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Board of Health Meeting Minutes 11/14/2012



DEPARTMENT OF HEALTH AND HUMAN SERVICES OFFICE OF THE BOARD OF HEALTH

Town of Arlington

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Board of Health Meeting Minutes
Wednesday, November 14, 2012
Ground Floor Conference Room
Arlington Senior Center
5:30pm

Board Members in Attendance: Dr. Marie Walsh Condon and Dr. Michael Fitzpatrick (Chair), future member Kenneth Kohlberg present in non-voting capacity

Staff in Attendance: Christine Connolly, Director of Health and Human Services and James Feeney, Health Compliance Officers.

Public in attendance: Anthony Caliendo, Anna Ost

The meeting minutes for the September 12, 2012 were accepted as amended.

HEARING: 18 Belknap Street: Inspector Feeney presented information to the board related to violations at the property. Owner Anthony Caliendo requested a hearing with the BOH due to disagreement with the violations cited. Mr. Caliendo stated that he did not believe that the property was required to have an automatic door lock and did not believe the fire escape needed to be changed to comply with code. The BOH voted to uphold the original order and require correction of the violations.

HEARING: Variance Request from Minuteman Senior Services (MMSS). Christine Connolly presented the request from MMSS to the BOH related to the requirement to have a food safety manager certificate for person in charge at the congregate meal site. The BOH voted unanimously to deny the variance request.

HEARING: Family Injera. Inspector Feeney reported to the BOH that the owner has decided to remain in business and will be installing the grease trap and upgrading the plumbing during the week of November 26, 2012. The BOH unanimously voted that should the owner of the establishment not comply with installation of a grease trap in accordance with the timeline specified, the Board would withhold renewal of permit for 2013.

HOUSING UPDATE: 211 Mystic Street #3: Jamie Kiely. Inspector Feeney provided the BOH with a summary of the case.

Tenant Jamie Kiely occupied an illegal 3rd floor attic apartment located at the abovementioned address. Ms. Kiely requested an inspection of the unit to deem it illegal. The Department deemed the unit illegal in accordance with the State Sanitary Code and ordered the tenant to vacate. The tenant subsequently demanded relocation expenses from the Board of Health in an

amount in excess of \$3,000. Through Town Counsel, the Department denied Ms. Kiely's request for money. Ms. Kiely brought her demand for relocation expenses from the Town of Arlington, to the State Department of Housing and Community Development for reimbursement of relocation expenses she incurred in moving her belongings from the property. Through Town Counsel, an offer had been made to Ms. Kiely in the amount of \$350 for relocation expenses based upon the size of the unit and the items that were in the unit upon initial inspection.

UPDATE: Abandoned Housing Initiative: Inspector Feeney updated the BOH on the two properties that the Department is working on in collaboration with Town Counsel and the Attorney General's Office. The properties are on Newman Way and Appleton Street, both abandoned and posing public health problems for neighbors. The next step is for a receiver to be appointed through the court to begin the process of clearing up violations at the properties.

Discussion: Tobacco Control Regulations: The BOH expressed interest in amending the Regulations to include nicotine delivery products, cap the number of permits issued, include minimum cigar package size and price, ban blunt wraps, ban coupon redemption, self service displays, roll your own machines and tobacco sales in pharmacies. The Board voted to table this matter for a future meeting.

Environmental Updates: Inspector Feeney reported that TD Bank has hired an environmental consultant to conduct more PCE monitoring at the High School, the results of which have not been received. Inspector Feeney also provided a general overview and summary of the PCE situation at the High School.

Restaurant Updates: Inspector Feeney reported that Arlington Restaurant and Diner has not yet hired a consultant, but the Department received a call today from a consultant that was requesting information on behalf of the owner. Inspector Feeney reported that multiple plan review applications have been submitted to the Office, including those for Brightview Assisted Living, Something Sweet Without Wheat, Barismo, Capitol Theater, Wings Over Arlington. Inspector Feeney also reported that others have been into the Office and expressed interest in opening an establishment in the vacant space next to Lady Siam, including a self-serve frozen yogurt establishment, as well as an establishment named George's Café.

Meeting adjourned at 7:35pm