

**LUNENBURG BOARD OF HEALTH**  
**MEETING MINUTES**  
**Monday, August 17, 2020**

The Board of Health met at 7:00 pm at the Ritter Memorial Building

Roll Call conducted by Chairman, George Emond: Perry Jewell, George Emond, Warren Mayhew and Evan Watters.

Vice-Chairman Perry Jewell prefaced the meeting with the following reading. In accordance with the requirements of the Open Meeting Law, please be advised that this meeting is being recorded and broadcast over Lunenburg Public Access and this meeting of the Board of Health is being conducted remotely. The Town of Lunenburg, in response to the COVID-19 (Corona Virus), is currently following the guidance from the Lunenburg Board of Health, Massachusetts Department of Public Health and the CDC regarding the virus and steps communities can take to prevent the spread and all town facilities are currently closed to the public. In accordance with the Governor's Order Suspending Certain Provisions of the Open Meeting Law, G.L.c.30A, Section 20, all public meetings are being conducted remotely. The Governor's Order, which you can find posted on the Town's website COVID-19 Information Center page, accessed through the Town Manager's webpage allows public bodies to meet entirely remotely so long as reasonable public access is afforded so that the public can follow along with the deliberations of the meeting. Ensuring public access does not ensure public participation unless such participation is required by law. This meeting will feature public comment. For this meeting the Board of Health is convening by video conferencing via Zoom and FacebookLive as posted on the Town's website identifying how the public may join. For Zoom meetings, please note that this meeting is being recorded and that some attendees are participating by video conference. Accordingly please be aware that other folks may be able to see you and take care not to screen share your computer. Anything that you broadcast may be captured by the recording.

Perry Jewell then covered the ground rules for effective business and to insure accurate meeting minutes. All voting by Roll Call Votes.

**204-206 KILBURN STREET**

Dan Proctor and Doug Smith were present to represent the owner of the property. This is a two family house. The septic system is located on one side of the property, while the well is on the other side. The house is served by an artesian well, the owner would like to retain a second, dug well, for agricultural purposes.

Chairman George Emond stated that he has spoken with Agent Jim Garreffi and Mr. Garreffi sees no issues with this second dug well being used for agricultural purposes. Further, the second dug well is never to be used as a source of potable water.

After discussion and on motion by Jewell and second by Mayhew, the board voted to allow this property to retain both wells and the dug well to be used for only agricultural purposes. All in favor by roll call vote.

**COVID UPDATE**

Agent Jim Garreffi was not present at the meeting but indicated to Chairman George Emond that there have not been significant changes with regard to Covid 19 since the board last met on July 20, 2020.

Vice-Chairman Perry Jewell updated the board on his meeting with Town Attorney Adam Costa, which agent Jim Garreffi also attended. The meeting took place after the board of health meeting on July 20<sup>th</sup>.

The reason for meeting with Town Counsel was to get guidance on when should the board escalate enforcement under Covid -19 guidelines and the steps necessary to do so.

Vice-Chairman Jewell and Agent Garreffi shared the document with regard to the above from the Commonwealth.

Vice-Chairman Jewell stated that the Commonwealth wants education. When there is a continued complaint the board has the ability to escalate compliance following certain steps as set out by the Commonwealth. Attorney Costa agreed and advised that a special meeting could be called with 48 hours. Attorney Costa stated that there is no need for the board to approve an approach as there is one already in place.

Commonwealth guidelines as follows:

- Complain is received
- Agent visits and discusses the problem and asks that establishment complies (once)
- Agent visits and if no change has been made, a written warning is sent (once)
- If there is still no change and establishment is not compliant, can be fined up to \$300 (3 times)
- Representative of establishment is invited to come before the Board and again asked to comply
- If still not compliant, a cease and desist is sent
- Board takes them to court.

Attorney Costa stated that although the court system is bogged down at present, Covid 19 issues are considered a priority. Both Attorney Costa as well as Perry Jewell and Jim Garreffi felt that the above was in accordance with the board view moving forward.

Having no further matters before the board and on Motion by Watters and seconded by Mayhew, the meeting was adjourned at 8:45 pm. By roll call vote, all in favor.