Board Members Present: Wayne Saltsman, MD, PhD, Chairman; Edward Weiner, PhD, Vice Chairman; David McSweeney, Libby Walendziewicz, RN, MSN; Maribeth Welch
Note: Maribeth Welch joined the meeting at approximately 7:30 pm.

Staff Members Present: Susan Lumenello, REHS/RS, CHMM, Director of Public Health; Marlene Johnson, Health Agent; Christine Mathis, Environmental Engineer; Christine Paulik, RN, Supervisory Nurse

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

Citizen’s Time:
No one spoke.

Chairman’s Report
None.

Applications
- Millipore, 400-600 Summit Drive – rDNA permit renewal
  Bobby Young, EMD Millipore and Jacquelyn Lake, EMD Millipore were present to represent the applicant and conducted a presentation to the Board on the operation at EMD Millipore. Dr. Saltsman asked if EMD Millipore owned the building. Jacquelyn Lake, Property Manager for EMD Millipore, stated that Millipore did not own the building. Christine Mathis stated that there were no problems with the operation in the past. Dr. Weiner informed the public that the risk level for Biosafety Levels 1 and 2 are considered low.

  Motion: Dr. Weiner moved to approve the rDNA permit renewal. Seconded by David McSweeney and approved. (4-0-0)

- Sarepta Therapeutical, 55 Network Drive – rDNA permit
  Attorney Mark Vaughn, Reimer & Braunstein, Jay Carima, Sarepta, Palain Paleim, Sarepta, and Chris Campbell, Sarepta were present to represent the applicant. Attorney Mark Vaughn stated that Sarepta is looking to occupy the space at 55 Network Drive, formerly occupied by Dyax. Sarepta’s mission is to
conduct research and development to conduct genetic diseases. Jay Carima, Health and Safety Manager at Sarepta, conducted a presentation to the Board on Sarepta’s operation.

Dr. Saltsman asked if there was ever a consideration to go to Biosafety Level 3. Chris Campbell, Vice President for Sarepta, stated that there is no anticipated utilization of Biosafety Level 3 and will keep the Board of Health apprised of any changes. Sarepta representatives had no objection to the five proposed conditions.

Susan Lumenello, Director of Public Health, stated that the BOH Environmental Engineer must be a part of the Sarepta’s Institutional Biosafety Committee per BOH regulations.

**Motion:** David McSweeney moved to approve the rDNA permit with the five conditions. Seconded by Dr. Weiner and approved. (4-0-0)

**Variances**

- Blackbird Café, 101 Middlesex Tpk. – Section 4 of the BOH Regulations on Grease Interceptor Requirements for Food Establishments (external grease interceptor)

Catherine and Luke Kenney, owners of Blackbird Café were present to request a variance from the BOH Grease Interceptor regulations. They are aware that the variance may be revoked, modified, or suspended if it is determined that fats, oils, and grease are being released into the main sewer line. Dr. Weiner reminded the applicants that they must keep their logs up to date and to clean their internal interceptors appropriately.

**Motion:** Ms. Walendzwicz moved to approve the variance with the proposed conditions. Seconded by David McSweeney and approved. (4-0-0)

- Café Escadrille, 26 Cambridge Street – Monitoring Program for Variance from BOH Grease Interceptor Regulations

Linda Milley, owner of Bickfords Family Restaurant, and Henry Yee, Bickfords were present to request a variance from the BOH Grease Interceptor regulations. The regulations require that internal grease interceptors be cleaned every 3 months or at 25% capacity. Bickfords would like to utilize Protein Matrix in an effort to reduce cleaning frequency. Ms. Milley is very familiar with the Protein Matrix product as they are currently utilizing the product at their Woburn location.

Susan Lumenello stated that the DPW is still seeing fats, oils and grease (FOG) in the system. It can’t be determined if the excess FOG is due to the protein matrix solution or not. Dr. Weiner recommended that the Board move forward with this variance as it can not be ascertained whether or no Bickford’s Family Restaurant is a variable to consider. He also stated that, if the situation in Ray Avenue gets worse, then Bickfords may need to come back to the BOH. Linda Milley described their use of Protein Matrix in their Woburn location. She stated there is no FOG or residue leaving the restaurant and the chemical appears to be working. In addition, several restaurants near their Woburn location are using Protein Matrix and the DPW has noticed a change in Montvale Avenue.

Dr. Weiner questioned whether or not an inspection should be conducted once per month to make sure dosing is correct. Susan Lumenello stated that this is covered under Condition #1 where the System Maintenance Inspector will make recommendations on the dosing and inspect the system once per month.
Linda Milley stated that they make an effort to watch the dosing meter to make sure the chemical is going through the system. She stated that she has been very impressed with her system maintenance provider, Weston & Sampson.

**Motion:** Dr. Ed Weiner moved to approve the variance with the six conditions. Seconded by David McSweeney and approved. (5-0-0)

**Discussion**

- Plumbing Variance Recommendation, 10 Sunset Drive
  Danielle Miniello, home owner at 10 Sunset Drive, is seeking a variance from the MA State Plumbing Board to install unapproved fixtures. These products are not manufactured in the US. The US regulations require that products are lead free certified. The Director stated that there is not enough information to determine whether or not the fixtures are, in fact, lead free certified.
  Dr. Weiner spoke to Burlington’s Plumbing Inspector who stated that he did not want to approve the installation because these are foreign products and it may not be able to replace parts. In addition, he did not approve because information on mercury, cadmium, and lead concentrations in the materials were not provided. Dr. Weiner thanked the Plumbing Inspector, Glen Paparo, for his professionalism and assistance.
  Susan Lumenello recommended that the Board offer not objection to the variance provided that the applicant provide information to the State Plumbing Board that the products are lead free certified.

