

**Town of Dudley**  
**BOARD OF HEALTH**  
**March 21, 2017 @ 6:30pm**  
**Dudley Municipal Complex – Room 315**  
**71 West Main Street, Dudley, MA**

Some matters may have been taken out of agenda order but were typed up in agenda order for ease of locating information when necessary.

**Call to Order**

Chairman Jennifer Cournoyer called the meeting to order at 6:30pm. Board Members in attendance were J. Theodore Zajkowski and Roberta Johnson. Also in attendance representing the Town of Dudley were Health Agent Thomas Purcell and Attorney John Davis. Attorney Gary Brackett joined the meeting at approximately 6:50pm.

- 1. Mr. Zajkowski motioned to accept the minutes of February 28, 2017. Ms. Johnson seconded. Minutes approved unanimously, 3/0.**

- 2. Region 2 Emergency Preparedness**

Ms. Cournoyer stated that the Closed EDS at Nichols College was progressing, purchase requests for office and trailer supplies had been approved.

- 3. SWCEC Well Abandonment**

Mr. Purcell presented information about the current well abandonment process on a non-community water supply that serves greater than 25 people, such as a school or large commercial operation, which the State of Massachusetts has jurisdiction over. There was a new well drilled at the location of SWCEC approximately 2 years ago. The old well is being abandoned formally. Mr. Purcell felt the Board would benefit from this information.

- 4. Yummy Chinese Restaurant - Audit Report Review**

Mr. Purcell reported that the most recent audit report showed no critical violations, and felt that the training and support that Yummy has received is really paying off. A short review of the final kitchen remodel layout took place, Mr. Purcell and the Board expressed their approval of the current plan, and reiterated that Mr. Wang may begin the process of procuring his Building Department Permits.

- 5. Health Inspector's Report**

Mr. Purcell noted that Septic System installation season is tentatively expected to open April 1, 2017. He further stated this is dependent on the weather and the amount of materials available at the gravel pits, which currently is very limited.

Mr. Purcell was pleased with the results found working with tenants and landlords one on one to resolve minor housing complaints. Multiple housing complaints have been fully resolved to both parties satisfaction.

- 6. Old Business**

The Rabies Clinic and Dog Licensing Day went very well at the Town Municipal Complex on Saturday, March 18, 2017. Thirty Nine (39) animals were vaccinated and 20 dogs were licensed. We will be working on the next date in the fall soon.

## **7. New Business**

Dudley Board of Health Earth Day Celebration will take place on Saturday, April 29, 2017 from 8:00am-12:00pm at the Town Highway Garage on Indian Road. Mrs. Johnson and Mr. Zajkowski will be in attendance throughout the event. If you would like to volunteer in any way, please contact the Board of Health office.

Ms. Cournoyer brought up a concern that an out of state manicurist with a Massachusetts Nail Technician's license is advertising mobile nail salon services within the town of Dudley. Mr. Purcell will look into the legalities of this, but stated this person will be required to be licensed in accordance with the Town of Dudley Nail Salon regulations. Ms. Cournoyer also questioned the legality of nail salons requiring their customers to provide their own tools. Mr. Zajkowski voiced his concern that the customers are not going to know how to properly clean their tools, and there will be no traceability of sterilization. Mr. Purcell will also look into this.

At this time, Ms. Cournoyer stated that all regular items on the agenda had been completed. There was a contingent of residents present. Ms. Cournoyer invited anyone wishing to come forward to do so. Mr. Richard Raymond of 191 Corbin Road came forward and questioned the validity of the Board going into executive session. Both Attorney Brackett and Ms. Cournoyer explained that because the Board of Health was named in the pending litigation in Land Court with regards to the provisions in the settlement agreement and joint motion to remand, involving the Islamic Society of Greater Worcester, executive session was allowed under M.G.L Chapter 30A section 21 (a)(3). Mr. Zajkowski noted that Town Council had requested the Executive Session with the Board.

## **8. Executive Session**

The Board adjourned from Open Session at 7:08pm and declared they will be convening into Executive Session under M.G.L. Chapter 30A section 21 (a)(3) – to discuss strategy with respect to litigation regarding the Islamic Society of Greater Worcester v. Zoning Board of Appeals et al and will not reconvene into Open Session.

Roll Call Vote:

Roberta Johnson, Aye

R. Theodore Zajkowski, Aye

Jennifer Cournoyer, Aye

Respectfully submitted,  
Theresa Woodford