

**Burlington Board of Health
Minutes – Regular Meeting
Tuesday, March 11, 2008**

Board Members Present: Edward Weiner, Ph.D., Chair; Jim Dion; Catherine Read, Ph.D.; Wayne Saltsman, M.D.

Staff Members Present: Heidi Porter, Environmental Engineer; Marlene Johnson, Health Agent

Chairman Weiner called the meeting to order at 7:00 p.m.

APPROVAL OF MINUTES:

February 26, 2008

MOTION: To accept the minutes of the regular meeting of February 26, 2008 as submitted (Mr. Dion; second Dr. Read).

APPROVED: 5-0-0

CHAIRMAN'S REPORT

Dr. Weiner reported that the Ways and Means full committee had approved the FY 09 budget as submitted.

rDNA PERMIT

(This item had been placed on hold until the arrival of Dr. Daniel Shapiro.)

▶ **Lahey Clinic, Presentation by Dr. Daniel Shapiro**

Dr. Weiner stated that Dr. Daniel Shapiro is the manager of a member of his family; he thus recused himself and turned the meeting over to Mr. Dion.

Ms. Porter explained that Dr. Shapiro is a physician in the Infectious Disease Department at Lahey and Chairperson of the Institutional Biosafety Committee (IBC). Dr. Shapiro briefly explained the work done at the two labs at Lahey including research on various cells. The agents used at the labs are classified as Biosafety Level 2, and the National Institutes of Health (NIH) require annual reviews and inspections.

On January 8, 2008, Ms. Porter attended the annual IBC meeting held at Lahey. After the meeting, the IBC conducted the required inspection of the two rDNA laboratories. There were no major issues, but the space in one of the labs is very small which could be a possible safety issue. Tissue and waste were stored, labeled, and tracked properly; all required precautions were in use.

Dr. Read asked about biohazards of vectors, and Dr. Shapiro explained all biosafety principles and regulations are followed.

The Board next reviewed the rDNA Permit for the use of recombinant DNA technology at the two labs at Lahey Clinic.

MOTION: To approve the 2008 rDNA permits (08-001 and 08-002) for Lahey Clinic, 31 and 41 Burlington Mall Road for the use of rDNA Technology at Biosafety Level 2 (Mr. Dion; second: Dr. Read).

APPROVED: 3-0-1

SPECIAL PERMIT

▶ Subway Sandwich Shop, 29B Winn Street – Fast Food

Ram Parekh, owner of One Stop Mart, a variety store, and Attorney Tom Murphy of Shea Murphy & Gulde were present. Mr. Parekh is proposing to open a Subway Sandwich Shop in the vacant store next to the One Stop Mart. He stated that internal construction would involve breaking through the existing wall to connect One Stop Mart with Subway. Appropriate counter space, he said, would also be built within the Subway Sandwich Shop.

Ms. Johnson explained that since they will be selling fast food, the proposal will be going before the Planning Board. Att. Murphy stated that Mr. Parekh agreed with the standard recommendations and conditions which had been supplied by Ms. Johnson.

Ms. Johnson informed the Board that One Stop Mart is currently in compliance, and there have been no issues in the past. With respect to an external grease trap, Mr. Murphy explained that this would be addressed with the Board of Health in the future.

MOTION: To approve a Special Permit for Subway Sandwich Shop, 29B Winn St. (Dr. Saltsman; second: Dr. Read).

APPROVED: 4-0-0

SPECIAL PERMIT

▶ Pizza Works (New Owner), 222 Cambridge St. – Fast Order Food Establishment

Kenneth Agahigian was present seeking approval of a Special Permit required for the purchase of Pizza Works. There is currently an interior greasetrap connected to the ware wash sink, as required by Burlington BoH regulations. Ms. Johnson stated that the standard conditions would apply if the Board approved; i.e., undergo Plan Review and compliance with Board of Health regulations with respect to the installation of an exterior grease trap. The Plan Review process is complete, she said, and the exterior grease trap requirement would be discussed if the Special Permit were approved. .

