

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, December 12, 2019**

Present:

**Rocco Iocco, DMD, Chair
Gail Link McCausland, DMD, Vice Chair
Dr. Gary Mendese, Member
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk**

Attendance:

Joseph Covino	313 Lincoln Ave Saugus	6 Alexandra - buyer
Arthur J Haas	6 Alexandra Rd	Home Owner
Jon Kramich	2 Baldwin Lane	Buyer's Agent (Joe)
Gordon Rogerson	Hayes Engineering	60 Chestnut St
Jerry Pezzella	Main St	Installer

5:32 PM, BOH meeting called to order.

K McRae opened – Town Clerk requested amendment, change in agenda revised – #12 moved up to after #9; Dr. Iocco okay.

Minutes of Thursday, November 21, 2019: Vote to Approve 3:0

Engineer not here. Decision made by Board to move #6 up on agenda

Centre/Main St Plaza – Upgrade Agreement Deadline Lapsed

K McRae explained to the Board she received an outline from T Mullen. Outline of steps as presented by town counsel (email Dec 3, 2019 in BOH packet). Dr. Iocco said it would delay it another 30 days if did step 1. Dr. McCausland responded by saying give them 30 days as it is a good faith effort. Dr. Iocco said they would follow T Mullen's outline. Dr. Iocco made a motion on #1 (listed in T Mullen outline) to issue a 30-day notice to cure with a warning that fines and other enforcement measures will be taken if there is no cure within that period. Use the proper addresses 2-18 Centre Court and 584-592 Main St.

Motion approved, Vote 3:0 approved

Engineer and installer arrived so take back order on agenda

935 Summer St - Local Upgrade Approval

K McRae opened saying on a record of communication with R Dawe that he had the plans but didn't have time to review them yet and will do a site visit next week. He sees it as a repair as long as not adding bedrooms. When asked if it could be moved to the front (yard) J Pezzella responded not only was there not enough room to move it there but the list of variances would grow. He is looking to make upgrade pending review from Lynn Water and Sewer. L Roy estimated it was 158' tank to tributary based on scale on

plan. Dr. McCausland said the normal setback is 200'. K McRae asked the distance be added to plan. She also asked that local upgrade approval, LUA, be used instead of variance as variance implies it goes to Mass DEP. In response to Dr. Iocco's question, J Pezzella said that the system was in failure now.

Dr. Iocco made a motion to accept the 2 LUA's for 935 Summer St pending a revised plan and a letter from Lynn Water and Sewer. **Motion approved, Vote 3:0 approved**

6 Alexandra Road – Local Upgrade Approval

K McRae opened by saying there were 2 proposed plans. The December plan has it in back. The Oct plan has a longer list of variances as you get further from the tributary. J Pezzella said the system is in hydraulic failure. They are asking for 3 variances.

Dr. McCausland made a motion to pass the 3 variances (as waivers Local Upgrade Approval):

1. Reduced setback/water supply or tributary
2. Use of sieve
3. Reduced setback of the tank, 134' water supply or tributary – add to plan

With stipulation based on water supplier's ok, revised plan, staked SAS, the revised plan can be approved by McRae.

Motion, Vote Approved 3:0

60 Chestnut Street, Lots A & B – New Construction

G Rogerson gave the BOH the plan of land, assessors parcel ID 002800000397, at meeting. The subdivision was recorded at the Registry of Deeds and signed by the Planning Board. The reason for BOH not getting a notice from the Planning Board is it is an ANR, approval not required.

Responses to list of plan review comments from K McRae on 12/10/19: From #5 on: The driveway is coming off the common drive so wouldn't have to come off Chestnut Street.

6. No easement. Electric lines. No pole required.
7. On revised plan
8. Gordie believes no and McRae indicates he should check by-law, GW prot district
9. Pavement being removed
10. Patio – brick - requires no setback; garage remaining – won't be driving over tanks
11. Corrected
12. Corrected; Estimated groundwater level is correct
13. Doesn't have 3 trenches – has a field – add to revisions
14. Lot A went back to G Rogerson for revisions
15. Reserve area – dispose of system on Lot B and upgrade on Lot A

K McRae sees it as new construction thus needs a reserve area. Dr Iocco agreed. It's not a failed system, it's new construction. G Rogerson said he would consult with owner on trenches in between or a separate reserve area.

K McRae said there would be a revision fee of \$100, complex corrections to Lot A.

Lot B Responses to list of plan review comments from K McRae, 12/10/19: From #5 on:

5. Access is right-of-way
6. Oval line is wall – added to legend
7. No easement

8. Water service line added to plan
9. Storm water – check ground water protection bylaw
10. Highlighted in yellow – system on other side of house
11. On original plan – not corrected
12. Typo -revised

Dr Iocco made a motion to approve revised plans for Lot A (needs reserve area) & B, 60 Chestnut Street.

Motion approved 3:0

Tobacco Regulations Discussion

There is a new tobacco control law from MA DPH (Dec 11, 2019). The state will do outreach to stores. K McRae commented that vape products can be sold in convenience store, but no flavors, and lower % nicotine. There is a steep penalty \$1000 for 1st offense. In June there will be a 75% excise tax. See MA DPH outline in packet. Deb Rosati performed a survey of the tobacco retailers to look for vape products and to check inventories of CBD products – see survey chart Nov/Dec 2019. Regarding CBD McRae wants to send another letter to the FDA, Dept of Public Health, and the agency overseeing hemp- MDAR; who regulates it, is it a food item vs dietary supplement.

A Healthy Lynnfield

K McRae attends monthly meetings. Lisa Costa did a presentation and formed a group.

Budget Planning

Non-union gets a 1.5% raise per Town Admin policy.

Approve/Sign Required Form for Interim Burial Agent – Diane Hammerbeck

Dr. Iocco made a motion to designate Dianne Hammerbeck as interim BOH Burial Agent. 2nd by Dr. McCausland. Motion approved 3:0
Dr. Iocco signed the document.

Health Director's Report December 2019:

Subdivision Perc Testing: 20-lot subdivision at 1452 Main St percolation testing underway.

Permit Renewals: Permit renewals for all annual permit categories are underway (Food Annual permits expire on Dec 31st).

Title 5: There are outstanding cases where deadlines to repair/upgrade have lapsed; though 22 Thomas Rd has been installed.

MassDEP provided a response that T5 does not permit the alternating of systems with diverter valve and provided explanation in email 12/5/19.

Town Common - septic work completed; certificate issued. T Mullen did not see need for deed notice at this time (email 12/5/19).

Cultural House – Town Admin and Town Engineer not ready to move forward with this at this time; use is only storage and uncertain on future plans.

Windsor Estates, while the newer segment of the system was installed last year, they are just finalizing grading, submitted a T5 report and are seeking a certificate of compliance;

still under review; water usage records were subsequently submitted – needs review, appears some exceed daily flow rate; needs re-inspection when snow melts.

BOH agrees a letter should be sent to remind 150 gpd/unit.

Bldg Applic/T5 Septic Capacity – Received bldg applic for 1 Pagos Way to finish basement adding 2 rooms. Septic permit is for 3 bedrooms (8 max habitable rooms). However the Assessor card lists 9 habitable rooms and owner indicates there are 4 bedrooms on 2nd fl. How does the BOH wish to handle this? Deed restriction? Notice to Bldg/ZBA? Owner is looking into whether it was purchased as 3 bedrooms w/office or as 4 bedrooms. BOH agrees to wait to see what the owner presents.

Food Establishments:

Meeting House – They are looking to renovate the galley kitchen. Had a meeting with their treasurer to better understand the type of operations for permitting purposes. We discussed Food Est annual permit (catered feeding location) and temporary event permits. Needs further discussion; awaiting application.

Boston Sports Club: Received two complaints – one locker room not clean and second regarding an out-of-business dumpster hauler with items left behind.

Public Health Emergency Preparedness: McRae attends monthly coalition meeting. The coalition decided on a table top exercise on Emerging Infectious Disease. Lynnfield is expected to participate in this exercise (in lieu of physical setup drill at the LHS). Those listed on the Emergency Site Dispensing Plan are asked to participate. McRae held pre & mid planning meetings prior to the table top exercise. See Executive Summary for the exercise January 28, 2020, Methuen Police. Pre-meeting was on 11/18/19 followed by 12/9/19.

Lynnfield Emergency Management (LEMA): Lynnfield Emergency Management Director has established a group with Dept heads and group email. It appears will begin to hold monthly meetings.

Municipal Vulnerability and Climate Change Task Force: Lynnfield Town Engineer is leading a Municipal Vulnerability Preparedness Planning Project (grant) and seeking input from Dept Heads. Separately on the state-level, the MassDEP has several key references to climate change in the 2019 Proposed MA Contingency Plan; LSP Association submitted comments.

Drinking Water Quality: DPH sent an email working with MassDEP regarding awareness lead and copper in drinking water and indicated Summer Street School levels above – discussed with John Tomasz and awaiting next response.

BOH requests the McRae ask for the lab report & update.

MWRA sent an email Oct 2019 Water Quality Update, page 7 Lynnfield had more than one positive detection of Total Coliform; after Sept detection, spoke with J Finnegan of Lynnfield Water District and was informed they did a level one assessment in Oct and sent it to MassDEP.

Nurse: Lynnfield Villager indicated that Sandy Wilson placed the notice regarding flu clinics for children on Tuesdays at Town Hall. Regarding free sample/distribution, called supplier to stop receiving items on Dec 9, 2019 as we received 6 cans dry shampoo and multi-pack Tylenol with cardboard display setup. What does the BOH wish to do with these items? BOH agree supplies to school nurse for Tylenol or discard; dry shampoo in shelter kit.

IT/Computer Issues: We've been experiencing intermittent computer issues. PeopleGIS permitting program for Building Applications has still been on hold pending a search engine issue per Town Engineer. BOH program to receive Title 5 reports on-line is still pending a launch date, though more progress has been made and it expected to be launched soon.

Ethics Annual Requirements: Online test not required this year; need acknowledgement of receipt copy of summary of the conflict of interest law and open meeting materials; info sent. Dr. Iocco, Dr. McCausland, and Dr. Mendese gave acknowledgment of receipt to K McRae.

Other Business –

K McRae having surgery in January 2020. Anticipate, at longest to be out 4-6 weeks, though will likely start back with plan reviews before then. Leo will pick up the extra days.

Sign Invoices -

Correspondence –

Next BOH Meeting January 9, 2020	5:30PM
February 27, 2020	5:30PM or Feb 13th – to be confirmed
March 19, 2020	5:30PM

Side note: Boston Clearwater bought Siever's house mentioned

Adjourn 7:42PM

Attachments:

- Minutes of Thursday November 21, 2019
- Record of Communication from Rick Dawe 12/12/19 935 Summer and 6 Alexandra
- 935 Summer
 - DSCP 11/27/19
 - Variances (waivers)
 - Map showing proposed septic system
 - to R Dawe from K McRae Dec 3, 2019 re septic replacement
 - gmail from K McRae to L Roy Dec 9, 2019 re BOH mtg
- 6 Alexandra Rd
 - DSCP 12/4/19
 - gmail from K McRae to L Roy Dec 9, 2019 re BOH mtg
 - Variances (waivers)
 - Revised plan Dec 2, 2019
 - Particle size analysis 11/20/2019
 - Proposed plan Oct 11, 2019
 - Proposed plan Oct 11, 2019 with 6 waivers
 - to R Dawe from K McRae Dec 4, 2019 re septic replacement
 - Particle size analysis 9/30/2019

- 60 Chestnut St
 - Plan of Land rec'd at mtg
 - DSCP rec'd Dec 4, 2019 Lot A
 - memo to P Ogren from K McRae plot plan/sanitary disposal plan Dec 10, 2019
 - DSCP rec'd Dec 4, 2019 Lot B
 - memo to P Ogren from K McRae plot plan/sanitary disposal plan Dec 10, 2019
- Centre Plaza
 - email from T Mullen to K McRae Dec 3, 2019
 - first Amendment to Agreement August 17, 2017 between BOH and Shura Laguna
- 2019 Tobacco Control Law
 - Dec 11, 2019 Act to Modernize Tobacco Control
 - 105 CMR 665: Min Standards Retail Sale Tobacco & Elec Nicotine
 - Store inspection form
 - Tobacco products that can be sold
 - Signs required in establishments
 - R O'Connor and Mass Cessation and Prevention Nov 27, 2019 – Vaping Compliance Report Form
 - Press release 11/27/19 from C Baker
 - Lynnfield BOH Survey of Vaping Products Nov/Dec 2019
 - Lynnfield BOH Survey of CBD Edibles Nov/Dec 2019
- A Healthy Lynnfield Monday Dec 9, 2019
 - Guest Lisa Costa -family support program
 - Prevention Workshop for Parents
- Budget Planning
 - to Dept Heads from R Dolan & J McCarthy Nov 20, 2019 Budget Preparation
 - projection 2021 budget
- Health Directors Report 12/12/19
- email from C Golden to K McRae Dec 5, 2019 diverter Valve and zoning systems
- email to/from T Mullen, C Richter, R Dolan, K McRae Dec 5, 2019 re shared septic system on Common and Library
- 527 Salem St from P Nardone 12/9/19 gpd water usage
 - DSCP 4/13/18
 - letter from G Monastiero to K McRae Dec 6, 2019 re new property mgr
- MAPC Jan 28, 2020 emerging infectious disease tabletop
 - Executive summary
- Lynnfield Emergency Management Meeting Agenda 11/18/19
- Lynnfield MVP Planning Project Dec 12, 2019
- LSPA Climate Change Task Force Dec 3, 2019
- Bacteria and chlorine results in MWRA testing October 2019
- Retail Instruction Sheet for Motrin floor stand
- Record of Communication to Americare's Foundation from L Limauro 12/9/19 to cancel future deliveries
- letter from K McRae re State Conflict of Interest December 10, 2019
 - acknowledgement of receipt
 - certificate of receipt of open meeting law materials

- BOH burial agent designation form
- Notice of Board of Appeals mtg Dec 3, 2019
- letter to Board of Selectman chairperson from National Grid Dec 9, 2019
- MDAR 2020 municipalities
- rights of way 1479, 6010 National Grid

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Gary Mendese, MD, Member
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk**

Attendance:

Monica Passeno	1 Ashburton Place, Boston	AG's office
Susan Testa	GLSS 85 Silsbee St. Lynn	
Cheryl Odoardi	16 Eastern Ave, Revere	niece
Tom Granger	47 Grove St	Calvary Christian Church
Thorsen Akerley	755 Walnut	Engineer
Tim Doyle	26 Main St	Attorney
Jim Kavanaugh	2 Lee	Engineer
Robert Xavier	755 Walnut St	former owner
Jay Pramensus	Grove St	Contractor
John Ogren	Saunders Ln Rowley, MA	Engineer

5:35 PM, BOH meeting called to order.

Thor Akerley gave revised plans for 755 Walnut St and a new copy of abutter notification letter dated Nov 4, 2019 to BOH

Minutes of Thursday, October 24, 2019: Vote to Approve 3:0

880 Summer St - Housing

K McRae opened by saying there was no one currently living in the house. Attorney Doyle, here on the owner's behalf, said it is pending eviction hearing which has been postponed twice. He was in court yesterday but the defendant was not present so the judge ruled a default against the defendant. However, the judge was hesitant to allow them to enter the home due to the defendant not being present and having no legal representation. The court will appoint a representative for the defendant. A motion is schedule for Dec 4. A guardian will be appointed then, subsequently an eviction hearing, 1st of the year. Attorney Doyle said the pod has been delivered and the tenant's niece is moving and disposing of T Radway's personal possessions. He can't speak as to the interior of the property as he won't let his client go in due to a restraining order. Cheryl Odoardi, niece, stated she felt hindered by the attorneys, no dumpster, no pods. Currently T Radway is in Hunts Hospital. K McRae said she would mail a copy of the order letter to C Odoardi. M Passeno, AG's office, said this has been going on since spring of this year. She said there are 2 routes.
Option 1. Filing in court, a receivership, to make repairs

Option 2. Assurances from owner of ongoing maintenance on exterior of property and removal of snow

Attorney Doyle said he would have no problem going in to clean up with a professional cleaning company. He said funds are available but the hindrance is access/permission. He said they did get a pod and dumpster but the unregistered car is still in the driveway. He doesn't have legal authority to move it.

C Odoardi found title to car and will have Tony sign it. M Passeno said 1 dumpster would be delivered for 10 days, call if a 2nd one is needed, etc. The timeline was Dec 1 for 1st dumpster delivery. The landscaping will be done by the 15th and an order to remove the car by Dec 1. Also, within 2 weeks, by Dec 15, get a company to help with interior and a rolling timeline for remaining. Attorney Doyle said it is dependent on getting T Radway's representative to agree they can enter as there is a temporary restraining order now. Dr. McCausland requested the owner keep K McRae informed of progress.

755 Walnut St – Variance and Local Upgrade Approval

K McRae opened by saying the pump chamber setback requires a variance as it is < 200'. Robert Xavier, former owner is present (new owner not present). Thor Akerly presents an unusual case where MassDEP steps for variance are not really clear. T Akerly presented a revised plan listed #5 for local upgrade approval and listing 1 variance (pump chamber setback). Per T Akerly it went to Conservation where they reviewed #5. They had no problem. Abutters were notified and T Akerly had the green/certified mailing receipts. M Cecere called and communicated to K McRae on 11/20/19 that the property was sold and be sure to make the new owners aware not to access through her property on 35 Mansfield. BOH members discussed the LUAs and variance request. It would be manifestly unjust to not allow the pump chamber because could not have the SAS (tight tank less acceptable) and equally protected with double sleeve pipe.

Dr. Iocco made a motion to accept waiver of revised plan #5 under Local Upgrade Approval and #1 variance request as the board discussed denial of the request for a pump chamber would be manifestly unjust and a Tight Tank would be less acceptable; equal protection with double sleeve pipe.

Motion approved 3:0

R Xavier, previous owner, asked if construction could start as winter was approaching. Dr Iocco said he feels more comfortable with a permit in place. T Akerley asked for a letter summarizing the meeting for MassDEP.

2 Lee Road – Local Upgrade Approval

A revised plan was submitted showing no layout change, just text change. They no longer need a variance due to Local Upgrade Approval. They met with conservation who asked they keep 1 of 2 trees. However, it was a sycamore with 30' to 40' roots, so both trees will be removed. Dr. Iocco made a motion to accept the waivers under Local Upgrade Approval; a reduction of SAS from vegetated wetlands from 50' to 25'; a reduction of SAS from wetlands bordering tributary to surface water supply from 100' to 25'.

Motion approved 3:0

47 Grove St/Calvary Church -Discussion Proposed Building Addition&Modification

K McRae opened. A request was made for time to go before the board to go over proposed plans. This request was for discussion purpose and McRae notes this project/plan has not been otherwise discussed. McRae notes 2 items, need a Food Plan Review Application and to see the letter from MassDEP (in packet). Per J Ogren no kitchen expansion was planned, just moving areas around. The kitchen will be moved. The idea is to create separate spaces for age groups. There will be 1 addition on a slab. The first floor will be classrooms. The 2nd, more space for the children. Flow will be 833 seats @ 4.5 gallons. The water reading is 2368 gallons/day. Not expecting more flow. The design plan approval was for 978 seats. The board agreed it did not affect the capacity. K McRae gave the food plan review application and guide to J Ogren. Some items may not be applicable and the operator can make note on the application. It will depend on how many food events they do and if they are catered or not. McRae's limits on the building application review will be on the cut sheets for the new/prior kitchen. The BOH agreed.

Centre/Main St Plaza – Upgrade Agreement Deadline Lapsed

No one present. See article in newspaper in BOH packet. McRae gave written statements to reporter upon request. See written statements in BOH packet. K McRae said during the design phase they were given flow of 4600 based on Hayes Eng recounting of the history but realistically it's 3600 based on tenant space. They are not supposed to be anticipating more flow for the future. Apparently they are having a hard time with getting this to fit. Dr. McCausland said to run it by T Mullen. Dr. Iocco asked why we couldn't enforce the agreement we have. K McRae said that is an option. Typically we write a non-compliance letter not an upgrade agreement. It seems the options the board has are 1. Do nothing 2. Reach out and clarify what is being done or 3. Start enforcing the agreement with a non-compliance or upgrade enforcement letter. Dr. Iocco agreed town counsel should be included. K McRae will contact T Mullen to get clearer direction. What's the option, 1) non-compliance letter or 2) enforce the agreement we have; need guidance on these.

2 and 4 Ashley Court – Revised Property Lines and Reserve Area

Engineer is not presenting tonight as he requested time to review file/documents.

Flu Clinic Planning

K McRae asked S Wilson if she can directly submit vaccinations-claims to UMASS rather than go through Vicky (Drougus) to eliminate double billing. McRae asked Sandy to identify any issues with submitting claims or reason why we would still need Vicky to submit. Sandy can't enter vaccinations into MIIS system. McRae asked that she identify the problem or the time needed to address this and report back. Regarding an article in Lynnfield Villager, S Wilson told K McRae that she did not submit the article/ad for flu clinics. L Limauro will follow up with Villager as K McRae did not submit article either. S Wilson was also informed no more free samples to be delivered to town hall. Additionally, Dr Iocco asked if we should be concerned with Walgreens not supplying enough vaccine. Should we use another vendor? K McRae will contact Walgreens.

Tobacco Regulations Discussion

K McRae said on November 20 the senate overwhelmingly passed flavored tobacco ban with roll call vote of 32 to 6. Regarding discussion on amending Lynnfield regulations, Dr. McCausland notes hopeful new regulations will be signed by the Governor. Separately, K McRae discussed complaint (vape product sale) but unable to determine details (no one came forward directly to the BOH). R Beauregard still willing to do a compliance check but might be non-issue with new bill.

A Healthy Lynnfield

McRae attends monthly meetings; A Partnerships for Success Goals and Objectives enclosed.

The Lahey Clinic completed it 2019 needs assessment. A grant of up to \$75,000 will be awarded to community non-profit organizations.

Budget Planning and Summit

A budget summit meeting was held on November 20. McRae presented. See enclosed in BOH packet the overview of responsibilities in preparation for FY 21. The town accountant also provided a "next year budget comparison report" in packet. Budget entry is due by Dec 20th. McRae will review the numbers, but the sheet provided by the town accountant is similar to projection.

Health Director's Report for BOH Meeting Thursday 11/21/19:

Subdivision Perc Testing: 20-lot subdivision at 1452 Main St percolation application received (\$4,000 x 20 lots x \$200/lot). Soil testing began this week.

Town Meeting Oct 21, 2019: Article 2 passed which included \$4,000 to the BOH professional services line; relative to the application above for the subdivision.

Permit Renewals: Permit renewals for all annual permit categories are underway (Food Est, Tobacco Sales, Septic Hauler, Septic Installer, Swimming Pool, Animal Keeping). Annual permits expire on Dec 31st.

Title 5: There are outstanding cases where deadlines to repair/upgrade have lapsed. Town Common - septic work completed; as-built under review for certificate.

Cultural House – Town Admin and Town Engineer not ready to move forward with this at this time; use is only storage and uncertain on future plans.

Windsor Estates, while the newer segment of the system was installed last year, they are just finalizing grading, submitted a T5 report and are seeking a certificate of compliance; still under review for missing items and field visit items.

Food Establishments:

Meeting House – They are looking to renovate the galley kitchen. Had a meeting with their treasurer to better understand the type of operations for permitting purposes. We discussed Food Est annual permit (catered feeding location) and temporary event permits. Needs further discussion; awaiting application.

School Lunch Inspection Reports - Fox News made public records request and we supplied the inspection reports; they also ran a segment on local news TV and while Lynnfield was not in the film footage, a link to inspection reports for a number of towns, including Lynnfield was posted on their website.

Wholefoods – Received 2 separate complaints: 1) regarding lack of hair restraint and glove use and 2) spoiled chicken. Inspection/follow-up is underway.

