Dr. Wayne Saltsman called the Board of Health meeting to order at 7:00 pm followed by the Pledge of Allegiance.

Approval of Minutes

- **October 9, 2018 Regular Meeting**
  
  **Motion:** Ms. Walendziewicz moved to approve the regular meeting minutes of the October 9, 2018 meeting as submitted. Seconded by Mr. McSweeney and approved. (4-0-1) with the one change of Ms. Welch was not present.

- **November 13, 2018 Regular Meeting – Continued**

- **January 8, 2019 Regular Meeting**
  
  **Motion:** Ms. Welch moved to approve the regular meeting minutes of the January 8, 2019 meeting as submitted. Seconded by Ms. Walendziewicz and approved. (4-0-1)

Citizen's Time: No one spoke.

Chairman's Report: None.

Subcommittee Reports: To be discussed during the discussion of the 108 Muller Road agenda item.

I. Applications

- **Application for Approval of a Definitive Subdivision – 108 Muller Road**
  
  Attorney Thomas Murphy was present to represent the applicant. Ms. Mathis stated the existing lot has a
single family house but the applicant would like to build a second house on the lot (Lot B) for their daughter, Mr. Murphy met with the Sub-Committee meeting recently and also displayed the site map that shows the long driveway that services the 2 houses currently on the street. The proposed new house on 108 Muller Road will also be sharing the existing driveway and will not restrict access to the residents on 106 Muller Road. Mr. Murphy stated that there is an alternative plan to construct a new driveway from Cormier Road because the Planning Board may not allow the use of a common driveway among the 3 houses. The applicant understands that they may need to come back to the Board of Health if the plans change. Applicant has agreed to the 13 proposed conditions. The Sub Committee was in favor of the plan with the 13 conditions.

**Motion:** Mr. McSweeney moved to approve the application of a Definitive Subdivision for 108 Muller Road with the 13 conditions. Seconded by Ms. Walendziewicz and approved. (5-0-0)

### II. Permits

- **Well Installation Permit – Irrigation Well, 4 Lido Avenue**

Joe Larsen, owner of Well Water Connection, Tewksbury, MA and Grace Castelluccio, owner of 4 Lido Avenue were present. Ms. Mathis stated that the applicant would like to install an irrigation well. Applicants are aware of the 13 conditions that must be met to install the irrigation well. Dr. Saltsman and Dr. Weiner reiterated that the resident must abide by the regulation regarding water usage during town wide water restrictions.

**Motion:** Dr. Weiner moved to approve the Well Installation Permit for 4 Lido Avenue. Seconded by Ms. Welch and approved. (5-0-0)

### III. Variances

- **The Cookie Monstah, 76 Burlington Mall Rd. – external grease interceptor**

Mr. Lindeman was present. Ms. Johnson stated that Mr. Lindeman will be opening a new food service establishment that will be selling baked cookies. The applicant would like request a variance for an external grease interceptor because their establishment will not be generating a lot of fats, oils and grease. Ms. Johnson recommended that the Board to approve the variance from Section 4 Part A with one standard condition. Dr. Saltsman inquired about the mixing of the cookie batches and Mr. Lindeman stated that all mixing will be done in their location in Danvers, MA. Dr. Weiner stated that logs should be kept for the cleaning of the internal grease interceptor.

**Motion:** Mr. McSweeney moved to approve the variance for The Cookie Monstah, 76 Burlington Mall Rd.
– external grease interceptor. Seconded by Ms. Welch and approved. (5-0-0)

IV. Discussion

• **2019-2020 Flu Vaccine Purchase**
Dr. Weiner recused himself from the discussion. Ms. Paulik provided a history of flu vaccine dispensing and a recommendation for the upcoming flu season. Flu vaccine is still available for this year. For the upcoming season, flu mist will also be provided. Dr. Saltsman asked about the number of children at the flu clinic. The Director stated that although more children were at this year’s flu clinic, the number of children vaccinated overall did not increase because, in prior years, the BOH nurse vaccinated children by appointment in the office. It is possible that the flu clinic may be able to be held earlier in the season. The BOH will purchase 600 doses of quadrivalent flu vaccine and 170 doses of high dose for those over the age of 65.

