



TOWN OF CHARLTON

37 MAIN STREET
CHARLTON, MA. 01507
508-248-2210

BOARD OF HEALTH

June 11, 2019

Members Present:

Matt Gagner, Chairman
Kathleen Walker, Vice Chairman
Jon Sanborn, Member

Also Present:

James Philbrook-Health Director

- Chairman Matt Gagner called the meeting to order at 5:59 p.m.
- Kathleen Walker, Vice Chairman, made a motion to approve the minutes from the last meeting, May 21, 2019. Member, Jon Sanborn Second, all in favor.
- Flint Road Landfill Mowing Bids was first on the agenda. All six bids were opened and dollar values were announced. Three lowest bids were Embankscape Equipment at \$2,343.00, KMZ Snow at \$4,600.00 and Steep Slope Mowing at \$5,585.00. Vice Chairman Kathleen Walker made a motion to award the job to the lowest bidder (Emabankscape), provided that they can present proper insurance documents, can do a site walk within the next 30 days and that we notify the second place bidder as well. Jon Second, all in favor.
- Marijuana, vaping and tobacco regulations was the next topic on the agenda. It was decided that the Vaping regulations needed to be sent to Cheryl one more time with some clarifications that she asked for and that they would be voted on at a later date.
- Nobody on the Board supports smoking, but they are not interested in banning the sale of tobacco in the Town of Charlton. Terek Mroczkowski, one of the owners of Ted's Package Store in Charlton does not believe that banning tobacco would help the issue. People will get it in nearby towns instead. He does not smoke, but also respects the rights of over 21 year olds to make that choice. Ted's prides themselves on being a "family" store.

- SAMPLE REGULATION RESTRICTING THE SALE OF TOBACCO PRODUCTS was discussed next. (see attached) The Board decided to go through the CHECKLIST FOR POLICY DECISIONS on the first page for tobacco products.
- The Board went through each policy and made a decisions on Tobacco as follows:
 1. Expanded definition of tobacco products (w/nicotine delivery products) **YES**
 2. Include cessation sign requirement **Yes**
 3. Include minimum cigar package size/price **NO**
 4. No permit renewal if outstanding fines exist **YES**
 5. No permit renewal if three sales to under MLSA **NO**
 6. Cap and/reduce number of permits **NO**
 7. No sales within 500 feet of a **PUBLIC** school **YES**
 8. No new permits with ___feet of existing permit **NO**
 9. Restrict flavored tobacco products **NO**
 10. Blunt Raps **YES (NOT BANNED) (YES ALLOWED)**
 11. Ban free distribution of tobacco products & redemption of coupons **YES**
 12. Ban out of package sales **YES**
 13. Ban self-service displays **YES**
 14. Ban vending machines **YES**
 15. Ban Non-Residential RYO machines **YES**
 16. Ban tobacco product sales in health care institutions **NO (? DEFINITION OF HEALTH CARE INSTITUTION.**
 17. Ban tobacco product sales in education institutions **YES**
 18. Fining structure mirrors state law OR FLAT FINE **100/200/300**
 19. Tolling periods for violations **24 months**
 20. Suspension Period-Maintain or Double Lengths 7/30 days **7/30 days**
 21. "Shall" vs. "May" language for suspensions **MAY**
- LNG facility discussion was next on the agenda. Jon spoke with a woman from Southbridge that had some concerns that he mentioned and Kathleen said that she had some concerns based on what she heard at the informational meeting held a couple of weeks ago.
- Andrew Pelletier from the Southbridge Health Department and Roland LaRoche of the Southbridge Board of Health brought up questions and concerns as well. They would like to see initial plans on what the procedures will be at this facility. Melissa Widing of 89 H. Foote Rd. spoke of concerns. Kirstie Pecci of 138 McGilpin Road in Sturbridge spoke about gas not being a good option for a clean fuel choice and contamination of our communities.

She also mentioned that the Board of Health should see what their role is in the Siting process of such a facility. Is there a potential that there are health concerns? She suggested that the BOH applies to be an intervenor even if they don't act on it. They can make sure they reserve the right to intervene if they find that there are potential health issues.

- Discussion about submitting a letter to become an intervenor and getting an attorney.
- Matt Taylor was in attendance to represent Northeast Energy Center (NEC). They had not reached out to the BOH, which is why he decided to go to the meeting tonight. He explained that there is no water used in the process of the LNG. No drain water processing from chemicals. There will be 12 trucks a day. 24 loads total. There are already hundreds of trucks traveling through Charlton on the Mass Pike.
- Kathleen is concerned that this area of town has already endured so much stress with other issues that she does not see any reason to add another worry for them. Enough is enough.
- Andrew Pelletier, Health Director in Southbridge, would like to have Northeast Energy to educate the Charlton Board of Health and the surrounding towns about this Natural Gas Facility. Matt Taylor said that he could work on that.
- Jim will be on a committee to represent the planning Board as an intervenor. Jim could bring up any concerns of the Board of Health at these meetings. Kirstie Pecci thought it would be a good idea for the Board to be an intervenor even though they will have a say in the Planning Board's intervenor status. Kathleen made a motion to write a letter to NEC that they reserve their option to have a site assignment meeting and a second letter to be an intervenor. Jon Second the motion, and all in favor.
- Waterline updates were discussed next. Jim updated the Board about a cow tunnel that was in the way, but it was decided it will not be touched for the Exxon/Mobile line. Casella water line is moving right along and in about 2 weeks houses lines will start to be charged.
- Matt spoke on the decommissioning of the wells and making sure that they are done properly. Jim will be the one that inspects them, so Matt will make sure Jim is given information to help him make sure they are done correctly.
- 46 and 52 Main Street were tied into water line.
- Discussion of water quantity being enough to keep up the quality of water.
- Odors are still an issue from the landfill.
- Household Hazardous waste day is fairly expensive and Kathleen is concerned that less people will go to that. She would like us to look into coordinating our

own Household Hazardous Waste day maybe with other surrounding towns. It will be put on the next agenda.

- The Recycling committee noticed that the Charlton Housing across the street does not recycle at all. Kathleen went to their meeting and made some recommendations. Kathleen asked the Town Administrator to ask Casella to provide recycling as well. Jim said that the Housing Authority is under state control, not municipal, so it is not likely. The residents would like to recycle. She also suggested maybe using a different hauler that will recycle.
- Revoked food permit for Shuck Food Truck was on agenda, but Ben Trusiak did not come to the meeting. Since he was not at the meeting, the permit is still revoked.
- Next meeting was proposed for July 2, 2019.
- Kathleen made motion to adjourn, Jon second, all in favor at 8:36 p.m.