Public Health Emergency Preparedness: McRae attends monthly coalition meeting. The coalition decided on a table top exercise on Emerging Infectious Disease. Lynnfield is expected to participate in this exercise (in lieu of physical setup drill at the LHS). Those listed on the Emergency Site Dispensing Plan are asked to participate. Lynnfield is expected to hold pre & mid planning meetings (at Town Hall) prior to the table top exercise. See Executive Summary for the exercise January 28, 2020, Methuen Police. Pre-meeting was on 11/18/19.

Lynnfield Emergency Management (LEMA): Lynnfield Emergency Management Director has established a group with Dept heads and group email. It appears will begin to hold monthly meetings (Sept first; followed by Oct, Nov). At the Nov meeting discussed setting up an EOC center, and large crowd draws – such as HayDay at Market St, ICS training, Code-Red, etc. Following this McRae presented the table top exercise pre-planning meeting.

MHOA Conference: The annual conference was Nov 6-7 in Falmouth. McRae received funding approval from Region 3B to attend and is awaiting reimbursement. Topics included emergency preparedness and updates from the DPH Commissioner (ex Vape Sales Ban, EEE mosquitoes) and DEP Deputy Commissioner (ex PFAS in drinking water supplies). McRae also visited the exhibitor's hall at the MHOA Conference and obtained info and contacts on alternative technologies for septic systems.

Drinking Water Quality: DPH sent an email working with MassDEP regarding awareness lead and copper in drinking water and indicated Summer Street School levels above – see email to BOH and Schools and McRae's message sent to John Tomasz awaiting response.

MWRA sent an email Sept 2019 Water Quality Update, page 7 Lynnfield had one positive detection of Total Coliform; spoke with J Finnegan of Lynnfield Water District and was informed they did a level one assessment in Oct and sent it to MassDEP.

IT/Computer Issues: We've been experiencing some computer, phone and IT issues. BOH server files were on a temporary folder and then switched back last week. PeopleGIS permitting program for Building Applications has still been on hold pending a search engine issue per Town Engineer.

BOH program to receive Title 5 reports on-line is still pending a launch date, though more progress has been made and it expected to be launched soon.

Other Business -

Sign Invoices – K McRae gave mileage sheet to Dr Iocco to sign

Correspondence -

Next BOH Meeting December 12, 2019 5:30PM

Adjourn 8:05PM

Attachments:

-Minutes of Thursday October 24, 2019

-880 Summer St

-email from M Passeno to K McRae Oct 18, 2019 update

- email from T Doyle to M Passeno June 20, 2019 re sanitary violations etc.
- letter from M Passeno to A Radway May 30, 2019 notice of intent to seek appointment of receiver
 - cc to T Doyle; T Radway; M Tucker; K McRae
- letter from K McRae to T Radway and A Radway April 6, 2018 including Correction Order to Attorney Tucker and Doyle dated April 6, 2018
- Condition 410.750
- 755 Walnut St
 - letter from McRae to R Xavier September 24, 2019 re repair plan
 - letter for C Golden to R Xavier October 29, 2019 with Supplemental Transmittal Form
 - Email from T Akerley to K McRae forwarded to R Xavier Nov 5, 2019
 - Email from T Akerley to K McRae Nov 18, 2019
 - Local upgrade approval requests and variance request
 - Record of Communication from M Cecere to K McRae 11/20/19
 - 15.410 Variances
 - 15.411; 15.413. 15.414;15.402-15.405
 - 15.204 15.211- 15.213
- 2 Lee Road
 - DSCP 11/15/19
 - local upgrade approval revised plan 11/19/19
 - local upgrade approval plan 10/30/19
 - Oliver map MassGIS
- Calvary Christian Church
 - email from J Ogren to K McRae November 12, 2019 re bldg addition
 - email from J Ogren to K McRae Nov 13, 2019 re meter readings
 - 6 pages of new layout and schematic site plan
 - Establishment Inspection Report 10/3/19
 - DEP re Title 5 alternative design flow May 23, 2017
 - letter from P Ogren to Sanh Tran Environmental Engineering May 4, 2017
 - Proposed total flow May 2017 plan
- Centre Main St Plaza
 - Lynnfield Villager newspaper article "Questions abound over future of Centre shopping plaza"
 - statement/notes from BOH re plaza and upgrade agreement, 11/8/19
 - email exchange K McRae Dan Tomasello and Bob Burgess Nov 4, 5 and 8, 2019
- 2 and 4 Ashley Court
 - Memo from K McRae to R Salvo Nov 13, 2019 Proposed Reserve Area Relocation
 - Excerpt Centre Court Rd lot 1 map revised Jan 4, 2002
 - Property record card 2 Ashley Court
 - Property record card 4 Ashley Court
 - 310 CMR 15.002 Bedroom Definition
 - 310 CMR 15.248 Reserve Area
 - 15.102 Deep Observation Hole Test
 - letter from R Salvo to K McRae October 29, 2019

- plan of land 2 & 4 Ashley Ct
- email from G Antonelli to K McRae Oct 30, 2019 with attached response letter and plan
- email from/to R Salvo, G Antonelli and K McRae Nov 13 and 14, 2019
- email from S Riley to K McRae re 4 Ashley Court Nov 18, 2019
- Flu Clinic Planning
 - tracking flu vaccine claims and reimbursement Fall 2109 to Winter 2020
 - email from K McRae to Alma from Walgreens Oct 25, 2019 with 11/1/19 written note
 - record of communication to S Wilson 11/12/19
 - memo from K McRae to S Wilson Nov 12, 2019 re flu clinic scheduling and Advertising
 - memo from K McRae to S Wilson Nov 12, 2019 re products and deliveries
- Tobacco Regulations
 - email from R Beauregard to Advisory Board Members Nov 20, 2019 re flavored tobacco ban
 - email from G Stewart Nov 13, 2019 re Strong Tobacco Bill Passes House
 - email from/to R Beauregard and K McRae Nov 4, 2019 re restricting sales of vapes
 - letter from L Madoff to Mass Health Care Providers re EVALI Nov 5, 2019
- A Healthy Lynnfield
 - Partnership for Success Goals and Objectives
 - email P Sallade to K McRae Nov 1, 2019
 - Lahey Hospital FY2020 Community Benefits Grant Nov 13, 2019
- Budget Planning and Summit for FY2021
 - budget Summit Scheduled for 11/20 from R Curtain Oct 31, 2019
 - overview of responsibilities BOH office prep FY21 – McRae presentation
 - Site and Annual Permit Fees and App's rec'd from 2011 to 2019 for BOH
 - next year budget comparison report
 - email J McCarthy 2021 budget submission Nov 21, 2019
 - letter from R Dolan and J McCarthy to Dept Heads Nov 20, 2019 re budget Preparation
- Record of Communication Health Director's Report 11/21/19
- map of 20 lots proposed layout for 1452 Main St from A Parker
- Emerging Infectious Disease table top meeting Jan 28, 2020
 - Executive Summary of Emergency Dispensing Site
 - email from K McRae to LEMA Nov 15, 2019
- email from/to DPH drinking water K McRae, J Tomasz Lead and Copper Fact Sheet Nov 7 and 8, 2019
 - email from J Das re water quality update for Sep 2019 Oct 25, 2019
 - bacteria and chlorine residual results for communities in MWRA September 2019

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, October 24, 2019**

Present:

Rocco Iocco, DMD, Chair
Gail Link McCausland, DMD, Vice Chair
Gary Mendese, MD, Member
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk

Attendance:

Inna Sousa	1 Willow Rd	80 Bourque - Homeowner
Anthony Sousa	550 Bridge St, Hamilton	
Peter Ogren	603 Salem St. Wakefield, MA	
Dan Candee	138 Trapelo Rd, Lincoln, MA	CIL Kimball LLC owner

5:35 PM, BOH meeting called to order.

Minutes of Thursday, September 19, 2019: Vote to Approve 3:0

880 Summer St - Housing

Received email from Attorney General stating they would be ready with receivership documents for November 21, 2019 BOH meeting. The property is currently vacant.

80 Bourque Rd – New Construction

The dwelling will be razed. A septic plan for 5 bedrooms has been submitted. The perc and design plans have been completed. K McRae commented that it is next to 33 Pillings Pond Rd. There are no variances required. The wells in the area meet setback regulations. Dr. McCausland asked if 36 units was standard infiltrator design. They only intend to build a 4bedroom house. Per owner, it is not limited by Building or Zoning. The owner said she will be turning in the building apps tomorrow. K McRae asked about the demolition saying she needed both rodent and asbestos survey. Owner said these were done. The asbestos is getting abated.

Dr. McCausland made a motion to accept the plan for new construction at 80 Bourque Rd. Motion approved 3:0

33 Bishops Lane – New Construction

K McRae opened by informing the board members the plan review comments were in the packet. P Ogren explained why prior perc was abandoned. In 1995, with an overnight soak, they did not have 10"/minute. K McRae also said they need soil testing in the reserve area. P Ogren explained that the Conservation Committee in 1995 issued conditions 13 – 50. They are not filling in the buffer one today which caused these conditions. K McRae suggests not to approve until the perc test is done. Dr. Iocco asked the distance to the line. K McRae replied 10' no variances required. Dr. McCausland made a motion to provisionally accept the plan based on the October 23, 2019 memo, 1 through 12 being met, with testing in the reserve area. Motion approved 3:0

6 Kimball Lane – New Construction

P Ogren opened by saying the only discrepancy was the plumbing line. Putting in 1 small bathroom for bacterial seed. The shower is being converted to a lavatory. K McRae said it is being designed for 20 seats, 1 lav. There is no way to know how much flow is going into the system since the lav is in the office building. P Ogren discussed radon fans to get air into the system. Mr. Candee gave K McRae \$100 check for food plan review. K McRae told P Ogren there should be 2 deep hole tests and a perc. Currently only have 1 deep hole test. K McRae went over the food plan application saying there was a discrepancy with the building dept plans, more than 20 seats. Discussed plans should not have more than 20 seats including any outdoor patio plan. The owner said he knows the 20seat rule. He doesn't want to put a strain on the system. The owner said he is putting in the septic before winter. He won't be doing any work in the existing café. Will address any temporary food operations. K McRae and the BOH members discussed the next steps. In summary, responded the plan must be stamped, validation testing for soil condition, permit issued (septic) before can sign building permit and need a certificate of compliance before the space can be occupied. Dr. Iocco made a motion to accept the steps outlined by the health director before moving forward with the permits.

Vote 3:0

914 Salem St – New Construction

Dr. Iocco questioned if the address was still Salem even though it comes in on another street. It's unknown at this time. K McRae asked about the tank and if it was used for industrial purposes. P Ogren said M Tammara wants to reuse it. More info is needed on the tank. P Ogren said the plan will be approved and signed next week at the Planning Board meeting, end of 20 day appeal period. K McRae asked that the tank removal be added to the plan. Also, that the water service line cannot be <10' within the tank area. Another reason to address this on the plan with a revision. P Ogren discussed private pressurized sewer, not gravity, by City of Lynn, so cannot connect to it.

Witham Street – New Construction

K McRae opened by saying the deep holes were reversed on the plan. In addition, something needs to be installed to prevent driving over the system which is near the concrete pad. Also, they need a licensed installer. Dr. Iocco made a motion to approve the plan as submitted for 2 parcels of land, 914 Salem St and Witham St, barring complications on the tank at 914 Salem St and having a parking barrier on Witham. Motion approved 3:0

P Ogren gave 4 revised plan copies to K McRae for Witham Street.

Centre/Main St Plaza - Upgrade Agreement Deadline Lapsed

Refer to emails in BOH meeting packet.

Moved to November 21st BOH meeting.

Mosquito Control and Arbovirus Surveillance Program Reports

Final MDPH weekly report for 2019 in BOH meeting packet.

Flu Clinic Planning

K McRae opened by saying the Senior Center was done by Walgreens, 40 high dose, others used regular dose. Unfortunately, Walgreens did not have more than 40 doses of high dose even though we specified this was for the Senior Center. Walgreens also came to Town Hall with regular dose. The school department hired CVS to do their own. S Wilson did a children's clinic at Summer Street School. Over 94 children were immunized. It was suggested that next year she get an assistant to help out. Regarding an advertisement for children's flu clinics on Tuesdays at Town Hall, Dr. McCausland asked K McRae to inform S Wilson this was not cleared by us and needs to be in the future.

Regarding free samples being sent to S Wilson, the board decided no more product samples were to be sent to this address at Town Hall. It could become a liability issue. Tote bags, educational materials are acceptable. Dr. Iocco said it is the wish of the board that no sample products, medical, be ordered, delivered, or dispensed to the BOH office – Mission statement liability.

MA Vaping Product Ban

McRae sent a memo sent out to the retailers in September 2019 on the ban of sale or display of vaping products. K McRae asked the BOH members about having an inspection for the vaping ban along with an inventory of CBD products. BOH members agreed and K McRae will assign to Deborah Rosati. D Rosati to do inventory of CBD products in stores as well as check for vaping ban products.

A Healthy Lynnfield

K McRae attends monthly meetings; last month agenda enclosed. K McRae told the board that she cannot attend all extra events sponsored by ALH due to time constraints. K McRae asked about the Oct 29th session and Dr. Mendese said he will be attending the October 29 event, Protecting Our Children from Vaping: An Education Session for Parents.

Health Director's Report October 2019

Tobacco Control: Ron Beauregard will be conducting a coalition meeting on Oct 30, 2019 to discuss recent developments.

Various emails have been received regarding campaign to ban all flavored tobacco including mint and menthol – senate bill 2357 and house bill 4089 and bill H1902.

FDA granted first-ever modified risk orders – smokeless tobacco products

McRae suggests BOH, through Deb Rosati, conduct check of our stores for vape ban and take and inventory of any CBD edible products.

Subdivision Perc Testing: 20-lot subdivision at 1452 Main St percolation application received (\$4,000 x 20 lots x \$200/lot). McRae and Dr. Iocco met with Town Admin and BOS liaison to the BOH (P Crawford) to discuss placing the application fee into the BOH operating budget.

Town Meeting Oct 21, 2019: Article 2 passed which included \$4,000 to the BOH professional services line.

Title 5: There are outstanding cases where deadlines to repair/upgrade have lapsed. Town Common - septic work began. McRae has made progress inspections. Gordie Rogerson from Hayes Engineering has been on-site for supervision of installation work. Sent MassDEP plan/file notes for educational discussion and reminder seeking answer on use of diverter valve (follow up from Aug BOH meeting).

11 Smith Farm Trail, T5 inspection reports with significant discrepancy in size/configuration of system and bedroom count above permit. How does the BOH want to handle this? Send a certified letter and state the facts. Dr. McCausland abstained as she knows the owners.

Windsor Estates, while the newer segment of the system was installed last year, they are just finalizing grading, submitted a T5 report and are seeking a certificate of compliance.

Food Establishments: 2 Temporary events this month, school-spooktacular and Market St – Hayday. Both event coordinators ensured Temporary Food Applications were submitted, though Market St initially forgot to inform us and we received applications just ahead of event.

Meeting House – They are looking to renovate the galley kitchen. Had a meeting with the Treasurer to better understand the type of operations for permitting purposes. We discussed Food Est annual permit (catered feeding location) and temporary event permits. Needs further discussion; awaiting application.

Calvary Church – On recent food inspection operator noted proposing a new kitchen with building renovations. As part of recent septic work Calvary Church committed to not expanding the kitchen. MassDEP approval letter 5/23/17 expressed “The facility shall not expand the kitchen area beyond what exists at the current facility” – Send a letter and copy building.

Public Health Emergency Preparedness: McRae attends monthly coalition meeting. The coalition decided on a table top exercise on Emerging Infectious Disease. Lynnfield is expected to participate in this exercise (in lieu of physical setup drill at the LHS). Those listed on the Emergency Site Dispensing Plan are asked to participate. Lynnfield is expected to hold pre & mid planning meetings (at Town Hall) prior to the table top exercise. See save-date:

January 28, 2020, Methuen Police Dept is the date and location of the table top exercise.

Lynnfield Emergency Management (LEMA): Lynnfield Emergency Management Director has established a group with Dept heads and group email. It appears will begin to hold monthly meetings (Sept first and Oct second meeting). At the Oct meeting discussed recent storm/power outages, code red alert system, setting up an EOC center, and large crowd draws – such as HayDay at Market St attended by approx 2200 people.

MHOA Conference: The annual conference is scheduled for Nov 6-7 in Falmouth. McRae received funding approval from Region 3B to attend.

Drinking Water Quality: MRWA sent a notice that EPA released proposed revision to the Lead and Copper Rule. There are many changes and MWRA is looking to determine impacts.

IT/Computer Issues: We’ve been experiencing some computer, phone and IT issues. BOH server files are on a temporary folder until further notice from Retrofit, the Town’s IT service provider. PeopleGIS permitting program for Building Applications has still

been on hold pending a search engine issue per Town Engineer. Due to the issue with search engine, the BOH program to receive Title 5 reports on-line is still pending a launch date.

Other Business –

-Microblading -Dr. Iocco said this is a zoning issue and the building dept will enforce that. Dr. Mendese said it is a form of tattooing, a temporary tattoo. If person inquires again, go through zoning first.

Sign Invoices – Dr. Iocco signed McRae's mileage sheets

Correspondence -

Next BOH Meeting November 21, 2019 5:30PM

December 12, 2019 5:30PM

Adjourn 8:15PM

Attachments:

- Minutes of Thursday September 19, 2019
- Record of Communication September 2019
- 880 Summer St
 - letter from Monica Passeno to McRae Oct 18, 2019 re scheduled hearing
- 80 Bourque St
 - DSCP 9/17/19
 - Conventional T5 System 9/15/19
 - email to Whyman and Serwatka from McRae Sept 24, 2019 re BOH mtg
- 33 Bishop Lane
 - Memo to Ogren from McRae Oct 23, 2019 re plot plan and sanitary disposal
 - DSCP Oct 15, 2019
 - design data
 - request to purchase town owned land from Maney to Conservation Committee September 28, 1994
 - letter from Adelson to Maney Dec 4, 1995 Order of Conditions
 - Perc test 9/27/95 Abandoned with map
 - Revised plan 33 Bishop provided by P Ogren at BOH meeting
- 6 Kimball Lane
 - DSCP July 22, 2019
 - GIS map
 - GIS map
 - memo to Ogren from McRae Oct 16, 2019 re sanitary disposal plan
 - response to memo of 10/16/19 to BOH from Ogren October 21, 2019
 - response to memo of 4/24/19 to BOH from Ogren October 21, 2019
 - T5 July 31, 2019 Passes
 - T5 page 16
 - gmail to Candee from McRae Oct 23, 2019 re meeting info
 - gmail response to July 9 memo Sep 12, 2019 handwritten notes from McRae 10/23/19
 - response from Candee to McRae Sept 12, 2019
 - exhibit A - Fresh Food Café Menus

- Food Establishment Inspection Report – re-inspection 10/2/19
- Food Establishment Inspection Report –9/9/19 4 pages
- check \$100 provided by D Candee at BOH meeting for food establishment Plan Review
- 914 Salem St / Witham St
 - DSCP 10/1/19 914 Salem St
 - DSCP 10/1/19 Witham St
 - Gmail to Rogerson from McRae Oct 23, 2019 question about Tank 104 at Salem St
 - Legend for Salem St
 - gmail from McRae to Rogerson and Ogren Oct 23, 2019 review of plans
 - test hole
 - Legend Figure 2A – Site Plan
 - Immediate Response Action Status page 16, 17, 19, 21
 - MassDEP memorandum March 27, 2013 Page 3 of 5
 - P Ogren provided revised plan at BOH meeting
- Center/Main St Plaza
 - email to Parker from Mullen Oct 4, 2019 re detailed proposals
 - response to Mullen from Parker Oct 23, 2019
- Mosquito Control and Arbovirus Surveillance Program Reports
 - final report concluded on 10/11/19
- Flu Clinic Planning
 - notice of flu clinic at Lynnfield Counsel on Aging on Oct 11, 2019
 - email to all staff from McRae re flu shots at town hall Oct 11, 2019
 - children's flu clinic Oct 21, 2019
 - gmail from/to Homan and McRae Oct 22 and 23, 2019 re successful children's flu Clinic
 - notice of dates for Public Schools Flu Clinics 2019-20
 - email to/from McRae and Homan Oct 4 and 7, 2019 re CVS clinic
 - Lynnfield Villager notice from Wilson re flu clinics at Town hall 10/2/19
 - vaccine tracking expenses for 2018-2019 Flu Season
 - Flu Vaccine inventory Fall 2019 Winter 2020
 - Flu Vaccine Clinics, Claim, and Reimbursements fall 2019 to winter 2020
 - Nurse deliveries form
- MA Vaping Product Ban
 - letter to Retail Tobacco Sales Permit Holders from McRae September 2019
 - notice to Tobacco Retailer from Executive Office of Health and Human Services September 24, 2019
 - Order of Commissioner of Public Health Pursuant to Governor's Sept 24, 2019 Declaration of Public Health Emergency
 - docket Sept 24, 2019 3:30PM request for approval to address issue
 - FDA statement to stop using THC vaping products October 4, 2019
 - Related Information
 - Town of Andover Emergency Moratorium on Sale of Vaping Products
- A Healthy Lynnfield Oct 15, 2019
 - Meeting Notice Agenda October 15, 2019
 - Notice Protecting Our Children from Vaping Meeting: An Education Session for

Parents Oct 29, 2019

- The NAN Project
- the Secret Lives of Teens and Tweens Nov 14, 2019
- email from Sallade for Outreach Coordinator Position Oct 22, 2019
- Position Description Outreach Coordinator October 1, 2019
- Record of Communication/Health Directors Report for BOH mtg 10/24/19
- Fight All flavors Campaign (tobacco)
- HBILL1902 regulating flavors September 30, 2019
- Poster Help Save Children
- Skull and Crossbone image
- FDA first-ever modified risk orders to 8 smokeless tobacco products
- Map #8 lot 1488
- App to schedule deep hole and perc test 1452 Main St rec'd Sept 26, 2019
- article 1 and 2 Oct 21, 2019 town meeting
- notes for meeting October 2, 2019
- meeting notice board of Selectmen September 26, 2019
- Lynnfield Villager 10/2/19 Town Common Septic
- T5 11 Smith Farm Trail 6/26/19 section D
- Calvary Christian Church inspection report 10/3/19 Note – new kitchen
- DEP May 23, 2017 letter to Granger re T5
- January 28, 2020 meeting Emerging Infectious Disease
- region 3B Public Health Coalition Meeting October 3, 2019
- Lynnfield Emergency Management Meeting Agenda 10/22/2019
- wind storm after-incident critique
- Emergency Management September 5, 2019
- email from Steve Estes Proposed changes to lead and copper rule Oct 11, 2019
- email from/to McRae and Cademartori Sep 30, 2019 re microblading
- email from Dente to McRae Sept 26, 2019 site location
- various licenses and immunizations for Dente

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, September 19, 2019**

Present:

**Rocco Iocco, DMD, Chair
Gail Link McCausland, DMD, Vice Chair
Gary Mendese, MD Member
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk**

Attendance:

Muriel Cecere	35 Mansfield Rd	Homeowner
Deborah A. Croke	19 Ryan Rd	Homeowner
Andy Youngren	78 Pine Hill Rd	LCWD
Thorsen Aberley	755 Walnut St	Engineer
Anita Bedrosian	4 Willard Lane	Homeowner
John Scenna	83 Phillips Rd	LCWD
Robert Xavier	755 Walnut St	Owner
Pat Campbell	7 Patrice Lane	
Evelyn Rockas	10 Mirabeau	Realtor
Not signed in:		
Luke Roy, PE		
James Kavanaugh, PE		

5:33 PM, BOH meeting called to order.

**Minutes of Thursday, May 23, 2019: Vote to Approve 3:0
Minutes of Thursday, June 20, 2019: Vote to Approve 3:0
Minutes of Thursday, August 15, 2019: Vote to Approve 3:0**

880 Summer St Housing

Postponed to October 24, 2019 BOH meeting.

