

July 13, 2010

Meeting Opened: 7:31 P.M., Room 112, Town Hall  
Members Present: William Morris, Chairman; Carol Johnson, Clerk; Claire Wolfram; Carol Paul;  
Richard Beauregard  
Member Absent: Richard Bringhurst, Lisa Procaccini, Jane Mitchell  
Others Present: Andrea Taber, Mr. Hogan – Ever So Humble Pie Company

**MOTION:** made by Carol Johnson that the Board of Health accepts the minutes of the June 8, 2010 meeting as amended. Seconded by Claire Wolfram. **VOTE: 3-0-0.**

**Food Permit Variance - Ever So Humble Pie:**

**Documents/Exhibits – Variance request letter; Proposed Design Plan (on file Health Dept); photographs of exterior/interior retail food/café space.**

The Board of Health reviewed a written request from bakery owner Andrea Taber requesting a food permit variance from installing a hung ceiling over the food prep areas of a proposed retail food/cafe space she is leasing in the Hogie Bear building. Ms. Taber said that she has been working with the Health Director to come up with an affordable solution that will provide a smooth, easily cleanable surface required by Federal Food Code Regulation 6-201.11 to the 14 foot high open ceiling consisting of wooden planks, steel I beams and utility lines. Ms. Taber said that her proposal is to apply a fresh coat of glossy paint which can be easily cleaned with a sanitizing solution to the entire ceiling area and institute a weekly cleaning regimen.

**MOTION:** made by Carol Johnson that the Board of Health grants the variance request from Ever So Humble Pie Company. Seconded by Claire Wolfram. **VOTE: 3-0-0 UNANIMOUS.**

**Revised Site Plan – Longview Farm:**

**Documents/Exhibits – Proposed Revised Site Plan Longview Farm (on file Planning Board); Deputy Health Agent’s written summary.**

The Board of Health reviewed for comment a revised site plan submitted to the Planning Board for the Longview Farm expansion project.

**MOTION:** made by Claire Wolfram that the Board of Health is unable to comment on the revised plan for Longview Farm since the Board has not yet received a plan for the septic system. Seconded by Carol Johnson **VOTE: 3-0-0 UNANIMOUS.**

**Old Business:**

**Tobacco Sale in Pharmacies Regulations:**

**Documents/Exhibits – Draft copy of proposed tobacco sales regulations.**

The Board of Health reviewed a draft copy of proposed regulations restricting the sale of tobacco products in the Town of Walpole. The Board questioned the statement that “lung cancer has been a leading cause of cancer deaths among Walpole residents” and discussed what constitutes a “health care institution”. The Board omitted statements in the draft they deemed unnecessary and said they will review the revised draft at the August 17, 2010 meeting and if approved schedule a public hearing for the second Board of Health meeting in September.

**Biotech Regulations:**

**Documents/Exhibits – Draft copy of proposed Policies and Procedures to Administer Permits; draft copy of regulations.**

The Board of Health discussed and made minor changes to the proposed Policies and Procedures to Administer Permits for the Use of Recombinant DNA Molecular Technology and Biosafety Level 3 Materials in the Town of Walpole. The Board then discussed and made changes/corrections to the draft regulations under Section 4- Permitting Requirements: 4(1); 4(2)(iv) & 4(2)(v); 8 and Section 10- Notification. The Health Director will update the draft regulations for the Board to review at its August 17, 2010 meeting.

**New Business:**

**Winner of Russell Disposal Environmental Scholarship:**

**Documents/Exhibits – Scholarship Application.**

The Health Director informed the Board of Health that the Health Department did not receive any applications for the Russell Disposal Environmental Scholarship and that school administration chose a deserving student, Paul Painten, to be awarded the \$500 scholarship because his future studies met the

scholarship criteria (application being reviewed tonight was submitted after the fact). William Morris asked that the Health Director send a letter of congratulations on behalf of the Board of Health to recipient Paul Painten and a letter of thanks to Russell Disposal for their generous gift.

Emergency Beaver Permit:

**Documents/Exhibits – Application for 10 day emergency waiver; Copy of the Emergency Beaver Muskrat Permit.**

The Health Director informed the Board of Health that an emergency 10-day beaver or muskrat permit was issued on July 2, 2010, to Beaver Solutions, LLC, to remediate damage done by a beaver to an Nstar Right of Way Culvert located near Highland Lake Drive that posed a threat to public health and safety (risk of flooding abutters) as stated in M.G.L c.131, s.40.

Massachusetts Tobacco Cessation and Prevention Compliance Check:

**Documents/Exhibits – MTCP Municipal Report; question & answer sheet regarding Synar tobacco compliance checks.**

The Health Director informed the Board of Health that four Walpole retail establishments were in violation during an MTCP tobacco compliance check conducted to obtain data needed for the annual SYNAR report to the federal government. Ms. Chapell said that local Boards of Health do not have enforcement authority for these inspections and that penalties cannot be assessed. Ms. Chapell said that MTCP will contact the individual retailer directly regarding the violation.

Correspondence:

Open Meeting Law  
DARP Status  
Water & Sewer Fee Schedule  
Zoning Board Reorganization  
Sewer & Water Commission Reorganization  
Health of MA  
Drainage System Dye Testing  
Walpole Landfill  
Site Plan Decision Case 10-5  
Special Permit Decision Case 10-4  
Damon Nobile, Dover Resident

**MOTION:** made by William Morris to adjourn. Seconded by Carol Johnson VOTE: 3-0-0 UNANIMOUS.

Meeting Closed: 8:55 PM

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CLERK