

**BOARD OF HEALTH**  
Ralph Jensen, Chairman  
Robert Ogilvie, Clerk  
Jeffrey Tibnam, Board Member

**HEALTH AGENT**  
Kathleen M. Waldron, RS

# Town of Avon Massachusetts



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**AVON TOWN CLERK**  
REC'D DEC 14 2023 PM7:20

*POSTED IN ACCORDANCE WITH THE PROVISIONS OF MGL 30A S18-25*

## **Board of Health** **November 9, 2023** **5:00 PM** **MINUTES**

**This meeting was hybrid. All Board Members met in person. Meeting called to order at 5:00PM**

**Present:** Chairman, Ralph Jensen; Clerk, Robert Ogilvie; Member, Jeffrey Tibnam; Kathleen Waldron, Health Agent and recording secretary; Peter Lyons, Collins Civil Engineering Group; Jonathan Beder, Town Administrator; Samantha Gray, Manager of Municipal Sales for Republic Services

### **New Business**

- **Title 5 Local Upgrade Request for 152 East Spring Street, Collins Civil Engineering**  
In an effort to save the homeowner money, instead of using a 3,000 gallon septic tank, the installer used one 2,000 gallon septic tank and one 1,000 gallon septic tank. Due to the additional tank and limited space the installer could not keep the required setbacks. The engineer is requesting a local upgrade approval from 310 CMR 15.211 of the State Sanitary Code which requires a minimum ten (10) foot setback from a foundation wall to a septic tank. A local upgrade approval allowing a reduction from ten (10) feet to a minimum of eight (8) feet was requested.  
Mr. Ogilvie made a motion to approve the local upgrade. Mr. Tibnam seconded, all in favor.
- **Review of Republic Services Contract**  
The proposal from Republic Services (attached) was reviewed by the Board of Health and discussed with Mr. Beder and Ms. Gray. The Board and Mr. Beder would like more information as to why there was an 11% increase from FY25 to the new proposed amount. Ms. Gray will work with her team and get more information or to see if they can lower the proposed price.  
This will be on the agenda for the next BOH meeting.
- **Mobile Food Permit Application for Lady Sunshine Coffee**  
The applicant is applying for a one day temporary permit. Board reviewed the application and all corresponding documents.  
Mr. Ogilvie made a motion to approve a one day permit. Mr. Tibnam seconded, all in favor.
- **FY2025 Budget**  
Board reviewed the budget proposed by the health agent. Other than the waste budget, 433, the Board is level funded. Once the contract for a waste hauler is in place, the BOH can submit their final budget. For now, the health agent will put in the amount Republic Services proposed tonight.
- **Septic Betterment Program**

An article is on the warrant for the Special Town Meeting on November 18, 2023. Mr. Jensen is prepared to propose the article to the Town asking to borrow more funds from the Department of Environmental Protection. The Health Agent will prepare supporting documents for the article and give to Mr. Jensen prior to the meeting.

#### **Old Business**

- **Fees**  
The proposed increase in the tobacco permit will go before the Board of Selectmen at their meeting on November 16, 2023.
- **Violations of the Food Code**  
Instead of implementing fines, the health agent suggested more inspections of establishments who seem to have a lot of violations, or repeat violations. We will try the method first.
- **Updates to the compost site**  
Power is available in the shed, a space heater has been provided for the attendant. The Health Agent will meet with DEP on November 17<sup>th</sup> to discuss trying to add a dumpster for municipal waste and potential pilot programs for recycling items. The next updates to the site will be looking into getting a camera, adding more material under the dumpsters and making a spot for tires to be collected.
- **Hauler and Mandatory Recycling Regulations**  
Reviewed proposed regulations. There are some changes that need to be made about commercial generators and mandatory recycling. Health agent will make proposed change to the regulations and send to Town Counsel for review.
- **Health Agent Report**  
See attached.

#### **Other**

- **Warrant Approval**  
A warrant in the amount of \$54,305.50 was approved for FY2023 payment.

#### **Approval of Minutes**

- Minutes from October 12, 2023 - Mr. Tibnam made a motion to approve minutes. Mr. Jensen seconded, all in favor.

#### **Next Meeting:**

- Thursday December 14, 2023, at 5:00PM.

Mr. Ogilvie made a motion to adjourn the meeting at 6:24PM. Mr. Tibnam seconded, all in favor.

ATTEST: 

DATE: 12-14-23