philippou.
- Ms. Flynn suggested adding a "Food Service" tab to the webpage to assist vendors in finding contact information for Nashoba Boards of Health. The members agreed.
- Ms. Flynn advised the BOH members of her modified schedule for the next two weeks.
- Ms. Levison reported she learned that one of the Harvard Municipal Wells is off-line. Mr. Philippou will contact Ms. Russo to request such information be communicated to the BOH as residents often contact the BOH with water quality questions.

OLD BUSINESS

a. Consider revisions to *Article III: Private Wells*- It was agreed to table this discussion for a future meeting when Mr. Grossman is present.

b. Status of ban of sale of flavored tobacco- the Board of Health members considered the status of litigation currently challenging regulations banning the sale of flavored tobacco. Mr. Philippou volunteered to prepare a summary of the Harvard regulation amendment for the next meeting.

c. Use of e-cigarettes, alcohol, and other substances at Prospect Hill Road- Ms. McCarthy advised that she was unable to meet with the Police Chief to discuss this concern. She will prepare a summary of the passed regulation banning smoking in public spaces to be reviewed at the next meeting.

d. Update from RAB Meeting (7/25/19) & status of PFAS monitoring- the BOH members discussed Robert Simeone's reply e-mail to Ms. McCarthy's request for additional testing. Ms.

Levison shared her conversation with Mr Grossman and research on some town history that might inform other possible sources of contamination.

e. Continued review of draft marijuana sales regulation- This discussion was tabled for a future meeting, as Cheryl Sbarra has yet to reply to inquiries from the Board.

f. Discussion regarding preparing the 2019 Emergency Dispensing Site (EDS) Plan- The BOH members reviewed and revised Appendix B to the EDS Plan. Ms. Flynn will reach out to the parties named to confirm the BOH is authorized to include their cellphone numbers.

g. Continued discussion regarding emergency preparedness meeting- Ms. Levison learned that there will be an Oct. 5th presentation on home safety, organized by the Council on Aging and with representation from the Fire Dept. Ms Thompson, COA, has asked if the BoH is interested in participating. She will follow-up with Ms. Thompson for additional information.

h. Discussion of FY20 budget feedback- This discussion was tabled for a future meeting.

i. Update from Land Use Boards meeting (8/13/19)- Ms. Levison confirmed that no one was able to attend this meeting on behalf of the BOH.

j. Update from the Deer Management Committee- Mr. Philippou did not have any updates to report.

k. Update from the Transfer Station Committee- Mr. Philippou reported that things are working out fairly well. He stated that they have received requests for smaller sized bags, but Mr. Kilhart does not believe they are necessary.

l. Update regarding trash hauler regulation enforcement and RDP points- Ms. Levison suggested the BOH request Mr. Kilhart share the portion of the RDP points awarded for the enforcement work of the BOH. Mr. Philippou volunteered to prepare a letter reflecting the same.

m. Review Action Items – Action items were reviewed.

PERMITS

Septic permits were issued for each of the following:

- 308 Still River- septic tank & d-box
- Trail Ridge Way 12C&D - building sewer line

APPROVAL OF MINUTES-

Ms. McCarthy made the motion to approve the minutes of 7/23/19 as amended; Ms. Levison seconded. All were in favor.

ITEMS FOR THE NEXT AGENDA- Items for the next agenda were discussed.

ADJOURNMENT- Mr. Philippou made the motion to adjourn at 4:09 p.m.; Ms. McCarthy seconded. All were in favor.

Respectfully submitted,

Alison Flynn, Clerk

Documents Referenced:

- Agenda
- Draft minutes of 7/23/19
- Code of the Town of Harvard, Ch. 145, Sec. 44
- 44 Littleton County Road bedroom deed restriction
- Trail Ridge Way septic permit
- 308 Still River Road septic permit