

KINGSTON BOARD OF HEALTH MEETING MINUTES September 14, 2009

The Meeting of the Kingston Board of Health was called to order by : Chairman, Joe Casna, In attendance were: Jack Breen, Dan Sapir, Bill Watson.

Absent: Bill Kavol, Health Agent

7:07 Meeting called to order by Chairman, Joe Casna

Departmental Bills Reviewed

The Food Inspector had critical violations against Scottish Pub at Kingsbury Club.
A letter came in this afternoon from the Kingsbury Club showing a maintenance plan.

Board Reviewed Meeting Minutes of August 10, 2009

Hold Minutes of August 10, 2009, until next meeting.

Board Reviewed Meeting Minutes of August 24, 2009

Motion: Bill Watson to approve minutes as presented

Second: Jack Breen

Vote 4-0-0, unanimous

Health Agent's Report

The Board read the Report, they discussed the flu vaccine.

The issue of recycling and haulers in the Town of Kingston was discussed and an e-mail that the Health Agent received from Town Administrator, Jill Myers. She would like the Board of Health to consider this for the next licensing cycle. The Board discussed this and we appreciate your interest in this matter, but the Board of Health has already discussed this and the Board is not going forward with anything you are addressing at this time.

Joe said I see that Mr. Geary has applied for a variance, we should be having a hearing on that one. Dan said the Sewer Department made a mistake on his flow. He should abandon the system right away. Bill Watson said do we need to respond to his letter of August 28th, right now there is a request for a variance. Variance is null and void, come and redraw it, or write him a letter. Joe said he will fill his system with sand. Dan said I think we need a paper trail on the issue, in our opinion it makes the request for a variance mute. Bill Watson said have Henny call him and ask if he wants to withdraw his request for variance.

Old Business

Dan discussed the defibrillators, he would like Henny to put the regulation and what Town Counsel has and put the two up next to each other and indicate what is on one and not on the other. Compare one against the other.

Joe said one business he sees as being impacted from this is Anytime Fitness, what about having him come in and explain his operation to us. Bill Watson said we are not targeting anyone individual enterprise, Joe said the regulation will. Bill said that is not our problem, if he can't follow that criteria, that is his problem. Dan said the law is there we don't have to embrace the law, because it is the law. You often hear that boards vote to acknowledge state law, I'm wondering if it is the law why do you have to adopt the law.

Bill said we are going to adopt it but we need to have a fine schedule, and the only way we can have a fine schedule is to go to Town Meeting and make a By-Law. Dan said we want to be sure that we are not asking Town Meeting to embrace this, the issue has to be the fine, we are taking over the enforcement of it. Jack Breen said he doesn't think a fine is appropriate, he thinks closure is. With the suspension of operations and nobody using the facility. Bill Watson said, then that should be part of the initial enforcement, up front no permitting, no processing. Bill Watson said it is not in our jurisdiction to enforce this. The Building Department or the Fire Department should be taking this on.

This should be in the jurisdiction of the Fire Department and they should be enforcing the law on AEDs, they are EMTs they use them all the time. If you really want this to be enforced when they do fire inspections every year, they know how the things work, Henny doesn't.

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7:50

Motion: Dan Sapir to adjourn
Second: Jack Breen
Vote 4-0-0, unanimous

Adjourn,
Respectfully submitted,

Linda G. Randall, Clerk

Linda G. Randall

Kingston Board of Health