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

Approval of Minutes

- **March 12, 2019 Regular Meeting**
  Motion: Dr. Wayne Saltsman moved to approve the regular meeting minutes of the March 12, 2019 meeting as submitted. Seconded by Maribeth Welch and approved. (3-0-1)

- **March 26, 2019 Regular Meeting**
  Motion: Dr. Wayne Saltsman moved to approve the regular meeting minutes of the March 26, 2019 meeting as submitted. Seconded by Maribeth Welch and approved. (3-0-1)

- **May 14, 2019 Regular Meeting**
  Motion: Dr. Wayne Saltsman moved to approve the regular meeting minutes of the May 14, 2019 meeting with one correction. Seconded by Libby Walendziewicz and approved. (4-0-0)

Citizen's Time: No one spoke

Chairman's Report: Dr. Ed Weiner and Susan Lumenello provided an overview of the Board of Health and Conservation Commission Subcommittee Meeting on low impact development (LID) structures and EPA MS-4 permitting requirements. The Conservation Commission and MA DEP acknowledged the fact that the Board of Health does not allow standing water in LID structures.

Subcommittee Reports:

I. Applications

- **Application for a Minor Engineering Change - Northeastern University; 147 South Bedford Street**
  Robert Buckley, Esquire was present to represent the applicant. The front entry of the facility was shifted based on
the assessment of the structural integrity of the two bunkers which was required by the BOH. Initially, discussions with the Environmental Engineer resulted in an agreement that the integrity of the bunkers be assessed on a yearly basis. Attorney Buckley provided a letter dated June 25, 2019 from Simpson Gumpertz & Heger to Northeastern University which stated that “Based on our observations and the existing site conditions, we recommend that periodic inspections of the north and south bunkers coincide with our recommendation for repair within 5 yrs.” Attorney Buckley proposed that an assessment be done in two years. Dr. Saltsman asked about the repairs and “concrete deterioration” that was referred to in the June 25, 2019 letter. Attorney Buckley stated that their proposal is to come back before the BOH with a structural integrity report in two years & address the need for repairs at that time. Condition #1 was revised to read: “The applicant shall inspect the structural integrity of the abandoned missile bunkers located on the property every two years unless otherwise directed by the Board of Health (see June 25, 2019 letter from Simpson, Gupertz & Heger to Alfredo Dimauro, Jr). Such inspections shall be done by a licensed structural engineer who will complete updated reports providing an opinion on the structural integrity of the bunkers. Copies of these periodic reports shall be provided to the Board of Health for review. The Applicant shall appear before the Board of Health to discuss any issues that the Board deems necessary arising from such periodic structural reviews.”

**Motion:** Dr. Wayne Saltsman moved to approve the application for a Minor Engineer with 2 conditions. Seconded by Maribeth Welch and approved. (4-0-0)

**II. Permits**

- **34 Sunset Drive, Well Installation Permit, Geothermal Heating System**

  Jared Mullen, Skillings & Sons, and Hiren Patel, homeowner of 34 Sunset Drive were present to request a geothermal well permit. Dr. Weiner had several questions. Mr. Mullen will oversee the drilling and has installed multiple geothermal heating systems. This project will require that they drill down over 400’. Mr. Mullen stated that the system will be pressure tested multiple times. If a leak is found, then “loop conditioner” can be put into the system that will seal up the leak. It is expected that the system will last for approximately 50 years. There are not safety issues as the system will only operated at 35 psi. Mr. Patel stated that there is an electrical back up should the system fail. The system will contain a glycol mix to prevent freezing. The retention pits are temporary and will only be there for 4 days.

  **Motion:** Libby Walendziewicz moved to approve the well installation permit. Seconded by Maribeth Welch and approved. (4-0-0)

- **26 County Road, Keeping of Animals**

  Lynne Moran and her son, Richie Moran, were present to apply for a permit to keep 6 chickens. The coop is currently being built. The proposed coop meets all set backs. The Animal Control Officer has been informed. The abutters have been notified and the applicant understands that roosters are not allowed. The Associate Health Inspector has no objections.

