

BRAINTREE BOARD OF HEALTH

MINUTES

June 15, 2017

IN ATTENDANCE: Dr. Arthur Bregoli, Chairman
Dr. Philip Nedelman, Vice-Chairman
Laurie Melchionda, Clerk

ALSO PRESENT: Marybeth McGrath, Director of ML & I

Dr. Bregoli called the meeting to order at 7:00 pm.

MINUTES:

Motion By: Mrs. Melchionda to table the meeting minutes of May 18, 2017.

Second By: Dr. Nedelman
Unanimously Voted

NEW BUSINESS:

1) Request for Lifeguard Variance:

- a. Peak Physical Therapy/Braintree Hyatt Semi-Public Swimming Pool-50 Forbes Road
Present: Shannon Delaney, Practice Manager at Peak PT

Ms. McGrath advised Ms. Delaney is representing Physical Therapist Eric Edelman, who operates Peak Physical Therapy. The Atlantis Sports Club used to operate the fitness center and semi-public swimming pool space within the Braintree Hyatt, and Peak PT leased a swimming pool lane from Atlantis to conduct physical therapy with patients. Atlantis Sports Club had lifeguards on duty, which were not part of the physical therapy program. Most recently, Atlantis Sports Club vacated the space and the Braintree Hyatt now operates the fitness center and swimming pool. Peak Physical Therapy would like to lease a swimming pool lane from the Braintree Hyatt to conduct physical therapy with patients, and is seeking a variance of the lifeguard provision just for them to provide physical therapy for patients. The Braintree Hyatt has lifeguards, so this variance request would not be for the Braintree Hyatt in operation of the pool for guests. Peak Physical Therapy is requesting the variance, as the pool is permitted and operated by the Braintree Hyatt, not them.

Mrs. Melchionda asked if the Braintree Hyatt does not have a lifeguard on duty, do they close.

Ms. McGrath advised yes.

Ms. Delaney advised that Katie Mercurio is the aquatics physical therapist offering pool therapy to patients. She has been providing aquatics physical therapy for eight years, and is a doctor of

physical therapy, is certified in CPR and first aid through the American Red Cross and is also an avid swimmer. She swims almost daily and had participated in three triathlons, which have a one mile swim. Ms. Mercurio would provide one on one aquatics therapy with patients. She is in the pool with the patients for hands on PT, not leaving their side.

Ms. Delaney further advised that the Braintree Hyatt has no objection to Peak Physical Therapy requesting the variance.

Ms. McGrath advised the Board that in order for Peak Physical Therapy to sign their contract with the Braintree Hyatt, the Hyatt needs to know that Peak Physical Therapy is all set with the Board of Health regarding the variance.

Mrs. Melchionda asked Ms. Delaney if the patients let them know if they can swim.

Ms. Delaney advised that with aquatic therapy, it is often people that have difficulty walking and normally elderly patients which is why the PT is conducted in the shallow end of the pool. They need the patient in the water because land therapy is too much on the patient's joints. The patient would never be in the deep end, and if cannot swim is required to have a family member there with them.

Dr. Bregoli advised that he has sent a lot of patients to aqua therapy, and he is not sure if they can or cannot swim. But, it is used more for the buoyancy of the water. He has no issue with whether or not a patient can swim, as long as they are being watched.

Ms. McGrath advised the Board that normally under daily operating procedures that the Hyatt would have a lifeguard present. They just want to make sure that Peak PT is covered to use the pool, in case there is no lifeguard present.

Motion By: Dr. Nedelman to approve the variance request, as submitted.
Second By: Mrs. Melchionda
Unanimously Voted

2. Request for Keeping of Chickens:

- a. Greg Quinn-50 Waldron Road
Present: Greg Quinn, Property owner present with his family.

Ms. McGrath advised the Board that Mr. Quinn and his family lives at 50 Waldron Road and they would like to keep four chickens on their property. The property abuts the former Foster School on Braintree Public School property in the rear. The chicken coop will be 12' off of the rear property line. It will be 16' off of the closest residential neighboring property. The coop is small in size and can be moved.

Mr. Quinn advised that he will be securing the chicken coop so that it cannot be moved or knocked over by predators. They are going to enclose the coop in a larger run area with chicken wire. They plan to routinely clean up and bag the chicken manure and throw it away in the household trash.

Ms. McGrath advised that all of the direct abutters have been notified by her, as well as Mr. Quinn. She has not had any calls or contact from any neighbors regarding this request.

Motion By: Dr. Nedelman to approve the request for variance for the keeping of four chickens and NO roosters at 50 Waldron Road by Greg Quinn.
Second By: Mrs. Melchionda
Unanimously Voted

3. Request for Well Variance:

- a. 301 Alida Road (Roadway setback)
Present: John Larson-Well Water Connection (Well Installer)

Ms. McGrath advised the Board that the resident and property owner of 301 Alida Road is requesting to install an irrigation well on his property in the front yard. The reason for the request is that he cannot meet the roadway setback of 100'. He are requesting a 12.5' variance off of the roadway, as the driller cannot get the drilling equipment into the backyard and the backyard conditions are predominantly ledge. He are able to meet all of the property line setbacks.

Ms. McGrath advised that all of the direct abutters have been notified of the intention to install the well. The only contact she received back was from the adult daughter of one of the direct abutter, inquiring about the process only. She was not registering any concerns on behalf of her mother. She further advised that the inspector has been onsite and recommends approval.

Mr. Larson advised the Board that the front yard is the only location on this property to place the well, as the back yard has ledge, and further his equipment cannot access the rear of the property. He advised that the well will be flush to the ground in an access box, and the pump will be placed in the hedge area next to the house.

Motion By: Mrs. Melchionda to approve the request for a well variance at 301 Alida Road.
Second By: Dr. Nedelman
Unanimously Voted

- b. 26 Blake Road (Property line and Roadway setbacks)
Present: Christopher Holka-Milch, property owner

Ms. McGrath advised the Board that the resident and property owner of 26 Blake Road is requesting to install an irrigation well on his property on the side of the house, but it will be located in the backyard. The reason for the request is that he cannot meet the roadway setback of 100' to Reservoir Road and property line setback of 25'. His property abuts that back of the Flaherty School. Ms. McGrath advised that the properties in this area are very small and Mr. Milch is requesting a 53' roadway setback and a 13' property line setback.

Ms. McGrath advised that not only has Mr. Milch advised the direct abutters of the intention to install the well, but she has also notified them.

Motion By: Dr. Nedelman to approve the request for a well variance at 26 Blake Road.
Second By: Mrs. Melchionda
Unanimously Voted

INFORMATIONAL:

4. Future Board of Health meeting dates-schedule provided to the Board.
5. Covanta-Updated Nuisance Odor Mitigation Plan

Ms. McGrath advised the Board that the plan is an update to their existing odor mitigation plan.

She advised that usually during very hot and humid weather, the department receives odor complaints about the transfer station.

Further, the Planning Board placed certain conditions on Covanta when they remodeled the facility several years ago that they had to meet specific standards for odor control. The Chief of Staff, Joe Reynolds is having those conditions reviewed.

Dr. Nedelman asked if there is a way to measure the odor other than having someone calling in a complaint.

Ms. McGrath advised that Covanta does do odor testing with equipment. She further elaborated on the variety of factors that contribute to odor at the transfer station property, as well as the odor control systems that are in place within the facility.

Motion By: Dr. Nedelman to adjourn the meeting at 7:27 pm.
Second By: Mrs. Melchionda
Unanimously Voted