19 Ryan Rd – Emergency Repair

Kristin McRae opened by saying the tank had collapsed; an oversized septic tank had been installed (emergency repair) with the idea it might become a Tight Tank (TT) or could put in a leaching field. The homeowner is at the meeting and would like to put in a leaching field. A TT would be a burden and a financial hardship. McRae added that part of the variance would be with MassDEP for final approval. McRae notes they are seeking a pathway to move forward with their application. Dr. Iocco is in favor of anything that can be done for a more permanent solution to not have a TT. Dr. McCausland agrees to move forward with perc test and design. McRae said to start testing and lay out the design plan for a new system. The only thing, MassDEP will look at this if less than 100' from tributary (Pillings Pond). See the code reference in the packet, 15.411 (5) and MassDEP application BRPWP59c. The owner can talk with the engineer to do the perc test as next step.

755 Walnut Street – Local Upgrade Approval/Variance

McRae opened by saying the BOH can grant a variance up to 200' (water supply), see code reference 15.411 (5). The tank and pump chamber have to go through the MassDEP. In reply to Dr. Iocco's question if it was a failed system the owner replied he was planning on selling and discovered it was a pending failure. An abutter, Muriel Cecere of 35 Mansfield St, was attending the meeting and wanted to comment on the system. Muriel said she received a letter stating that they wanted to go over her property and take down 2 trees. The letter was not clear, with no date/time on it. She wanted it noted on our record that she is opposed to this and will not allow them to go over her property with heavy machinery and she also might be opposed to property boundaries of system being closer to her property. In addition, she never received an abutter letter by certified mail. The property owner said the work has not been awarded yet so he did not know why she received the letter. He confirmed they would not cross her property and apologized for the way she was treated. Kristin said she would follow up on the letter. Kristin also told the abutter that the man who wrote the letter is not approved as a licensed installer in Lynnfield and would not be allowed to start the project. Next, the 5 variances requested were discussed. Kristin said that the town engineer was concerned and needed to discuss it with public works and that the property line should be surveyed and staked. Dr. Iocco asked about the 25% reduction and whether system could be shifted to the other side. He was told the grade was steep and if it failed it shouldn't affect the neighbor's property. The engineer said he is putting in an impervious barrier around the leaching field. Dr. Iocco asked if there was any newer technology. The engineer said that the Presby would give a smaller footprint. Kristin asked if there were 3 or 4 bedrooms actually in the house. The owner replied he bought it as 4 and is now in the process of selling it as 4. Kristin also asked if the existing leaching pit (#7) would be abandoned. Engineer replied it is under the driveway but since it's not a tank it doesn't have to be abandoned. Dr. Mendese asked the abutter if the proposed flagging of property line was okay with her. She replied she had no problem with it being surveyed. Dr. Iocco said that the 4 variances were okay but the 5th was going to the DEP. He made a motion to approve variances 1 through 4 as noted with the provision the land be surveyed and they have a conversation with the DWP and the 5th variance be given to DEP.

Motion approved 3:0

9 Doncaster Road – Local Upgrade Approval

Luke Roy opened. He was here on behalf of the applicant. The existing system, installed in 2011, was experiencing failure. Luke said the undersized system might be the reason for the failure. He is proposing pipe and stone system. Kristin asked if they drove over the system when the pool work was done. The owner didn't know. He is requesting a variance of <400' to Suntaug Lake. McRae got reply from water supplier. McCausland made a motion to accept the variance to reduce the setback distance from the public water supply, as the water supplier did not object, from 400' to 320'. Motion approved 3:0

29 Locksley Rd – Local Upgrade Approval

Luke Roy opened. He was here on behalf of the applicant. It's a 3 bedroom home with septic in the front. The back yard is steep with exposed rock. He plans to install a 1500 gal tank with 4 rows of 11, equaling 44 chambers. It's a tight area so it requires a number of variances. In reply to Dr. Iocco's question Luke said there would be a barrier around the system, a 40 millimeter barrier around the slope on the low side. There was a discussion whether the proposed system was 210' or 260' from Suntaug Lake. The water supplier wants it remeasured but he is not objecting to it as it's > 200'. Dr. Iocco made a motion to approve the 3 variances indicated (reduce setback to foundation to soil absorption system from 20' to 13'; reduce setback from foundation to septic tank from 10' to 7'; reduce setback from public water supply given comments from water supply person and assuming we have a correct measurement on the as-built plan). Motion approved 3:0

4 Willard Lane - Local Upgrade Approval

Revised plans were submitted at the meeting. J Kavanaugh is looking to repair a failed system. Although the original is 5 bedrooms, he is submitting a permit for a 4 bedroom. Did a room count, owner has been there for 20 years and it has been 4 bedrooms. It is in the Lynnfield Groundwater Protection District. He is looking for a variance for seasonal high water from 5' to 4'. It's a water issue for drainage if he has to raise it 1'. Dr. Iocco said he is concerned with the water district and the closeness to water, but this is a vast improvement over the existing system. Dr. Iocco made a motion to accept the variance of 4' to groundwater instead of 5'. Motion approved 3:0

83 Phillips Road, Lynnfield Center Water District – Variance in Zone 1

Dr. Iocco approved the new letter from LCWD. LCWD passed in revised plans, with variance-wording noted, at the meeting. Dr. Iocco asked if the # of wells had changed. McRae asked if it's still 24 -28 and none within the feet (setback) of leaching field. Dr. Iocco made a motion to grant a variance for 83 Phillips Rd that wells within 250' of the septic tank and pump within zone 1 of a public water supply or well field will not be permanently taken out of service per 310 CMR. Motion approved 3:0

914 Salem Street – Definitive Plan Lotting Plan

Kristin opened by saying no request came with this plan, she received this from another department, the planning board. An environmental assessment was done. Proposed 2 houses, 1 on Salem St, other coming in from Witham St. It shouldn't need variances. In reply to Dr. Iocco's question if all tanks were taken out, Kristin replied she assumed so (given the tank removal reports). Dr. Iocco said so this is informational only. Kristin just wanted to update the board that she received this from another department, the planning board.

Center/Main Street Plaza – Upgrade Agreement Deadline Lapsed

Kristin opened by saying she spoke with Joe from Hancock Engineering. While he had not been given authorization yet, Hayes would do survey work and Hancock doing system design. Concern with proximity to the building and should have a design the 1st week of October. Dr. Iocco asked about the penalty and time. Dr. McCausland said there were many meetings where Hayes Engineering was told to come back with something new and they didn't. 2nd chance with new engineer. There was discussion about penalties, timelines, etc. Dr. McCausland asked that it be communicated to provide the

plan submission with a timeframe and framework as it is late now. Kristin will email Tom Mullen to convey to submit plan with timeline and framework, noting that it is overdue already. If receive this the first week of October the BOH can take up the upgrade agreement, good faith contract or non-compliance.

Mosquito Control and Arbovirus Surveillance Program Reports

Risk map dated September 13, 2019 shows Lynnfield still in low-risk EEE area.

Flu Clinic Planning

Kristin confirmed that the Walgreens contract was signed, scanned, and sent to the contact at Walgreens. The flu clinic will be held at Senior Center on October 11, 2019, 9-11AM. She said the high dose is expensive (to purchase) so it makes sense to use Walgreens. We can still have children's clinic since get vaccine from the state. Keeping track of vaccine and payments is difficult logistically as vaccine comes from different places, shipped in partial doses, and payment comes in various ways, some paper checks, some electronically, and some sent to fire dept which have to be tracked down. Sandy is requesting to go to a Pediatric Immunization Skills conference, cost \$100. Dr. Iocco approved it.

A Healthy Lynnfield

Kristin attends monthly conferences. On Sunday Sept 22, 2019 there will be a Night of Hope event, a walk from Middle School to Common with a ceremony after.

Health Director's Report September 2020

See scanned copy of Health Director's Report

See below for additional comments made during the meeting

Kristin Espinoza McRae, BS
Director



BOARD OF HEALTH
55 Summer Street
Lynnfield, MA 01940
Telephone: 781-334-9480
Facsimile: 781-334-9489



Public Health
ALERT • PUBLIC • PROTECT

RECORD OF COMMUNICATION

Date: September 2019 **Health Director's Report** for BOH Meeting Thursday 09/19/19:

MDPH: DPH issued a clinical advisory, mandatory reporting of possible cases of unexplained vaping-associated pulmonary disease; these are now reportable per 105 CMR 300.150

Microblading: Received a request from Diandra Leigh Dente but the request is missing the site address and the certifications Ms. Dente referenced were not enclosed. Per zoning tattooing is prohibited in all districts in Lynnfield.

Tobacco: We sent a mailer to all tobacco retailers for the free on-line training regarding checking ID's sponsored by DPH and MHOA.

Received an email 8/17/19 Lester Hartman regarding flavors and vaping ban or restriction.

Title 5: There are outstanding cases where deadlines to repair/upgrade have lapsed.

Center/Main Street Plaza – See email with extension request.

2 & 4 Hampton Court – Grading and drainage issues; complaint logged.

Emergency Preparedness: Region 3B has elected to do a table top exercise as part of our drill deliverable requirements. On Oct 2nd McRae will attend the initial planning meeting for the "Emerging Infectious Disease Table Top". After that we are expected to hold 2 meetings at the individual community level. The actual group table top exercise is targeted for Jan 2020 and we will need the Dept Heads on our EDS Org Chart to attend.

Lynnfield Emergency Management – Fire Chief/Emergency Mgt Director, Glen Davis has called a first meeting to re-establish a team to work on the Community Emergency Management Plan (CEMP); first meeting held 9/5/19 to discuss updating the existing CEMP with the newer state template. The Lynnfield BOH EDS plan should be incorporated as an appendix to the CEMP.

Conference: Funding through the Region 3B coalition is underway to approve attendees at the MHOA conference in November and McRae is listed for pending approval. McRae will attend the MHOA conference instead of the Yankee Conference held in Sept for which no coalition funding was available.

Electromagnetic Radiation: A resident contacted Selectman Dalton by email with a notice relative to electromagnetic radiation (email 8/29/19). McRae forwarded information from the DPH on EMF (attached).

Fluoride: MWRA indicated the American Water Works Association circulated a new report on the effects of fluoride exposure during pregnancy and indicated if we receive inquiries can direct them to MRWA (see advisory email 8/20/19).

Schools and Brochure Lead in Drinking Water: A check list with the DEP drinking water program is attached. Per John Tomasz, Lynnfield schools do not have any outstanding issues with lead or copper.

Annual Animal Inspector Meeting w MDAR: Trisha Freedman, AI will plan to attend the annual meeting regarding animal diseases, barn inspections, and rabies control, etc.

Middleton BOH Request for Peer Review: Middleton BOH requests coverage for certain projects associated with a developer from now until approx Nov. Requests so far, for a review

Additional comments for Director Report/Record of Communication:

MDPH - Sandy will report # of cases of possible unexplained vaping –associated pulmonary disease.

Microblading – should not be put on agenda until given valid address

Emergency Preparedness – Lynnfield has to schedule a drill as a table top exercise

Conference – Board thanked Kristin for finding funding for it.

Middleton BOH request for Peer Review – Dr. McCausland asked if this was becoming burdensome. Kristin replied not as of now.

Other Business -

Next BOH Meeting October 24, 2019 5:30PM
November 21, 2019 5:30PM
December 12, 2019 5:30PM

Adjourn 7:55PM

Attachments:

- Minutes of Thursday May 23, 2019
- Minutes of Thursday June 20, 2019
- Minutes of Thursday August 15, 2019
- 880 Summer Street
 - email from Monica Passena Sep 17, 2019, postpone to Oct 24 BOH mtg
 - email from McRae Sep 16, 2019 reminder of Sept BOH mtg
 - email from Doyle to Passeno June 20, 2019 re course of action and status update
 - first class letter & Cert Mail from Passeno to Radway May 30, 2019 re condition of premises
 - certified mail to from McRae to Radway April 6, 2018 notice of hearing
 - Correction Order from McRae to Tucker and Doyle April 6, 2018
 - 410.750 correction order
- Code Reference 15.411 used for cases 19 Ryan Rd; 755 Walnut St
- 19 Ryan Rd
 - Record of Communication 9/10/19 Claire Golden
 - BRP WP 59c variance for increased flow
 - letter from Deborah Croke to BOH Sep 4, 2019
 - DSCP for 19 Ryan Rd 7/9/19 emergency repair
 - GIS Oliver map
 - Pillings Pond Essex Registry of Deeds Dec 10, 1940
 - code reference 15.411 (5)
 - GIS map 2478
 - email from Blaisdell to McRae Sep 18, 2019
 - plan of land from William & Sparages
- 755 Walnut Street
 - DSCP for 755 Walnut 8/23/19
 - memo from McRae to Blaisdell Sept 10, 2019 re repair
 - letter from Akerley to McRae rec'd Sep 18, 2019 re septic design revisions
 - sanitary disposal system repair plan rec'd Sep 18, 2019
 - photo showing location for access to property rec'd Sep 19, 2019
 - record of Communication with Muriel Cecere 35 Mansfield Rd 9/19/19
 - cover sheet from McRae with septic plan to Dawe August 23, 2019
 - local upgrade approval request from William & Sparages
 - Owner info for 755 Walnut street variance application
 - letter from Dawe to McRae August 30, 2019 re reduced setback variances
 - email from Akerley to McRae Sep 18, 2019 re repair plan
 - map sanitary disposal repair plan
 - memo from McRae to Dawe October 24, 2012
 - letter from Richard Tangard to Timothy Hubbard 12/6/12
 - fax to Northrup 9/20/12 of field card
 - DSCP 8/17/99
 - as built 9/9/99
- 9 Doncaster Rd

- Record of Communication 9/18/19 Davis Scribner
- DSCP for 9 Doncaster June 18, 2019
- Variances to reduce from 400' to 320'
- cover letter from McRae to Scribner August 23, 2019
- 29 Locksley Rd
 - DSCP 29 Locksley 8/29/19
 - Memo from McRae to Luke Roy August 29, 2019
 - map of Locksley Rd
 - variances 3 listed
 - lot area map
 - letter from Luke Roy to McRae 9/16/19
- 4 Willard Lane
 - DSCP for 4 Willard Lane 09/09/19
 - Variance request Kavanaugh from 5' to 4' ESHGW
 - letter from McRae to Kavanaugh Sept 11, 2019 re design
- 83 Phillips Rd
 - letter from Anders Youngren, LCWD to McRae August 26, 2019 rescinding letter dated Sept 11, 2018
 - letter from Burnham to McRae Sept 11, 2018 re wells
 - letter from Robert Almy to McRae July 25, 2019 re septic system
 - map of wells 2 pages
- 914 Salem St
 - Definitive Plan Lotting Plan July 30, 2019
 - Letter from River Hawk Environmental to BOH August 6, 2019
 - Legend figure 2A site plan May 3, 2019
 - Evaluation of feasibility to achieve background conditions Aug 6, 2019
- Center/Main St Plaza
 - Record of Communication 3way phone call Hancock Eng 9/9/19
 - email from Herlihy to McRae Sep 9, 2019 with updates
 - email from Mcrae to Mullen Aug 16, 2019 re results of BOH mtg
 - email from Mullen to Parker Aug 16, 2019 re extension
- Mosquito Control and Arbovirus Surveillance Program Reports
 - Massachusetts EEE Risk Categories September 13, 2019
 - from mosquito Control Board to Municipal BOH Agents September 12, 2019
 - Informational Alert and press release EEE 9/13/2019
- Flu Clinic Planning
 - 24th Annual MIAP Skills Building Conference
 - Flu Clinic planning 2019 – Walgreens
 - Record of Communication with Sandy Wilson re flu clinic and reimbursement 9/3/19
 - #'s Transferred to Lynnfield Pediatrics on 12/5/19; Sep 3, 2019
 - doses ret'd 7/10/19 to MDPH
 - Glaxo SmithKline doses rec'd 9/4/19
- A Healthy Lynnfield
 - Meeting Notice Sep 9, 2019
 - Strategic Prevention Framework-Partnership
 - email from Dolan to Dept heads Sep 16, 2019 invite to Night of Hope
 - Night of Hope info Sep 22, 2019
 - from Crawford Interface Referral Service

- William James College interface referral service
- Health Directors Report 9/19/19
 - Notice Mandatory reporting of vaping-associated pulmonary disease Sep 11, 2019
 - letter from Sandra Leigh Dente to BOH August 30, 2019 re permanent makeup permit
 - letter from McRae to Tobacco Retailers August 19, 2019
 - letter from Hartman to McRae re vaping ban Aug 17, 2019
 - Invite to emerging Infectious Disease Table Top Meeting 10/2/19
 - email from Glenn Davis to dept heads Aug 21, 2019 emergency mgmt.
 - Lynnfield Emergency Management Agenda 9/5/19
 - email from Susanna Mello to Dalton re wireless "small cell" Aug 29, 2019
 - document on EMF 2 pages
 - email to Stephen Estes AWWA advisory on fluoride Aug 20, 2019
 - email to/from McRae/Tomasz Aug 22 and 23, 2019
 - email to/from Tomasz and McRae Aug 22, 23 2019 Lead in drinking water in schools
 - MDAR animal inspector meeting rec'd Sept 9, 2019
 - memo Sep 10, 2019 Fall Town Meeting
 - Board of Appeals meeting notice Sep 10, 2019
 - from McRae to Schaeffer Sept 10, 2019 re 3 cases on ZBA agenda

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, August 15, 2019**

Present:

**Rocco Iocco, DMD, Chair
Gail Link McCausland, DMD, Vice Chair
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk**

Attendance:

Nick Couris	83 Phillips Rd	Rep
Gordon Rogerson	Hayes Eng 603 Salem St	Wakefield Engineer Philips Rd
Andy Youngren	78 Pine Hill Rd	LCWD Commissioner
Jon Whyman	1 Tappan Ct	Rep
Jim Kavanaugh	710 Summer St	Engineer
Paul Marchionda	70 Bourque Rd	Self
Michael Thomas	1 Tappan Ct	Home Owner
Lynne Thomas	1 Tappan Ct	Home Owner

5:39 PM, BOH meeting called to order.

Minutes of Thursday, July 18, 2019: Vote to Approve 2:0

Minutes of Thursday, June 20, 2019: Tabled - No Comments

Minutes of Thursday, May 23, 2019: Tabled - No Comments

710 Summer St - Local Upgrade Approval

McRae opens explaining it's a septic permit plan with 6 variances. Her comments regarding this were answered by Jim Kavanaugh. Additionally, there was a plan to expand the house. Jim Kavanaugh explained the septic has to be placed in front of the house, as far from Pillings Pond as possible. Basement is finished but no bathrooms and adding a 2nd story and keeping number of bedrooms the same. In response to Dr. McCausland and Dr. Iocco's questions Jim Kavanaugh confirmed that the system was currently in the front of the house and had failed. Dr. Iocco was concerned with all the variances in relation to the pond. McRae said that one room was not marked (on the building application floor plan) as to it's use and with the new plan calling for a 2nd story with 3 bedrooms perhaps a 3 bedroom deed restriction would be needed. She also confirmed with Jim Kavanaugh that a barrier would be installed. Dr. McCausland made a motion to accept the 6 variances for 710 Summer St as listed in the packet based on getting a 3 bedroom deed restriction. Motion approved 2:0

After the motion, upon request by Jim Kavanaugh, Dr. McCausland did say that the board would be willing to reconsider the 3 bedroom deed restriction if they were given a new plan showing the rooms clearly marked; they could come back to the Sept meeting.

1 Tappan Court – Local Upgrade Approval

Whyman opened. Received 6 comments from Kristin. Agrees with all but #3. Would like to use a diverter valve to switch between old and new systems. He said this is done all over town. With a key he could turn valve and use the old system, letting the new one rest, and vice versa. He is asking that #3 be removed. McRae said DEP is currently researching the use of a diverter valve. She doesn't have DEP response yet. She also said she doesn't have a failed T5 yet, just a request to get a new septic. J Whyman notes ponding around d-box then recovers. Owner notes water comes out of the d-box in spring. Dr. Iocco and Dr. McCausland agreed that they would look at this (use of a diverter) next month when DEP gets back to us.

83 Phillips Rd, Lynnfield Center Water District – Variance in Zone 1

Kristin McRae opened by saying that (previously) Ken Burnham had said that the wells would be taken out of commission. Nick Couris said they are specifically not looking to withdraw the wells just to take them offline. The withdrawal permit would be affected. They do not want to decommission withdrawal possibilities; withdrawal permit would be reduced by DEP. The LCWD provided a letter (July 25, 2019) requesting to be on the Aug BOH meeting agenda and sent this to the abutters. A letter of support from an abutter dated August 14, 2019 was given to the BOH at the meeting. Gordie Rogerson asked for a 200' radius for wells around the tank and pump chamber. McRae replied that the septic tank and leaching field should have a 250' radius. McRae asked they mark the existing tight tank on the plan noting that the proposed tank and pump chamber would be farther away from the wells than the current tight tank. Dr. Iocco is concerned with the brown water issues facing LCWD and if the septic system is too close. The letter from Ken Burnham dated September 11, 2018 said all wells within 250' of septic tanks will be taken out of service permanently. McRae asks G Rogerson how many wells are less than 250' from proposed tank/pump chamber, in response, G Rogerson counted 27 or 28 wells will be < 250' from pump chamber. He also said he could install the septic 5' to 10' closer to property line. McRae asks G Rogerson, how many or if any wells are < 250' from leaching field, and G Rogerson confirms none. She commented that the tank and pump chamber are further away/not closer than the existing tight tank. McRae asked what the system was prior and there was a system of unknown location. Dr. Iocco said taking them (wells) offline and not taken out of service goes completely against Ken Burnham's letter. Dr. McCausland said they would need a new letter clarifying why they need a variance. Dr. Iocco asked for a letter to rescind the prior K Burnham letter and the reason for not decommissioning the wells. If BOH gets the letter it will go on the September BOH meeting.

Pillings Pond Tributary Clarification

Reviewed letter from Maribeth Chubb of MassDEP addressed to Marchionda and McRae re Pillings Pond and T5 regulation (310 CMR 15.211) dated July 19, 2019 (enclosed).

Lot Old Pillings Pond Road, Map 35 Lot 465 – New Construction, Variance

Kristin McRae said Board did not have all the facts before making their decision last month. The plan did not list a variance to Pillings Pond. Heard from DEP, Pillings Pond

is a tributary, so now need a variance on last months approved plan. P Marchionda notes 110' from Pillings Pond. New plan to submit with variance tributary to water supply. Dr. Iocco made a motion that McRae can approve a new submitted plan with variance showing <200' and form 9A submitted to her. Motion approved 2:0
Separately McRae asked Marchionda on his position with the MassDEP letter. He believes it does not meet the definition in the waste water regs as it is not a moving body of water.

Pillings Pond Water Sampling

Kristin McRae wanted to say that she appreciated the help of Evelyn and Sonny Noto. Dr. McCausland said the cost (<\$500 for lab tests) was worth it. Testing is done voluntarily as it is not a bathing beach. She asked where the signs were posted and asked that McRae check with DPW and Conservation. See also email from Patricia Fabbri (July 19, 2019) regarding activities on the pond and potential health problems. McRae said Conservation treats the pond with copper sulfide and checks plant growth in the pond. Dr. McCausland asked if the boat ramp, which is public, should have a no-bathing sign or if any sign is posted. She asked McRae to find out who authorizes boating permits. Dr. Iocco thought a notice should be put in the newspaper and asked McRae to draw up a notice for the September BOH meeting. McRae mentioned that a consultant, working with the Conservation Commission was doing a drone flyover which will detect irregularities and might show cesspools. Dr. McCausland asked what can be done if detect a failing system. In response McRae said the BOH always has a purview to request a T5 Inspection Report.

Private Well Regulations

Kristin McRae submitted a legal notice, approved by Tom Mullen, to Lynnfield Villager newspaper. Legal Notice was printed Lynnfield Villager Newspaper Wed July 31, 2019 (enclosed). Letter was sent to MassDEP (enclosed, July 26, 2019) with the new regulations.

