



BOARD OF HEALTH  
MINUTES  
May 19, 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. Jane Williams, and Shelly Newhouse, Director of Public Health. The next regularly scheduled Board of Health meeting will be June 2, 2015 5:30 p.m. in Room 9 at the Town Hall, 121 Glen Road, Wilmington, MA.

The Board approved the May 5, 2015 minutes.

The Board reviewed the most recent food inspection reports.

### **New Business**

#### **79 McDonald Road-subdivision plan**

Design Consultant, engineers for the proposed subdivision were present with concept design plans showing the subdivision layout. The Director updated the Board on the status of the site. Back in 1999 DEP and the U.S. Environmental Protection Agency conducted an extensive site investigation and subsequent remedial response actions at the site. The site has remained vacant and undeveloped since. Norfolk Ram Group, the LSP has prepared a periodic review of a temporary solution for the property located at 79 McDonald Road. This review was prepared pursuant to the Massachusetts Contingency Plan. The results of the review indicate that the Class C-1 RAO Statement is still applicable. In summary, the 30 acre area has elevated concentrations of oil and hazardous materials in soil and/or groundwater. It also states that the site is currently not technically feasible to reach a permanent solution and achieve a condition of No Significant Risk at the site. Ms. Sabounjian disclosed that she is employed at D.E.P. and is somewhat familiar with the MCP. She is concerned with vapor intrusions, the pathways and the limits of contamination at this proposed residential development. After much discussion, the engineers determined the issues as what are the limits and boundaries of contamination, more investigation is needed such as monitoring wells, further testing and possible mitigation. Ms. Sabounjian stated that she is not aware of any residential development in areas that could have vapor intrusion pathways. They also have to consider storm water management and septic system design that could alter groundwater flows and contamination. She suggested that they get the LSP on board and get a handle of these issues before considering development. The Director stated that the Health department would not give a favorable recommendation to the Planning Board at this time. The engineers will report back to the Board with there findings at a future date.

#### **Tobacco regulations**

The Director updated the Board on the proposed draft tobacco regulations that we have been discussing. She sent the proposed regulations to Town counsel and counsel for the Massachusetts Tobacco Control Program. Edits were made on the format of the regulations. Both counsels stated that if the Town were to move forward with proposing to ban flavored tobacco products at all retail locations we would be inviting a lawsuit. A more realistic approach would be to ban flavored tobacco products at all retail locations except for a retail smoke shop. Wilmington currently has one retail smoke shop. Other changes will be raising the minimum age to purchase tobacco products to 21 and banning tobacco products at health care institutions. The proposed regulations will be presented to the public for review at the July 21, 2015 meeting.

**Other Business**

The Director presented the Board with correspondence from Robert Knorr, Director of the Environmental Epidemiology Program at the Massachusetts Department of Public Health. This was an update on the Wilmington Childhood Cancer Study. In summary, the Department is looking for additional funding to complete water modeling analyses and subsequent evaluations of those impacts and their relation to childhood cancer rates.

Dr. Williams motioned to adjourn at 6:20 p.m., Ms. Sabounjian second. Meeting adjourned.

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Recording: Shelly Newhouse, Director of Public Health