TOWN OF BURLINGTON, MA
BOARD OF HEALTH
MINUTES
Main Meeting Room, Town Hall

TUESDAY, MAY 23, 2017

Board Members Present: Wayne Saltsman, MD, PhD, Chairman; Ed Weiner, PhD, Vice Chairman; David McSweeney; Libby Walendziewicz, RN, MSN; Maribeth Welch

Staff Members Present: Susan Lumenello, REHS/RS, CHMM, Director of Public Health; Christine Mathis, Environmental Engineer; Marlene Johnson, R.S.; Health Agent

Dr. Saltsman called the Board of Health (BOH) meeting to order at 7:00 followed by the Pledge of Allegiance.

Motion: Ms. Walendziewicz moved to change the order of agenda in order to take first the 7:00 p.m. Public Hearing: Private Well Regulations-Amend Regulations. Seconded by Ms. Welch and approved. (5-0-0)

Public Hearing

• Private Well Regulations – Amend Regulations
The public hearing was opened at 7:00 p.m. Present to address the BOH were Larry Cohen, Chair, Conservation; Bob Hogan, Member, Board of Selectmen; and Town Attorney Brandon Moss.

Ms. Lumenello presented the major revisions proposed for the Board of Health Private Well Regulations which included: purpose of the revisions; clarification of different well types; approval of drinking water wells, permit denial and analytical testing, removal of certain sections; enforcement, well operation requirements and adherence to town-wide water restrictions for non-essential outside water use.

Information has been received from both state and federal agencies explaining that all sources of water is received from the same basin and that during a drought, irrigating from private wells could ultimately have an effect on the Town's public water supply.

Ms. Lumenello reviewed information from DPW Director John Sanchez including the proliferation of irrigation systems creating stress on our water demands. She explained that the BOH may authorize the DPW to act as its enforcement agent for private well regulations for the protection of health and the environment and MGL allows local Boards of Health to regulate the use of irrigation from private wells at homes and businesses.

Mr. Cohen described what happens to the water supply during a drought. Selectman Hogan said new regulations have been instituted by the Board of Selectmen with regard to water restrictions based on DPW recommendations.
Attorney Moss had reviewed the revisions to the regulation and confirmed that restrictions may be placed on private wells as necessary for the safety of the Town. He also explained that the BOH may vote to allow the DPW to be their enforcement agent as necessary.

Kelly Pappas, Co-Chair of Government Affairs for the Burlington Area Chamber of Commerce, said some of the commercial entities had expressed concern, and she asked the BOH to hold their votes to allow notification to private well owners. Ms. Welch agreed with postponing the vote.

Dr. Saltsman explained that due diligence had been conducted on this issue, and it had been discussed at many meetings and was advertised appropriately. He explained that this is for drought conditions when the public needs protection. Dr. Weiner said testimony had been received over multiple meetings. It is the duty of the BOH to advocate for the welfare of the community over landscaping.

Per Ms. Lumenello, if the BOH votes on the revisions, the Policy on Closed-Loop Geothermal Systems may be rescinded.

Dr. Weiner acknowledged the large amount of work done for more than a year as well as the many contacts she had made on the water and well issues.

There were no additional comments from the public.

**Motion:** Dr. Weiner moved to close the public hearing. Seconded by Ms. Walendziewicz and approved. (5-0-0)

**Motion:** Ms. Walendziewicz moved to amend the Town of Burlington Board of Health Private Well Regulations as amended and presented. Seconded by Dr. Weiner and approved. (5-0-0)

**Motion:** Mr. McSweeney moved to authorize the DPW to act as an enforcement agent per Section 7 of the Burlington Board of Health Private Well Regulations. Seconded by Ms. Walendziewicz and approved. (5-0-0)

**Motion:** Dr. Weiner moved to rescind the Board of Health Policy on Closed-Loop Geothermal Systems. Seconded by Ms. Walendziewicz and approved. (5-0-0)

**Motion:** Dr. Weiner moved to resume the order of the agenda. Seconded by Ms. Walendziewicz and approved. (5-0-0)

**Applications**
- 9-11 Ray Avenue and Lot B5/B6 Cambridge Street, Robert W. Murray, Trustee, Ray Estates Trust – Application for Site Plan Approval and Special Permit

Present were Phyllis Etsell, representing Robert Murray, Trustee of Ray Estate Trust with David Romero, Commonwealth Engineering and Adam Murray seeking approval of an Application for Site Plan Approval and Special Permit in order to add parking spaces to the lot in the rear of 9-11 Ray Avenue.

