

ANDOVER BOARD OF HEALTH**Minutes****February 7, 2022 6:00 P.M.****VIA WebEx****36 Bartlet Street**

The Board of Health Meeting was called to order at 6:03 p.m. Present were Pamela Linzer, Ph.D., Chair, Gopala K. Dwarakanath, M.D., Vice-Chair, Deb Enegeess, M.D., Clerk, and Mr. Thomas G. Carbone, Director of Public Health.

Before any discussion began, Mr. Carbone made the following statement: *“Pursuant to S.2475” An Act Relative to Extend Certain COVID-19 Measures Adopted During the State of Emergency,” which was enacted into law on June 16, 2021, this meeting will be conducted via remote participation. The virtual meeting will be broadcast on Comcast Channel 99 and Verizon Channel 43. Every effort will be made to ensure that the public can adequately access the proceedings in real time via technological means. In the event that we are unable to do so despite our best efforts, we will post to the Town’s website an audio or video recording, transcript, or other comprehensive record of the proceedings as soon as possible after the meeting.*

I. Appointments & Hearings

- **#1 – Taymill Partners for 7 Argyle St. – Show Cause Hearing for Failure to Comply with Orders.** Attorney Vladimir Nechev appeared before the Board representing Taymill Partners. Mr. Carbone reviewed the four original violations needing to be addressed. Mr. Carbone informed the Board that three of the four items have been resolved, one item is outstanding. Mr. Carbone further explained the outstanding item is a door in the basement of the property that needs replacement. The replacement door has been ordered and delivery is expected Thursday, February 10, 2022. Once installation of the door is completed the property would be in compliance.

Motion by Dr. Linzer to continue the Show Cause Hearing for 7 Argyle Street to the March 14, 2022 Board of Health meeting for a status update, Taymill Partners will not need to appear if all items are resolved and communicated to Mr. Carbone prior to the meeting, seconded by Dr. Enegeess. Unanimous approval.

- **#2 – Rabbi Asher Bronson for Camp Gan Israel – Public Hearing for a Recreational Camp for Children.** Mr. Carbone explained Massachusetts General Law requires a public hearing for any new recreational camp. Mr. Carbone spoke with Rabi Bronson regarding delaying the public hearing to the March 14, 2022 Board of Health meeting to avoid managing the public hearing remotely, and Rabbi Bronson has agreed. Mr. Carbone asked the Board to open the hearing and immediately move to continue, without action, to allow for a public hearing to occur on the March 14, 2022 Board of Health meeting.

Motion by Dr. Linzer to open the hearing and continue the hearing, without action, for Camp Gan Israel to the March 14, 2022 Board of Health meeting, seconded by Dr. Dwarakanath. Unanimous approval.

- **#3 – Abbott Landing LLC and Jennifer Cruz for Abbott Landing Apartments – Show Cause Hearing.** Mr. Carbone informed the Board all outstanding items have been remediated.

Motion by Dr. Linzer to close the Show Cause Hearing, seconded by Dr. Enegess. Unanimous approval.

II. Approval of Minutes

- **# 4 – January 10, 2022**

Motion by Dr. Linzer to approve the minutes from January 10, 2022. seconded by Dr. Enegess. Unanimous approval.

III. Discussion Items

- **#5 – Covid-19 Update** – Mr. Carbone discussed the latest Covid-19 data with the Board. Mr. Carbone reported case counts mirror case counts from the beginning of November 2021. Mr. Carbone requested that the Board start thinking of next steps in terms of returning to in-person meetings. Mr. Carbone reviewed the vaccination rates for Andover. Mr. Carbone reported the Covid-19 clinics have not generated much interest leaving many vacant appointment slots. Mr. Carbone has been brainstorming with the public health nurse and Assistant Health Director on ways to increase vaccinations, especially booster doses. Mr. Carbone has learned other local communities are facing the same problem. Dr. Enegess commented she has spoken with several parents in her practice regarding vaccinating children and feels that some misinformation is still being communicated. Mr. Carbone will speak with Ms. Rita Casper to develop educational information for parents. Dr. Linzer will lift the Board of Health advisory for remote meetings as of Monday, February 14, 2022.
- **#6 – Annual Report** – Mr. Carbone presented the Board with the Annual Report for the Health Division. Dr. Linzer commended the health staff for all the work that they have done in the past year and continue to do. Ms. Linzer inquired if the contact tracer grant staff could be directed to other public health duties. Mr. Carbone replied he has called the Department of Public Health's Bureau of Infectious Diseases, to talk about the best use for the contract tracing staff. Mr. Carbone hopes to share this information at the next Board meeting.

IV. Old Business

- #7 - N/A

V. Subdivision Definitive Plans

- #8 - N/A

VI. Septic System Variances/Local Upgrade Approval

- **#9 – 168 High Plain Road.** Mr. Carbone asked the Board to approve the following LUA for 168 High Plain Road. Mr. Carbone stated there is very little space to install a new septic system without local upgrade approvals. Mr. Carbone explained that the property is surrounded by vegetative wetlands and is adjacent to a tributary of Fish Brook Reservation. Dr. Linzer asked Mr. Carbone if the system failure effected the wetland or Fish Brook, and Mr. Carbone responded the failure was discovered during a Title 5 Inspection and had no effect. Mr. Carbone informed the Board that due to the high-water table a perc test was not able to be performed and is asking the Board to approve a sieve test in lieu of a perc test. Mr. Carbone also is asking the Board to approve the following setbacks; to allow the septic tank & pump chamber to be 51' from a wetland bordering a tributary to a water supply, 100' is required; allow SAS to be 50' from a wetland bordering a tributary to a water supply, 100' is required; allow SAS to be 4' from the street line, 10' required.

Motion by Dr. Linzer to approve the LUA for 168 High Plain Road as written to allow the septic tank & pump chamber to be 51' from a wetland bordering a tributary to a water supply, 100' is required; allow SAS to be 50' from a wetland bordering a tributary to a water supply, 100' is required; allow SAS to be 4' from the street line, 10' required, seconded by Dr. Enegess. Unanimous approval.

VII. Staff Reports

- **#10 – Director's Report**
- **#11 – Community Health Report** – Mr. Carbone presented the Community Health Report for January 2022.
- **#12 – Environmental Health Reports** - Mr. Carbone presented the Environmental Health Report for January 2022.

VIII. Board Member Reports

- N/A

IX. Adjournment

Motion by Dr. Linzer to adjourn at 6:34 p.m., seconded by Dr. Enegess. Unanimous approval.

• **Important Dates:**

March 1-9, 2022 – Director’s vacation
March 14, 2022 – Board of Health meeting

Per the New Open Meeting Law, the following is a list of the documents that were either distributed to the Andover Board of Health before the meeting in a packet, or at the meeting.

1. Board of Health (BOH) Meeting Agenda.
2. Memo from Mr. Carbone to BOH dated February 3, 2022 – 7 Argyle Street Show Cause Hearing
3. Memo from Mr. Carbone to BOH dated February 1, 2022 – Camp Gan Israel, Request to Operate Recreational Camp for Children
4. Memo from Mr. Carbone to BOH dated February 1, 2022 – Abbott Landing Show Cause Hearing
5. Draft minutes from January 10, 2022 BOH Meeting.
6. Memo from Mr. Carbone to BOH dated February 3, 2022 – Covid-19 Update.
7. Memo from Mr. Carbone to BOH dated February 2, 2022 – LUA Request
8. Community Health Report – January 2022
9. Environmental Health Report – January 2022

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