

**Town of Foxborough Board of Health**  
Regular Meeting  
Meeting Minutes – February 5, 2024

Members Present: Betsy Allo, MPH, Chair, Robin Chapell, M.S., R.S., Vice-Chair, and Sophia C. Manos, Clerk  
Members Absent: None

Health Department Staff Present: Matthew Brennan, R.S., Director of Public Health, Megan Moselsky, Health Inspector, and Diane Passafaro, Public Health Coordinator/Meeting Recorder.

Others Present: Leah Gibson, Laurie Nicklas, Amic Patel, Nandish Patel, Pratik Patel, Katelyn Teague

Betsy Allo opened the regular meeting of the Foxborough Board of Health, under the Open Meeting Laws of the State of Massachusetts, at 7:00 p.m. on February 5, 2024. Meeting took place in the Andrew A. Gala, Jr. meeting room inside the Foxborough Town Hall, 40 South Street, Foxborough, MA.

**7:00 p.m. Katelyn Teague, Body Art Practitioner License**

Katelyn Teague to appear in front of the Board of Health to request a variance from the current Town of Foxborough Regulations for Body Art Establishment and Practitioners, as it relates to requirements set forth under *Practitioner Training and Experience*

Katelyn Teague was present and had a prepared statement which she read to the Board of Health. This statement, which is included as supplemental meeting documents, included her request for an exemption from the practitioner training and experience requirements pursuant to the current Foxborough Board of Health Body Art regulations. K. Teague summarized her microblading experience, which included the completion of her apprenticeship in the microblading field, her two years of experience, and her commitment to client satisfaction and safety. She continued saying she was currently licensed to practice tattooing in the Town of Plymouth, Massachusetts and is up to date with her CPR, first aid and bloodborne pathogens certifications.

M. Brennan informed the Board that Massachusetts does not have a State-specific law on body art, leaving it up to each municipality to regulate these types of establishments and practitioners at the local level. He further commented that this could result in municipalities requiring different levels of education and experience. M. Brennan stated further he had spoken with the Plymouth Health Agent who confirmed Ms. Teague did complete her apprenticeship on March 23, 2023, and their Office has received no complaints against Ms. Teague or her work.

Board members referred to the current regulations and spoke on the anatomy and physiology requirement. It was the Board's understanding that proof of Ms. Teague taking these courses were not available. The Board then offered information on an educational opportunity now currently available, that focuses exclusively on microblading. When asked directly if Ms. Teague would be open to taking and completing this type of microblading course, K. Teague shared her concerns around the high cost of the class and opined she could learn more shadowing a professional in the microblading field, as she did during her apprenticeship, than taking the course itself.

Laurie Niklas, current owner of All About You Day Spa in Foxborough as well as the proposed body art establishment, expressed her confusion around the body art practitioner requirements, as

she thought all that was required was a two-year apprenticeship. M. Brennan stated that was not correct and the regulations had not changed since their initial inquiry.

Discussion ensued and Board members shared their opinions around the benefits of additional training and education. They opined that Ms. Teague, at this time, did not have comparable education or knowledge as identified and as required in the current Town of Foxborough Board of Health Body Art regulations and could not approve her requested variance.

K. Teague explained anatomy and physiology was part of the curriculum within the cosmetology school she attended but said the school at which she received her cosmetology license from had since closed. She explained she was not in possession of any records from the school and would not be able to attain records that could prove and satisfy the anatomy and physiology requirements within the body art regulations.

B. Allo welcomed Ms. Teague to forward all supporting educational documents to M. Brennan for review at which time a permit may be issued if all requirements within the regulations are met, or she may come in front of the Board of Health during a future meeting.

Hearing no further discussion related to Katelyn Teague's variance request, B. Allo closed the matter at 7:28 p.m.

**7:28 p.m.**

**Olive and Mint, Non-Renewal of Food Permit**

Appeal of the Director of Public Health's decision not to renew the Olive and Mint Food Establishment Permit with the Town of Foxborough

B. Allo moved to take from the table the discussion of Olive and Mint's appeal of their non-renewed food permit. S. Manos seconded the motion. Hearing no discussion, B. Allo called for a vote. All in favor.

**Motion passed, 3 – 0.**

Representing Olive and Mint was Nadish Patel with Nirvi, Inc.

M. Brennan summarized the history of non-compliance that led to the non-renewal of Olive and Mint's Food Service Establishment permit, which included non-payment of taxes to both the Town of Foxborough and the Town of Walpole. M. Brennan stated that Foxborough by-law prohibits the issuing of a permit if taxes remain unpaid. He continued saying that since the Notice of Non-Renewal was sent, all taxes have been paid in full, however, due to the history of non-compliance, M. Brennan preferred to refer Olive and Mint's food service permit renewal to the Board for their approval. M. Brennan offered his recommendations to the Board which included the granting of a permit on a temporary basis only.

