

BOARD OF HEALTH MEETING

October 12, 2011

Lower Hearing Room, Administration Building

CALL TO ORDER: Dr. John Straus called the meeting to order at 7:35 PM.

PRESENT: Dr. John Straus, Cynthia Brooks, Steven Ward, and Kristel Bennett.

Minute Review: The Board of Health reviewed the minutes of the August 17, 2011. Cynthia Brooks made a motion to accept the minutes of the August 17, 2011 meeting. Dr. Straus stepped down as Chair and seconded the motion. All were in favor.

Kay's Farm Fresh: Kristel Bennett informed the Board that Kay's Farm Fresh requested a hearing to reconsider # 8 in the plan review letter dated August 5, 2011 to allow Kay's Farm Fresh LLC to dispose of rubbish off site without the use of a commercial solid waste hauler and an onsite dumpster. Mr. Jacques Akelian, the owner of Kay's Farm Fresh LLC described the proposed solid waste disposal methods. After a brief discussion, Cynthia Brooks made a motion to deny the petition for a variance from item # 8 in the plan review letter dated August 5, 2011. Kay's Farm fresh must comply with the Health Department plan review letter dated August 5, 2011. Dr. John Straus stepped down as Chair and seconded the motion. All were in favor. The Board of Health further recommended that Kay's Farm Fresh retain the services of a food service architect to ensure the establishment may be constructed according to set regulations. Failure to comply with the plan review letter may result in the denial of a food establishment permit.

58 Quimby Street: Kristel Bennett informed the Board that the owner of 58 Quimby Street, Ms. Nuritse Sahan had requested an administrative hearing before the Board of Health for more compliance time with the order to correct letter dated September 9, 2011. Mrs. Bennett presented the findings of the Health Department inspection of the dwelling unit. Ms. Nuritse Sahan informed the Board that the violations listed in the order to correct letter will be addressed and corrected. After much discussion thereof, Cynthia

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Brooks made a motion to amend the order to correct letter dated September 9, 2011 to extend the requirements of compliance time to November 9, 2011. If the violations listed in the order to correct letter dated September 9, 2011 remain unabated by November 9, 2011 then a court complaint will be filed against the owner of 58 Quimby Street in Waltham District Court. Dr. John Straus stepped down as Chair and seconded the motion. All were in favor.

55 Ralph Street: Kristel Bennett informed the Board that the owners of 55 Ralph Street, Ms. Barbas and Mr. Hernberg had requested an administrative hearing before the Board of Health for more compliance time with the order to correct letter dated August 23, 2011. Mrs. Bennett presented the findings of the Health Department inspection of the dwelling. Mr. Barbas and Mr. Hernberg informed the Board that the violations listed in the order to correct letter will be addressed. After much discussion thereof, Cynthia Brooks made a motion to amend the order to correct letter dated August 23, 2011 to extend the requirements of the compliance time to November 16, 2011, the next Board of Health meeting. The owners must provide a status update to the Board of Health at this meeting. Dr. John Straus stepped down as Chair and seconded the motion. All were in favor.

Q-wic Pic Deli: Kristel Bennett presented the plan review documentation for Q-wic Pic Deli. Mrs. Bennett informed the Board that the owner, Baltasar Ayala was requesting a Food Service Establishment Permit and a variance from the requirements of a mop sink. Mrs. Bennett informed that Board that the applicant was operating with a resident stove/oven unit and a residential hood in his establishment. After a brief discussion, Cynthia Brooks made a motion to table the variance request and the food permit issuance to the next Board of Health meeting on November 16, 2011. The owner is to cease using the residential stove/oven unit, the residential stove/oven unit must be removed from the establishment immediately. In addition, the owner must cease operations of the residential hood, and the owner must remove the residential hood. The owner must install according to proper code an approved commercial stove/oven unit and a commercial hood. Prior to installation of the stove/oven and the hood, the units must be

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approved by the Health Department. Dr. John Straus stepped down as chair and seconded the motion. All were in favor.

Old / New Business:

40 Pierce Road: Kristel Bennett informed the Board that the Health Department issued a condemnation order based on the findings of the September 19, 2011 Health Inspection report. After a brief discussion, Cynthia Brooks made a motion to ratify the September 20, 2011 condemnation order. Dr. John Straus stepped down as chair and seconded the motion. All were in favor.

Steven Ward updated the Board on the status of the Regionalization Implementation Grant.

Next Meeting Date: November 16, 2011.

Adjourn: 9:45 PM

Minutes: Submitted by Steven J. Ward, Director of Public Health