



**Town of West Boylston**  
140 Worcester Street, West Boylston, Massachusetts 01583

## The Board of Health Meeting Minutes

<b>Date / Time / Location of Meeting</b>	02-12-2020 / 6pm / Room 127
<b>Members Present</b>	Robert Barrell, Beverly Salate, Thomas Dillon, Michaun Fowler
<b>Members Not Present</b>	John Sullivan
<b>Guests</b>	Philip Leger, Danielle Edmands, Joshan Niroula (CMRPHA); Daniel Mercurio, Amy Marold, Don Varney (Agricultural Commission)
<b>Welcome – Call to Order</b>	Time: 6:00 pm
<b>Approval of Previous Minutes</b>	January 08, 2020 minutes, noted by present members to have been reviewed via email, were approved and signed.
<b>Motion to Approve</b>	Mr. Dillon
<b>Motion Seconded</b>	Ms. Salate
<b>Result</b>	Approved unanimously

- **Non-commercial Farm Animal Regs**

Agricultural Commission members, Mr. Barrell, and Mr. Dillon updated the Board on their progress working together to finalize the Regulations. The Ag Commission is proposing there be no fees involved in registering farm animals, and that they are willing to compile the data via a “census” and provide that information to the Board of Health and the Animal Inspector as required by State law for reporting. The Board would continue to process complaints and refer conflicts to the Ag Commission for mediation. The Ag Commission reports they have goals to provide education and guidance for residents who want to raise farm animals, and are planning to have an “open house” sometime this spring. Mr. Barrell suggested the Board and the Ag Commission meet soon, with the express purpose of finishing the Regulations.

- **Central MA Mosquito Control Project**

Mr. Barrell reported that he attended the most recent Select Board meeting to propose the Town become a member of this program as detailed in last month’s meeting, and that this proposal be added to the Warrant for the May Town meeting. Select Board members indicated they would like to hear Timothy Deschamps’ presentation and ask him questions about the project. He then contacted Mr. Deschamps who said he could attend the next Select Board meeting. Mr. Barrell is waiting to hear back from the Town Administrator to see if Mr. Deschamps will be added to the next Select Board meeting agenda.

- **Dumpster Regulations**

Mr. Dillon presented the completed update to the Dumpster regulations. As noted in last month’s meeting, the changes

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include deleting old required dumpster fees that were never enforced, and streamlining the organization of the regulation items. The inclusion of dumpsters used for construction and demolition was also added and is supported by new recommendations being adopted by MA DEP regarding Comprehensive Hauler Regulations to better manage solid waste disposal. Ms. Lee participated in a Webinar this morning to learn more about these regulations.

Motion to Accept  
Seconded  
Result

Ms. Fowler  
Ms. Salate  
Approved unanimously

- **CMRPHA Local Report**

Ms. Edmands reported 12 Inspections this past month, one of them requiring re-inspection. She reports following up on several complaints. One complaint regarding smoking in an office/business building was addressed by the Tobacco Control division of CMRPHA.

- **CMRPHA Regional Report**

General: Mr. Leger reports the next Quarterly CMRPHA luncheon meeting is scheduled for Wednesday, April 15, 2020 at 12:30pm, in Grafton. The CMRPHA monthly update has info on community events throughout the Alliance municipalities and can be accessed via the Board of Health webpage.

Novel Corona Virus update: Webinar is tomorrow 02-13-2020; Ms. Salate said she plans to participate and is keeping up with updates. Fact sheets are being updated regularly by the MA Department of Public Health.

Other Public Health issues: Safe nurse staffing bill is in the State Legislature.

New Pool Code: still waiting on the new code; any changes are expected to be in effect prior to outdoor Pool season.

- **Tobacco Regulations**

New Tobacco Laws: Ms. Niroula reviewed the main points:

- No flavored vaping products is in effect now; no flavored tobacco products including menthol, mints, and wintergreen in effect June 1, 2020.
- Flavored tobacco will only be allowed in Smoking Bars and municipalities have the option to ban Smoking Bars.
- There is a 75% excise tax on e-cigarettes.
- As of January 2020, "State law requires private insurers, the Group Insurance Commission, and MassHealth to provide coverage for tobacco use cessation counseling and all generic FDA approved tobacco cessation products with at least one product available with no out-of-pocket costs".
- There are new restrictions on the percent of nicotine content allowed in vaping products.

