

October 22, 2015
Sterling Board of Health Meeting
Butterick Municipal Building, Room 205
1 Park Street, Sterling, MA 01564

Meeting Minutes

1pm Allen Hoffman, Chairman, called the meeting to order.

Gary Menin noted that he was recording the proceedings as a member of the public and that the notes would be available on the cloud for those who are interested.

Roll Call: Allen Hoffman (BOH Chair)
Gary Menin (BOH Member)
Donna Clark (BOH Member)
David Favreau (BOH Agent)
Kathleen Nickerson (Admin Assist.)

Other Attendees:

Dawn Hartnett
Mike Pineo
Ali Fayyad

Appointment: 14 Quail Roost Complaint...Owner Dawn Hartnett. Jay Hartnett not present due to knee surgery.

Allen Hoffman presented pictures - #1- 9/29/2015; #2-9/30/2015; #3- 9/30/2015. (attached)

David Favreau presented the log of visits for 2014 & 2015; Allen Hoffman read them to the room. (Attached)

Allen Hoffman read his 10/14/15 site visit report to the room. (Attached).

Ali Fayyad, abutter, stated there is still an odor issue as well as a dumpster issue, which is attracting rodents and wild life in the area.

Dawn Hartnett commented on a previous conversation between Jay Hartnett and Allen Hoffman in which Jay stated they would be selling the turkeys this year and wouldn't be raising them again. Contrary to Jay's statement, Dawn says they will be raising turkeys next year.

Dawn Hartnett gave the BOH permission to enter her property.

Gary Menin feels that the 'nuisance' definition applies. He stated "This farm is a nuisance."

Conversations between Jay Hartnett and Ali Fayyad have shown no results to solving the problem.

Summary by Allen Hoffman...bread issue - resolved per site visit of October 14, 2015. Turkey issue - birds will be sold by Thanksgiving 2015, but it is a problem if they raise them again in future years. Gary Menin recommended that we pursue the issue through Housing Court. Allen Hoffman stated that he expected the BOH to have to take this case to Housing Court and that there needed to be a complete paperwork trail for all charges or the complaint risks being dismissed.

Mike Pineo suggested that the issue go to the Sterling Agricultural Commission as there is in the Town of Sterling, MA, the Right to Farm 145-5 Resolution of Disputes, from one board/committee to another.

Motion made by Allen Hoffman to send violation notice to the Hartnett's. The Agricultural Commission will be contacted to do an independent investigation with the request for a resolution. Donna Clark seconded the motion. All in favor.

Gary Menin requested that the violation notice be reviewed by the Board prior to it being sent.

2pm Motion to adjourn by Gary Menin; seconded by Donna Clark; all in favor.

ATTACMENTS:

pictures #1 9/29/2015;



#2 9/30/2015;



#3 9/30/2015