MOTION: To approve the Special Permit for Pizza Works, 222 Cambridge St. (Mr. Dion; second: Dr. Saltsman).

APPROVED: 4-0-0

VARIANCE REQUEST

▶ **Pizza Works (New Owner), 222 Cambridge St. – Exterior Grease Trap**

With the approval by the BoH for a Special Permit, Kenneth Agahigian was present to request a variance for an exterior grease trap. An interior grease trap is connected to the ware wash sink.

It was Ms. Johnson's recommendation to deny the variance because this food establishment will be preparing foods containing fats, oils and grease. However, if it was the Board's desire to grant a variance, she recommended a temporary one-year variance with the stipulation that after one year, the log and maintenance records would be reviewed, and if they are in compliance, a permanent variance could be granted, upon the Board's approval. Ms. Johnson added that the standard conditions were listed on the Variance Request dated March 11, 2008.

Dr. Weiner asked if there were exterior grease traps at other establishments in the vicinity, and she said that there were not. He reminded Mr. Agahigian of the importance of keeping accurate logs and maintenance records in order to retain a variance. Mr. Agahigian said he understood and would stay in compliance.

MOTION: To approve a one-year temporary variance for an exterior greasetrap, Pizza Works, 222 Cambridge St. with the stipulation that precise logs and maintenance records be kept. If the establishment remains in compliance after one year, a permanent variance would be reviewed by the Board of Health. (Mr. Dion; second: Dr. Read).

APPROVED: 4-0-0

STAFF REPORTS

▶ **Environmental Engineer's Report**

Household Hazardous Waste Collection Day: Ms. Porter said that brochures would be going out shortly to the public regarding Household Hazardous Waste Collection Day which will take place on Saturday, April 26, from 8:30 a.m. to 12:00 noon, at the Marshall Simonds Middle School. Ms. Porter said that medical sharps will also be collected, and medical sharp containers will be available for purchase. She added that fluorescent light bulbs will also be collected.

With respect to electronic waste, Ms. Porter said that she has had conversations with members of the Burlington Rotary Club with respect to a possible collaboration for the collection of e-waste.

CVS: Ms. Porter said that CVS is open, and they passed inspections done by the Health Agent and the Environmental Engineer.

Mosquito Season: Ms. Porter is finalizing the schedule for this year's mosquito spraying. The first part of the program will be an aerial larvicide application of Vectobac in the Vine Brook area during the month of April.

MOTION: To accept the Environmental Engineer's report as submitted (Dr. Saltsman; second: Dr. Read).

APPROVED: 4-0-0

► **Health Agent's Report**

Tanning: Ms. Johnson reported that all six tanning facilities had passed their inspections.

Schools: The public schools and Mt. Hope Christian School were recently inspected. Violations at the public schools were reported to Director of School Food Service, Paul Virgin.

Chili's Restaurant: There was a fire at Chili's recently which forced them to close temporarily, but they have been inspected and are now open.

Violations: With respect to the violations for no CFPM on site, Ms. Johnson said that the food establishments must inform the Board of Health office of changes in management and their plans for getting a certified individual in places.

Educated Taste: Ms. Mastenbrook was present for this Sunday event. She provided a written review of what went well and what needs improvement.

MOTION: To accept the Health Agent's report as submitted (Mr. Dion; second: Dr. Saltsman).

APPROVED: 4-0-0

► **Board of Health Nurse's Report and Director of Public Health's Report**

MOTION: To postpone the Nurse's and Public Health Director's reports until the next meeting (Dr. Saltsman; second: Mr. Dion).

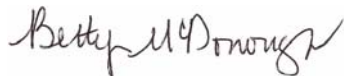
APPROVED: 4-0-0

DISCUSSION:

Dr. Weiner read the thank you note submitted by Jane Richard.

MOTION: To adjourn at 7:40 p.m. (Dr. Read; second: Mr. Dion). **APPROVED: 4-0-0**

Respectfully Submitted,



Betty McDonough
Recording Secretary