Septic Loan Program - Discussion

Julie McCarthy on vacation. Kristin will get back to her.

Mosquito Control and Arbovirus Surveillance Program Reports

McRae drafted a press release for the Villager and Weekly Newspapers. BOH members agree this should be sent. Dr. McCausland said a copy should go to the schools and athletic director.

Flu Clinic Planning

McRae opened by saying we need to know how many doses we were given, how they were distributed and did we get reimbursed for them in order to reconcile. Currently there is about \$4000 in the revolving account. Need about \$5000 for 100 doses of High Dose. Sandy Wilson already placed an order need to discuss cancelling Sandy's order. After McRae went over Sandy's numbers of administered, returned, and state supplied, Dr. McCausland questioned what happened to the remaining vaccine and McRae agrees it needs to be more transparent. BOH could make money if it was tracked correctly. Dr.

Iocco told Kristin to contact Walgreens for the flu clinics and to cancel the other vaccine ordered by Sandy.

A Healthy Lynnfield

McRae attends monthly meetings; last month agenda enclosed. Discussed Interfaith video and upcoming Night of Hope event.

Health Director's Report for BOH Meeting Thursday 8/15/19:

Title 5: 165 Lowell Street, received an updated permit application to install a septic system; T Mullen's Office will advise.

There are outstanding cases where deadlines to repair/upgrade have lapsed.

Center/Main Street Plaza – See email with extension request. If have plan by Sept 9th and meeting on 19th with milestones of completion/timeframes then can take up the matter at the 19th BOH meeting.

2 & 4 Hampton Court – Grading and drainage issues; complaint logged.

Title 5 Waivers regarding setback to tributary and water supply discussion with MassDEP on the distances allowable by local approving authority: grant up to 100' (200' required) tributary and up to 200' (400' required) surface water supply. For sites that do not meet these we will need to further discuss, such as tight tanks.

Former Purley Burrell: 906-914 Salem St, received post remediation environmental notice today – see enclosed letter from River Hawk Environmental.

North Reading 200 Unit Ch 40B: See newspaper article 7/31/19 Villager : A 200-unit ch 40B in No Reading near Ipswich River may impact LCWD. See also MassGis map

Food Establishments:

Zinnebens, waffles and coffee, completed permit process for opening at Market St. Gaslight, received complaint of no hot water; one water heater was down, reported as fixed yesterday (8/14/19).

Town Owned Land Walsh/Willow: appeared as request for purchase on BOS agenda

Pillings Pond: Conservation Commission is working with a consultant on drone-imaging project for properties around the pond. Consultant requested 100 septic files from BOH, completed on Monday Aug 12th.

Drinking Water Quality: 2018 Annual Water Quality Reports were distributed by both water districts in Lynnfield.

Emergency Preparedness: Next meeting is Sept 5, 2019

MDPH: Request for Responses on share service arrangements/cross-jurisdictional sharing.

Conference: The annual MEHA conference is scheduled for Sept 11-13th. Conference includes tracks in food and environmental including septic.

McRae would like to attend either this MEHA conference or the MHOA conference in November. Will be discussing potential funding at the Sept 5th Region 3B meeting.

Middleton BOH Request for Peer Review: Middleton BOH requests coverage for certain projects associated with a developer from now until approx Nov. Only 2 requests so far, for a review of 2 wells water quality data at 16 & 21 Perkins Road. Dr. McCausland recalls that Middleton was a tremendous help to Lynnfield in transition to full-time agent/director. If becomes a lot of extra work, see if they will swap plans, such as Middleton review a Lynnfield septic plan.

Other Business -

Sign Invoices -

Correspondence -

Next BOH Meeting September 19, 2019 5:30PM

Ask Dr. Mendese if he is available for October 24, 2019 5:30PM

Adjourn 7:57PM

Attachments:

- Minutes of Thursday May 23, 2019
- Minutes of Thursday June 20, 2019
- Minutes of Thursday July 18, 2019
- DSCP permit for 710 Summer St. rec'd July 17, 2019
 - variance request
 - letter from McRae to Kavanaugh August 7, 2019
 - email response to August 7 letter from Kavanaugh to McRae Aug 13, 2019
 - plan view
 - email from Richter to McRae July 23, 2019
 - building permit app
 - Plan app for T5 and setback rec'd June 21, 2019
- 1 Tappan Court message to Whyman from Thomas August 7, 2019 forwarded to McRae
 - Memo from McRae to Serwatka July 25, 2019
 - email from McRae to Golden August 9, 2019 re diverter valve
- 83 Phillips Rd letter from Robert Almy to McRae July 25, 2019
 - waiver of wells 8/7/19 with plan excerpt
 - 310CMR 15.211 (2) 15.002
 - 15.410 and 15.411
 - 15.411 cont. thru 15.414
 - 15.414 cont. thru 15.416
 - certified mail receipts from abutters
 - 10 foot abutters list report
 - parcel map Phillips Road and 1666
 - board of assessors certification of abutters list
 - letter from abutter Gallagher to McRae August 14, 2019 rec'd 8/15
 - hand drawn on map showing tight tank from Rogerson 8/15/19
- Pillings Pond Tributary Clarification
 - letter from Chubb, MassDEP to Marchionda and McRae July 19, 2019
- Old Pillings Pond Rd email from Marchionda to McRae August 1, 2019
 - email from McRae to Marchionda August 9, 2019
 - app for Disposal System Construction permit rec'd July 24, 2019
- Pillings Pond Water Sampling G&L Labs ID# 90966
 - G&L custody record 7/31/19
 - sampling data
 - G&L analytical results

- email from Patty Fabbri to McRae July 19, 2019 re swimming in pond and cyanobacteria
- Private Well Regulations letter from McRae to Mass DEP July 26, 2019
 - legal notice
 - legal notice in Lynnfield Villager July 31, 2019
- Mosquito Control
 - Arbovirus Surveillance report with Risk Maps Aug 12, 2019
 - McRae Draft press release August 2019
- Flu Clinic Planning
 - YTD Budget Report for 2018/2019 Other Expenses Revolving Fund
 - Handwritten letter to Kristin and BOH from Sandy 7/9/19
 - 2018-19 Claims Submitted from Drougas
 - from McRae to Wilson request to fill out chart tracking flu vaccines
 - from McRae to Wilson request to fill out chart for mini-clinics
 - memo from McRae to Wilson re product delivery and distribution tracking 8/9/19
 - nurse deliveries start of new log sheet Aug 12, 2019
- A Healthy Lynnfield
 - Meeting Notice Substance Abuse Prevention Coalition August 12, 2019
 - Holistic Health Series meeting September 7, 2019
 - Funding Announcement Webinar August 13, 2019
 - Promoting Positive Mental Health October 16 & 18, 2019
 - newspaper article Jones Secures \$50,000 funding
- Record of Communication/Health Directors Report for BOH mtg 8/15/19
- gmail from Parker to Mullen re extension Aug 12, 2019
 - gmail from McRae to Mullen re Aug 12 gmail Aug 13, 2019
 - gmail from Mullen to Parker Aug 12, 2019 response to Parker's gmail
 - gmail from/to Mullen, McRae re next BOH mtg Aug 12, 2019
- River Hawk Environmental August 6, 2019 re 906-914 Salem St.
 - site location plan figure 1 May 3, 2019
 - site location plan figure 2A May 3, 2019
 - site location plan figure 2B May 3, 2019
- newspaper article Lynnfield Villager July 31, 2019 re 200 unit Ch 40B in N. Reading
 - GIS Oliver map
- GIS Oliver map Walsh Rd Lynnfield
- email from Ferland to Local Public Health Colleagues re shared service arrangements Aug 14, 2019
- Zoning Board of Appeals Agenda rec'd July 24, 2019
- Memo Board of Appeals from McRae re 36 Alexandra Rd Aug 5, 2019
 - GIS Oliver map

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, July 18, 2019**

Present:

Rocco Iocco, DMD, Chair
Gail Link McCausland, DMD, Vice Chair
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk

Attendance:

Luke Roy	13 Underhill Rd	Engineer
Jon Whyman	127 Summer St	Contractor/Installer
Michael Borseti	4 Richards Rd	Homeowner
Sandra Wilson	Public Health Nurse	
Diane Borseti	4 Richards Rd	Homeowner
Carmelina Padovani	127 Summer St	Director/School
David Garlow	127 Summer St	Parisioner/Church

5:35 PM, BOH meeting called to order.

Minutes of Thursday, April 25, 2019: Vote to Approve 2:0

Minutes of Thursday, May 23, 2019: reviewed by Dr. Iocco - no objections

Minutes of Thursday, June 20, 2019: reviewed by Dr. McCausland - no objections

4 Richards Road – Title 5 Needs Further Evaluation

Mike and Diane Borseti are looking to sell after 29 years. McRae said the septic is located within zone 1 water district which triggers a T5 review. The system is essentially functioning. There was a leaking toilet but owners submitted a receipt for repair. There is some deterioration in the D-box. J Pezzella did the T5 and in conversation stated it could go either way but if required to be replace would be justified. McCausland said there is no need to replace the D-box as it is documented in the Title 5 report. Dr Iocco made a motion to accept the T5 as submitted based on fact it's in water district and water commission not having any objections or concerns. **Motion approved 2:0**

127 Summer Street, St. Paul's Church and Pre-School – New Construction

McRae opened. Planning to expand the school program within the church. Will need to add chambers to existing system. It needs full compliance with no variances. On the email from 7/11/19 she had a few questions; missing water records and question on 3 or 2 lines into tank. Whyman replied 300-400 gal/day. Dr. McCausland gave Kristin the authority to verify if the water records are within limits. Whyman said there will be 73 students, 8 staff and 125 seats in church. The tanks are too small, can't reuse, will need new tanks. McRae said the existing system should be abandoned; was supposed to be abandoned when current system was installed and now with an increase in flow it will not have the capacity. Per Whyman, in the past the current system failed due to frozen sagging pipes. Whyman plans to replace sagging pipes. Whyman would like to keep extra system as backup. Dr. McCausland is concerned with ground water with abandoned system. Kristin wants to be sure the line is disconnected. Whyman also

asked not to cut the parking lot as it would be an additional \$4000 to \$5000 expense for the church. Kristin said if in future parking lot is dug up then remove the old system. In response to Dr. Iocco's inquiry Whyman said there are no conservation issues. McRae contacted the Dept of Early Education and they seemed aware of the expansion. Dr. Iocco made a motion to approve the design for renovation at 127 Summer St based on the old system being disconnected and variance for inlet (invert into tank) as long as at least 1" separation, all dependent on water usage submitted to Kristin. **Motion approved 2:0**

13 Underhill Rd – New Construction

Luke Roy was there on behalf of applicant Richard Rosa. A new 4 bedroom dwelling is to be constructed to replace the old 3 bedroom. It fully complies, no variances needed. The existing cesspool will be removed. He said there is a wetland area on the opposite side of Underhill. Dr. Iocco asked if it had been torn down yet and a building permit filed. Luke replied no. Dr. Iocco made a motion to accept the new design system for 13 Underhill with no variances and the design system as submitted. **Motion approved 2:0**

Flu Clinic Planning - Moved out of order

McRae opened explaining that in prior meeting that, due to lack of money in revolving account and no downside by using Walgreens, they were going to forego purchasing high dose. However, in the meantime, Sandy had secured the vaccine, although she could cancel it. McRae said there is a new rep from Sanofi and all orders will be delayed this year, won't ship until September. Dr. McCausland asked if we had ever figured out how much we made from the flu. McRae replied we have never had a full accounting, all vaccines given and every claim processed but there was a \$4600 expenditure for vaccine (high dose). Dr. Iocco confirmed that there was no expenditure at Walgreens. Sandy gave out a UMASS medical sheet showing what they give us. McRae said the reimbursements go to the fire station account first making it difficult to track. Sandy said people don't like to go to practices but prefer clinics. Dr. McCausland replied most children go to their pediatricians. Dr. Iocco said the focus should be on the senior center and town employees. He explained the BOH runs lean, didn't get the \$6000 asked for, and can't spend money before it gets it. He asked that he be given the #'s before cancelling the order.

McRae asked if the packages coming to the BOH are being dispersed to Lynnfield residents. Whereupon Sandy said they were given to needy people at different homes and organizations. Dr. McCausland asked what criteria she used to disperse them. Dr. Iocco said it needs to be documented, names and addresses. He asked if Sandy solicited these. She replied some. McRae requested if she fills out a form to give her a copy. Dr. McCausland asked to have the distributions documented, where they are going. It was decided that any samples distributed be put into a log book with in and out dates, where distributed, etc. It needs to be more transparent. Linda will log it in then Sandy will fill in date, amount and to whom distributed.

Private Well Regulations

McRae handed out a new draft of the Lynnfield BOH Regulations for Private Wells. They discussed Page 10 #6 & 9 regarding testing requirements and concluded testing req'd at initial installation and when a T5 is required. In reply to Dr. Iocco, McRae said the permit fee is \$500 for a potable drinking well. After discussion it was decided the effective date (page 18 XVII) would be Sept 1, 2019. Notify Title 5 Inspectors. Kristin will send a copy to Tom Mullen. Dr. McCausland asked it be included in agenda until September BOH meeting. Dr. Iocco made a motion to approve the Lynnfield Board of Health Regulations for Private Wells as submitted with effective date of September 1, 2019. **Motion approved 2:0**

Septic Loan Program - Discussion

McRae opened by saying there was \$1,000,000 available to lend. There was \$33,000 in a previous loan. The interest rate is 5%. McRae suggested that on a quarterly basis it could be announced in the newspaper that they were accepting loan applications. Linda could review the filled-out applications. Dr McCausland asked if there was administrative money. The interest goes back in to pay the administration fee and back into the loan program. She asked Kristin to check with payroll if there could be a second pay for administration.

A Healthy Lynnfield

McRae attends monthly meetings; last month agenda enclosed. Kristin did a video on the Common as part of the launch for Interface (referral service). There is a walk scheduled from Middle School to Common on Sept 22.

Health Director's Report for BOH Meeting Thursday 7/18/19:

Food Establishments/CBD:

McRae sent a letter on 2/11/19 to multi-agency, FDA, Dept Agriculture, Cannabis Control regarding edible or dietary supplement products with CBD sold in convenient stores. FDA provided a written response – see 3-page response May 23, 2019. MDAR has not responded directly but has published material and MDPH provided a Q/A sheet – see enclosed.

Tobacco Control: Ron Beauregard was contacted to engage in outreach discussion to Center Market for complaint on JUUL sales to underage. However in the meantime R Dolan met personally with the owner/operator to discuss complaints that he heard. MDPH and MHOA have developed a free online course to help tobacco retailers teach employees how to check ID's. R Beauregard agrees BOH could send mailer to our tobacco retailers for their reference/use of the training.

Food Establishments: Bottled water delivery inquiry received regarding 165 Lowell St. Contacted MDPH and MassDEP for input. MDPH provided application for and link to regulations for which they would need to comply and we mailed this to the applicant.

Title 5: 165 Lowell Street, received an updated permit application to install a septic system.

There are outstanding cases where deadlines to repair/upgrade have lapsed. Grandview Estates complaint is open due to bare spots to re-seed over leaching field expect final resolution with developer otherwise will refer to BOH Aug agenda.

Center/Main Street Plaza – An engineer with Hancock Associates has been in contact with BOH office and MassDEP on revising a design plan for the plaza.

Pillings Pond – As follow up from last meeting, sent MassDEP letters to inquire whether

Pillings Pond is deemed a tributary requiring 200' setback listed in 15.211; awaiting response.

Pillings Pond Sampling: Coordinating the annual sampling and lab testing. We had an inquiry from resident on posting to the public that Pillings Pond is not for swimming.

Beaver Trapping: Town Engineer made request for emergency trapping of beavers for two locations 1) culvert at Chestnut/Main and 2) Beaver Dam Brook off Lee Road that have been completed. Separately MSPCA sent BOH a mailer with informational materials on installing water flow devices; share info with Town Engineer.

Emergency Preparedness: As part of our efforts as a coalition member we received an iPad, privacy curtains for an EDS, and vaccine transportable coolers.

Governor Baker proclamation Hurricane Preparedness Week July 14th-20th

Mosquito Control: The MDPH arbovirus program collected updated contact info for Lynnfield, changing chairman to Dr. Iocco. First surveillance report June 9-15th. The most recent report week of July 13, 2019 had one mosquito test positive for WNV in Boston.

Drinking Water Quality: 2018 Annual Water Quality Reports were distributed by both water districts in Lynnfield.

MEHA Yankee Conference: The annual conference is scheduled for Sept 11-13th. Conference includes tracks in food and environmental including septic. McRae would like to attend.

Other Business –

- Bob Curtin contacted Dr. Iocco about being re-appointed. He was sworn in by Trudy. Dr. McCausland was also sworn in.
- Phil Crawford was determined to be the liason to BOH
- The minutes will be posted to the website

Sign Invoices –

Kristin gave July mileage to Dr. Iocco to sign

Kristin gave annual fee of \$100 for National Environmental to board to be signed

Correspondence –

Next BOH Meeting August 15, 2019	5:30PM
September 19, 2019	5:30PM
October 17, 2019	5:30PM

Adjourn 7:36PM

Attachments:

- rec'd from S Wilson at meeting – Commercial and Medicare payments 2018-2019
- Minutes of Thursday April 25, 2019
- Minutes of Thursday May 23, 2019
- Minutes of Thursday June 20, 2019
- Letter from McRae to Robert Almy July 2, 2019, 4 Richards Road
 - Email from Nick Couris to McRae Jul 16, 2019
 - Bill from Bill's Plumbing and Heating 6/24/19 to Service toilet
 - Bill from Service Pumping & Drain 6/24/19
 - Record of Communication 7/15/19 J Pezzella
 - System Upgrade variance req'd
- DSCP for 127 Summer St 5/10/19

- Email to Whyman from McRae Jul 11, 2019 re BOH mtg agenda
- variance request 7/5/19
- design criteria and soil data
- field verification rec'd from Whyman Jul 16, 2019
- T5 July 17, 2019 Passes, Page 1, 8, 16
- Letter from McRae to Serwatka May 20, 2019
- email from Serwatka to McRae May 22, 2019
- DSCP for 13 Underhill Rd 5/20/19
 - Approx wetland line
 - email from/to McRae and Luke Roy July 12 and 15, 2019
 - memo to Roy from McRae July 12, 2019 re proposed subsurface disposal system
 - MassGIS map
- Draft Lynnfield Board of Health regulations for Private Wells July 2019
- email re T5 Septic Loan authorizations 5/20/19 from/to Joshua Derouen, McCarthy, McRae
- handwritten note from Sandy Wilson to Kristin and Board members re pre-booked flu doses 7/9/19
 - 7/15/19 re Shelby Aston from Sanofi Pasteur – orders will be delayed
 - vaccine returned to MDPH 7/10/19
 - email to Kristin 2019-2020 flu vaccine allocation/change request July 10, 2019
 - memo from Kristin to Sandy July 10, 2019 re products and deliveries
- Mtg notice Lynnfield Substance Abuse July 8, 2019 agenda
 - Interface video July 2019
 - William James College Interface referral service
 - Interface Marketing
 - A Night of Hope September 22, 2019
 - A Healthy Lynnfield Prevention Series re CBD products
- Record of Communication/Health Directors Report for BOH mtg 7/18/19
- letter from US Food and Drug Administration to McRae May 23, 2019 re CBD
- Mass Dept of Public Health re CBD June 2019
- Hurricane Preparedness Week
- Arbovirus Surveillance Program Report 7/7/19 – 7/13/19
- 2018 LCWD drinking water quality report
- Lynnfield Center Water District's Source Water Assessment Program
- Water Use Restrictions
- Lynnfield Water District #3164001
- Yankee Conference Sept 11-13, 2019
- Yankee Conference 2019 Seminar Schedule
- email to/from Curtin/McRae July 18, 2019
- email Trudy Reid July 18, 2019 Meeting Minutes

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, June 20, 2019**

Present:

**Gail Link McCausland, DMD, Vice Chair
Dr. Gary Mendese, Member
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk**

Attendance:

Jen Connell	7 Horseshoe Dr	
Shawn C. Jordan	7 Horseshoe Dr	
Andrew McClaskey	745 Main St	
Steve & Trudy Grasso	49 Lakeview Ave	
Christine Malone	Greater Lynn Senior Services (GLSS)	
Ralph Simard	90 Papist N. Reading	
Susan Testa	GLSS	
Tony Radway	880 Summer St	
Tim Doyle	26 Main St	
Jim Kavanaugh	45 Lakeview Ave	
Charles Richter	Town Engineer	
Paul Marchionda	62 Montvale Ave Stoneham	Engineer
Peter Ogren	Hayes Eng Inc. 603 Salem St	Eng
Craig Marchionda	62 Montvale Ave Stoneham	Engineer
Monica Passeno	10 Mechanic St Worcester	AG Offices Atight
tankorney		

5:34 PM, BOH meeting called to order.

Minutes of Thursday, April 25, 2019:

Minutes of Thursday, May 23, 2019:

Motion to table both minutes since Dr. Iocco not present

Motion to Table Minutes approved 2:0

Will move, 880 Summer St, out of order once representative, Monica Passeno of Attorney General Office arrives.

45 Lakeview Avenue – Local Upgrade Approval / TIGHT TANK

Kavanaugh opens. This is 2nd time before the BOH. There are no other options on site other than TIGHT TANK. He placed TIGHT TANK as physically off pond as possible. Whether it is a tributary or not there is nowhere else to put it. Dr. McCausland commented that there was concern at the last BOH mtg about the # of pumps/week on a TIGHT TANK. Kristin said it's allowable to do this if there is no other place to put it. J Kavanaugh states there is a flood plain and calculations wouldn't fit/support a system. Can stipulate monthly monitoring, alarm checked monthly, floats/tee, make sure solid waste pumped out. The neighbor commented that the trucks will have to back out and

dangerous with children around. Kristin also brought up that, since the last meeting, she has rec'd a building applic to add a 2nd story with 3 bedrooms upstairs. Dr. McCausland asked if this had been approved by zoning as a full lot. McRae said it used to be a year-round camp. The neighbor once again asked if it could be put where the garage is. But was told they don't have the right to ask it be torn down. Dr. Mendese feels there is not much new information or compromise with the neighbor since last meeting. Dr. Mendese was concerned saying this has never been done before (tight tank) the frequency of the pumping, and not entirely sure there wasn't another solution, plus now an addition. Neighbor wants to put it on the other side, more land there. Dr. McCausland said the main issue won't be changed by moving the tank. Kavanaugh said a monolithic tank, bigger, 2500 gallons wouldn't help much. Would only be an additional 500 gallons. Dr. Mendese reiterated they could not make a decision last month to sign off, and still not comfortable. Dr. McCausland asked if everyone was in agreement that the TIGHT TANK was only solution possible. McRae asks if everything has been exhausted; it seems so. Kavanaugh reiterated you can't fit anything besides a TIGHT TANK. Ralph Simard, who represents the owner, said you can't get anything in there, an SAS would be 5' tall with retaining wall and off property line, can't put on other side closer to wetlands. It (tight tank) would be below grade. Dr. Mendese said BOH can set up condition, pumping at certain time, etc. There's only so much the BOH can do. McRae said they could vote contingent on an O&M plan, alarm, alarm panel which is visible and audible, inlet T in tank, inspect for solids in tank, pump and a minimum of monthly report coming in to BOH, and a contract in place with pumper. Also, she could not issue the permit unless they have a document in place. Simard asked to have the TIGHT TANK permit signed tonight. McRae said she was not comfortable with that and referenced the regulation that requires Registry of Deeds before can sign permit. Dr. McCausland said they will give conditional approval. As soon as the above conditions were met McRae would sign. The neighbor again asked that the old tank (cesspool) be taken out that is on his property. Kavanaugh agreed. Dr. McCausland returned to the issue of the building permit. Dr. Mendese said they are not changing the number of bedrooms. Dr. McCausland made a motion to accept the variances as written for tight tank conditional on an O&M plan, alarm, alarm panel which is visible and audible, inlet T in tank, inspect for solids in tank, pump and a minimum of monthly report coming in to BOH, and a contract in place with pumper; Registry of Deeds before sign permit.

