

**October 7, 2013
Medway Board of Health
26 High Street
Conference Room
Medway Library
Medway, MA 02053**

BOARD MEMBERS PRESENT: Mike Heavey, Jordan Warnick, and Jack Mill

ALSO PRESENT: Stephanie Bacon-Health Agent

The Chairman opened the meeting at 6:30 pm.

Meeting Minutes Acceptance:

September 9, 2013:

On a motion made by Jack Mill and seconded by Jordan Warnick, the Board voted unanimously to accept the meeting minutes from September 9, 2013.

PERMITS:

Burke & Dawn Anderson 15 Rockwood Rd.:

The resident at 15 Rockwood Rd submitted an application for 15 Rockwood Rd. This system is in full failure. This is for a proposed plan for remediation of existing on-site disposal system. The Engineer is Alliance Environmental Group. The system is proposed using white knight microbial inoculator. There will be end vents and those were indicated on the plan. The existing system has failed Title 5 Inspection due to biologically-clogged soil absorption system. The existing tank and pipes are to be jetted, cleaned and pumped prior to installation of WK-40 towers. Air pumps will be installed in an enclosure within 75 ft. of the furthest tank utilizing the air supply. The D-box will be replaced, and risers will be installed. The owner is responsible for operation and maintenance of the system in accordance with the white knight operation maintenance manual. These reports will need to be sent by February 15th each year.

The Health Agent presented information from the DEP in relation to this type of the system. This type of system is approved by the State. The Health Agent met with the engineer and the DEP considers this as an alternative system and will need to be recorded as such. There was no ground water. The conditions are good at site.

The Board of Health would like the Health Agent to have a check list with inspections for this type of system.

The Board signed the application.

Junes Place:

The Board is in receipt of an application for 122 Main Street for a food permit.

The Board would like information regarding the menu and seating.

There was a site visit done. The agent will get copies of insurance and workmans compensation papers prior to signing the permit. The Board would like to table this until the rest of the information is gathered.

GET Josette, LLC:

The Board is in receipt of an application for 6 Main Street. The applicant is seeking a food permit.

The Board reviewed the information and signed the permit as presented.

MEDWAY YOGA:

The Board is in receipt of an application for a food permit for 67 Main Street which was submitted by Peter Rucinski. The applicant submitted a copy of the serv safe certification.

The Board reviewed the information and signed the permit as presented.

Board of Health Rules and Regulations:

The Board of Health is in receipt of a copy of the Board of Health Rules and Regulations dated December 1992. The Health Agent presented a model of updated regulations. It was explained that the current regulations were based on an outdated model of the regulations that predates the DEP model regulation created in 1989. The DEP model was incorporated into the old versions to update only the areas that are of most concern to DEP.

The Board was comfortable with what was presented and would like a revised clean copy sent electronically to view. A public hearing date will be determined to change the rules and regulations.

Tobacco Regulations:

The Health Agent explained to the Board that she met with D.J. Wilson regarding the updating of the tobacco regulations. The Board was supplied with a model which incorporated the minimum state standards. The Board reviewed a checklist for policy decisions that make the local regulations stricter than the state law. This document was reviewed and discussed.

The following was recommended:

- Banning Smoking bars, and hookah bars.
- Having a 25 ft. buffer zone around municipal building entrances.
- Ban Smoking at parks, playgrounds, athletic fields, municipal owned beaches, hotels, motels, B & B rooms, outdoor restaurant/bar locations, public transportation.

The Board of Health would also like to recommend prohibit the use of e-cigarettes wherever smoking is prohibited per Massachusetts General Law Chapter 270, Section 22 and Section 4C.

The Health Agent will make the necessary revisions and will provide the Board with an updated document.

Tobacco Regulations:

The Board of Health discussed the sample regulations restricting the sale of tobacco products and nicotine delivery products. The sample expands the regulatory scope to both the sale of tobacco and the sale of non-regulated nicotine delivery products and includes several innovative policies.

The Board recommended the following:

- Expand regulation to include nicotine delivery products
- No permit renewal if outstanding fines exist
- Ban self-service displays
- Ban vending machines
- Ban non-residential RYO machines
- Ban tobacco sales in health care institutions
- Ban tobacco sales in educational institutions
- Fining structure to mirror state law
- Tolling periods for violations (clarity of language)

- Ban Blunt wraps

The Board would like to hold on putting a cap/reducing the number of permits.

Upon review of the statement of purpose, the Board recommends to delete the words “whereas” and make them statements.

There was discussion about if it is beneficial to add the % numbers regarding smoking. The Health agent will collect the numbers and provide those back to the Board.

The sale and distribution was next discussed. The language for pre-packaged should include pricing such that 3 would cost \$7.50 and 4 would be market rate. There would be no sold under three.

There will be a Serve Safe training in October to be held at the Town Hall. The Health Agent will provide the day and time.

Monthly Meetings:

The Board discussed having meetings twice a month versus once. It was the consensus of the Board that they will stay with two meetings a month unless there is nothing on the agenda at which point it will be cancelled.

Future Meetings:

The next meeting scheduled is October 28, 2013 at 6:30 pm at the Medway Library.

Adjourn:

On a motion made by Jack Mill, and seconded by Jordan Warnick, the Board of Health voted unanimously to adjourn the meeting at 8:30 pm.

Respectfully Submitted,

Amy Sutherland
Meeting Recorder