  **Motion:** Dr. Wayne Saltsman moved to approve the permit for the Keeping of Animals. Seconded by Libby
Walendziewicz and approved. (4-0-0)

- **5 Spring Valley Road, Keeping of Animals**
  Megan Chiango was present to apply for a permit to keep 4 chickens and a variance from Section 6A of the animal regulations. The existing coop is located closer than 15’ from the property line adjacent to a fence that separates the properties. An inspection of the coop and run has been conducted and there were no issues identified. The abutters have been notified and the applicant understands that roosters are not allowed. The Associate Health Inspector has no objections.

  **Motion:** Libby Walendziewicz moved to approve the variance from Section 6A of the BOH Regulations for the Keeping of Animals. Seconded by Dr. Wayne Saltsman and approved. (4-0-0)

  **Motion:** Libby Walendziewicz moved to approve the permit for the Keeping of Animals. Seconded by Maribeth Welch and approved. (4-0-0)

- **154 Mill Street, Keeping of Animals**
  Roni Cotta was present to apply for a permit to keep 5 chickens. The coop was previously located underneath the deck but has since been moved. The location of the coop meets all set backs. The property owner has no issues with the keeping of chickens on their property. The abutters have been notified and the applicant understands that roosters are not allowed. The Associate Health Inspector has no objections.

  **Motion:** Dr. Wayne Saltsman moved to approve the permit for the Keeping of Animals. Seconded by Libby Walendziewicz and approved. (4-0-0)

- **151 Mill Street, Keeping of Animals**
  The applicant was unable to attend tonight’s meeting and the matter will need to be continued.

  **Motion:** Dr. Wayne Saltsman moved to continue the permit discussion for 151 Mill Street. Seconded by Libby Walendziewicz and approved. (4-0-0)

III. Variances

- **Proposed bagel shop, 282 Cambridge Street-- external grease interceptor**

  Michael Toulopoulos, Owner of The Bagel Bar, 282 Cambridge Street, was present to request a variance for Section 4, part A of the BOH Grease Interceptor Regulations. Mr. Toulopoulos stated that his cooking equipment will limit fats, oils, & grease. An internal grease interceptor will be installed and John’s Sewer and Pipe Cleaning will be conducting monthly clean outs (or more frequently, if needed). Logs will be accessible and Mr. Toulopoulos understands that the variance could be revoked or suspended by the BOH. Libby Walendziewicz disclosed that she frequents Mr. Toulopoulos’ other businesses. The Health Agent recommended that the Board approve the variance with one
condition. Dr. Weiner urged the owner to have regular clean outs of the internal grease interceptor and to keep the logs.

**Motion:** Libby Walendziewicz moved to approve the variance with one condition. Seconded by Maribeth Welch and approved. (4-0-0)

- **Corporate Chefs, 70 Blanchard Road– external grease interceptor**

Mark Conley, Capstone, and Mark Giadano were present to request a variance for Section 4, part B of the BOH Grease Interceptor Regulations. Corporate Chefs currently will be moving their location to another location in the building. The Health Agent recommends that the Board approve the variance with one condition. The Health Agent stated that there have been no issues with fats, oils, and grease with Corporate Chefs.

**Motion:** Dr. Wayne Saltsman moved to approve the variance with one condition. Seconded by Libby Walendziewicz and approved. (4-0-0)

- **Starbucks, 75 Middlesex Turnpike – external grease interceptor**

Jennifer Owen, Macys, Jamie Keith, plumber and David McDonald, General Contractor were present to request a variance for Section 4, part A of the BOH Grease Interceptor Regulations. The Health Agent recommends that the Board approve the variance with one condition. Ms. Owen stated the menu will be the same as a full serve Starbucks. Ms. Owen also stated that they have a company for cleaning and understands how to keep grease interceptor logs.

**Motion:** Dr. Wayne Saltsman moved to approve the variance with one condition. Seconded by Maribeth Welch and approved. (4-0-0)

**IV. Discussion**

- **Starbucks, 75 Middlesex Turnpike – plumbing variance recommendation**

The plumbing variance that is being requested is for a sewage ejector pump and automatic vent. Because the kiosk is located approximately 70’ away from an existing drain, and to avoid tearing up the sales floor, they would like to install a pump that will carry wastewater over head to an existing drain. The automatic vent will be installed to avoid having to go up to the roof. If there is a power outage, then the kiosk would be closed. The Director recommends that the Board provide a favorable recommendation. Water will be supplied over head from 20’ away.