Motion approved 2:0

Dr. McCausland commented the neighborly thing to do is to notify neighbors of the pumping as the abutter was concerned about frequency of pumping though the BOH is not stipulating that.

880 Summer St – Housing Taken out of order

McRae opened – new information from Attorney General's office and Attorney Doyle that they did not have at prior meeting. AG had sent out notice to owner. Monica Passero from AG office spoke next. She works with abandoned properties. Her office took the information, met with McRae, and sent letter to the owners, attorneys, and Tony Radway. If no plans to rectify, then can request court to make repairs. Attorney Doyle said a plan of action needs to be executed, 90 days is lengthy process. The issue is getting access, removing property, making repairs, and what to do with the occupant. Dr.

McCausland said it's a little over a year since this started; one puzzle piece. The BOH tried to let it resolve. Attorney Doyle said the matter was dismissed at the Peabody District Court so it is under the BOH and the AG office. McRae said she is comfortable with the letter of June 20, 2019 as long as the property is not occupied and some means to provide for the care of the occupant. The next piece is what the AG recommends. Passero said a notice to quit requires 1st to 1st, 30 days due process; so August 1, 2019. Steps the owner would need to take once it gets to court, needs to meet sanitary regulations. Comfortable with progressing. A September date would be better. Dr. McCausland replied before the weather gets bad again. Attorney Doyle said they have made other attempts that didn't work out. Sue Testa said Tony would like to speak. Tony said he wanted to fix the house. Dr. McCausland said they would put it on the BOH September agenda.

127 Summer St, St. Paul's Church and Pre-School – New Construction

No one here so will be tabled.

35 So Common Street, Town of Lynnfield – Variance/Local Upgrade Approval

Per the letter from Richter to Iocco dated May 16, 2019 McCausland made a motion to waive the Board of Health fees for the septic system upgrades to Lynnfield Public Library, Meeting House, and the building located at #35 South Common Street.

Motion approved 2:0

Richter interpreted reply of Lynn Water and Sewer to put it in the best possible place. McRae asked about the slope in pipe. Ogren replied they will keep it as high as possible, represents max feasible compliance. He will get the T5 upgrade form to McRae. Ogren said will revise pitch to 1% to D-box. Richter said will drop it 2/10 and that will be fine. McCausland made a motion to approve the plan for 35 So Common Street with one change of pitch of pipe from .5% to 1%.

Motion approved 2:0

Library, Meeting House, Map/Parcel 24-2265 & 2355 Local Upgrade Approval

Richter discussed the catch basin, put in barrier to prevent leaching to street, and put sleeves on pipes. Regarding the pump configuration, Ogren notes because settled sewage, the outlet is now above the inlet. He does not see a need to change placement of the tees on the revised pump configuration. Ogren said he is concerned with freezing. It will be pumped twice. McRae said she needs form 9A. Also, asked will Hayes supervise the project? This is not currently on the plan. Richter said they fully intend to have Hayes supervise. Comments addressed. Regarding a new kitchen renovation, McRae said a man came in to her office representing the Meeting House and told her they wanted to renovate the kitchen. She said it will need a grease trap both external and internal. Richter notes can't fit an exterior grease trap. Believes intent is to upgrade the facility without an increase. Richter replied you can't segregate the kitchen waste from the other waste. Richter said they were looking to update the kitchen facility. They will have catered food; willing to do under the sink grease trap; didn't capture external grease trap now. Dr. McCausland made a motion to accept the plan for local upgrade approval for the Library/Meeting House, Map/Parcel 24-2265 & 2355. **Motion approved 2:0**

Lot Old Pillings Pond Road, Map 35 Lot 465 – New Construction

McRae opens with this is new construction with 2 bedrooms with map/lot as written. Paul and Craig Marchionda are here to present. Paul Marchionda replies to comments (see Plan review comments June 18, 2019) saying it is a vacant lot; a drip disposal system is a better system, less fill required on lot; most current certification from the DEP; part of house is a slab. In response to McRae's question why choosing this technology verses the trench plan with reserve, he said a lot less fill is required on lot. Marchionda notes Pillings Pond is not a tributary to the water supply. He cites 310 CMR 15.002 as definition of a tributary. He believes 200' does not apply. McRae said it's unfortunate the Mass DEP wastewater program did not reply yet as it does make a difference if it's a tributary or not and Bruce Brouck of the Drinking Water Program says it is a tributary (email exchanges). The plan shows it as a 2 bedroom house; it will have 5 total habitable rooms. Strip out top and subsoil, A & B to C and place in sand fill. McRae questioned why they didn't put in a regular septic system. Due to 5' separation, lot of fill needed so the perc rite makes a better lot look. Would require a lot of fill so using the perc-rite system. Dr. McCausland said BOH is trying to protect the drinking water so if drinking water is okay then go ahead with it. Dr. McCausland notes wish the waste water division got back to us with a definitive answer. McRae repeated she was looking for DEP answer. McCausland said to let Mass DEP know, send a letter, and ask they let us know if a problem with the interpretation of Pillings Pond and copy Paul Marchionda on letter. Dr. McCausland made a motion to accept the new construction at Old Pillings Pond Rd, Map 35 Lot 465 with all perc-rite disposal system requirements being met. **Motion approved 2:0**

745 Main Street – Septic Tank and Ejector Pump

Andrew McClaskey, owner, gave a handout during meeting. He said he's been in house 8 years, 1080 sq. ft, 1 bath. The basement is same size as the ranch. They have a 1000 gal tank that came with the house; a sandy gravel base that perks quickly. He is not adding bedrooms, just a bathroom in basement. He said he is doing this for his grandson who is handicapped and needs a large area to bathe. Installed a new grinder that macerates. He plumbed correctly 2" to 4" main. Dr. McCausland said she wasn't sure why Health Dept was not informed before building. McRae commented an ejector pump triggers a review when adding to house. McClaskey said he could change out grinder pump to a regular one (non-grinder). Dr. McCausland asked about swapping out size of tank. McRae responded if tank could be upgraded to multi-compartment it could save single trench and they could use the grinder pump. Also a non-grinder would be preferred if not changing tank. A macerator pump on this system could fail sooner. Dr. Mendese and McCausland commented if swap out ejector sewerage pump to a non-grinder then upon sale of home mandate that septic be upgraded at time of sale. Owner questioned prior to selling get new system? Dr. Mendese said he felt uncomfortable putting definite restriction to update system when sell. McRae asked he submit a new spec sheet showing a non-grinder pump. Dr. McCausland made a motion to grant the variance with a non-grinder ejector pump with existing tank instead of 1500 gal tank and with restriction within next 2 years to get a T5 Inspection done (by 6/20/2021). **Motion approved 2:0**

Septic Loan Program - Discussion

Dr. McCausland suggested they have a separate meeting to discuss this. In the past, Tom Mullen had said they would have to advertise the offering; McRae believes it could be quarterly; rate the applications; low income; environmentally sensitive; failed system. It was decided to inform the town accountant the intention is not to end this program and there will be a further meeting on this.

Anoush'ella Market Street – Food Code Variance Outer Openings Protected

See letter of request for variance. Dr. McCausland made a motion to grant the variance request for open window without a screen (air curtain in place). **Motion approved 2:0**

A Healthy Lynnfield

McRae attends monthly meetings; last month agenda enclosed as the meeting date was moved she was not able to attend. She discussed the INTERFACE referral help line. Also discussed the May 23, 2019 FDA letter regarding CBD. Mentioned the Night of Hope Sept 22, 2019 walk and that BOH may want to consider as McRae cannot attend all events.

Health Director's Report June 2019:

Title 5: There are outstanding cases where deadlines to repair/upgrade have lapsed. 22 Thomas Road was sold and a new notice of non-compliance was issued. 35 Elmwood is an open case as grading/abutter/conservation issues arose. Grandview Estates complaint is open due to bare spots to re-seed over leaching field and soil/stone piles to remove from reserve area, expect final resolution with developer.

Tobacco Control: Ron Beauregard was contacted to engage in outreach discussion to Center Market for complaint on JUUL sales to underage. R Dolan expresses he will personally make visit to the owner/operator to discuss complaints that he heard. MDPH and MHOA have developed a free online course to help tobacco retailers teach employees how to check ID's. R Beauregard agrees BOH could send mailer to our tobacco retailers for their reference/use of the training. Email from Lester Hartman May 31, 2019 on subject of restricting and banning flavors to include banning mint and menthol.

Food Establishments: Lynnfield Community Church looking to renovate following a fire from awhile ago (issue w/insurance co). Scaled back their plan on food events; septic undersized.

Taste of Market Street – June 23rd, A coordinator from Market Street has gathered the participating restaurants temporary food applic and submit tight tanked to the BOH; 2 hr event with Market St only food vendors.

Food Establishments/CBD:

McRae sent a letight tanker on 2/11/19 to multi-agency, FDA, Dept Agriculture, Cannabis Control regarding edible or dietary supplement products with CDB sold in convenient stores. FDA provided a writight tanken response – see 3-page response May 23, 2019. MDAR has not responded directly but has published material and MDPH provided a Q/A sheet –see enclosed.

- Minutes of Thursday April 25, 2019
- Minutes of Thursday May 23, 2019
- email from McRae to Golden and Bouck June 12, 2019 re Issues Pilling Pond and Tributary
- Record of Communication 6/12/19 from Bouck
- App for 45 Lakeview Ave DSCP permit 4/2/19
 - variance request
 - form 9A revised page 6/17/19
 - building permit 6/14/
 - Unofficial property record – CAMP/YRND
 - Patriot Properties

- Plan of Land
- letter May 20, 2019 from McRae to Kavanaugh – review
- email May 23, 2019 to McRae from Kavanaugh – revised plans attached
- email May 17, 2019 Golden to McRae re approved LUA
- email to/from Kavanaugh and Richter May 14&15, 2019 re property line
- 15.260 Tight Tanks
- 127 Summer St – St. Pauls 5/22/19 record of communication Whyman/McRae
 - App for 127 Summer St DSCP permit 5/10/19
 - design criteria
 - request to expand existing system
 - letter from McRae to Serwatka May 20, 2019 re plan review
 - letter from Serwatka to McRae in response to 5/20 letter May 22, 2019
- 35 South Common St
 - letter from Richter to Iocco May 16, 2019 requesting waiver of BOH fees
 - App for 35 South Common DSCP permit April 10, 2019
 - letter from McRae to Ogren May 22, 2019 re Upgrade
 - email from Golden to McRae May 22, 2019 re 100' tributary
 - letter from Dawe to McRae June 10, 2019 re proposed septic system
 - 15.002 and -15.222 building sewers definitions
- Library/Meeting House DSCP permit 5/7/19
 - letter from McRae to Ogren 5/22/19 re upgrade
 - email from McRae to Charlie and Gordie peer review Jun 18, 2019
 - 15.227 Placement and Construction of Tees
 - letter from McRae to Ogren 5/22/19 re upgrade
 - email from McRae to Charlie and Gordie peer review Jun 18, 2019
 - email from McRae to Johnson May 22, 2019 with link to CULTEC
 - email from Dawe to McRae June 11, 2019 comment letter attachments
 - email from Dawe to McRae May 31, 2019
 - letter from Dawe to McRae June 10, 2019
 - record of communication June 10, 2019 re meeting house events
 - Pretreatment units – grease traps
- 880 Summer St
 - Email June 13, 2019 BOH meeting agenda June 13, 2019
 - letter from Passeno to Radway May 30, 2019
 - email from McRae to Doyle May 17, 2019 re BOH meeting May 23, 2019
 - letter from Doyle to McRae April 25, 2019
 - inspection report 5/22/19 re status of open housing case
 - Contact info for Monica Passeno, Assistant Attorney General
 - letter from McRae to Tony and Arnold Radway April 6, 2018 re Notice of Hearing
 - Correction Order April 6, 2018 CMR 410.0 from McRae to Tom and Arnold Radway
- Old Pillings Pond Rd map 35 parcel 465
 - letter from Marchionda to McRae May 22, 2019 proposed septic
 - email to/from Bruce Bouck, Marchionda April 5, 2019
 - email to/from Bruce Bouck, Marchionda April 16, 2019
 - email to Golden from Marchionda April 17, 2019
 - plan review comments from McRae to Marchionda June 18, 2019

- perc-rite drip dispersal design from Sarmanian to BOH May 20, 2019
- certificate for general use DEP applicant American Manufacturing Company 15 pages
- Oliver map GIS 5/28/19
- letter from Marchionda to McRae June 20, 2019 Proposed Disposal System Review
- 745 Main St
 - packet distributed at BOH mtg June 20, 2019 to BOH from McClaskey & Wilbraham
 - email to/from McClaskey/McRae June 6, 7, 10, 2019
 - unofficial property record card
 - email to/from Dolan/ McRae/ Michael Smith/Doran/McClaskey May 22, June 6, 2019
 - 15.229 Pumping to Septic Tanks 4/1/19
 - T5 Official Inspection 9/1/10 15 pages
- Septic Loan program
 - email McCarthy to McRae May 20, 2019 re loan authorizations
- Anoush'ella Market St variance request rec'd May 20, 2019
- A Healthy Lynnfield Meeting Notice June 17, 2019
 - Interface PSA with Veterans Officer and Health Dept June 19, 2019
 - Interface Referral service helpline to Dolan, Crawford, Nacarro, etc.
 - letter from FDA, Alexander to McRae May 23, 2019 reply re CBD
 - Mass Dept of Public Health June 2019 CBD in food
 - CBD Product – What's the Deal
 - letter from Carmela Dalton May 24, 2019
 - A Night of Hope Sep 22, 2019
- record of communication from Beauregard 6/20/19 re complaint Center Market
- Director's Report June 2019
- Tobacco Retailer training for Store Personnel June 10, 2019
- email Tobacco Retailer training for Store Personnel June 7, 2019
- email to McRae from Hartman May 31, 2019 mint and menthol restriction/ban
- letter to McRae from Marino May 22, 2019 re Lynnfield Community Church rebuilding after fire
- Permit to trap and remove problem animal/beaver June 21, 2019
- App for 10-day emergency beaver permit 6/10/19
- email Richter to McRae Jun 7, 2019 Chestnut St Culvert at Beaver Dam Brook
- Permit to trap and remove problem animal/beaver June 11, 2019
- App for 10-day emergency beaver permit 6/10/19
- Letter to Health Dept from Edward Baud May 29, 2019
- email to/from Dawes/Richter June 6, 10 2019
- Annual report Medical Reserve Corp FY 2018-2019
- email to McRae re Medicare Payment notice for \$75.51 May 30, 2019
- email from McRae to Christine/Linda May 28, 2019 re Another reimbursement for Flu \$2458.18 and \$2189.79
- Mass Dept of Public Health Arbovirus Surveillance Report for week 24
- letter from O'Connor to Chair BOH May 21, 2019
- 2019 Notice to Local Boards of Health from De Peiza June 7, 2019
- Lynnfield Water District #3164001
- Water report lead service line
- Guidance or Lead in School Drinking Water May 21, 2019

- Summer Workshop Understanding the Basics of Parliamentary Procedures July 10, 2019
- Solaware
- Better Oral Health Coalition Jun 14, 2019
- email to McRae from Peznola 584-590 Main St Jun 20, 2019 re Presby system
- email from Lambe Road A revised subdivision plans Jun 20, 2019

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, May 23, 2019**

Present:

**Rocco Iocco, DMD, Chair
Dr. Gary Mendese, Member
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk**

Attendance:

Steve & Trudy Grasso	49 Lakeview Ave
Timothy Doyle, Esq	26 Main St. Lynnfield
Jennifer Connell	880 Summer St
Jim Kavanaugh	45 Lakeview Ave
Pat Campbell	7 Patrice Lane
Charlie Richter	Town Engineer
Gordie Rogerson	Hayes Engineering
Christine Malone	Greater Lynn Senior Services
Susan Testa	Greater Lynn Senior Services

5:30 PM, BOH meeting called to order.

Minutes of Thursday, April 25, 2019: Vote to Approve postponed to next mtg; only one member present from that meeting.

45 Lakeview Ave – Local Upgrade Approval/Tight Tank

Jim Kavanaugh, PE gave green card, PO receipt, for notice to abutters to McRae. He discussed how this was an existing 3 bedroom, on the pond, in flood plain, an almost impossible site. He is looking to install a tight tank. Dr. Iocco questioned if this is a repair. Yes, it's currently a cesspool on the neighbor's property. He indicates the neighbor, Trudy Grasso, is on board with a tight tank; though neighbor expresses concerns. 1. Too close to their property and 2. Gas line. The gas line will be relocated and repairs will be done to whatever is disturbed. J Kavanaugh is requesting 3 variances; a setback from the slab foundation; a setback from the tributary; a setback from property line. He said the town engineer has no concerns but needs to be on the property (and surveyed; see email from Town Engineer enclosed). This is the first time a tight tank has been done for T5 purposes and a tight tank has to be pumped out regularly. Pat Campbell asked what will happen if it's not pumped regularly. McRae responded an alarm would sound and they would likely experience it in the house first. Dr. Iocco said he is concerned with going with a 2000 gal tank that has to be pumped every 2 weeks. Neighbor concerned with the odor from having the tank pumped so frequently. Neighbor said she spoke with an engineer/rep who suggested they sell them some of their land. Dr. Mendese asked if it would be worth getting this person together with the homeowner. McRae asked Kavanaugh if he looked into innovative technology to see if there is anything that gives a reduction in size and to ground water. Dr. Iocco made a motion to

table it to next meeting and to have Kavanaugh talk to neighbor and their engineer/rep to see if a better solution can be worked out before the BOH will approve the tight tank. Tabled until next meeting.

127 Summer Street, St. Paul's Church and Pre-School – New Construction

Postpone until next meeting; record of communication with J Whyman.

35 South Common Street, Town of Lynnfield – Variance Local Upgrade Approval

Charlie Richter spoke representing the Town of Lynnfield. Currently the house is vacant. The cesspool is in ground water. Gordie Rogerson did a T5 (and perc test) showing leach pit in ground water by 8". He gave copies of the plan to Dr. Iocco and Dr. Mendese. Refer to plan review comments by McRae dated May 22, 2019. McRae commented on the pitch of the pipe and G Rogerson notes this was only a typographical error corrected on revised plan. It does meet the 1% slope with gravity system to leaching field. A new tank, put in the same location as the old, will still require a variance for <100' to a tributary. Dr. Iocco said that the initial idea was to have 1 system for all 3 places. This has now been modified to 2 separate systems. McRae asked G Rogerson if he is confident that a .5% slope is sufficient. He responded yes as long as it is installed properly, imbedded in stone. McRae said he might have to construct a new swale on town property. Richter said he is agreeable to this. McRae recapped this application will have to go to state plus consultation with Lynn Water and Sewer. She sent a copy to with comments to Lynn Water and Sewer. The Mass DEP application # is BRPWP59C. Richter asked if have to get variance from state if tank <100'. Mass DEP confirmed this. Pat Campbell commented that the house is a museum for the historical society and they should be asked how frequently it is used. Richter commented that it does get some use as the water flow is minimal and minimal size 330 gpd. G Rogerson is waiting for revisions to get comments from Rick Dawe. Dr. Iocco made a motion to accept the plan with 3 variances as submitted based on DEP evaluation decision and notification to water supplier.

Motion approved 2:0

Library, Meeting House, Map/Parcel 24-2265 & 2355 Local Upgrade Approval

Charlie Richter opened explaining this is a different plan than the one discussed in the winter. Better location. Due to poor soil and regulatory requirements looked at other locations. Refer to plan review comments Library and Meeting House Upgrade by McRae May 22, 2019. Gave revised plan to McRae. G Rogerson opens by going down the list in the plan review comments. #2 Back of parking lot (library, tank and pump chamber). Reduced setback >100' but <200'. #3 Catch Basin Proposed barrier for protection. 4' to 6' in ground to prevent horizontal flow. #2 & #3 Waiting Rick Dawe's approval. Discussed design flow of 1,492gpd. #4 McRae asked for MassDEP letter stating the specifics of the breakdown of flow to be stated on the plan as specified in the MassDEP approval letter. McRae asked about the address references. In response to McRae, Richter agreed, in future, map/parcel would be used to refer to this location so there would be no confusion. Richter said no easement would be needed for this as all 3 are owned by the town. If sold, it could be an issue. Pat Campbell asked if library will be repurposed as she heard superintendent wanted it. Continuing with the list from the plan

review comments, a sieve test in lieu of perc will be added to plan. A water service line will be added to the plan. G Rogerson said schedule 40 pipe is rated for 200lbs of pressure. Gave PVC schedule to McRae. #9 McRae questioned whether 4' was enough for rise/velocity to D-box. G Rogerson gave explanation why it was. Richter is exploring heat tape or insulation to keep pipe from freezing. #10 Estimated ground water at 48" (short by 3"?). McRae said needs to know ahead of time (separation from tank inverts to ESHGW) to get variance. G Rogerson said if can raise it up (sewer line) to crawl space then variance goes away. Richter said should get the variance as a precaution. McRae replied it cannot be <1" to ground water. In response to is there sufficient space to install the force main, G Rogerson said there would be a 1' wide trench and 4' to property line. #12 The design calculations use LTAR 0.66. G Rogerson is going with 0.60. McRae may need to revisit comment #12 as it is also possible to make a construction note to remove the layer if not predominate; McRae is not necessarily advocating additional chambers but asked for discussion of whether there could be a construction note added regarding excavation of (unsuitable soil). G Rogerson gave a copy of the sieve report to BOH. Dr. Iocco and Dr. Mendese looked it over. G Rogerson to put CULTEC on 6" bed of stone, less chance of clogging. Dr. Iocco said this is a much better plan than the one submitted previously. Though Dr. Iocco notes BOH needs more time to look at it. It's an important part of the town. Wants to get it right. #16 Likes McRae's idea to have a third party/peer review look at it (and obtain consultation with water supplier). G Rogerson said he was hoping to have McRae determine this before the next meeting. Richter said the issue was getting it out to bid. Pat Campbell asked if ConCom gets involved. Richter replied it's not close to wetland. McRae asked for confirmation if Hayes would be retained to supervise; answer yes. Project will be revisited at next meeting June 20.

880 Summer St. – Housing

Tim Doyle opened by saying it is believed the occupant has returned to this dwelling. There has been no interaction or communication with him or his attorney. In 13 months there has been no change. Dr. Iocco asked family members present if they had any communication with him. They hadn't. Susan Testa commented that she is trying to keep in touch with the occupant. She has kept in touch with his Dr. He refused home services but accepted laundry services from the driveway and has a companion on Friday's to get to Dr's appointments. He won't allow anyone into the house. McRae made a visit to the house with the Assistant Attorney General, though there was no answer at the door. The Attorney General now has potential interest in receivership case. Dr. Iocco asked what happens to owner and occupant now. McRae responded it could be continued to next month with idea Attorney General is looking into it. Doyle said it is a legal struggle and a human nature struggle – very difficult. They ran into road blocks before. The attorney's continue to talk to each other but occupant does not communicate. His client will do whatever needs to be done; cannot gain unencumbered access at this time. Continued to next BOH meeting on June 20.

A Healthy Lynnfield

McRae attends monthly meetings. At the coalition meeting, R Dolan to draft a letter to retailers regarding selling of CBD products. R Dolan's Letter dated May 15, 2019 sent to

retailers. Basically asks retailers to voluntarily treat CBD products as tobacco; behind counter and no sales if < 21. Dr. Mendese asked how it was received? Just sent. Separately McRae wrote a letter to multi-agency including Dept of Agriculture re CBD/hemp based products. Waiting for further response from FDA; Is FDA releasing restrictions on this product? Dr. Iocco said World Health Association is concerned with topical. Dr. Mendese commented that most profitable item in store is CBD products. If voluntary, most might decline. McRae presented opposite may be that they might not want them stolen if within reach. McRae said 1. maybe an FDA violation and 2. need License in MA to process/sell in MA. No one can start marketing a product that is under FDA review. There is a FDA office in Stoneham. McRae has been in contact with FDA and is awaiting their further response. Dr. Mendese said should send out letter to schools letting parents know about CBD. McRae said A Healthy Lynnfield has already discussed this and school dept member is the lead. Separately, Pat Campbell commented on flame retardant materials saying Richter Parker had let it lapse. McRae noted PFAS is ending up in some water supplies.