V. Staff Reports

• **Environmental Engineer**
Ms. Mathis stated that Mad Dragon at the mall has closed down and Ms. Mathis followed up with mall management to ensure all hazardous material was removed from the premises.
Dr. Saltsman inquired about the cleanup of 179 Cambridge Street. Ms. Mathis stated that there are two MCP disposal site, one at 179 Cambridge Street and one at 181 Cambridge Street. 181 Cambridge Street is a gas station which has closed and is scheduled to be demolished. There was a historic release of petroleum products and waste oil at 181 Cambridge Street and the release of a dry cleaning solvent from 1950s at 179 Cambridge Street. Further characterization of the extent of the release from 179 Cambridge Street is needed. In addition, there may be another source of similar contaminants as 179 Cambridge Street in the area. Underground storage tanks will be removed from 181 Cambridge Street and an environmental assessment will be conducted. An active vapor barrier will be installed on the new building to be constructed at 181 Cambridge Street. Dr. Weiner expressed concerns about contamination along Cambridge Street and the inability to remediate due to the problem of conducted remediation under the road. The Director stated that because the release at 179 Cambridge Street is a substantial release migration, then the remedial options may not be as difficult as those at 120 Cambridge Street because the contamination is moving along a conduit.
Dr. Saltsman asked about discharges from sump pumps to another’s property or sidewalk. Ms. Mathis stated that some residents on Fox Hill Road received order letters to correct the issue, and one has received a court order as the homeowner has ignored the letter as well as fines.
Motion: Mr. McSweeney moved to approve the Environmental Engineer’s report. Seconded by Ms. Welch and approved. (5-0-0)

• Health Agent

Ms. Johnson discussed the procedure for investigating a rodent complaint. When the BOH receives a complaint, we do an inspection to make sure there is not an infestation. The BOH inspects the area and reviews pest inspection reports. Ms. Johnson indoor swimming pool routine inspections and all pools were in compliance. The Mobile food trucks will be inspected and permits renewed in March. Dr. Saltsman advised anyone who works at a Food Establishment to report to their Managers if they are ill.

Motion: Ms. Walendziewicz moved to approve the Health Agent’s report. Seconded by Ms. Welch and approved. (5-0-0)

• Supervisory Nurse

Ms. Paulik stated that the Bladder Screening for Firefighters was conducted in February. The number of screenings were down from last year. Dr. Saltsman asked about the decline and Ms. Lumenello stated that last year fire fighters were concerned about false positive results. Dr. Saltsman stated that this is a screening test and if there is a false positive outcome then firefighters can and should follow up with their doctors. The importance of screening was emphasized by the Nurse.

The rabies clinic is on March 16, and Community Preparedness Training is on March 13. The town Health Fair is on May 18th. The flu epidemic is still at peak therefore residents are advised to wash their hands.

Motion: Mr. McSweeney moved to approve the Supervisory Nurse’s report. Seconded by Ms. Welch and approved. (5-0-0)

• Director of Public Health

There is an annual meeting for the BVRC on March 13. There will be a Community Preparedness Training, voting on the Executive Committee members, and voting on changes to the by-laws. Prior to the meeting, members will receive the changes to the by-laws by email. Matt Jafari, the BOH intern, is working on the Health Fair and is reviewing data on tobacco compliance inspections and flu vaccinations. Dr. Saltsman stated that he was pleased with the annual report and stated that the Town of Burlington received an award for the annual report. Ms. Lumenello stated that there is a Ways and Means sub committee meeting on March 5 at 9 am and a Ways and Means regular meeting on March 6th at 7pm. In addition, after the regular
BOH meeting on March 12th, the BOH will be attending a Capital Budget Meeting. Dr. Weiner inquired about MRC funding formula. Ms. Lumenello stated that she has been meeting with the Region 4A MRC to agree upon a funding formula. The BOH suggested a $5,000 base amount with the rest of the funds distributed based on population. Region 4A MRC thought the $5,000 base amount was too much, however, we did not agree. In the next quarterly report, the Director will explain the situation in the next quarterly report. Dr. Weiner would like to reach out to our state senator to discuss. Ms. Lumenello met with other town departments to discuss how all departments can work together on hoarding.