More detailed information will be forthcoming.

Board members agreed that our Tobacco regulations need to be updated to reflect the State's new laws.

Ms. Salate motioned the Board amend our Tobacco regulations to ban Smoking Bars in West Boylston and cap the number of Adult-only retail tobacco stores at one. This will require a public hearing before adopted.

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Motion Originator	Ms. Salate
Motion Seconded	Mr. Dillon
Result	Approved unanimously

- Bill approval, Financial report

Ms. Lee reported the Revolving Fund Account Balance: \$49,844.88 includes January and February receipts to date. She reported that the \$9000.00 Budgeted Wage fund for Fiscal Year 2020 was recently expended. Per the Town Administrator, the Town will be carrying this same amount in the 2021 Town budget to supplement the Board revenue from permits.

Ms. Lee presented three invoices for payment approval - \$750.00 to Sutton Board of Health, \$1806.24 monthly payment to Worcester for Inspectional Services described in the Inter Municipal Agreement, and \$55.00 to Ms. Lee for Postage.

Motion to Accept	Ms. Salate
Seconded	Ms. Fowler
Result	Approved unanimously

- Office Report

Title 5 project updates:

385 Lancaster – Owner (Pick-off) process of razing the existing structure stalled. DSCP was issued 02-26-2018.

11 Hosmer – Work for replacement system completed and inspected except for final grade; As-built drawing and Certificate of Compliance due.

290 Goodale – Perc test completed; contractor Webb Construction, engineer Finlay; projected work spring 2020.

205 Fairbanks Street – Work completed; all paperwork in.

50 Hosmer – Work completed; all paperwork in.

73 Prescott Street – failed system 2017, soil tests done and design by David Ross Assoc.; Owner in process of getting state loan, submitted DSCP 07/16; no update.

67 Prescott Street – plans submitted and approved; Mercurio chosen as installer; spring work expected.

32 Stillwater Heights – Well drilling completed and confirmation paperwork approved by Mr. Leger.

136 Fairbanks Street (note correction of address error in last month's minutes) – Pumping slip indicated cess pool system not working properly; 2002 T-5 report in file indicates system failed, design drawings for replacement were approved in 2003, but work never done. Letter sent, owner called and Mr. Barrell to follow up with owner.

25 Lancaster Meadows – The conflict between two Title 5 reports was resolved when the first reported that the float issue was resolved by them, but not noted on the report. They are working with the owner to document the repair.

Title 5 Inspections – no new reports

Other Miscellaneous:

71 Newton Street – no update

22 Evergreen Street – Ms. Edmands has said she will look into the complaints related to chickens at this address.

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45 & 49 Central Street - Former owners have vacated; new owners were informed of process to complete hook-up to sewer. 53 Central St. – not yet connected to sewer, in foreclosure – live auction scheduled 03-11-2020.

24 Blake Avenue – Building condemned per court order, a local builder was contracted by Building Dept. to board up the home.

Website – Novel Corona Virus information posted; Permitted Hauler and Installer lists updated for 2020; list of MA Licensed Title 5 inspectors added.

Permits/Fees:

2020 Applications – 114 received to date.

ZAZA Ink – reported a new artist was let go during his probation period due to not adhering to the Body Art Regulations and their policies, including poor work and reports he was performing tattoo work at his home. The Board agreed his permit should be revoked.

Ari's Tavern – opening of restaurant being delayed due to Planning Board requiring an as-built of the parking lot plan signed by an engineer.

Tobacco Violations: none reported. Ms. Niroula followed up on a recent smoking complaint at an office building.

Office organization update – as time permits

**MOTION TO ADJOURN**

<b>Motion Originator</b>	Mr. Dillon
<b>Motion Seconded</b>	Ms. Fowler
<b>Result</b>	Approved unanimously
<b>Time of Adjournment</b>	7:47 pm

**Signatures**

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Robert J. Barrell, MPA, Chairman

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John Sullivan, MD

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Beverly A. Salate, RN, BSN

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Thomas Dillon

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Michaun Fowler, BSM

**Submitted by:** Margaret Lee  
**Date Submitted:** 03-11-2020

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