Private Well Regulations

McRae gave "Proposed" Lynnfield Board of Health Private Well Regulations based on MassDEP Model Reg's for Local BOH to adopt with comments/edits for BOH to read and decide if wish to adopt or further edit. Mass DEP put out regs over the summer. Lynnfield doesn't have regs. If adopt there is wording (in their template) these would supercede. BOH members agreed to take home the packet and review the edits. Onsite septic and onsite wells will be discussed at June 20th meeting.

Health Director's Report May 2019

Geranium Fest/Townscape: May 18, 2019; McRae reviewed applications, inspected food vendors and issued permits at the event. Petting zoo and pony rides were inspected by Trisha Freedman, Animal Inspector. Both McRae and Freedman went the A Healthy Lynnfield table.

Model Private Well Regulations: We began looking at the MassDEP model private well regulations for adoption; need to continue review and add comments and place on near future BOH meeting agenda. BOH members agreed to take packet home for review.

Citizen Request for Air Quality Data: Caller is concerned about Market Street expansion/cinema and asked whether the BOH has done any air quality studies. McRae researched the DPH Community Profile for Lynnfield that has a segment on Air Quality. This was briefly discussed at Town Meeting as an amendment to the budget was made for air quality study but motion for air quality funds did not carry. Dr. Iocco also spoke at Town Meeting and noted the BOH's request for \$6,000 (not shown in the meeting packet) related to operational and mandated items. See newspaper article regarding Town Meeting. Citizen later noted another newspaper article Lynnfield awarded \$15k to fight climate change and inquired whether funds from this could be used for air quality study; McRae briefly spoke with Town Engineer on this and details of the grant are forthcoming, though mostly for stormwater related projects.

Title 5:

74 Crescent –on ZBA meeting agenda June 4, 2019

6 Kimball Lane – anticipate next meeting discussion on expansion/increase in flow.

1059 Main St – Received request for records regarding cesspool; copied file.

Septic Loan Program: Town Accountant is seeking a status of action for the program; see email May 20, 2019. This needs discussion. Septic loans are at 5%. Should be able to get better rate. To qualify have to have a failed system; low income; environmentally sensitive area. Discussion postponed, waiting for Dr. McCausland, June 20, as she was here at beginning.

Housing Cases:

47 Beaver Ave – Re-inspection attempted 5/22/19 but issue with tenant/access. Tenant did not show for inspection.

Food Establishments:

Anoush'ella a new food operator at Market St (former Roxy's location) was inspected last week and permit issued, pending a variance outer openings protected. Variance letter enclosed and will be placed on the June 2019 BOH meeting.

See Attached Training for Food Est that we sent to Lynnfield Operators. May 7th held training at Market Street – Deb Rosati conducted and McRae hosted with Q/A session. Cannabis Hemp and CBD Edibles: McRae sent a letter on 2/11/19 to multi-agency, FDA, Dept Agriculture, Cannabis Control regarding edible or dietary supplement products with CBD sold in convenient stores. FDA was on furlough but is seeking info in the matter and will get back to us. So far the MDAR has not responded.

Emergency Preparedness: The sponsor has been awarded to Metropolitan Area Planning Council (MAPC); see email from DPH May 17, 2019. Separately Region 3B funds will allow for certain purchases, potential for Lynnfield include new ipad, EDS-supplies such as wheelchair and privacy screens, and ink cartridges for printers.

Nurse: We received \$1,216.23 in flu clinic reimbursements thus far; deposited to revolving account which lifts from zero balance. The nurse budget line item is nearly depleted. Discussed with Sandy Wilson razor thin budget now until June 30th. Only work on reportable/communicable cases required and to alert me if something is pulling for her time. Sandy gave conference flier to attend in May – DPH Immunization Division.

Mosquito Control: The MDPH arbovirus program collected updated contact info for Lynnfield, changing chairman to Dr. Iocco.

DPH:

Lockup Facility Report: DPH conducted an inspection of the Lynnfield Police Dept Lockup Facility; report 4/29/19 enclosed.

Special Commission on Local and Regional Public Health, seeking feed by by May 31, 2019 see email with draft links

MassDEP: Proposed revisions to cleanup regulations (MCP); public comment period is May 2019.

PeopleGIS: The Town purchased software capabilities though PeopleGIS to provide an on-line permitting program to accept Building Dept applications and is also reviewing proposal to expand for a BOH permitting suite. As noted previously: *PeopleGIS notes in their opening letter "town staff to be involved at a high level". Time commitment to get program up and running. McRae notes the one BOH priority is if we could have the T5 Inspection Reports submitted on-line for public viewing and for a space for the BOH to upload the most recent septic permit/certificate, it would be a tremendous help and would not take that much to build this single piece. As of Feb 26, 2019 we do not have confirmation of BOH software upgrade date or schedule. However Building application*

software training on Jan 31st for roll-out in Feb and shortly thereafter the town's other dept's individual applications can be undertaken. Training on creating new forms and uses of the system took place on May 21, 2019. McRae created template to receive T5 reports during this training. It will need fine tuning before can be launched "live" on-line. Town Engineer will set up 2nd round of training after we have chance to review features. None of the features have gone "live" yet.

Other Business -

Sign Invoices -

Travel Expense - signed by Dr. Iocco

Correspondence -

Next BOH Meeting June 20, 2019 5:30PM
July 18, 2019 5:30PM
August 15, 2019 5:30PM

Adjourn 8:27PM

Attachments:

- Minutes of Thursday April 25, 2019
- 45 Lakeview Application for disposal system construction permit 4/2/19
 - design flow from Kavanaugh with variances listed
 - plan drawing
 - letter from McRae to Kavanaugh re plan review May 20, 2019
 - plan comments and BOH mtg May 23rd from Kavanaugh to McRae
 - Design of subsurface disposal system April 14, 2019
 - email from Golden to McRae 5/17/19
 - email from Richter to Kavanaugh May 15, 2019
- 127 Summer St - St. Paul's - record of communication w J Whyman 5/22/19
 - Application for disposal system construction permit 5/10/19
 - design criteria Joseph Serwatka 5/10/19
 - Request to expand existing system
 - Plan review May 20, 2019 to Serwatka from McRae
- 35 South Common St
 - letter to Iocco from Richter May 16, 2019 - request waiver of fees from BOH
 - Application for disposal system construction permit 4/3/19
 - letter from McRae to Ogren May 22, 2019 subject: upgrade
 - email from Golden to McRae May 22, 2019 BRPWP59c application
- Library, Meeting House, Map/Parcel 24-2265 & 2355
 - Application for disposal system construction permit 5/16/19
 - letter from McRae to Ogren May 22, 2019 subject: upgrade
 - email from Gordon Johnson to McRae May 22, 2019 cultec link
- 880 Summer St
 - email to Doyle, cc Testa from McRae re BOH mtg on May 23; May 17, 2019
 - email to McRae from Doyle April 25, 2019
 - inspection report 5/22/19 status of open housing case
 - Monica Passeno Assistant Attorney General business card
 - certified mail - to Tony and Arnold Radway c/o Attorneys Tucker and Doyle

- April 6, 2018 re Notice of Hearing
- certified mail – to Tony and Arnold Radway c/o Attorneys Tucker and Doyle
- April 6, 2018 re Correction Order sent by McRae
- Reg 410.750
- A Healthy Lynnfield
 - Letter from Dolan and Sallade May 15, 2019 to retailers re CBD
 - Email from McRae to Iocco May 14, 2019 re forwarded copy of CBD letter to retailers
 - Draft 2
- Record of Communication/Health Directors Report for BOH mtg 5/23/19
- Mass Dept of Public Health Lynnfield's environment – air quality Jan 24, 2018
 - about Environmental Public Health Tracking (EPHT)
- Budget Town Meeting newspaper article
- Town Meeting new speed limit, budget ok'd
- Lynnfield Villager Newspaper May 1, 2019 Lynnfield awarded \$15 to fight climate change
- Letter to McRae from Mr. and Mrs. Edward Cashman requesting remediation plan records for 1059 Main St May 1, 2019
- Email to McRae from McCarthy May 20, 2019 re Title V Septic Loan Authorizations
- Variance request from Aleksandr Bakhrakh on behalf Anoush'ella rec'd May 20, 2019
- letter from McRae to Lynnfield Food Establishment Operators April 2019 re New Food Code Highlights and training session
- email from Milesky to McRae Sponsoring Organization Announcement - region 3 HMCC May 17, 2019
- 2019 BOH Arbovirus Coordinator – added Iocco as secondary contact
- Inspection report of Lockup Facility 4/29/19
- LSPA – compliance tip of the month
- from Ron Connor to Public Health May 18, 2019 Report of Special Commission on Local and Public Health
- SCLRPH final report and recommendations 5/20/2019 links
- LSPA needs comments on proposed revisions May 17, 2019
- Board of Appeals meeting notice newspaper 5/1/19
- Board of Appeals meeting agenda for June 4, 2019

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, April 25, 2019**

Present:

**Rocco Iocco, DMD, Chair
Gail Link McCausland, DMD, Vice Chair
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk**

Attendance:

No attendees

5:35 PM, BOH meeting called to order.

Minutes of Thursday, March 21, 2019: Vote to Approve 2:0

945 Main St – Local Upgrade Approval

Kristin opened. Kristin asked the board members to read the (Form 9A) explanation written by Kavanaugh. This would explain the situation (variance). She said the engineer gave a revised plan stating unable to move tank, pump to back. It's a steep sloping property requiring a barrier. He is asking for a variance of 3' to ground water instead of 4'. Dr. McCausland commented 'so this is maximum'. Dr. Iocco said we don't want to set up a precedent. Read the explanation by the engineer with grading (Form 9A). He then made a motion to allow the variance from 4' to 3' for seasonal high ground water. Motion approved 2:0

6 Kimball Lane – New Construction

Postponed, by request of Hayes Engineering, Inc.

Tobacco Control

A compliance check was done and Pump and Pantry was the only one that sold. They paid their tobacco violation fine (selling to a minor). Dr. McCausland asked when and if they had other violations. They had none. Another complaint was received that Centre Market was selling JUUL pods to underage. Ron did a compliance check at Center Market where JUUL pods was asked for but they did not attempt to sell (underage) during the compliance check. Dr. McCausland asked if it was worth having Kristin go in and tell them we have been receiving complaints. She asked Kristin to tell Ron we have received 2 separate complaints and should BOH response be verbal or in writing (discussion point with owner/manager). Also, if police have any more incidents to please let BOH know. Separately there is a news article in the meeting packet regarding an arrest No Reading Police made of 17-year old with handgun and THC oil cartridges. Kristin commented there is a dual usage of e-cigarettes and vaping. Peg Salladae is aware of this. Dr. Iocco said the only thing we can do is approach Centre Market and let them know we know what is (alleged/underage sales) going on there, email the police and ask to be kept in the loop.

A Healthy Lynnfield

McRae attends monthly meetings. A Prevention Series for spring 2019 was included in packet.

Town Meeting Board of Health Budget Discussion

\$6000 was asked to be added to the budget but was not acknowledged in the town meeting packet. Dr. Iocco said he was disappointed with the budget and what the constraints might be. Dr. McCausland was also disappointed and added we will do the best to work within the budget but there are state required mandates that must be done. Dr. Iocco said Kristin should try to reestablish a liaison between BOH and selectman. Dr. Iocco will write a letter to the town administrator.

Health Director's Report

Town Meeting/The Woods of Lynnfield: Developer provided project overview to Department Heads at request of R Dolan. See McRae preliminary questions and the MassDEP letter dated April 1, 2019 Approval Site Exam/Pumping Test Proposal. Dr. McCausland suggests we ask the Mass DEP what would be the impact to surrounding wells if 15 private wells were added.

Model Private Well Regulations: We began looking at the MassDEP model private well regulations for adoption; need to continue review and add comments and place on near future BOH meeting agenda.

MassDEP Drinking Water Program/PFAS in Public Drinking Water Supplies: MassDEP announced it is initiating the process to develop a drinking water standard for public drinking water systems, known as Maximum Contaminant Level (MCL) for a group of Per- and Polyfluoroalkyl substances (PFAS). See Fact Sheet PFAS.

Citizen Request for Air Quality Data: Caller is concerned about Market Street expansion/cinema and asked whether the BOH has done any air quality studies. McRae researched the DPH Community Profile for Lynnfield that has a segment on Air Quality.

Housing Cases:

880 Summer Street – See letter from Attorney Doyle 4/25/19. A hearing should be placed on the next BOH meeting agenda as no site progress has been made.

47 Beaver Ave – Owner requests another extension due to issues with tenant/access.

Title 5:

74 Crescent –ZBA meeting was continued. Received complaint of boulder at right of way.

2 Willowdale Drive – Tom Mullen sent a letter to Jim Kellett; see attached. Since no response, Mullen recommends we return his check for permit renewal. BOH to return check and application and write on letter 'returned, no response'.

Meeting House/Library – MassDEP Revised Approval in letter dated March 26, 2019

Centre Plaza – email from T Mullen 3/26/19

Seminar – McRae attended annual seminar w MassDEP – see key slides regarding setbacks/additions, variances, variance standard review.

Food Establishments:

See Attached Training for Food Est that we sent to Lynnfield Operators. May 7th we will hold training at Market Street – Deb Rosati will conduct and McRae will host.

Cannabis Hemp and CBD Edibles: McRae sent a letter on 2/11/19 to multi-agency, FDA, Dept Agriculture, Cannabis Control regarding edible or dietary supplement products with CBD sold in convenient stores. FDA was on furlough but is seeking info in the matter and will get back to us. So far the MDAR has not responded.

Emergency Preparedness:

Region 3B to vote today whether to concur with MDPH budget and workplan. See coalition meeting agenda.

MRC – Medical Reserve Corps – See enclosed FY18 State Highlights: MA

Nurse: We received \$1,216.23 in flu clinic reimbursements thus far; deposited to revolving account which lifts from zero balance. The nurse budget line item is nearly depleted. Discussed with Sandy Wilson razor thin budget now until June 30th. Only work on reportable/communicable cases required and to alert me if something is pulling for her time. Sandy gave conference flier to attend in May – DPH Immunization Division. Timeliness of completing case reports in MAVEN, see notice enclosed.

PeopleGIS: The Town is seeking proposal from PeopleGIS to provide an on-line permitting program to accept Building Dept applications and is also reviewing proposal to expand for a BOH permitting suite. PeopleGIS notes in their opening letter “town staff to be involved at a high level”. Time commitment to get program up and running. **McRae notes the one BOH priority is if we could have the T5 Inspection Reports submitted on-line for public viewing and for a space for the BOH to upload the most recent septic permit/certificate, it would be a tremendous help and would not take that much to build this single piece.** As of Feb 26, 2019 we do not have confirmation of BOH software upgrade date or schedule. However Building application software training on Jan 31st for roll-out in Feb and shortly thereafter the town’s other dept’s individual applications can be undertaken. **Training on the system is scheduled for May 21, 2019 and we should have opportunity to express details for the requested T5 module.**

Other Business –

Correspondence –

Next BOH Meeting May 23, 2019 5:30PM

June 20, 2019 5:30PM

Adjourn 7:05PM

Attachments:

- Minutes of Thursday March 21, 2019
- Memo to James Kavanaugh from McRae re 945 Main St Plan Review April 18, 2019
Variance request for 945 Main; Form 9A
- Memo to Ogren from McRae re Sanitary Disposal Plan for 6 Kimball Lane 4/24/19
Email from McRae to Claire Golden re site with 2nd proposed SAS April 24, 2019
App for DSCP for 6 Kimball Lane
MassGIS

Email to/from Daniel Candee and McRae re placing septic design on next BOH mtg April 18, 2019

- letter from Ron Beauregard to Mobil – Pump and Pantry April 11, 2019
- Notice of Violation April 18, 2019
- Receipt of payment \$200 4/22/19
- Complaint notice 588 Main St Centre Market 4/4/19 selling underage JUUL products to minors
- NRPD news article NR police arrest 17-year-old with handgun April 10, 2019
- Healthy Lynnfield Prevention Series Spring 2019
- Town Meeting BOH Budget Discussion
 - Department budget FY 2020 Budget 12/14/18
 - BOH Record of Communication March 2019
 - Email to Dolan from McRae Feb 1, 2019
 - BOH mission statement and Org chart, Personnel Summary
 - FY19 Initiatives and Accomplishments
 - Significant Budget Changes or Initiatives (FY20)
 - 2018 Lynnfield Annual Town Report (BOH)
- Health Directors Report with Enclosures April 2019:
 - April 2019 proposed Lynnfield Woods Project – preliminary questions/comments
 - DEP letter to Angus Bruce from James Persky and Thomas Mahin April 1, 2019
 - Mass DEP fact sheet PFAS
 - Mass environmental public health tracking Lynnfield air quality January 24, 2018
 - Email from Timothy Doyle to McRae April 25, 2019
 - Email from Dennis Baldini to McRae re 47 Beaver Ave April 8 and 9, 2019
 - Letter from DEP Marybeth Chubb to Richter re Title5 design flow Historic Mtg House and Library March 26, 2019
 - Email to/from McRae and Mullen March 26 and 27, 2019 re 584/590 Main
 - Notice of New food code Training Session on May 7, 2019 and signup sheet
 - Announcement and www addresses
 - Duties 2-103.11 person in charge
 - Cleanup and disinfection for Norovirus
 - 3-501.17 time/temp control for safety food, date marking
 - Agenda GLPHC for March 7, 2019 mtg
 - Medical Reserve Corps FY18 state highlights
 - Lynnfield first payment for 2018-2019 flu season
 - Immunization updates 2019 – Haverhill, MA
 - Email from Lionel White to MAVEN Users on timeliness April 3, 2019
 - Meeting Notice Board of Appeals May 7, 2019

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, March 21, 2019**

Present:

**Rocco Iocco, DMD, Chair
Gail Link McCausland, DMD, Vice Chair
Gary Mendese M.D., Member
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk**

Attendance:

Richard Campbell	21 Lovell Rd	29 Bancroft St
Peter E. Coakley	29 Bancroft St	Home Owner
Masilamani Dharmarajan	159 Salem St	Home Owner
Steven Campbell	21 Lovell Rd	29 Bancroft St
Chris Duggan	159 Salem St	Contractor
Bernard Hamill	200 Greenville Rd	H-Star Engineering
	New Ipswich, NH	
Emmarose Winder	37 Ruby Ave	
Nicole Gregory	24 Robin Rd	
Peter J. Ogren	603 Salem St, Wakefield	Engineer
Mark Panetta	1 Bellevue St, Saugus	Owner 12 Salem St

5:34 PM, BOH meeting called to order.

Minutes of Thursday, February 28, 2019: Vote to Approve 2:0

Dr. McCausland arrives 5:40

159 Salem St – Local Upgrade Approval

McRae opens by informing the board there is a packet from H-Star Engineering for the project. She said typically you do not go for an increase in flow unless there are no variances and all the criteria is met. Currently there is a 3 bedroom septic permit with a 4 bedroom leaching field (1997). The accompanying plan is also set for 4 bedrooms. The house will be demolished and a new septic, set further back (from tributary), will be installed. Bernard Hamill gave a presentation reiterating the old dwelling will be taken down. He said the expected system life is 15-20 years and existing system is over 20 years old. Will need a variance (setback to catch basin). Dr. McCausland commented the design plan from earlier was for 4, the assessor is for 2 bedroom. Plus, it's a large variance to go from 100' to 27'. Discussed it will need a poly barrier (protective measure). Dr. Iocco said the City of Lynn (Water & Sewer) should be notified. McRae sent it (Memo 3/15/19) to Lynn as a courtesy. Hamill asks McRae about the Soil Evaluator Statement; where in code needed on plan. McRae to give reference and inquired about Class I notes verses Class II design; Hamill noted conservative measure after checking soil maps. The contractor also agreed that the porch would not be on a

slab. Dr. Iocco made a motion to accept the variance for the proposal design down to 27' from the catch basin with a poly barrier. Motion approved 3:0

29 Bancroft St – Building Application and Cesspool

McRae opens. She explained that in the past the board has approved hardship cases on a case by case basis (owner seeking for medical consideration). 29 Bancroft has a cesspool however the health department does not have anything as to its condition. The property next door at 12 Putney, had a failed cesspool in 2000 and the ground water was at 60". Dick Campbell, the contractor, initially had someone look at the system. He said nothing is wrong. They want a bathroom on the first floor with a 4' foundation. No more water will be used. Dr. McCausland asked if there was any information on the system. McRae responded none as a Title 5 had never been done. She said that, since it was a cesspool, they need a Title 5 inspection done, and that it's within the board's discretion to ask for one. Dr. Iocco said he had to abstain as he knew Dick for many years. Dr. McCausland said it was no problem to add a bathroom but the board doesn't have anything to document that the cesspool is functioning, especially since the site next door had failed in past. McRae asked who inspected the system; not a Title 5 inspector. McRae said it had to be inspected by a licensed Title 5 inspector and if it failed they typically have 2 years to fix it. Dr. Mendese asked if it failed could they move on with the bathroom? McRae questioned if it was interfacing with ground water. The BOH could make that decision tonight whether to proceed (Title 5 report). Dr. McCausland said it could come back as passed. McRae said she doesn't feel comfortable signing the building app without a Title 5 report. She said if it comes back failed she would send a letter of non-compliance requiring two years to upgrade if the BOH agrees. Dick Campbell said they would get a Title 5, a voluntary inspection. Dr. McCausland reiterated if it is a functioning cesspool there is no problem. Dr. McCausland made a motion to approve the expansion footprint for a bathroom at 29 Bancroft based on the BOH receipt of a passed Title 5. If fail, McRae will issue a 2 year notice to complete (upgrade). Motion approved 2:0

12-36 Salem St – Septic System and Proposed Hair Salon

McRae opened saying the email dated March 14 explains the scenario; BOH members review email. They are looking to add a 3 chair hair salon with a holding tank for dye waste. This adds up to 2015 gpd (refer to Hayes Eng letter 2/22/19 with tenant flows attached with McRae's notes on flow). Peter Ogren notes various tenants, prior system failed, emergency basis, so now back calculating the flows. Ogren explained that another system was built after the original one bled into the Saugus River. The prior owner delayed getting an emergency system so the as-built was done by Hayes. Ogren is looking for the minimum size required. McRae notes 1000 gallons is minimum for restaurant; Dr. McCausland said 1000 gallons for 2 restaurants is reasonable. Mark Panetta, the owner, said that the tenant did not attend. He said either an in-ground or above-ground tank is acceptable. He has a possible barber to take that space. Previous use was Salon DiCarpelli, but they left after 25 years because they wanted to do coloring and needed a tight tank, so this is not a new use. McRae asked for water usage for last few years. If usage is < 2015gpd then no problem. Dr. Iocco agreed there would be no objection if < 2015 gpd. McRae said a holding tank (industrial waste water) goes through the state. P Ogren will get water usage records and give to McRae.

Library/Town Meeting House/Cultural Property Discussion on septic Proposal

Request to waive 2 BOH perc testing fees. Dr. Iocco made a motion to waive application fees for town library and meeting house (applications for testing on the Common and 35 So Common). 2nd by Dr. McCausland. Motion approved 3:0

McRae said that MassDEP had responded with a letter but wording stated 'new construction'. This is a confusing letter and explanation as it has a completely different meaning from 'upgrade'. The library already has a permit for 450 gpd. P Ogren will talk to Marybeth Chubb (MassDEP) and will draft a letter. McRae commented that she noticed standing water at the meeting house and cultural site properties. She is looking forward to the results of next perc test and design plan.