**Motion:** Dr. Weiner moved to approve the Director of Public Health’s report. Seconded by Ms. Walendziewicz and approved. (5-0-0)

Adjourn

**Motion:** Dr. Weiner moved to adjourn at 8:25pm. Seconded by Ms. Walenziewicz and approved. (5-0-0)

Respectfully Submitted,

Manisha Parwani
Recording Clerk
BURLINGTON, MA BOARD OF HEALTH

DOCUMENTS REVIEWED AT MEETING – TUESDAY, FEBRUARY 13, 2018

Agenda


Subcommittee Reports: BOH Subcommittee Minutes dated January 31, 2018 for Patricia Way; BOH Subcommittee Minutes dated January 31, 2018 for 50 South Avenue; BOH Subcommittee Minutes dated January 31, 2018 for 145 South Bedford Street

Applications

Application for Approval of a Definitive Subdivision, 6 & 8 Patricia Way: Commonwealth Engineering Plan set dated December 7, 2017

Application for Approval of a Special Permit, 50 South Avenue: Decoulos & Company Plans dated December, 2017

Application for Site Plan Approval, 145 South Bedford Street: Haley & Aldrich Figure 2 dated June 2012; Nitsch Engineering Plan Set dated January 25, 2018

Application for Approval of a Special Permit, 279 Cambridge Street, Unit 10A: memo to BOH from SL re proposed recommendations; Materials provided by Tyler Falconer re operating procedures; website information from falcok9boston.org; Town of Burlington bylaw on kennels; appearance letter to Tyler Falconer from SL

Permits

55 Network Drive, Shire, rDNA Permit: Shire permit application for the use of rDNA technology; Institutional Biosafety Committee Charter; IBC meeting agenda; appearance letter to SM from CM; January 23, 2018 Shire Power point presentation

Variance

Black & Blue Steak and Crab, 400 District Ave. – external grease interceptor: Variance Request memo prepared by MJ; Grease Interceptor Variance Application; Black & Blue Menu

Shaw’s Supermarket, 180A Cambridge St. – time as a public health control: Variance Request memo prepared by MJ; letter from Shaws to BOH re variance request; pizza log

Sammy’s Deli & Catering, 59 Winn St. – time as a public health control: Variance Request memo prepared by MJ; letter from Sammy’s Deli to BOH re variance request; time as a public health control log

Hearings

0 Hearthstone Drive, trash: memo from SL to BOH re recommended options; letter to WD from SL dated 1/24/18; pictures of 0 Hearthstone; letter to WD from SH dated 11/2/17; letter to WD from SH dated 12/8/17

Proposed Burlington Board of Health Floor Drain Regulations: Proposed regulations; Burlington Aquifer Map; memo to commercial and industrial facilities within the Aquifer District from SL dated 2/2/18; legal notice

Proposed Burlington Board of Health Regulations Restricting the Sale of Tobacco Products: Proposed Regulations; Presentation on Scientific Reports, Samantha Hardy; Presentation on Proposed Regulations, Susan Lumenello; Town Comparisons; Information provided by Dr. Lester Hartman, Tobacco21; Information provided by DJ Wilson, MA Municipal Association; Letter of Support to BOH from AHA; Attorney General Regulations (940 CMR 21.00); Legal Notice

Rescind Regulations of the Burlington Board of Health Sale and Use of Non-Tobacco Nicotine Delivery Products: Legal Notice
Legal Notice
Rescind Regulations of the Burlington Board of Health Sale and Use of Non-Tobacco Nicotine Delivery Products:
Legal Notice
Discussion
Kennel License Recommendation, 279 Cambridge Street, Unit 10A: Materials provided by Tyler Falconer re operating procedures; website information from falcok9boston.org; Town of Burlington bylaw on kennels; appearance letter to Tyler Falconer from SL
FY19 Board of Health Budget: FY19 Budget Spreadsheet; FY 19 Budget Cover Sheets; SL power point presentation; EMMCP Report
Staff Reports: Environmental Engineer’s Report; Health Agent’s Report; Supervisory Nurse’s Report; Director of Public Health’s Report