



## Board of Health – Town of Spencer

### *Minutes*

#### Board of Health Meeting

Monday, September 14, 2015 at 6:30 PM

Conference Room B

Memorial Town Hall

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Board of Health Members present: Rodney Foisy, Dan Shields, Robert Bradshaw

Staff present: Lee Jarvis

*The meeting was called to order at 6:30 p.m.*

**Tobacco Checks:** The Sunoco Station and Spencer Package Store both sold cigarettes to 16 year olds. Both stores received a \$100 fine and both have been paid.

**Re-Organize the Board:** *A motion for Rodney Foisy to be Chairman of the Board of Health (Shields/Bradshaw) passed 2/0.*

**25 Point Eastalee Drive – LUA:** Mr. Jarvis explained the plan. The soil absorption system (SAS) is 80' to the owners well, and the SAS is 32' from the water. The Board reviewed the plan. *A motion to accept the plan (Bradshaw/Foisy) passed 3/0.*

**96 Wilson Street – Animal permit:** Mr. Foisy abstained from this hearing because he is an abutter. Mr. John Huse is the owner of the property but rents the property to a tenant. Mr. Huse lives at 17 Rustic Lane, which abuts 96 Wilson Street. The tenant, Charles Bissonette, will be taking care of the property. Mr. Bissonette would like to have two goats and nine chickens on the property. Mr. Huse said the well is 250 feet from where the animals will be stored.

Mr. Foisy is speaking as an abutter. He said he is not in favor of the animals. Mr. Huse has had the animals without any permits. He said the goats and chickens will bring noise to Mr. Foisy's quiet property. He said Mr. Huse does not reside at 96 Wilson Street. If Mr. Huse wants animals, he should have them at his own property at 17 Rustic Lane and apply for an animal permit for his own property, where he resides.

Judy Jamack, from 12 Rustin Lane, said she was sitting on her deck in the morning two weeks ago and heard a loud noise. She looked and there was a huge bear coming from Mr. Huse's yard. She also said yesterday morning at 5 a.m., something got the goats in a panic and they were yelling loud. Ms. Jamack doesn't want bears near her yard. Ms. Jamack said they get the noise all the time. If any wild animal goes by the goats are loud.

Mary Huse, from 17 Rustic Lane, said what about the people on Bellevue Drive and Rustic Lane that already have chickens. Mr. Shields said he is not aware of anyone else having chickens or goats and if that issue needs to be addressed then that can be addressed at another time. Mr. Shields commented that we all live in a community where we all need to work together and working together doesn't always mean we can do whatever we want on our property.

Charles Bissonette, of 96 Wilson Street, commented that the previous owners of his property had horses. He did not realize a permit was necessary to have horses. Mr. Shields said those horses have been there prior to these regulations.

Mr. Bissonette said he got the goats on a Saturday. He said on the following Monday, Mr. Foisy went over to Mr. Bissonette and started yelling at him, swearing at him and pushing him around. Mr. Bissonette said he asked Mr. Foisy to leave repeatedly. Mr. Bissonette said they got into a pushing match and Mr. Foisy started to leave. When Mr. Foisy was almost to his own yard he turned around and said to Mr. Bissonette that he was going to kill him. Mr. Bissonette said Mr. Foisy shouldn't even be allowed to speak at this meeting. Mr. Bissonette said he has been living at 96 Wilson Street for over a year and has never even spoken to Mr. Foisy before this. Mr. Shields if Mr. Bissonette has a problem with Mr. Foisy, he can take it up with the Police.

Mr. Huse said he did get the goats on July 25, 2015 and on July 27, 2015 he went and applied for a permit. Mr. Huse said before they even went for the permit, the altercation with Mr. Foisy occurred, which Mr. Huse stated was an outlandish episode. Mr. Huse said the altercation resulted in physical contact. The police and paramedics had to be called. Mr. Huse said he was told there were follow-up criminal charges filed because of the physical blows that took place.

Mr. Huse stated they have tried to be respectful since they have had the goats. The goats have been taken good care of. The pen is always clean and the goats have always been cabled up. The goats are kept approximately 300 feet from Mr. Foisy's deck.

Mr. Jarvis said he did call the Attorney General's Office and he was told that Mr. Foisy could in fact speak at this meeting as long as he recused himself from being a board member. Mr. Foisy is an abutter and a citizen so he has the right to speak at the meeting.

Ms. Lamoureaux said she was sitting on her deck and heard Mr. Foisy yell to her to call the police because he said Mr. Bissonette had sucker punched Mr. Foisy in the face. Mr. Shields said once again, that situation has no bearing on this public meeting.

Ms. Donna Gardner asked about what happens to the waste products from the goats. Mr. Bissonette said he rototilled it all into the garden; same with the chicken waste. Mr. Bissonette said the chickens will be kept in a chicken coop and will not be free range. Ms. Gardner asked where the chicken coop will be. He said right next to the goat pen. Mr. Bradshaw asked what will be done with the waste during the winter. Mr. Bissonette said he can store it in barrels until spring. He will do whatever the Board will require.

Mr. Shields said his concern is with non-owner occupied buildings. The rules and regulations were set up for owner-occupied properties. Mr. Shields expressed that he is not too keen on the idea of having goats and chickens at this property. *A motion to deny the application due to the property not being owner-occupied (Shields/Bradshaw) passed 2/0.* Mr. Huse has 30 days to remove the animals from the property.

**76 Clark Road – Animal Permit:** Mr. Jarvis explained to the Board that Ms. Stephanie Craner would like to have 13 chickens. Mr. Jarvis told Ms. Craner that she did not have to attend tonight's meeting. She has notified all of her abutters. The chickens will be kept in a coop in a fenced in area. Ms. Craner is the owner of the property and does live there.

**Solid Waste Hauler Regulations:** to be published prior to and voted at the November 3, 2015 meeting.

*A motion to adjourn at 7:10 p.m. (Foisy/Shields) passed 3/0.*

Respectfully submitted,

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Lisa Daoust, Senior Clerk  
Development & Inspectional Services