584-590 Main St, Centre/Main St Plaza - Local Upgrade Approval

McRae opened. She had asked Tom Mullen for legal interpretation. He replied 'the board has the legal authority to grant or deny variances'. He read the DEP letter as saying 'the board has the discretion to insist on technology which has both a secondary treatment for remedial use and nitrogen-reducing'. Dr. McCausland said you can't ignore what DEP has said. McRae said needs variance in writing with code reference. Had approved the plan but needs additional 2 variances listed. P Ogren gave a handout at the meeting from MassDEP of systems for remedial use approval, specifically the Presby System. He stated the Presby system creates more difficulty in regard to code. Dr. Iocco commented on the list in the packet under Remedial Use – Secondary Treatment Units that shows all the systems approved by the DEP. P Ogren said he couldn't find any with 40% reduction. He marked off the systems he had looked at. Dr. Iocco said, based on advice from DEP, that without a sand filter it is not optimal. P Ogren will look at the other systems and let McRae know why they don't work. He said remedial might be a preferred system. He also submitted a report titled "Title 5 Interpretive Guidance: Consideration of Cost in Determining Maximum feasible Compliance". P Ogren said that he had let the buyer know in writing before he bought that he would need a new system but he did not give him a cost estimate at that time. P Ogren felt the 15.405 upgrade approval 4' is more important than the nitrogen removal. McRae felt P Ogren should research the systems in the handout and if it fits the letter of the MassDEP then they could have a technical meeting outside of the BOH meeting. Then he could submit the design plan.

Animal Inspector Nominations

Per McRae these are essentially renewals. Trisha Freedman with McRae as a backup. Also, McRae will reach out to Diane Cook to see if she is still to be involved (moved out of Lynnfield). McRae also mentioned they need to change the nominating authority to Dr. Iocco, Chairman (as he replaced Chairman previously held by Dr. Peinert). A motion was made to nominate Trisha as animal inspector and McRae as backup. Motion approved 3:0

Flu Clinic Planning

McRae prepared notes on Flu Clinic Planning Fall 2019-Winter 2020 – see enclosed. The board discussed the pros and cons of using Walgreens to distribute the flu shots. One benefit would be that Lynnfield did not have to purchase the vaccine and wait for

reimbursement. Fall 2018 reimbursement has not come in yet. The cost for high dose is \$45.99. Dr. McCausland and McRae discuss there is no downside to use Walgreens for the senior center clinic. Dr. Iocco explained to Dr. Mendese that the board wants to outsource. Dr. McCausland asked how much have we made net. McRae responded that the budget line item for Sandy for the year is \$6000, while the revolving account is charged for the time Sandy spends on flu related tasks. Administering the flu vaccine is a primary focus of Sandy's job. The flu clinic generates money in the revolving account. Dr. McCausland said she has no problem going with Walgreen's. Sandy would have to do more promotion of the children's clinic (to build the revolving fund). Dr. McCausland said not to put in order for vaccine as have no money (revolving account).

A Healthy Lynnfield

McRae attends monthly meetings. Enclosed is A Healthy Lynnfield: Prevention Strategies FY 2019-2020 At a Glance, draft that was discussed at the last coalition meeting.

Health Director's Report

Town Annual Report 2018:

The Town Annual Report was sent to the Town Clerk following last month's meeting. While this report was completed after our FY2020 budget submittal in Dec 2018, it is notable that \$6,000 more was collected in permit fees in 2018 than 2017 (increase in work) and our budget line item requested increase is \$6,000, which seems to further support our request.

Budget Feedback: Email correspondence between R Dolan and McRae regarding reasons for BOH request for \$6,000 line item. McRae provided a detailed response; also request for on-line module to take-in Title 5 reports as part of efficiency improvement measure; this software module request is still under consideration. At last month meeting, Dr. Iocco would then call Rob Dolan to discuss the BOH budget request. Dr. Iocco did speak to Dolan about \$6000 taken in as revenue.

Town Meeting: Town Meeting is scheduled for Monday April 29, 2019. See enclosed newspaper articles on proposed cinema at Market Street, senior development near Sagamore "Woods of Lynnfield", and rail trail ballot question.

Title 5:

74 Crescent –ZBA meeting was continued. Received compliant of boulder at right of way.

2 Willowdale Drive – Tom Mullen sent a letter to Jim Kellett; see attached. Holding his check until further notice.

914 Salem St (former Perly Burrills) Property was sold. Future lot subdivision will need septic design plans; perc test have already been conducted. Agreement Pursuant to T5, reviewed by T Mullen and signed by McRae on 2/26/19.

Food Establishments:

New applicant for Market Street – Zinneken's, 850 Market St, plan review underway for small operation for waffles and coffee beverages.

Food Code Regulations – DPH Promulgation of Amendments to 105 CMR 590 – Anticipate this will have significant impacts to our inspections, inspection report form, training and outreach to food establishments.

McRae attended a training seminar on Feb 27, 2019 on the new Food Code.

McRae is working on setting up training to the food establishments and has started working with Deb Rosati, RS.

Cannabis Hemp and CBD Edibles: McRae sent a letter on 2/11/19 to multi-agency, FDA, Dept Agriculture, Cannabis Control regarding edible or dietary supplement products with CBD sold in convenient stores. Dr. Mendese noted that he saw CBD products on the counter/packages at Centre Market.

Tobacco:

Ron Beauregard, Tobacco Control Coordinator and Peg Sallade of A Healthy Lynnfield were contacted as we received and logged a complaint regarding underage sales to kids. Ron will follow-up with investigation.

Centre Market submitted applications to change ownership and fee for new permit.

Housing: 47 Beaver Ave is open case; BOH granted extension to Jan 31, 2019.

Reinspection conducted, corrections largely completed but new items arose; open case.

Model Private Well Regulations: We began looking at the MassDEP model private well regulations for adoption; need to continue review and add comments and place on near future BOH meeting agenda.

Emergency Preparedness: Sponsoring Organization open for bid/proposal. MDPH provided an Overview of Cooperative Agreement Public Health Emergency Preparedness Cooperative Agreement July 1, 2019-June 30, 2024. Program to focus on 6 domains: Community Resilience, Incident Management, Information Management, Countermeasure & Mitigation, Surge Management, and Biosurveillance – see enclosed. Small funding loss being discussed. Region 3B is working on an annex to our Emergency Site Dispensing Plan to include preparation for an Emerging Infectious Disease. McRae attend the Region 3 workshop on Mar 20, 2019 – See enclosed the 5 Objectives of the workshop for the Emerging Infectious Disease planning.

PeopleGIS: The Town is seeking proposal from PeopleGIS to provide an on-line permitting program to accept Building Dept applications and is also reviewing proposal to expand for a BOH permitting suite. PeopleGIS notes in their opening letter “town staff to be involved at a high level”. Time commitment to get program up and running. **McRae notes the one BOH priority is if we could have the T5 Inspection Reports submitted on-line for public viewing and for a space for the BOH to upload the most recent septic permit/certificate, it would be a tremendous help and would not take that much to build this single piece.** As of Feb 26, 2019 we do not have confirmation of BOH software upgrade date or schedule. However Building application software training on Jan 31st for roll-out in Feb and shortly thereafter the town’s other dept’s individual applications can be undertaken. As of today March 21, 2019 we have not had a confirmation this will be undertaken, however the Town Engineer has a vendor working on building module/segments and BOH may be in queue.

Rail Trail Project Design Hearing March 19, 2019: See also newspaper article.

Other Business –

Order nameplate for Gary Mendese, M.D.

Correspondence -

Next BOH Meeting April 25, 2019 5:30PM

May 23, 2019 5:30PM

Adjourn 7:55PM

Attachments:

-Minutes of Thursday February 28, 2019

-159 Salem St.

- Memo from McRae to Bernard Hamill March 15, 2019 re sewage repair
- packet from Hamill to BOH March 14, 2019 request for Title V variances with plot plan attached
- App for Disposal System Construction Permit March 14, 2019
- App for Disposal System Construction Permit 10/7/97
 - Plan for proposed disposal 10/6/97
 - Proposal bed section
- property data from assessor's office

-29 Bancroft St.

- letter from Richard Campbell re request to add first floor bathroom March 11, 2019
- plot plan
- building app 11/5/18
- BOH app 2/22/19
- property data from assessor's office
- GIS map
- 15.204 Increases in design Flow to System
- sketch of 1st 2nd and 3rd floor and garage and utility room

-12-36 Salem St.

- letter from Peter Ogren to McRae February 22, 2019 re Kernwood flows
- gmail from McRae to Mark Panetta and Ogren March 14, 2019 re flows Notes March 2019
- 15.254 (2) Pressure distribution
- Revised septic design August 5, 1992
- GIS map, Title 5 buffer, Zone A & B

-Library/Town Meeting House/Cultural

- App for perc testing: 35 South Common St March 19, 2019
- App for perc testing: Common March 19, 2019
- gmail between Richter and McRae March 19, 2019 requesting waiver of fees
- gmail between Richter, Olusegun, and Chubb re clarification March 12 and 18, 2019
- letter from Chubb to Richter March 18, 2019 re Title 5 BRP WP70 response to letter dated March 12, 2019
- letter from Chubb to Richter March 18, 2019 re Title 5 BRP WP70 response to application dated March 13, 2019
- letter from Richter to Chubb March 12, 2019 re clarification of March 5 letter
- letter from Chubb to Richter March 5, 2019

- 584-590 Main St
 - gmail from Mullen to McRae interpretation of DEP letter March 2019
 - Gmail to Mullen from McRae March 1, 2019
 - List of Remedial Use – Secondary Treatment Units, MassDEP web-list
 - letter from Golden to McRae Feb 14, 2019 code interpretation and meeting request
 - letter from McRae to Golden Jan 28, 2019 code interpretation and meeting request
 - letter from Parker to Iocco and BOH Feb 25, 2019
 - Excerpts Code 310 CMR: DEP
- Animal Inspector Nominations
 - letter from Cahill to Nominating Authority March 6, 2019
 - Nomination of Inspector of Animals McRae nominating authority Iocco
 - Nomination of Inspector of Animals Freedman nominating authority Iocco
 - Nomination of Inspector of Animals Cook nominating authority Iocco
- Flu Clinic planning fall 2019 – winter 2020
- A Healthy Lynnfield - prevention strategies FY2019-2020
- Health Directors Report
- 2018 Lynnfield Annual Town Report
- Lynnfield Villager news article on Market Street Cinema March 8, 2019
- Lynnfield Villager news article on Sagamore development March 6, 2019
- Lynnfield Villager news article on Rail Trail March 6, 2019
- Letter from Mullen to Kellett March 1, 2019
- Letter from McRae to Kellett December 26, 2018
- Public Health Emergency Cooperative Agreement July 1, 2019 – June 30, 2024
- Notice of funding from Thomas Carbone March 19, 2019
- Meeting Notice Board of Appeals April 2, 2019

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, February 28, 2019**

Present:

**Rocco Iocco, DMD, Chair
Gail Link McCausland, DMD, Vice Chair
Dr. Gary Mendese, Member
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk**

Attendance:

Charles Richter

Peter Ogren

Michael Parker

David Murphy

Not signed In:

David Murphy

45 Atlantic St Boston, MA

160 Federal St Boston, MA

Centre Court

Town of Lynnfield

Hayes Engineering Inc

Dain Torpey

Murphy Law

Owners Rep

5:35 PM, BOH meeting called to order.

Minutes of Thursday, January 24, 2019: Vote to Approve 3:0

Library/Town Meeting House/Cultural Property Discussion on Septic Proposal
McRae open by discussing an email summary to Charlie Richer regarding the MassDEP applications (2/21/19; in packet). Also made it clear this was just a piece of the project; flows for meeting house and library in terms of applications to MassDEP and not the design plan at this time. She showed a marked up base plan submitted in the past to 3 board members and explained flow totals should be enough for 2 plus 3rd house (Hayes Eng base plan called for providing 1880 gpd flow and the 2 applications total 1492 gpd flow which leaves 388 gpd). McRae said they are only presenting 2 applications for flow amounts for this meeting. A library has no designated flow in Title 5, so basing it on office flow square footage; and meeting house as an institutional use with a kitchen vs a function hall. P Ogren describes the applications. Ogren commented that Charlie Richter took a count of the use. Dr. Iocco asked about the function hall rate, as he sees functions there on weekends and asked how this rate compares to function hall flow rate. Charlie Richter indicated the flow rate for a function hall is significantly greater than the actual use at the Meeting House. Dr. McCausland asked what is there now. The meeting house has a cesspool and library has an existing septic under the back parking lot. Library has been pumped regularly for years. The historical building has a cesspool. Dr. Iocco asked how will the cultural house fit in? Ogren said the peaks at different buildings are different. Richter said they are adding approximately twice the flow. Dr. McCausland questioned if there were future plans for the historical building; would the flow still work. Charlie Richter indicated office space, not significant flow, no future plans. P Ogren interprets the cultural house as 2-bedroom house flow. Dr. Iocco asked about a tributary and why put a septic in a valuable area. Better use of the cultural house property? Richter

indicates only a slight mound. McRae brought up that the MassGIS map has changed. The buffer goes all through the cultural center. It's supposed to be 200' setback (septic to tributary) but can manage 100' with a variance? P Ogren acknowledged the Oliver Map has changed and that MassDEP will need to grant the waiver to the tributary. McRae asked that P Ogren reiterate that – the variance is required from MassDEP (not local BOH) – he said yes. Ogren responded there is no other place he can put it. McRae said the flow will accommodate 3 bedrooms so if the cultural house is used differently (storage with minimal use) it should be okay (Hayes Eng base plan called for providing 1880 gpd flow and the 2 applications total 1492 gpd flow which leaves 388 gpd). Dr. Iocco made a motion - there is no objection to the submitted applications (BRP WP 70) and are in acceptance of the flow rates presented. Dr. McCausland 2nd it. Motion approved 3:0

584-590 Main St, Centre/Main St Plaza - Local Upgrade Approval

Peter Ogren presents. McRae had properly asked MassDEP for an interpretation as requested at last meeting. Peter Ogren was concerned that MassDEP did not choose to meet to explain interpretation regarding 15.302. Eric Worrell head at MassDEP NERO. Dr. Iocco read the letter by MassDEP, while there's jargon, he felt Claire Golden made statement imperative and emphatic. McRae read Golden's February 14, 2019 letter regarding utilization and code interpretation. Basically Golden wrote that you can take a reduction but nitrogen removal is needed. McRae noted haven't exhausted the remedial/technology options yet. Dr. Iocco said you can do more but you can't do less. Michael Parker wrote a letter, Feb 28 '19, to BOH Dr. Iocco which stated 15.401 and 15.405 give BOH the legal right to approve a system (local approving authority). McRae indicated that Tom Mullen expressed the Board has gone above and beyond and it's a bit of a stretch to add 2 more variances. Ogren said that a recirculating sand filter, above ground, would take up parking spaces. McRae said the cost is an important factor but she doesn't feel that Ogren has exhausted all the possibilities. Remedial systems allow a reduction in ground water but Ogren picked a reduction in size of system. Parker wants to talk to Mullen regarding the 8 variances and why not 2 more, given the cost of the system is approaching ½ the cost of the property. Dr. McCausland agreed that the cost of the system seems illogical to the cost of the property but she doesn't feel comfortable ignoring the comments from the MassDEP letter. Parker agrees, that McRae asked MassDEP the right questions but they only gave a technical response and not the legal relief response. Dr. Iocco also agreed with Dr. McCausland and doesn't feel comfortable when the MassDEP made it clear (technical). Ogren felt the DEP cherry-picked the section. They want Mullen to look at the legal aspect to see how he interprets the technical letter from MassDEP in terms of legal relief. McRae to contact T Mullen on the legal relief and the technical letter for his interpretation.

880 Summer St – Housing

No one attended at this meeting. McRae noted the attorney gave a letter update by email (see enclosed dated 2/28/19). Dr. McCausland indicated the case should still be kept alive/open. Dr. McCausland explained to Dr. Mendese the situation with the house, owner, and renter/family member. Dr. Iocco explained that 2 attorneys are working together on this.

Mosquito Control

The 2019 Best Management Practice Plan by the Northeast Mass Mosquito Control program will be published March 15 if there are no edits. Per McRae it's a summary of what they do/services and their 2019 focus. See enclosed excerpt in packet.

Massachusetts Cancer Registry

McRae referred to the January 25, 2019 letter to the BOH from MA DPH Susan Gershman. The last 2 pages have the telling pieces of the Lynnfield data. Dr. Mendese commented that he is involved with "Impact Melanoma". Dr. Mendese talked about skin cancer. He will write something and bring it to the next/future meeting. Information will be put in the newspaper sometime in the spring going into summer.

Food Code Regulations

McRae noted there are major changes to the food code regulations. The 1st sheet went out with the food permits to notify the operators. There is now date marking (never req'd before) on food items that they prepared which will be stored for more than 24 hours. A vomit and diarrhea cleanup plan is required. Have to have a mop sink; used to be able to put down toilet if had space constraint. Dr. Iocco asked if the new food code went to all establishments with the food permits; yes reference sheet sent. Per McRae they will need to post a sign indicating the most recent inspection report is available, such as posting sign with the permit. McRae is working with Deborah Rosati to hold 2 training sessions 9AM and 3PM for the food operators this spring.

Microblading

No one is here for this meeting. However it was mentioned that tattooing is not allowed in Lynnfield per zoning.

A Healthy Lynnfield

McRae attends monthly meetings. McRae mentioned various events being held in Lynnfield dealing with the opioid crisis. See news and events page in packet which includes fundraiser at Wahlburger's.

Health Director's Report February 2019

Town Annual Report 2018:

The Town Annual Report is due March 4, 2019. This year each Dept/Board was asked to follow a specific template; enclosed. Please find attached the BOH 2018 Annual Report. While this report was completed after our FY2020 budget submittal in Dec 2018, it is notable that \$6,000 more was collected in permit fees in 2018 than 2017 (increase in work) and our budget line item requested increase is \$6,000, which seems to further support our request. McRae will email the report to the Town Clerk.

Budget Feedback: Email correspondence between R Dolan and McRae regarding reasons for BOH request for \$6,000 line item. See description from McRae; see also request for on-line module to take-in Title 5 reports as part of

efficiency improvement measure; this software module request is still under consideration.

Dr. Iocco will contact Dolan re \$6000 increase.

Emergency Contact: R Dolan requested a meeting with BOH, Chief of Police and Fire to discuss how the BOH is to respond when there is an emergency. McRae spoke with Dr. Iocco on response/contact. Please see enclosed drafts intended for Lynnfield Dispatch once BOH reviews; and a guide for BOH-only use.

McRae prepared emergency action plan booklet for the BOH members and contact sheet to give to Dolan for Lynnfield Dispatch

Title 5:

MassGIS On-Line Mapping Tool was updated by MassDEP and it extends T5 Buffers which may affect septic projects accordingly, including the Library and the Centre Plaza.

Open Cases from past meetings; letters were sent at the end of January 2019: 1004 Summer, 22 Thomas Road, 15 Bancroft St, 378 Main St, 245 R Salem St 36 Grey Lane need to re-contact T Mullen as draft court filing long delayed.

Windsor Estates – Open items at Windsor Estates were written/summarized for developer to address; met with engineer in field; solutions forthcoming.

Archer Lane – Catch basin sample analysis was conducted; will coordinate results with Town Engineer; letter sent Feb 2019.

In general Title 5 work load is significant. Another factor is precipitation is up and this may be a factor in the springtime thaw with potential for flooding.

We've been receiving more complaints/concerns about runoff in past few months than ever before or recent memory.

74 Crescent –ZBA meeting was continued. Received complaint of boulder at right of way.

2 Willowdale Drive – Received formal complaint of septic repair work undertaken by Jim Kellett and not completed. As follow up to prior meeting McRae contacted T Mullen and sent letter to Jim Kellett which has not been answered. Jim Kellett applied late to renew his installer's license which expired on Dec 31st. This has not been processed as the complaint has not yet been answered by J Kellett; how does BOH want to proceed with matter? BOH Members agree McRae to ask T Mullen how to proceed as Kellett did pay late fee but should the permit be denied or held due to lack of response to the complaint.

914 Salem St (former Perly Burrills) Future lot subdivision will need septic design plans; perc test have already been conducted. See Agreement Pursuant to T5, reviewed by T Mullen and signed by McRae on 2/26/19.

Food Establishments:

Food Code Regulations – DPH Promulgation of Amendments to 105 CMR 590 –

Anticipate this will have significant impacts to our inspections, inspection report form, training and outreach to food establishments.

McRae attended a training seminar on Feb 27, 2019 on the new Food Code.

McRae is working on setting up training to the food establishments and has started working with Deb Rosati, RS.

Cannabis Hemp and CBD Edibles: McRae sent a letter to multi-agency, FDA, Dept Agriculture, Cannabis Control regarding edible or dietary supplement products with CBD sold in convenient stores – see letter 2/11/19. Dr. Mendese expressed surprise and will visit store to see these products.

Tobacco:

Ron Beauregard, Tobacco Control Coordinator and Peg Sallade of A Healthy Lynnfield were contacted as we received and logged a complaint regarding underage sales to kids. Ron will follow-up with investigation.

Centre Market submitted applications to change ownership and fee for new permit.

Housing: 47 Beaver Ave is open case; BOH granted extension to Jan 31, 2019. Reinspection conducted, corrections largely completed but new items arose; open case.

Model Private Well Regulations: We began looking at the MassDEP model private well regulations for adoption; need to continue review and add comments and place on near future BOH meeting agenda.

EPA's PFAS Action Plan: EPA is working on Per and Polyfluoroalkyl substances action plan – see summary of key actions enclosed.

MassDEP Request for BOH Floor Drain Regulation: MassDEP sent us a request to verify that regulation 310 CMR 22.21 was adopted by the BOH and is being implemented to protect drinking water. Researched and found in Sept and Nov 1996 BOH Meeting Minutes that the regulations were adopted.

Storm Water Management MS4 Permit: First Year Requirements summary sheet is enclosed. Town Engineer is organizing response. McRae participated in meeting and supplied information.

Fresh Water Spring 163-Lowell Street: We received a public records request for essentially all of the files/historic for this spring. We estimate between 1600 to 2000 pages for copying.

Emergency Preparedness:

Metro Region Planning Council took over sponsorship Oct 1, 2018 as emergency sponsor; DPH previously announced that it will not renew the sponsoring organization contract with IIGL. The procurement process for a permanent sponsor is now underway.

We conducted drill a call-down drill of EDS plan

EDS setup drill was successfully completed on Feb 20th

Drill reports are due in March 2019.

Body Piercing and Tattooing Advisory: An advisory is posted on the Division of Professional Licensure indicating the MA Board of Cosmetology prohibits practices of tattooing and body piercing in licensed cosmetology salons in the Commonwealth – see enclosed. Lynnfield BOH received a request to perform microblading at 624 Salem St which prompted some research as the applicants' website indicates microblading is 90% tattoo. Lynnfield zoning prohibits tattoo parlors in all districts. The applicant may

further research and may request to present any new info at the February BOH meeting.

PeopleGIS: The Town is seeking proposal from PeopleGIS to provide an on-line permitting program to accept Building Dept applications and is also reviewing proposal to expand for a BOH permitting suite. PeopleGIS notes in their opening letter "town staff to be involved at a high level". Time commitment to get program up and running. **McRae notes the one BOH priority is if we could have the T5 Inspection Reports submitted on-line for public viewing and for a space for the BOH to upload the most recent septic permit/certificate, it would be a tremendous help and would not take that much to build this single piece.** As of today Feb 26, 2019 we do not have confirmation of BOH software upgrade date or schedule. However Building application software training on Jan 31st for roll-out in Feb and shortly thereafter the town's other dept's individual applications can be undertaken.

Rail Trail Project Design Hearing March 19, 2019: See attached announcement for hearing at LMS on Tues March 19, 2019 at 6:30pm.