**Motion:** David McSweeney moved to offer no objection to the plumbing variance provided that the applicant provides information to the State Plumbing Board that all of these plumbing products are lead free certified. Seconded by Libby Walendziewicz and approved. (5-0-0)

**Staff Reports**

- Environmental Engineer
  Ms. Mathis stated that the BOH will an intern who is an Environmental Engineering student at Endicott College. She will shadow the Environmental Engineer and work on a project during the month of January.

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

- Health Agent
  Marlene Johnson informed the Board about the recent adoption of the 2013 version of the FDA Food Code by the state of MA. She stated that there is more emphasis on employee health and the protocols for vomit and diarrhea clean up. In addition, critical violations are now referred to as priority items, priority
foundation items, and core items. Finally, the terminology for potentially hazardous food has changed to time and temperature control for safety. Marlene will send out information to all food service establishments and conduct training for them in January. Dr. Weiner asked whether or not the threshold for imminent hazard and the closure of a restaurant has changed and Ms. Johnson stated that it has not. Maribeth Welch asked what an emergency response investigation was and Ms. Johnson stated it was a response to a call from the Fire Department.

**Motion:** Dr. Weiner moved to approve the Health Agent’s report. Seconded by David McSweeney and approved. (5-0-0)

- **Supervisory Nurse Report**
  Chris Paulik, RN discussed the reporting of flu like symptoms in the state and the country. She is getting acclimated to her new position.

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

- **Director of Public Health**
  Ms. Lumenello stated that, in addition to the intern from Endicott College, the BOH will also be sponsoring an intern from the Public Health Program at Umass Lowell. The intern will be working from January to April. The intern will assist with the Health Fair.
  Ms. Lumenello conducted a site visit of Burlington’s Emergency Dispensing Site, the Memorial School, with the Region 4AB Emergency Planner and Bob Cunha and Steve Zarba from School Facilities. The visit included looking at the loading dock area to determine where vaccines or medications would be stored. The Emergency Planner recommended that the flow of the clinic be changed to have the dispensing area in the cafeteria rather than the gym to avoid the crossing of people in the flow. Dr. Weiner questioned whether or not there was enough room in the cafeteria for dispensing and Susan Lumenello agreed that special accommodations may need to be made because the cafeteria is smaller than the gym. Libby Walendziewicz suggested that we try and control how many people actually enter the cafeteria at one time.
  There was discussion about how to offer high dose vaccine to the public. Dr. Saltsman would like to incorporate considerations of elder flow into the drill. Dr. Saltsman and Dr. Weiner will serve on a BOH Subcommittee to discuss how the BOH will move forward with the 2019-2020 flu season vaccinations and Emergency Dispensing Site drill. The Subcommittee will meet in January, 2019.
  The flooding of Old Concord Road was discussed. Susan Lumenello contacted the owners of Old Concord Road, a private road, which was subsequently temporarily closed. A culvert in the area was unblocked. There have been no additional issues with flooding. If beavers need to be removed, then this needs to be done by property owners.
Motion: Dr. Weiner moved to approve the Director’s report. Seconded by David McSweeney and approved. (5-0-0)

Libby Walendziewicz moved to adjourn at 8:20 pm. Approved. (5-0-0)

Susan Lumenello
Director of Public Health
BURLINGTON, MA BOARD OF HEALTH
DOCUMENTS REVIEWED AT MEETING – TUESDAY, DECEMBER 11, 2018

Agenda
Applications:
Millipore, 400-600 Summit Drive – rDNA permit renewal: rDNA permit application; November 26, 2018 Millipore powerpoint presentation; Millipore Health and Safety Plans and Procedures Sarepta Therapeutical, 55 Network Drive – rDNA permit: Memo dated December 11, 2018 to BOH from Christine Mathis; Power Point presentation by Sarepta Therapeutics; Sarepta Therapeutics Health and Safety Plans and Procedures; Memo dated November 28, 2018 to the Planning Board from Christine Mathis; Memo dated November 29, 2018 to the Board of Selectmen from Christine Mathis.

Variances
Blackbird Café, 101 Middlesex Tpk. – Section 4 of the BOH Regulations on GreaseInterceptor Requirements for Food Establishments (external grease interceptor): December 11, 2018 documentation prepared by Marlene Johnson; Application for a Variance; Blackbird Café Menu Café Escadrille, 26 Cambridge Street – Monitoring Program for Variance from BOH Grease Interceptor Regulations; December 11, 2018 documentation prepared by Susan Lumenello; December 3, 2018 Appearance letter to Bickfords from Susan Lumenello

Plumbing Variance Recommendation, 10 Sunset Drive: Background documentation prepared by Susan Lumenello; 11/29/19 letter from Daniel Miniello to the Susan Lumenello; Plumbing Product information provided by Daniel Miniello; State Plumbing Board Variance Application; Appearance letter to Daniel Miniello from Susan Lumenello;

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