

Time being 7:00 p.m. **May 6, 2013**, Paul Steeves opened the meeting of the Foxborough Board of Health, under the Open Meeting Laws of the State of Massachusetts. Paul Steeves-Chairman presiding, Eric Arvedon-Vice-Chairman and Paul Mullins-Clerk are present. Also present Pauline Clifford, Health Agent.

7:00 p.m. **Board of Health Reorganization** – Eric Arvedon made a motion to appoint Paul Mullins as Chairman for the next coming year. Paul Steeves seconded the motion. All in favor 3: yes, 0: no. Eric Arvedon made a motion to appoint Paul Steeves as Vice Chairman. Paul Mullins seconded motion. All in favor 3: yes, 0: no. Paul Steeves made a motion to appoint Eric Arvedon as Clerk. Paul Mullins seconded the motion. All in favor 3: yes, 0: no.

7:02 p.m. **Marilyn Edge – Tobacco Coalition** – Ms. Edge came before the Board to discuss new tobacco regulations being written for the Town of Foxborough.

Ms. Edge stated the topic is Foxborough's Access Regulations (Sales to Minors) and that she would draft regulations with guidance from the Board on the following seventeen (17) policy items and would incorporate any/all into the draft as directed. The Board made the following decisions on whether to incorporate the 17 items as follows:

1. Expand regulation to include nicotine delivery products. **Yes**
2. Include signage requirement for nicotine delivery devices. **Yes**
3. Include cessation signage requirement. **Yes**
4. Permit requirement to abide by MA DOR minimum pricing. **Yes**
5. No permit renewal if outstanding fines exist. **Yes**
6. Cap and/or reduce Permit Number. **No**
7. Include minimum cigar package size/price. **No**
8. Ban Blunt Wraps. **Yes**
9. Ban Coupon Redemption. **No**
10. Self-Service Displays. **Ban**
11. Vending Machines. **Ban**
12. Ban RYO Machines. **Yes**
13. Ban Tobacco sales in health care institutions. **No**
14. Ban tobacco sales in educational institutions. **Yes**
15. Fining Structure. **Leave at 100/200/300**
16. Tolling Period for Violations. **24 Months**
17. "Shall" vs. "May" Language for Suspensions. **May**

Ms. Edge will send her notes to the Attorney of Mass Tobacco and then send to the Health Director so the Board can review them. Ms. Edge told the Board that if they had any questions she will come back for another meeting. If the Board had no problem with how the regulations were written Ms. Edge will come back for the regulations to be voted in. The public hearing will be June 24, 2013 at 7:00 p.m. to finalize those regulations.

7:43 p.m. The Chairman declared the matter of the tobacco discussion closed.

7:44 p.m. **18 Pond Avenue – Kenny Jones, Sr., and Kenny Jones, Jr., Jones Contracting – Septic system repair – Variance Request** – Mr. Jones came before the Board requesting a 1’ variance to allow the bottom of the soil absorption system to be built 4’ above seasonal high groundwater where 5’ is required by local bylaws. If they were required to build 5’ above, they would have to put in a retaining wall and a pump chamber which would be a financial burden on the home owner on a very small lot. They would not have to raise the inside plumbing.

Eric Arvedon made a motion contingent on receipt of green cards to approve the 1’ variance of the bottom of the soil absorption system to be constructed 4’ above high groundwater where 5’ is required by Foxborough By-Laws for 18 Pond Avenue. Paul Steeves seconded the motion. All in favor 3: yes – 0: no.

Eric Arvedon made a motion contingent on receipt of green cards to put a deed notice on 18 Pond Avenue stating that this system was designed for the existing two (2) bedroom home. Paul Steeves seconded the motion. All in favor 3: yes – 0: no.

7:51 p.m. The Chairman declared the matter of 18 Pond Avenue closed.

7:51 p.m. **74 S. Grove Street – Bay Colony – William Buckley – Septic Variance** – Mr. Buckley came before the Board requesting a variance from the local bylaws depth of 4’ depth from the bottom of the leaching system to estimated high groundwater where 5’ is required.

Green cards were presented to the Board.

Eric Arvedon made a motion to approve a 1’ variance for septic repair at 74 S. Grove Street to allow the leaching system to be constructed 4’ above high groundwater where 5’ is required by Foxborough By-Laws for 74 S. Grove Street. Paul Steeves seconded the motion. All in favor 3: yes – 0: no.

8:03 p.m. The Chairman declared the matter of 74 S. Grove Street closed.

8:05 p.m. Eric Arvedon made a motion to approve the April 29, 2013 minutes as written. Paul Steeves seconded the motion. All in favor 3: yes – 0: no.

8:12 p.m. Motion made by Eric Arvedon to pay the following bills:

FY 2013	Debbie Jarvis – Mileage 2013	\$ 148.48
	Health Care Options Inc. May Fees	\$ 2,187.73
	The Pro’s Car Care Complex – Car Wash	\$ 23.15

Paul Steeves seconded the motion. All in favor, 3: yes - 0: no.

8:23 p.m. **Neponset Reservoir** - The Board of Health discussed the status of the permit process relative to addressing cadmium contamination and status of what other efforts are ongoing in the reservoir.

8:24 p.m. The Chairman declared the discussion of Neponset Reservoir closed.

Health Agent Updates

The Health Director updated the Board on the following:

The Health Director discussed next year's budget and workforce.

The Health Director wants the Board of Health to review the Waste Hauler draft regulations and discuss any suggestions or changes at the next meeting.

9:20 p.m. Motion made by Eric Arvedon to adjourn. Paul Steeves seconded the motion. All in favor, motion passed, 3: yes – 0: no.

Next meeting scheduled **June 24, 2013.**

Eric Arvedon, Clerk