



BOARD OF HEALTH
MINUTES
April 7, 2015

The Board of Health held a meeting in Room 9 at the Town Hall, 121 Glen Road, Wilmington, MA. The meeting was called to order at 5:30 p.m. Present were Elizabeth Sabounjian, Dr. James Ficociello, Dr. Jane Williams and Shelly Newhouse, Director of Public Health. The next regularly scheduled Board of Health meeting will be April 21, 2015 5:30 p.m. in Room 9 at the Town Hall, 121 Glen Road, Wilmington, MA.

The Board approved the March 17, 2014 minutes.

The Board reviewed the most recent food inspection reports.

New Business

Tobacco Regulations

Sarah McColgan, Massachusetts Health Officers Association, liaison to the Massachusetts Tobacco Control Program was present to discuss our tobacco regulations. She first presented the Board with a box containing the most popular youth nicotine delivery products such as flavored cigars, blunts, snuff, and chewing tobacco. Convenience stores are more likely to sell these types of products and marketing is geared towards the youth. She distributed a community fact sheet on cigarette smoking in Wilmington. An estimated 3360 smokers live in Wilmington. Lung cancer incidence is 40% higher in males in Wilmington compared to the state average. Lung cancer incidence is 55% higher among females in Wilmington compared to the state average. These figures are based on most recent Massachusetts Department of Public Health data. Our regulations as they currently are written are outdated and old as compared to those in other communities in the State. The State currently has model regulations that many Boards of Health are adopting. Sarah presented the Board with a summary of these regulations and the Board can pick and choose which sections to add or delete and in working with the Director we can come up with draft regulations to present at a public hearing. Dr. Williams stated that she would like to see a ban of all tobacco sales in Wilmington. Ms. McColgan said that this isn't advised as it was proposed in another Town and didn't pass because of legal issues. After a lengthy discussion it was decided that we will work on adding 3 potential amendments to the tobacco regulations. Raising the minimum age to purchase nicotine delivery products to 21 and banning sales of flavored tobacco products in retail convenience stores and banning the sale nicotine delivery products in healthcare institutions, i.e. pharmacies. Sarah will continue to work on these amendments with the Director and the Board will be presented a draft at a future meeting.

Other Business

Dr. Jane Williams stated that Kevin McDonald approached her about getting on the agenda for the meeting tonight in regards to the High School Building Project. It should be known that he did come to her home and that this was unacceptable and he was told not to do this again. Dr. Williams responded to Mr. McDonald in an email telling him that she reviewed AUL that is on file with the D.E.P. and if Kevin has any more concerns she would like them in writing. Kevin was not present at this meeting. Elizabeth Sabounjian stated for the record that her department at the Department of Environmental Protection was involved in an appeal regarding the High School Building Project and that she is going to recuse herself and leave the meeting for purposes of this discussion. Vice-chair, Dr. Williams took over the meeting. George Lingenfelter was present on behalf of Kevin MacDonald. Dr. Ficociello invited him up to the table to speak. Mr. Lingenfelter had many concerns about the validity of the AUL and the Licensed Site Professional that prepared it which is filed at the D.E.P. He presented the Board with a 46 page summary

of his concerns. Dr. Ficociello and Dr. Williams asked that if he could summarize his concerns into 2 pages of bullet points. Mr. Lingefelter said he will try but it is highly unlikely because there is just too much wrong with the document. He is preparing an appeal to D.E.P. regarding the AUL and the L.S.P. that prepared it. Dr. Ficociello asked that if he wishes to appear at a future meeting that he ask to be on the agenda before hand.

Dr. Ficociello motioned to adjourn at 7:00 p.m., Dr. Williams second. Meeting adjourned at 7:00 p.m.

Recording: Shelly Newhouse, Director of Public Health