

**BOARD OF HEALTH
MEETING MINUTES**



Sutton Town Hall
4 Uxbridge Road
Sutton, Massachusetts 01590
(508) 865-8727
Fax: (508) 865-8721

**TOWN OF SUTTON
REGULAR MEETING
SEPTEMBER 26, 2023**

Meeting Location: Sutton Town Hall Meeting Room 1C

Members Present: Ken Malo, Diane Miller, Ron San Souci

Staff Present: Judy Bater, Steve Donatelli

Absent: Tammi Marois, Cheryl Rawinski

Guest/s Present: Ned Bacon, Tom Haynes, Marie Haynes, Peggy Koln

Call to Order: Ken Malo opened the regular meeting of the Board of Health at 7:01 PM.

Local Upgrade/Variance: None

Local Upgrade/Variance Steve Approved: Review only: None

Tobacco Control Alliance: Judy stated that Joan Hamlett, Director of the Tobacco Alliance, would like to re-introduce herself to the Board but unfortunately she was unable to attend tonight. She wanted to update the Board on her rules and wanted to discuss revising our tobacco regulations to be more in line with the State as the fines have increased significantly. Judy stated that tobacco permit holders should be invited as it impacts their business. Judy will invite Joan to the next meeting.

Ned Bacon 64 Singletary Road – Complaint against 56 Singletary Road: Ned Bacon would like to lodge a public nuisance complaint regarding noxious odors/old factory pollution and discharge of microbial pollutants in the form of E.coli from 10 Wheelock Road. He said animals have been on this property for over 25 years. Ned presented various slides of aerial views of the property and sheds located on the property and gave the history of the arrival of the animals and the buildings that have been added. He stressed the arrival of the pigs into the animal farm drastically changed the dynamics of the farm and the odors from the pigs was significant. He further researched whether or not the intermittent stream was being polluted from the pig pen. He feels this is raw sewerage and he has taken several water samples. Some during heavy rainfall. He stated the E.coli exceeds EPA standards. He stated 2 pigs reside there but has only noticed one pig for some time. Ned consulted with Mike Cahill from Mass State Agriculture who told him that pig pens need to be cleaned once a week. Ned read emails from the previous animal inspector in regards to the abundance of rats. He said the pig well has not been mucked out in years and is saturated in animal waste. Ned's video of the water running from the pen to the stream

September 26, 2023 BOH Meeting Minutes

had some technical difficulties. Ken explained the process of water runoff during heavy rains. Ken suggested that possibly the pens could be moved. Ned stated the dates of heavy rains and further stated that the e.coli and fecal chloroform was greater than the maximum number allowed. He stated it is a factor of 4 above the State threshold. He said kids could come in and play in the pond and it is a risk for him. He wanted to clarify from the 1/26 meeting and felt they interpreted his data incorrectly. Ned stated that the intermittent stream is surface water that starts at the farms property when it rains. Ken stated it is not the start of the intermittent stream. Ned stated it is where it comes from. Ken said it is fed from the wetlands from the other side of the field. Ken said it does not start on the farms property. They continued to debate where the stream is fed from. Ned stated the cows had no impact on his sample as the cows were not there. Ken stated the rats have been rectified. Ned stated that he is not sure that the rats have been rectified. Ken read a recent inspection for the current animal inspector that did not show any evidence of rats. Ken will make another site visit and see what else can be done to rectify this situation. Ned feels relocation of the pen may make a difference. Ken said these are epic rains and it is possible the said pollutants can be coming from other sources, everything upstream. Neds opinion is that this is more of a health risk than a septic outbreak. Ken stated it is not considered human waste. Ned stated this is not a farm, these are pets. Ned further quoted Mike Cahill's guidance regarding the local BOH's authority to deem this a public health issues and Right to Farm is not a factor. Ken stated that is what they have been working on. Ken will look at the pig drainage to see if something can be done immediately.

Tom Haynes 4 Davis Circle stated the pig is enormous and the manure pile is a problem that he feels they need lessons on waste management as the stench is unbelievable at times. Ken stated that is something they can give guidance.

Ken would like Judy to request a site walk with the owner.

September 26, 2023 BOH Meeting Minutes

Department Update: Judy stated that Cheryl is booking flu clinics and has a flu clinic scheduled for 10/19 at Town Hall. She has been working with National Guard with the Migrants. The fire was from the manager cooking in the office not related to the guests.

Approve Minutes: Diane Miller made a motion to accept the following minutes, 2nd by Ron San Souci. All in Favor, Approved. 7/28/20, 10/27/20, 11/24/20, 8/22/23, 9/5/23

Old New Business: Diane asked about the apartment inspection. Judy stated that Emily Quinn (our inspector) had an appointment today that the tenant canceled due to a health issue. Inspection has been rescheduled for next week. Diane wants to be updated on this situation and wants it addressed expediently.

Diane asked if it would be advantageous to talk to another farmer about how they handle their pigs. Ken stated that he worked on a pig farm for 10 years and pigs are very clean.

Ken read the notice stating Sutton Town meeting will be at Sutton Middle/H.S. school 10/16/23.

Other Business Not Anticipated: None

Well Regulations Review/Geo Thermal: Cheryl will contact Eli Richardson to attend a future meeting to explain Geo Thermal wells.

Next Meeting: Tuesday, October 24, 2023 at 7:00 PM.

Motion to Adjourn at 7:55 PM: Diane Miller - Seconded Ron San Souci - Unanimous - Approved.

Ken Malo, Jr., Chair:

Tammi Marois, Vice Chair:

Diane Miller, Member:

Ron San Souci, Member:

Colleen Rosales