Public Health Museum: Public Health Milestones in MA, from Colonial Period to 2006

Special Commission of Local Regional Public Health: New announcements and upcoming meetings – see enclosed.

Other Business –

McRae reminded BOH members that she will be on vacation March 4-8th.

Next BOH Meeting	March 21, 2019	5:30PM
	April 25, 2019	5:30PM

Adjourn 8:00PM

Attachments:

- Minutes of Thursday January 24, 2019
- Email response from McRae to Richter Feb 21, 2019 re DEP response Library, Meeting House
 - Letter from Ogren Dec 7, 2018 re alternate design flow BRP WP 70
 - Letter Chief Tetreault to Richter Nov 14, 2018 re Meeting House Capacity
 - Letter from Richter Nov 28, 2018 re water usage for library and meeting house
 - MassGIS map
 - Excerpt of base plan design flows, 1,880 gallons with handwritten notes
 - Code excerpt T5 flows by category/minimum allowable GPD
- Centre Court Shopping Center Feb 25, 2019 email and attachments from Michael Parker
 - Dain Torpy letter to Dr. Iocco Feb 25, 2019
 - MassDEP letter to McRae from Claire Golden re Code Interpretation 2/14/19
 - Letter to Golden from McRae re code Interpretation Jan 28, 2019
 - Handwritten notes from McRae re historic flow; advanced treatment, etc.
- 880 Summer St

- email and response McRae and Attorney Doyle Feb 21 and 26, 2019
- Letter from Attorney Doyle to McRae Feb 28, 2019
- Minutes of 9/27/18 880 Summer St – Housing, Continued
- Letter from McRae to Radway and Tucker April 6, 2018
- Correction Order April 6, 2018 to Tucker and Doyle from McRae
- Mosquito Control Feb 19, 2019 to McRae from Kimberly Foss, NEMMC
- NEMMC 2019 Best Management Practice Plan Lynnfield
- Mass Cancer Registry
 - Letter from MDPH Susan Gershman to BOH Jan 25, 2019 re cancer incidence in Mass with 2019-2014 City Supplement and 2011-2015 City Supplement
- New Food Code Announcement
 - Major Changes to Mass food Code
- Microblading
 - email regarding request for microblading at Shaun Rogers Studios Feb 14, 2019
 - Email from McRae to Diandra re Feb 14th email Feb 20, 2019
 - Email between McRae and Sandra Leigh Dente Feb 13, 14, and 20, 2019
 - Policy statement Body Piercing and Tattooing Advisory Div Prof Lic 12/7/17
 - Shaun Rogers page 1 of 1 About Us webpage copy
- A Healthy Lynnfield – News and Events
- Health Director's Report Record of Communication 2/28/19
- 2018 Annual Town Report - BOH
- Budget
 - email Dolan to McRae Jan 28, 2019 re \$6000
 - email McRae to Dolan Feb 1, 2019 BOH vendors and work
 - budget projection FY2020
- Memo McRae to Dolan re People GIS for Title 5 module Jan 30, 2019
- MassGIS Oliver mapping tool
- Agreement pursuant to Title 5 re 914 Salem St Feb 26, 2019
- email from McRae to Attorney Coppola re subdivision plan 914 Salem St.
- Letter from McRae to FDA, MA Dept Agriculture and Cannabis Control Commission re edible or dietary supplement products with CBD sold in Convenience stores in Mass Feb 11, 2019
- EPA's PFAS action plan, summary of key actions
- email from Catherine Hamilton MassDEP re BOH floor drain regulation Feb 20, 2019
- Letter from Hamilton to Kenneth Burnham re wellhead protection June 12, 2006
- Stormwater Management Mass MS4 Permit summary sheet
- Certified Mail re Public records request fresh water spring at 163 or 165 Lowell St Feb 22, 2019
- email Kerin Milesky to Dana Ohanessian Feb 26, 2019 re region 3 HMCC
- Rail Trail Project design hearing scheduled for March 19 Feb 21, 2019
 - Notice of public hearing from Mass DOT re rail trail
- Public Health Milestones in Massachusetts
- Special Commission on Local and Regional Public Health
- Meeting Notice Board of Appeals March 5, 2019
- Memo Office of Town Administrator Feb 28, 2019 Closing of spring town meeting warrants

**Minutes of Regular Session
Lynnfield Board of Health
Thursday, January 24, 2019**

Present:

**Rocco Iocco, DMD, Chair
Gail Link McCausland, DMD, Vice Chair
Dr. Gary Mendese, Member
Kristin Esposito McRae, RS, Health Director
Linda Limauro, Recording Clerk**

Attendance:

Danny Langley	100 Market St	Wholefoods Market
Ryan Lewis	250 Forest St, Marlborough MA	Wholefoods Market
Peter Blaisdell	Williams & Sparages	
David and Judy Schurgin	224 Paul St Stoneham	complainant
Robert Voto	37 Doncaster Cir	
Thorsen Akerley	3 Williams Rd	Williams & Sparages
Andrea Navasagian	584 Main St Lynnfield	Property Owner

Not signed In:

2 associates with Andrea Navasagian
Peter Ogren **Hayes Engineering**
Jon Whyman **14 Carpenter/37 Doncaster** **Installer**

5:35 PM, BOH meeting called to order.

Welcome new member Dr. Gary Mendese

Minutes of Thursday, December 6, 2018: Vote to Approve 2:0

Wholefoods, Food Samples, Citizen Complaint

McRae opens regarding the citizen complaint received, responded with inspection but not within the timeframe the complainant expected (inspection report provided and enclosed). Items were corrected during inspection. Dr. Schurgin sent a letter to Dr. Iocco with complaints against Wholefoods and what he regarded as a lack of response from the BOH. He saw violations numerous times, Dec 4, Dec 6, and still continuing (food samples uncovered, cheese, tongs in product). McRae noted BOH had responded to the complaint logged but the inspection was not done in the time expected by the complainant. Dr. Schurgin described the violations, showed photos, regarding uncovered food, cheese, potato chips, tongs in the food. Store representatives were at the meeting; representative said he would setup use with toothpicks with receptacle for trash; monitored within eyesight; if tongs then bowl for it to go into. Team members have been trained and accountable and have an employee sign-off sheet. The representative showed a photograph of the plan for setup; the complainant was also shown this photograph and all agreed this is a proper setup. Agreeable solution met. Dr Mendese suggested a sign noting "please replace when done". Dr. Schurgin was agreeable to the resolution.

37 Doncaster Circle – Title 5 Local Upgrade Approval

Continued from previous meeting. Ledge is major issue here. McRae gave a brief overview; said there was a septic breakout. There have been issues since last spring. Robert Voto, the owner, then spoke. He does not live there but he did notice the odor in September of 2017. He pumped each year using Service Pump & Drain. It's a newer system from 2013 and Whyman did repair it. Mr. Voto feels it is undersized. He is willing to do whatever is needed. McRae notes, trenches at top would eliminate the variance to the property line. Whyman is going to relocate some trenches, step trenches, closer together. 1 on top 2 in between. He has 5 ft above that he can use. McRae noted that if the owner feels the Infiltrator size is too small, should complain as Mass DEP's approval of the manufacturer, Infiltrator, allows for smaller square footage. McRae notes that with the extra trenches will need to file a 3 bedroom deed restriction (extra flow is not for another bedroom). Whyman mentions may separate laundry. Dr. Iocco asks if this can be allowed; McRae notes will need to see how presented on plan. Voto, the owner, asked for help with the filing fees as the system failed in < 5 years. BOH has no objection to eliminating the 3 fees involved with the repair, \$65 deep hole obs, \$125 plan review, and \$250 installation permit. McRae suggests frequent pump outs in meantime (prevent breakout).

3 Williams – Title 5 Local Upgrade Approval

Peter Blaisdell explained that the Title V inspection labeled the house as 2 bedroom and the owners are attempting to make it a Title V compliant 3 bedroom. The soil testing did not yield the desired perc rate thus requiring a much larger system. They are asking for variances.

Dr. McCausland made a motion to pass the 2 variances:

1. Reduce the required 10' setback from a reserve area to a slab foundation to 9.3'
2. Reduce the required 100' setback from an open, surface or subsurface drain which discharges to a water supply or tributary to 30.8'.

With stipulation it will show benchmark on plan, barrier to catch basin, and vent; revised plan can be approved by McRae.

Motion approved 3:0

Subdivision Definitive Plan – Road A (333, 339, 349 Summer St)

Peter Blaisdell opened by saying there were currently 3 houses. A new development was proposed, a 9 lot subdivision. The entrance to the road was changed to save the trees.

Preliminary comments were received from Kristin McRae. Dr. Iocco and Dr.

McCausland agreed with Kristin's memo dated Jan 24, 2019 and said it could be sent to the planning board as written.

Library/Town Meeting House/Cultural Property Discussion on septic Proposal

Hayes Engineering has submitted an application for Alternative Design Flow but they are still working on it, and not expecting to present tonight. McRae commented that progress has been made but not expecting to present tonight.

200 Essex Street – New Construction

A new construction plan was re-stamped and given to Kristin McRae. The improvement needs no variances. Dr. McCausland made a motion to approve for new construction based on the design drawings. Motion approved 3:0

584-590 Main St, Centre/Main St Plaza - Local Upgrade Approval

Kristin McRae revised the agenda to accommodate as the 3 owner/representatives of the shopping center were in from California to attend the meeting. Peter Ogren gave a review of prior history of the plan. Years ago there was an attempt to replace the system. In 1984 the fecal count was high. He explained that the soil was porous with a lesser loading rate. Thus you can't use a recirculating sand filter even though it would be cheaper than the FAST system as there is no place to do it here. He put it out to bid. TFORD, Masterson and a few others were interested. TFORD declined to make a proposal/bid. In response to Dr. McCausland's question she was told 5 contractors responded in the range of 1.8 to 2.3 million. The owners were expecting ½ million. Peter Ogren notes, maximum feasible compliance, goal full compliance "wherever feasible", can take 25% reductions and consider the economic feasibility costs. Peter then brought up the nearest location to the well field was 2492' and 2452'. The code requires ½ mile. Since LCWD is taking these wells offline can eliminate enhanced nitrogen removal giving 25% reduction in footprint. McRae points out we can't undo the Zone II class and the Lynnfield Groundwater Protection District. Dr. Iocco asked if this is all based on a 4600gal/day? Peter notes if can eliminate nitrogen and take 25% reduction (blowers FAST unit a noise concern and foundation wall), he can put in filters in 2 stages, using a smaller micron filter. Kristin McRae asked for manufacturing specifics and DEP approval for these filters. Dr. McCausland commented that the drive/parking would be over these systems and which system is better under pavement. Dr. Iocco reiterated that we are concerned with cost and practicing public safety in a nitrogen sensitive area. Dr. McCausland asked if we can allow a 25% reduction and can we remove advanced treatment because of 15.405. She recognized that 2 million \$'s would be a hardship but didn't feel right about getting rid of nitrogen removal system. Need more technical guidance. Kristin will reach out to DEP for interpretation. Peter said he would like to be present when Kristin meets with DEP. Dr. Mendese asked what the typical turnaround time was – 2 weeks. Andre, one of the owners, said they expected to invest \$4 million so can't spend \$2 million for septic. He talked about the tenants and wanting to upgrade/improve the property. There's been no fuss over this property for 30 years. He asked that BOH help with cost factor and tenants loss when closed for installment. Dr. Iocco thanked the owners but he's concerned with public safety in a sensitive area. He prefers a meeting with DEP to resolve this. Ogren wants to be present at DEP meeting. Ogren said they may have to go to court if this can't be resolved. There was further talk about what was needed for the proposed plan. If there is a restaurant it requires 2 FAST tanks.

Permit Renewals

McRae completed the permit renewals. Very few outstanding; some paid late fees. For

food establishments only St. Maria Goretti is missing. Dr. McCausland asked Kristin to follow up with OLA church if need a permit.

Food Code Regulations

New Food Code Regulations adopted by MA DPH.

Budget Planning

Kristin included the BOH org chart and 2% increase in salaries with additional \$6000 for Professional Services with explanation. See full packet enclosed.

A Healthy Lynnfield

McRae attends monthly meetings; last month agenda enclosed. Also a Coalition Involvement Agreement was signed to support a grant application. The coalition coordinator is also seeking youth interviews; interview sheet enclosed.

Health Director's Report January 2019

Title 5:

Open Cases from past meetings for which letters will be sent:

1004 Summer, 22 Thomas Road, 15 Bancroft St, 378 Main St, 245 R Salem St

36 Grey Lane need to re-contact T Mullen as draft court filing long delayed.

Windsor Estates – Open items at Windsor Estates were written/summarized for developer to address; met with engineer in field; solutions forthcoming.

Archer Lane – Catch basin sample analysis was conducted; will coordinate results with Town Engineer.

In general Title 5 work load is significant. Another factor is precipitation is up and this may be a factor in the springtime thaw with potential for flooding. We've been receiving more complaints/concerns about runoff in past few months than ever before or recent memory.

74 Crescent –ZBA meeting was continued.

2 Willowdale Drive – Received formal complaint of septic repair work undertaken by Jim Kellett and not completed. As follow up to last meeting McRae contacted T Mullen and sent letter to Jim Kellett which has not been answered. Also Jim Kellett has not applied to renew his installer's license which expired on Dec 31st but has open permits issued prior.

126 Oakridge – Complaint of water runoff new septic. Appears area is wet as Pillings Pond at property edge and down slope from Pondview roadway. Response sent.

914 Salem St (former Perly Burrills) Notice of public auction, Tues Jan 29, 2019. Future lot subdivision will need septic design plans; perc test have already been conducted.

Food Establishments:

Food Code Regulations – DPH Promulgation of Amendments to 105 CMR 590 – Anticipate this will have significant impacts to our inspections, inspection report form, training and outreach to food establishments.

McRae attended MEHA seminar Dec 13, 2018, part of topic is the new food code.

Another is being held in February 2019.

McRae is working on setting up training to the food establishments.

Bali Hai is no longer in business.

Tobacco:

Ron Beauregard is please to report that Oct 11th compliance checks resulted in zero sales. MA DPH sent a notice to retailers via the DOR regarding new regulations and age 21. Tobacco Free Kids Campaign – Flier on Impact of Methol Cigarettes on Youth Smoking Flavored Tobacco Restriction – email received regarding communities with flavor bans. Dr. Mendese brings up that he has heard of an establishment selling to underage kids and has different pricing for LHS and LMS. McRae can refer this to Ron Beauregard. McRae ordered signs and stickers from the MA DPH Clearing House to be sent to tobacco retailers.

Housing: 47 Beaver Ave is open case; BOH granted extension to Jan 31, 2019.

880 Summer Street is an open case; needs follow up placement for Feb 2019 meeting.

Swimming Pool: Boston Sports Club water quality and filtration circulation were found out of balance during an inspection and the pool was closed in Dec. There was a delay in their submittal to renew their permit which expired Dec 31st. Overall corporate office did not return BOH phone call; on-site pool manager communicated updates to eventual re-opening of pool and permit renewal. Overall they are discussing capital improvements plan for the pool filtration room.

PFAS in Drinking Water: See MassDEP Fact Sheet on PFAS in Drinking Water.

MassDEP is engaged with a petition for rulemaking to establish a treatment technique, drinking water standard for PFAS, fluorinated organic chemicals which are found in fire fighting foam, and consumer products. MWRA has sent a memo that PFAS have not been detected in the tests they conducted. LCWD indicated they have not tested and are not mandated to. MassDEP notes that some of the PFAS have been detected in one or more MA water supplies and in some groundwater and surface water samples (June 2018 document).

Model Private Well Regulations: We began looking at the MassDEP model private well regulations for adoption; need to continue review and add comments and place on near future BOH meeting agenda.

Walden Pond Public Health Advisory: MA DPH sent notice of public advisory on fish consumption as fish contaminated with mercury at Walden Pond and produced a poster for Lynn, Lynnfield and Saugus. At our last BOH meeting we discussed posting on town website, however subsequently Lynn Water & Sewer called indicating they received the notice but was concerned on conveying the right message since fishing is prohibited given it is a drinking water supply.

Other Environmental Notices:

National Grid sent letter 12/20/18 working on Yearly Operational Plan and inquired about wells in the area; McRae responded and also alerted to Hawkes Pond drinking water supply which they already had noted.

South Middleton Dam Removal appeared on the MEPA office list for Environmental Notification; the project is within the boundaries of Bostik's property (Lynnfield/Middleton line).

North Reading project New Water and Wastewater Solutions within the Ipswich watershed.

Emergency Preparedness:

Metro Region Planning Council took over sponsorship Oct 1, 2018 as emergency sponsor; DPH previously announced that it will not renew the sponsoring organization

contract with IIGL. Now there are discussion meetings planned for a contract with the sponsor. Workplans anticipate region's template for the Emergency Dispensing Site plan. We will also conduct drill a call-down drill; a setup drill is scheduled for Feb; drill reports are due in March 2019. Natural Gas Explosions – Lawrence, Andover, North Andover Sept 13, 2018; ongoing responses.

Body Piercing and Tattooing Advisory: An advisory is posted on the Division of Professional Licensure indicating the MA Board of Cosmetology prohibits practices of tattooing and body piercing in licensed cosmetology salons in the Commonwealth – see enclosed. Lynnfield BOH received a request to perform microblading at 624 Salem St which prompted some research as the applicants' website indicates microblading is 90% tattoo. Lynnfield zoning prohibits tattoo parlors in all districts. The applicant may further research and may request to present any new info at the February BOH meeting.

Nurse: Pertussis Advisory was communicated from LHS to public health nurse. Andover, which is in our emergency preparedness coalition, has posted a position for public health nurse; see attached for description of duties.

Open Meeting Law and Conflict of Interest Law:

Town Clerk informs that we need to complete the online ethics training/test and provide certificate and acknowledgement forms; see attached memo.

PeopleGIS: The Town is seeking proposal from PeopleGIS to provide an on-line permitting program to accept Building Dept applications and is also reviewing proposal to expand for a BOH permitting suite. PeopleGIS notes in their opening letter "town staff to be involved at a high level". Time commitment to get program up and running. **McRae notes the one BOH priority is if we could have the T5 Inspection Reports submitted on-line for public viewing and for a space for the BOH to upload the most recent septic permit/certificate, it would be a tremendous help and would not take that much to build this single piece.** As of today Jan 23, 2019 we do not have confirmation of BOH software upgrade date or schedule. However anticipate Building application software training on Jan 31st for roll-out in Feb and shortly thereafter the town's other dept's individual applications can be undertaken.

Town Annual Report for 2018: Town Clerk sent message with a new template for submitting Annual Report 2018; due by March 4, 2019.

Mileage Rate Change: Memo from Town Administration, new mileage rate is 58 cents per mile effective Jan 1, 2019.

Other Business -

Sign Invoices -

Correspondence -

Next BOH Meeting February 28, 2019 5:30PM
March 21, 2019 5:30PM

Adjourn 8:55PM

Attachments:

-Gary Mendese, MD, Resume

-Minutes of Thursday December 6, 2018

-Fax from David Schurgin to Dr. Iocco Jan 8, 2019 to be added to BOH meeting

-email and response from Schurgin to McRae re Wholefoods – Nov 15, 2018

- letter from McRae to Schurgin Jan 11, 2019 re Wholefoods complaint
- Food Establishment inspection report 12/17/18
- letter from McRae to Bill Ford, Wholefoods re complaint January 11, 2019 with enclosed complaint
- 37 Doncaster Circle – voicemail complaint log 386 – 1/12/19
 - Service Pump & Drain 1/17/19 – septic pumped work order
 - Message from Whyman Jan10 from Dennis Hallahan re Chamber Remediation
 - McRae Plan Review Comments to J Serwatka, Nov 27, 2018
 - J Whyman Notice to Resident 39 Doncaster Cir, Reduction to Property Line, Nov 27, 2018
 - Excerpt of Design Plan 37 Doncaster Circle
 - Excerpt of Design Plan Criteria 37 Doncaster Circle Sept 30, 2018
- Letter from Thorsen Akerley to McRae re 3 Williams Rd Septic Design Dec 24, 2018
 - Applic for Disposal Construction Permit, 3 Williams Rd, 1/9/19
 - Variance requests
 - 15.204 reg
 - 15.414 reg
 - Gmail from Tom Mullen to McRae Jan 26, 2018
 - BOH minutes Jan 11, 2018
 - Record of Communication to Dr. Peinert and owner from McRae 1/31/18
- Memo to BOH members from McRae re Subdivision Definitive Plan Road A(333, 339, 349 Summer St) Jan 24, 2019
 - letter from Emilie Cademartori to McRae re subdivision road A – Jan 8, 2019
 - letter from Chris Sparages to Charville and McRae – engineering rpt suitability of land Jan 3, 2019
 - letter from Chris Sparages to McRae – definitive plan Form C application Jan 3, 2019
- Record of communication to Richter from McRae - library, mtg house, cultural bldg. 1/23/19
 - Memo from McRae to BOH members Oct 25, 2018 re town mtg house and library septic proposal
 - application for disposal works construction permit at Public Library 10/17/66
 - Annual Town Mtg Oct 15, 2018 Article 3 vote to raise \$400,000
- Application for disposal system construction permit for 200 Essex St. rec'd Nov 2018
 - Memo to Ogren from McRae Jan 18, 2019 re Certified plot plan and Sanitary Disposal
- New Food Code Announcement 105 CMR 590
- 584-590 Main St. Jan 24, 2019 BOH mtg Notes to BOH from McRae
 - local upgrade approval request, plan excerpt
 - 15.242 LTAR Effluent loading rates
 - minutes BOH Sept 27, 2018 re sq footage
 - minutes BOH Aug 16, 2018
 - email-letter from Claire Golden to McRae May 11, 2016
- BOH Mission Statement with attached org chart
 - BOH FY19 Initiatives and Accomplishments
 - Budget Projection Town of Lynnfield FY2020 budget
 - MUNIS print out of FY 2020 Budget
- A Healthy Lynnfield Jan 14, 2019
 - Coalition Involvement Agreement 12/21/18

- One on one interviews: Engaging Community in Coalition Assessment
- Letter from Shawn Collins Cannabis Control to Municipal Official Jan 8, 2018
- Record of Communication/Health Directors Report for BOH mtg 1/24/19
- Email McRae to Emilie Cadematori, Windsor Estates, Dec 20, 2018
- letter from McRae to James Kellett Dec 26, 2018 2 Willowdale Dr complaint
- Custodian's notice of sale to Joseph Pedoto Jan 29, 2019 914 Salem St from Coppola
- Letter from Dept of Revenue – new state laws re selling of tobacco effective Dec 31, 2018
- Impact of Menthol Cigarettes on youth smoking
- Gmail to McRae from dw Cameron Jan 21, 2019
- PFAS in drinking water – MASS DEP fact sheet
- Letter MWRA, Jan 17, 2019, RE PFAS
- Email to McRae from LCWD re PFAS Jan 22, 2019
- DEP Dec 13, 2018 to Govern and Broude re petition to DEP re protecting drinking water
- Notice from National Grid to Board of Selectmen Dec 20, 2018 33CMR 11.06
- General Project Information Dam Removal Bostik
- Notice of project change Dec 21, 2018 New water and wastewater solutions N. Reading
- gmail to McRae from Felicia Balbi Jan 11, 2019, HMCC in Region 3
- Policy statement Body piercing and tattooing – advisory 12/7/17
- Lynnfield Code Table #25, Tattoo Parlors
- Pertussis advisory at Lynnfield public schools
- note to Kristin from Sandy to not stamp pertussis advisory with Kristin's reply
- 11/13/18 Town of Andover Posting for public health nurse
- Email from Town Clerk that 2018 Lynnfield Annual Town Report is due Mar 4, 2019
- 2018 Lynnfield Annual Report Template to be filled out
- Memo Jan 15, 2019 from Bob Curtin re mileage reimbursement
- 2019 NEMMC pest and vector mgmt plan