N. Patel spoke to the Board and explained, following their establishment's reopening after Covid, Olive and Mint primarily hosted cultural related events which took place in the function facility. He further informed the Board they had been working on selling the property for the last two years but added a pending sale recently fell through. N. Patel stated it was their intent, once a food permit is granted, to continue with running larger function events only.

N. Patel continued saying he remains the person in charge and will oversee all food operations at the establishment. He stated he currently employs two chefs that are both certified food handlers and explained he would be going through a staffing agency to staff front of the house positions during each event.

M. Brennan summarized his most recent inspection of the establishment and confirmed that all food related violations had been corrected, commenting that a new grease trap was installed, temperatures were compliant with the food code, as well as cleaning and sanitizing requirements.

Discussion ensued between Board members around what would be required of Olive and Mint prior to issuing their permit, what would be required once the permit was issued, and what would be grounds for permit revocation. Discussion concluded and the following motion was made.

B. Allo made a motion to temporarily grant a food establishment permit to Olive and Mint, 2 Washington Street, until June 30, 2024, provided that the Board of Health receives a signed contract from a food safety consultant documenting they will be present to provide a food safety inspection at all events occurring at the Olive and Mint establishment through June 30, 2024 and all kitchen staff must be food manager trained and certified. Permit will be granted upon the Board of Health receiving the signed contract from the food safety consultant and proof that a food manager training for all staff has been scheduled. If the food manager training or the consultant requirements are not met, the permit will be revoked. The food permit will be pending upon satisfactory food inspection reports prepared and provided to the Board of Health by the food safety consultant. S. Manos seconded the motion. B. Allo called for discussion. Hearing none, B. Allo called for a vote. All in favor.

**Motion passed, 3 – 0.**

The Board urged Mr. Patel to schedule his next appearance in front of the Board prior to the June 30, 2024 permit expiration date. The Board at that time would review all reports provided by the food safety consultant in order to decide whether to further extend their food permit or not.

Hearing no further discussion related to Olive and Mint's food permit renewal, B. Allo closed the matter at 8:00 p.m.

**8:00 p.m.**

**Megan Moselsky, Town of Foxborough Health Inspector**

Introduction of the Foxborough Health Department's newly hired Health Inspector, Megan Moselsky

Megan Moselsky introduced herself and provided her previous work experience prior to accepting the Health Inspector position with the Town of Foxborough Health Department. She stated she was a graduate of Johnson and Wales and had been the regional manager for a frozen yogurt chain out of Rhode Island for the last 14 years. She spoke to the fact that she was looking for something new and inspections was something she was always interested in doing. She said she had a great first week, was taking many trainings, with more trainings scheduled in the future.

The Board welcomed Megan to Foxborough and wished her luck with her new position.

**8:10 p.m.** M. Brennan informed the Board his plan to purchase gift cards that would be used as an incentive to residents who complete a survey asking for their opinion on how to best use opioid settlement funds soon to be available to the Town. He further explained the money used to purchase the gift cards were opioid funds already available to the Town and further added the use of these funds as an incentive has been recommended by the State. The allocation of these funds in this manner was also approved by the Town's Finance Department and Town Manager.

**8:23 p.m.** M. Brennan commented there continues to be no word from the Environmental Protection Agency (EPA) regarding the Brownfields grant application recently submitted for the 131 Morse Street, Summit Castings site. The University of Connecticut Technical Assistance to Brownfields (UConn TAB) is scheduled to do a presentation prior to the Town Meeting to educate residents on the 131 Morse Street property and EPA Brownfield funds. The Board suggested printed materials should be available to educate and inform the public during Town Meeting.

**8:27 p.m. Approval of Board of Health Meeting Minutes**

R. Chapell made a motion to approve the minutes of January 22, 2024, as written. S. Manos seconded the motion. B. Allo called for discussion. Hearing none, B. Allo called for a vote. All in favor.

**Motion passed, 3 – 0.**

**8:28 p.m.** M. Brennan informed the Board he expected to have all revisions of the proposed Town of Foxborough Board of Health draft regulations complete by the upcoming February 26, 2024 Board of Health meeting.

The Board discussed and agreed to remove the Pre-Occupancy Housing Code regulations from the draft version due to the large degree of comments opposing it. The Board discussed it may be helpful to gather more information on what other municipalities are doing related to housing and will revisit it at a later date.

M. Brennan acknowledged the Boards request.

**8:34 p.m.** S. Manos made a motion to adjourn. R. Chapell seconded the motion. Hearing no discussion, B. Allo called for a vote. All in favor.

**Motion passed, 3 – 0.**