

BOH Meeting Minutes 12/19/18 (6:00pm)

Present were: Agent Bernardo, Chairman Maxim, and Members Spratt and Poillucci. Chairman called the meeting to order at 6:10pm. LakeCam was present to record.

Public Hearing - Chairman Maxim read the public hearing legal notice into the record. At the December 5th meeting the Board discussed three new regulations and proposed some changes. There was a review of those changes.

Residential Kitchen Regulations – the new food code does not require a residential kitchen permit for charitable events. Agent Bernardo said the regulations stated that pets were not allowed and smoking is not allowed during prep time. Water quality would need to be tested. The fee for a Residential Kitchen permit is set at \$150.00.

Chairman Maxim opened the hearing up to public discussion. As no one was present, the public discussion was closed and opened to the Board. Member Poillucci said he thought the Board got rid of those fees but the Health Agent would still inspect. Chairman Maxim said there won't be a fee for churches or charities. Agent Bernardo said if someone was running a business out of their house, a residential kitchen permit would be required with a fee of \$150.00. Chairman Maxim said the fee that they got rid of was for the pre-packaged foods.

Upon a motion by Member Spratt, seconded by Member Poillucci, it was:

Voted: to approve and adopt the Residential Kitchen Regulations as typed.

Unanimous approval

Regulations for Bed & Breakfast Operations - Agent Bernardo said that the new food code would not require Bed & Breakfasts with less than 6 bedrooms or 18 guests to get a permit. Lakeville's regulations would require all Bed & Breakfasts to get a permit regardless of the number of occupants or bedrooms. This would come under the residential kitchen regulations as well as rental inspection. Water tests would be required as well as a Title V inspection for septic systems over 20 years old. There is no fee associated with this, but a residential kitchen permit would be required. Chairman Maxim opened the hearing up to public discussion. As no one was present, the public discussion was closed. There was no discussion by the Board.

Upon a motion by Member Spratt, seconded by Member Poillucci, it was:

Voted: to pass the new Regulations for Bed & Breakfast Operations as typed.

Unanimous approval

Regulations Requiring Permits for Establishments that Offer Only Prepackaged Foods That are not Time/Temperature Control for Safety – The changes made to these regulations were that prepackaged foods (anything not requiring refrigeration) would not require a permit. Under the changes made since the last meeting was the definition of non-grocery store, prepackaged food items (includes: chips, baked goods, snacks, chocolate bars, candy, gum and soft drinks that do not require refrigeration). There is no fee for this permit. Chairman Maxim opened the hearing up to public discussion. As no one was present, the public discussion was closed. There was no discussion by the Board.

Upon a motion by Member Spratt, seconded by Member Poillucci, it was:

Voted: to approve the new Regulations Requiring Permits for Establishments that Offer Only Prepackaged Foods That are not Time/Temperature Control for Safety as typed.
Unanimous approval

Upon a motion made by Member Poillucci, seconded by Member Spratt, it was:

Voted: to close the Public Hearing
Unanimous approval.

Wednesday December 19th, 2018 at 6:17pm the Board of Health Meeting was called to order.

New Food Establishment – (Ken & L Inc. d/b/a Saga Fusion)

Agent Bernardo said this establishment is close to being open. He did a walk-through inspection and a professional cleaning will be done. The Board of Selectmen has voted to approve the Common Victualler license pending Board of Health approval and occupancy requirements from the Building Department.

Upon a motion made by Member Poillucci, seconded by Member Spratt, it was:

Voted: to give Ken & L Inc. d/b/a Saga Fusion a new Food Establishment license pending Agent Bernardo's inspection and sign off.
Unanimous approval

New Marijuana Establishment – Nature's Remedy

At the last Board of Health meeting, the Board discussed issuing a temporary Food Establishment permit. Agent Bernardo did an inspection and everything looked good. A temporary permit was issued through 1/14/19 to test the equipment. Member Poillucci asked if a temporary license could be given until they receive their license from the State. There was a discussion regarding the temporary Food Establishment license.

Upon a motion made by Member Spratt, seconded by Member Poillucci, it was:

Voted: to approve the temporary Food Establishment license for testing at Nature's Remedy at 310 Kenneth Welch Drive until the marijuana licensing is complete.

Unanimous approval

Review and comment on Board of Appeals Petition for 57 Long Point Rd (formerly Island Terrace) - Agent Bernardo said he spoke to the applicant and he is proposing 81-84 units of 55+ housing. Since the gallons per day are over 10,000, the approval will come from DEP. There was a discussion regarding the application. Chairman Maxim asked Agent Bernardo to draft a letter to the ZBA stating that the system would require DEP approval.

Review and comment on Board of Appeals Petition for 13 Cottage Lane (proposed 20x26 garage) - Agent Bernardo said the proposed garage does not meet the setback of 5 feet to a septic component. The proposed garage is 2.6 feet away from a septic component. Agent Bernardo suggested moving it slightly, but the owner stated that it would potentially block the neighbor's view. He explained to the applicant that if the ZBA gave their approval, a variance would still be needed from the Board of Health. The Board agreed that they have not allowed any setback less than 5 feet. They were in favor of shifting the proposed garage over an additional 2.5-3 feet, and then have the applicant request a variance.

Approval of Meeting Minutes -

Upon a motion made by Member Poillucci, seconded by Member Spratt, it was:

Voted: to approve the meeting minutes from the December 5th meeting as typed.

Unanimous approval

Adjournment -

Upon a motion made by Member Poillucci, seconded by Member Spratt, it was:

Voted: to adjourn

Unanimous approval