

Time being 7:00 p.m. **February 11, 2019** Paul Steeves opened the meeting of the Foxborough Board of Health, under the Open Meeting Laws of the State of Massachusetts. Paul Steeves, Chairman presiding, Todd Whitehouse, Clerk, Pauline Zajdel, Health Director, and Diane Passafaro, Public Health Coordinator were present. Meeting took place in the Andrew A. Gala, Jr. Meeting Room inside Foxborough Town Hall at 40 South Street. Minutes were taken by Diane Passafaro.

Members Absent: Eric Arvedon, Vice Chairman

**7:00 p.m. RIM Engineering Co., Inc. – Ralph I. Maloon, P.E. – Septic Variance – 21 Granite Street**

*Those in attendance for this agenda item:*

Arthur Reynolds, Owner – 21 Granite Street

Lynne Davis, Owner – 17 Granite Street

Craig Cygannoski, RIM Engineering Co., Inc.

Craig Cygannoski of RIM Engineering Co., Inc. explained the septic design plan for 21 Granite Street and the various limitations associated with the Site due to its small size and the presence of wetlands. Access to the property in order to conduct the necessary septic repairs is also limited and is only accessible through the neighbor's property located at 17 Granite Street.

Lynne Davis, Owner of 17 Granite Street, stated she was okay with the access requirements relative to her property for the septic repair at 21 Granite Street.

Mr. Cygannoski also informed the Board that a sieve analysis was conducted due to the wet conditions noted at the time of the percolation test and the Conservation Commission has already approved the septic design contingent on Board of Health approval.

Todd Whitehouse made a motion to approve the variance for the septic repair at 21 Granite Street and allow the septic tank to be installed five (5) feet from the property line where 10 feet is required due to the existing pipe location at the foundation. Paul Steeves seconded the motion. Hearing no discussion, Paul Steeves called for a vote. All in favor, motion passed 2 – 0.

Todd Whitehouse made a motion to approve the sieve analysis and hydrometer test data in lieu of the field percolation test for the septic design and repair at 21 Granite Street. Paul Steeves seconded the motion. Hearing no discussion, Paul Steeves called for a vote. All in favor, motion passed 2 – 0.

Todd Whitehouse made a motion to approve the variance for the septic repair at 21 Granite Street and allow the soil absorption system to be installed 37.8 feet from the bordering vegetative wetlands where 150 feet is required by Town of

Foxborough by-law. Paul Steeves seconded the motion. Hearing no discussion, Paul Steeves called for a vote. All in favor, motion passed 2 – 0.

All abutter green cards were presented to the Board.

Pauline Zajdel commented that everyone involved with the repair and having access to Ms. Davis' property, be made aware of the location of her septic system components so they are not compromised. Ms. Davis and Arthur Reynolds both agreed everyone will be notified.

Hearing no further discussion related to 21 Granite Street, Paul Steeves declared the matter closed at 7:06 p.m.

**7:06 p.m. Open Season Catering, LLC – David Livesey, Owner – New Operator, Concession Stand at Normandy Farms**

*(No interested parties in attendance for this agenda item)*

David Livesey, Owner of Open Season Catering, LLC informed the Board that he would be taking over the concession stand located within the Normandy Farms Campground. He stated his menu will consist of campground friendly foods including burgers, hard ice cream, frozen to fried foods and smoked barbeque. The establishment intends on limiting the seafood options to only clam chowder, clam cakes and fish and chips. The number of staff is expected to be around nine and will include cooks and dishwashers. He informed the Board all Staff will hold a certified food manager's certificate and he is in the process of coordinating a Choke Saver class to get all Staff certified in that requirement as well.

In response to Paul Steeves inquiry about his food service background, Mr. Livesey explained his food experience has included many years in the business and has worked many jobs in the industry from a dishwasher to a General Manager. He has owned Open Season Catering for three seasons and services clients through catered events and their food trucks. He explained however, his focus now is on the Normandy Farms concession stand and will be removing the trucks off the road.

Paul Steeves thanked Mr. Livesey for his time and welcomed him to Foxborough.

Hearing no further discussion related to the Open Season Catering, Paul Steeves declared the matter closed at 7:19 p.m.

**7:19 p.m. Todd Whitehouse made a motion to approve the following bill:**

NEHA (1 year membership - J.R.)	\$25.00
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HealthCare Options, Inc. (February services)	\$2,463.75
The Arc South Norfolk (February services)	\$812.83
The Foxboro Reporter (P.H. Notice – 1/14/19)	\$48.88
P.Z. (February Communications/Monthly Mileage)	\$62.53
J.R. (February Communications)	\$50.00
D.P. (February Communications)	\$50.00

Paul Steeves seconded the motion. Hearing no discussion, Paul Steeves called for a vote. All in favor, motion passed, 2 – 0.

**7:21 p.m.** Todd Whitehouse made a motion to approve the minutes of January 28, 2019 as written. Paul Steeves seconded the motion. Hearing no discussion, Paul Steeves called for a vote. All in favor, motion passed, 2 – 0.

**7:22 p.m. Health Directors Updates**

- Since the January 28, 2019 Board of Health meeting, The Commons Neighborhood Eatery (The Commons) hired a consultant. The consultant was at the restaurant location on February 4 and followed up his visit with an itemized list addressing food safety - areas of concern. This list was provided to the Health Inspector on February 11. Ms. Zajdel stated the list was concerning and demonstrated repeat violations for the establishment, but added that she expected a more detailed document from the consultant showing his specific observations noted that day. The Board agreed and requested that the consultant be contacted to gather further information as it relates to the terms of his contract agreement with The Commons. Information gathered from the consultant should focus on the length of time and/or visits The Commons have contracted him for, whether he will be returning to the establishment, and if he will be providing any training.

The Board further requested that The Commons be notified that their establishment must show full compliance with the Code by February 20, 2019. It was the Board's opinion that this timeframe provides the establishment with ample time to work through the food safety issues seen within the establishment. Should full compliance not be seen by February 20, The Commons will be called in front of the Board on February 25, 2019, at which time further disciplinary actions will be discussed.

**7:37 p.m.** Todd Whitehouse made a motion to adjourn. Paul Steeves seconded the motion. All in favor, motion passed, 2 – 0.

The next meeting is scheduled for February 25, 2019.

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Todd Whitehouse, Clerk/dp