

TOWN OF FRANKLIN
Board of Health Minutes for February 4, 2014

Present at meeting:

Bruce J. Hunchard, Chairman
Donald Ranieri, Jr., Vice-Chair
Philip M. Brunelli, Secretary

Virginia McNeil, Health Agent
Mary Ellen Ficco, Admin. Asst.

Visitors present:

Matt Tota, William Caldwell, David E. Lescoe, Steve McDonald , Kurt Cusack (Rod & Gun Club) , Michele Walker, Tina Grosowsky, David Hamparian

A motion was made by Bruce Hunchard, moved by Philip Brunelli and voted unanimously by the Board to accept the January 7, 2014 minutes.

OLD BUSINESS

The Chairman opened the floor for old business.

- A. Continuation of public hearing, proposed tobacco and nicotine delivery products regulation. The Health Agent read the changes to the proposed tobacco and nicotine delivery products regulation as requested by the BOH.

Steve McDonald of Rod and Gun Club inquired what jurisdiction the BOH have over private clubs to enforce a no-smoking regulation. He indicated that there is no smoking allowed currently when an event is in progress. Bruce Hunchard explained that the BOH has jurisdiction since private clubs in Franklin hold a valid Food Establishment permit. Steve McDonald wanted to know how the regulation will be enforced. Answer: Health Department will respond if a complaint is received. There was discussion whether or not R & G members could smoke on the deck and how many feet a smoker must be from the building. The Health Agent verified the 30' rule as stated in the regulation.

Kurt Cusack of the Rod & Gun club asked if the club officers will be held responsible if someone goes against the regulation and smokes. No, the individual would be responsible.

Michele Walker from the Franklin Elks verified the date the regulation will go into effect. April 1 is the effective date.

Tina Grosowsky Project Coordinator for Central MA Tobacco Free Community Partnership stated she supports the new regulation.

Bruce Hunchard read a letter from NATO (National Association of Tobacco Outlets Inc) regarding cigar package size restrictions and legal age for smoking.

David Lesco, Rod & Gun Club member stated that he is a pipe smoker, he objects to the smoking regulations, and doesn't want them implemented.

Bruce Hunchard read an email sent to the Health Department from Robert Dewsnap regarding possible infringements on the rights of private citizens private places.

Kurt Cusack excused himself from the meeting.

Tina Grosowsky confirmed that the Franklin BOH has the right to pass smoking restrictions for the Town.

David Lesco asked for a change to the regulation to allow smoking during certain times.

Donald Raneiri confirmed the change made to the smoking regulation regarding self service sales of cigars. The change does not require each humidor to be locked; the proprietor to verify any customers must be 18 years old.

B. Camp Haiastan proposed septic plan

David Hamparian of Camp Haiastan had discussion with the Board regarding upcoming DEP meeting regarding septic replacement and well integrity at the camp.

NEW BUSINESS

The Chairman opened the floor to new business. The first item on the agenda was a site plan, 308 West Central Street. The Board voted to approve the site plan modification as submitted subject to municipal water and sewer connection, proper dumpster location and full compliance with Chapter X of the State Food Code.

The next item on the agenda was a limited site plan modification, Tri-County Regional Vocational School, 147 Pond Street. No action was required by the Board.

The next item on the agenda was a revised site plan for New England Treatment Access, Inc., 5 Forge Parkway. The Board of Health voted to approve the revised plan as submitted subject to municipal water and sewer connection, proper dumpster location and full compliance with Massachusetts Medical Marijuana Law.

The last item on the agenda was the Health Agent's Monthly Report for the month of January, 2014. The Health Agent updated the board members on the monthly activities of the Health Department.

The Chairman opened the floor to other new business.

The Board chairman asked if there was any citizen's commentary. Hearing none, a motion was made by Mr. Brunelli for adjournment, seconded by Mr. Hunchard and voted unanimously by the Board. The next Board of Health meeting will be on Tuesday, March 18, 2014 at 10:00 am.

Transcribed by Mary Ellen Ficco, Administrative Assistant for the Franklin Health Department.