**Motion:** Dr. Wayne Saltsman moved to vote to provide a favorable recommendation. Seconded by Maribeth Welch and approved. (4-0-0)

**V. Staff Reports**
• **Environmental Engineer**

There was a release of hydraulic oil from a trash truck down Cambridge Street from the High School to LaCascias. The roadway was sanded and a street sweeper removed the contaminated sand. There was a sump pump violation for on Fox Hill Road and a fine was issued and paid. There was also a home on Vincent Road that was directing sump pump water onto a neighbor’s property. There was a blue barrel labeled acid on Kinney Ave which turned out to be an empty barrel. The town applied to become a Municipal Vulnerability Community which looks at a town’s vulnerability to climate change and allows the town an opportunity to apply for grants. There wasn’t a proper closure of the original septic system in 1985 for a system located at 60 Blanchard Road. The closure needed to be witnessed by the Board of Health. The former Exxon Facility is continuing remedial actions. Dr. Weiner asked if there was a change in concentration in 1,4-dioxane at US Windpower. Ms. Mathis stated that monitoring wells detected non-detect and 1,4-dioxane was detected in the recovery well. 1,4 dioxane was detected in the influent but not the effluent.

**Motion:** Libby Walendziewicz moved to approve the Environmental Engineer’s report. Seconded by Maribeth Welch and approved. (4-0-0)

• **Health Agent**

Outdoor pools have all been inspected. The Health Agent trained the Associate Health Inspector on pool inspections. Tobacco compliance inspections were conducted in May and June and everyone passed. FDA recently categorized CBD as medication and, therefore, it can not be added to food. The Health Agent conducted food code training for Burlington food service establishments. The training was held at the high school and over 100 people attended. Dr. Saltsman thanked the Health Agent for her work. Two questions can be asked about service animals: 1) is that a service animal? And, 2) what service do they perform? Service animals do not need to have tags and the animal must be under control.

**Motion:** Dr. Saltsman moved to approve the Health Agent’s report. Seconded by Maribeth Welch and approved. (4-0-0)

• **Associate Health Inspector**

The Associate Health Inspector has been working on pool inspections, recreation camp inspections, and attended a state webinar on the restriction of tobacco flavored products to only adult only stores.

**Motion:** Dr. Saltsman moved to approve the Associate Health Inspector’s report. Seconded by Libby Walendziewicz and approved. (4-0-0)

• **Supervisory Nurse**

The Supervisory Nurse attended the “Matter of Balance” coach training and observed a class. Dr. Saltsman asked if
there was narcan in the schools. The school nurses do have access to narcan. Dr. Weiner stated that there is a standing state order that anyone can go into a pharmacy and get narcan. Tomorrow there is a human trafficking presentation at the Grandview Farm from 6-8 pm. The Sharps Program with the BOH is continuing – residents can dispose of syringes at the Burlington Fire Department and the Police Department and get free sharps containers at the BOH office. There is also a kiosk at the police department for safe medication disposal. Dr. Weiner congratulated the BOH team for their work with student interns.

**Motion:** Dr. Saltsman moved to approve the Supervisory Nurse’s report. Seconded by Maribeth Welch and approved. (4-0-0)

**Director of Public Health**

Bleeding control stations will be placed next to AEDs at 12 locations throughout town. Narcan can not be placed in a public setting in the same manner as AEDs and bleeding control stations. The MRC workplan has been completed. One requirement is to have at least one Stop the Bleed trainings. The BOH will be working on training town employees on “Stop the Bleed” and MRC funding will pay for individual “Stop the Bleed” kits. Some other items included in the MRC budget are recruitment materials, a first aid tent, a camera, and CPR training. The Health Fair is scheduled for March 28, 2020. The Health Fair has been moved earlier in the year in an effort to increase public attendance. The EDS Drill is scheduled for September 28 with the hope that all vaccine will be shipped by that time. The drill will be at Memorial School however, the Director would like to change the flow of the clinic.

