

BOARD OF HEALTH

Minutes of Meeting of September 10, 2013

Chairman McNamara, Board members, Carol Bradford, Linda Huet-Clayton, Robert C. Leupold, Health Director and Michele Korman, Health Coordinator were present in the DPW conference room at 7:50pm and the meeting commenced at 8:00p.m

1. Minutes of Meeting of May 14, 2013 were approved
2. Minutes of Meeting of June 2013, 2013 were approved.
3. Invoices were approved
4. Correspondence was reviewed and included the following:
 - (a) Natick Board of Health memo: MetroWest Tobacco Control Regional Collaborative: September 10, 2013
 - (b) Town of Natick Proposal: Tobacco Control through a Regional Collaborative: 2013
 - (c) New England Service Station & Auto Repair Association, Inc. memo: Tobacco Legislation
 - (d) New England Convenience Store Association: Tobacco Legislation
 - (e) Cheryl Boland, resident email: Support for Tobacco Legislation: 9/9/13
 - (f) Steve Ryan, resident email: Support for Tobacco Legislation: 9/10/13
 - (g) Brian Parillo, resident email: Support for Tobacco Legislation: 9/9/13
 - (h) Town of Sudbury Town Trust Investments as of June 30, 2013
 - (i) Selectman memo: Public Hearing: All Alcoholic Beverages Licenses- Change of Premises- Lavender Asian Cuisine: 7/28/13
 - (j) Mass. Dept. of Public Health memo: Plan of Correction: Sudbury Police Department: 7/22/13
 - (k) TetraTech memo: Notice of Revised Phase III & Phase IV Reports: 33 Union Ave., Sudbury: 7/16/13
 - (l) Dept. of Public Works memo: August 2013 inspection report: Sand Hill Sanitary Landfill: 8/28/13
 - (m) Mass. Health Officers Association: local effort to raise the minimum selling age of tobacco from 18 to 21.: 9/9/13
 - (n) MetroWest Health Foundation: Fall 2013 Grant Guidelines
 - (o) Accounting spreadsheet: Monthly Statement: July 2013: FY '14
 - (p) Mount Hope Engineering memo: Sudbury- General Permit for Small WasteWaster Treatment Facilities: Johnson Farm, Landham Road: 7/31/13
 - (q) Phyllis Schilp, Sudbury Board of Health Nurse: Sudbury Board of Health Monthly Report: June 2013
 - (r) Mount Hope Engineering memo: GroundWater Discharge Permit Application and Engineering Report on Proposed Wastewater Treatment Facilities: Johnson Farm, Landham Road, Sudbury: 7/15/13
 - (s) State Lab. Rabies Report: NEGATIVE: 8/23/13
 - (t) DEP memo: 2013 Annual Notice to Local Boards of Health: 6/17/13

8:00pm: Public Hearing: Revised Tobacco Regulations:

- At 8:00pm, Chairman McNamara called the public hearing regarding Revised Tobacco Regulations to order.
- As Regulations were displayed on the projector screen, D.J. Wilson, Mass Municipal Association made some comments including:
 - (1) Section 8:
 - (a) Exempting Cigar Shops from this part of the regulation, it is advisable not to allow any “smoke-shops” within town.
 - (2) Chairman McNamara: Made comments in order to eliminate Section # 10, 2 ©: Retail Tobacco Stores:
 - (3) Robert C. Leupold, Health Director spoke of the fact that Tobacco Regulations were being revised at this meeting and that a vote on their acceptance would take place at the next scheduled Board of Health meeting on Tuesday October 8.
 - (4) D.J. Wilson, Mass. Municipal Association discussed Section # 11: It is advisable for the Board to choose between 24 or 36 months/ 1 (a) & (c)
 - (5) Chairman McNamara: Section 9: Proposed change of age of 18 (eighteen) to 19 (nineteen)
 - (6) D.J. Wilson, Mass. Municipal Association: proposed \$100.00 fines for minors caught smoking across the Board.
 - (7) Chairman McNamara: discussed a higher than \$100.00 fine would be harder for the Board to enforce.
 - (8) Robert C. Leupold, Health Director: discussed that most students caught smoking and receiving a fine also take part in cessation classes that are sponsored by the Board of Health
 - (9) D.J. Wilson, Mass. Municipal Association: If revised regulations are voted in, when would they become effective?
 - (a) He recommends sending courtesy letter to pharmacies in Town discussing the revised regulations and what is to be expected.
 - (b) Discussed vending machines?
 - (1) Will the Board allow for exceptions?
 - (2) He recommends banning vending machines outright or only allowing in “adult-only” venues.
 - (3) No new vending machines should be allowed in town from this point on
 - (4) Section 8: B10: Recommends eliminating this section completely, it is un-enforceable. He recommended getting in touch with Cheryl Sbarra, Mass. Association of Health Boards/ Lawyer for advice regarding this Section if the Board decides it wants to leave it in the regulation
 - (c) D.J. Wilson, Mass. Municipal Association also recommended eliminating definition of: “Retail Tobacco Store” from regulation
 - (10) Linda Huet-Clayton, Board Member: Discussed and wanted reassurance that these revised regulations would not pertain to smoking cessation products.

(a) D.J. Wilson, Mass. Municipal Association: Smoking cessation products are licensed through FDA regulations.

(11) Terri Curran, Sudbury resident: Discussed the point that any and all “new” tobacco products would automatically be included in revised regulations.

(a) D.J. Wilson, Mass. Municipal Association: Yes, revised regulation would incorporate any new nicotine product that happens to come onto the market in the future.

- Chairman McNamara: Closed Public Hearing on Revised Tobacco Regulations: 8:30pm

Miscellaneous Business:

- RCL, Health Director:
 - (a) Discussed the retirement of Paula Adelson, Animal Inspector on September 1, 2013
 - (b) Jennifer Condon, Boardman Animal Control will be taking over for Paula and will be the Alternate Animal Inspector for the town. There was an agreement to put together a contract that saw the budget increased to \$4000.00 for the Animal Control line item. Paula has agreed to stay on for a while to help Jennifer, especially with the Annual Barn Inspections that are coming up in the fall 2013.
- Next Meeting scheduled for Tuesday October 8.

Meeting Adjourned:

8:50pm

Respectfully Submitted:

Michele Korman
Health Coordinator