Mr. Romero presented a revised Operation and Maintenance manual and described the existing building and two parking lots which will be combined into one. There is existing blank pavement in the front used for parking. They are proposing to improve circulation, plant grass, and add islands. Drainage runoff will be improved and controlled with a
catch basin. In the back lot they are proposing new pavement and the area will be used for valet parking. There will be two shallow infiltration basins with drought tolerant grasses and slotted granite curbing.

Dr. Weiner requested that a condition be added to include safety barriers between the parking area and the infiltration basins. Mr. Romero said he understood and agreed.

**Motion:** Dr. Weiner moved to approve the Site Plan Application and Special Permit for 9-11 Ray Avenue and Lot B5/B6 Cambridge Street, Robert W. Murray, Trustee, Ray Estates Trust with the inclusion of a condition that there be safety barriers between parking areas and the infiltration basins. Seconded by Mr. McSweeney and approved. (5-0-0)

**Discussion**

- **Taylor Koch, BOH Intern – Health Fair Presentation**
  Taylor Koch, a Junior at UMass Lowell studying Public Health, was hired by the Director to help organize the Community Health Fair. Her internship is complete and she gave a presentation on the work done for the Health Fair. Ms. Walendziewicz asked about responses, and Ms. Koch said visitors enjoyed the event. She suggested future venues be held in one large area and that Youth and Family Services and the mock young adult bedroom be more prominent table. Ms. Lumenello said that they could consider having the next Health Fair at the High School

Ms. Koch said she enjoyed the project and added that the quality and number of the participating groups was improved from previous years. She looks forward to eventually be working within a Board of Health Department. Dr. Weiner recommended a letter of commendation be provided for her college. She was thanked her for the wonderful job she did for the Town, and Ms. Lumenello agreed she did a good job.

- **Environmental Engineer**
  Ms. Mathis reported that a 20 hour a week intern will be starting next week and would be working on environmental health projects.

  **Motion:** Ms. Walendziewicz moved to approve the Environmental Engineer's report as submitted. Seconded by Mr. McSweeney and approved. (5-0-0)

- **Director of Public Health**
  Ms. Lumenello said the Stop the Bleed training program would be taking place on May 31, 2017 with Stephen Wood, Winchester Hospital's Acute Care Nurse Practitioner and the Lahey Trauma Unit participating with the training. Also assisting will be trained MRC nurses. The Recreation Department staff is planning to attend.

Because of the upcoming primary and state elections, the next two Board of Health meetings were changed to June 13 and July 11.

A Cultural Proficiency Training will be held June 12, 2017 and is being held at the Town Hall annex. The public is invited to attend.

Supervising Nurse Roberta Gullage's last day is June 30, 2017 and subcommittee meetings are being held to interview for a replacement.

With respect to the hiring of an Associate Health Agent, Ms. Lumenello said she and the Human Resource Director completed a job description which has been approved by John Petrin, Town Administrator. It is now being reviewed by the BMEA Union for classification purposes after which time it will be advertised.
Motion: Dr. Weiner moved to approve the Director of Public Health's report as submitted. Seconded by Mr. McSweeney and approved. (5-0-0)

Dr. Saltsman reminded the public about the upcoming Memorial Day ceremony and commented on sun and insect protection.

Adjourn

Motion: Ms. Walendziewicz moved to adjourn at 8:25 p.m. Seconded by Ms. Welch and approved. (5-0-0)

Submitted by,

Betty McDonough
Recording Clerk