**Motion:** Dr. Saltsman moved to approve the Director of Public Health’s report. Seconded by Maribeth Welch and approved. (4-0-0)

**Adjourn**

**Motion:** Libby Walendziewicz moved to adjourn at 8:32 pm. Seconded by Maribeth Welch and approved. (4-0-0)

Respectfully Submitted,

Susan Lumenello
Director of Public Health

Burlington Board of Health Minutes
June 25, 2019
DOCUMENTS REVIEWED AT MEETING – TUESDAY, JUNE 25, 2019

Agenda

Minutes: March 12, 2019; March 26, 2019; May 14, 2019

Applications
Application for Approval of a Minor Engineering Change, Northeastern University, 147 South Bedford Street: June 25, 2019 Memorandum from Christine Mathis to the BOH; Revised Plans dated 5/29/19; Planning Board Application for Approval of a Minor Engineering Change; June 19, 2019 Appearance Letter to Paul McAndrew from Christine Mathis;

Permits
34 Sunset Drive, Well Installation Permit: June 25, 2019 Memorandum from Christine Mathis to the BOH; June 14, 2019 letter from Skillings & Sons to BOH; Well Installation Permit Application for 34 Sunset Drive; October 27, 2017 EPA information on Geothermal Heating and Cooling Technologies; December 13, 2013 MA DEP Guidelines for Ground Source Heat Pump Wells; June 19, 2019 Appearance Letter to Jared Mullen, Skillings & Sons from Christine Mathis

26 County Road, Keeping of Animals: June 25, 2019 Background Information prepared by Samantha Hardy; Photos of proposed coop location taken by Samantha Hardy; Animal Permit Application; Manure Management, feed storage, turf management, and site plans prepared by the applicant; June 4, 2019 Appearance Letter to Lynne Moran from Samantha Hardy; June 4, 2019 abutter notifications from the BOH to direct abutters.

5 Spring Valley Road, Keeping of Animals: June 25, 2019 Background Information prepared by Samantha Hardy; Photos of proposed coop location taken by Samantha Hardy; Animal Permit Application; Manure Management, feed storage, turf management, and site plans prepared by the applicant; May 2, 2019 Order Letter to Daniel Chiango from Samantha Hardy; June 6, 2019 Appearance Letter to Megan Chiango from Samantha Hardy; June 6, 2019 abutter notifications from the BOH to direct abutters.

154 Mill Street, Keeping of Animals: June 25, 2019 Background Information prepared by Samantha Hardy; Photos of proposed coop location taken by Samantha Hardy; Animal Permit Application; Manure Management, feed storage, turf management, and site plans prepared by the applicant; June 5, 2019 Email from Shu-bon Chan, property owner, to Samantha Hardy; May 2, 2019 Order Letter to Judith Ho-Ming Chan from Samantha Hardy; June 4, 2019 Appearance Letter to Ronildo Cotta from Samantha Hardy; June 4, 2019 abutter notifications from the BOH to direct abutters.

Variances
The Bagel Bar, 282 Cambridge Street: June 25, 2019 Variance Request Information prepared by Marlene Johnson; Application for Variance; The Bagel Bar Menu
Corporate Chefs, 70 Blanchard Road: June 25, 2019 Variance Request Information prepared by Marlene Johnson; Application for Variance; The Corporate Chefs Menu
Starbucks Kiosk inside Macy’s, Burlington Mall: June 25, 2019 Variance Request Information prepared by Marlene Johnson; Application for Variance; The Starbucks Menu

Discussion
Starbucks at Macy’s, Plumbing Variance Recommendation: Background Information prepared by Susan Lumenello, State Plumbing Variance Application, Letter to Burlington Board of Health from Brian Coffman, Architect, Starbucks
Kiosk plan set dated 5/10/19, email from Brian Coffman to Susan Lumenello, 6/19/19 Appearance Letter to Brian Coffman, Architect from Susan Lumenello

Staff Reports: Environmental Engineer’s Report; Health Agent’s Report; Supervisory Nurse’s Report; Associate Health Inspector’s Report; Director of Public Health’s Report