



**Town of Arlington, Massachusetts**  
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## **Board of Health Minutes 07-09-2003**

### **BOARD OF HEALTH MEETING MINUTES**

**Wednesday, July 9, 2003**

**9:00am., Whittemore Robbins House**

*Board Members in Attendance: Dr. Carole Allen (Chair), Mr. Gregory Leonardos, Mr. Mark Fingerle*

*Staff in Attendance: Christine Connolly, (Director of Public Health), Denise Hunt Boucher (Health Compliance Officer)*

- I. Minutes of May 21, 2003 meeting accepted as written
  
- II. HEARING: David Wilfert, owner of property: 13 Old Colony Lane Apartment #12 and Attorney Al Cullen were present for the hearing. During the hearing Mr. Wilfert stated that the violations that were noted by the Board of Health Inspectors were all problems that were caused by the tenant. Violations in the unit included an inoperable stove and oven as well as a dishwasher that did not function properly and as a result, black mold growth had occurred inside the dishwasher. In the hearing Attorney Cullen stated that as of the day prior to the hearing, the stove and oven were working properly. The Board voted unanimously to require Mr. Wilfert to repair the stove/oven as well as the dishwasher and to clear the dishwasher of the black mold within ten days from the hearing date. After the tenth day, a re-inspection of the unit will be performed by the Board of Health inspector. If Mr. Wilfert fails to correct the violations, a complaint will be filed with Cambridge District Court.
  
- III. Results of latest check for compliance with Rules and Regulations Restricting Smoking and Distribution of Tobacco and Tobacco Products Within the Town of Arlington were presented by Inspector Denise Boucher. There were five tobacco retailers found to be in violation of the regulations, by selling tobacco products to a minor. The compliance check was performed on May 22, 2003 and twenty-eight vendors were checked. The five vendors that sold were: Arlington Gulf, Arlington Shell, Decatur Market, Mass Convenience and Mystic Street Gulf.
  
- IV. TOBACCO VIOLATION HEARING: Arlington Gulf: Owner Adnan Rahin was present for the hearing. The Board voted to require vendor to attend a tobacco education seminar to be scheduled with the Board of Health Office.
  
- V. TOBACCO VIOLATION HEARING: Arlington Shell: Representative Nad Madar was present for the hearing. The Board voted to require vendor to attend a tobacco education seminar to be scheduled with the Board of Health Office.
  
- VI. TOBACCO VIOLATION HEARING: Decatur Market: Representative Bob Thomas was present for the hearing. The Board voted to require vendor to attend a tobacco education seminar to be scheduled with the Board of Health Office.
  
- VII. TOBACCO VIOLATION HEARING: Mass Convenience: Representative Davinder Sharma was present for the hearing. The Board voted to require vendor to attend a tobacco education seminar to be scheduled with the Board of Health Office.
  
- VIII. TOBACCO VIOLATION HEARING: Mystic Street Gulf: Representative Bill Elakkis was present for the hearing. The Board voted to require vendor to attend a tobacco education seminar to be scheduled with the Board of Health Office.
  
- IX. Christine Connolly presented a final draft of the Arlington Board of Health Regulations on the Disposal of Mercury

Thermostats. The Board voted unanimously to adopt these regulations effective immediately. Once the legal ad stating that the regulations have been adopted, runs two times in the Arlington Advocate, Pat Scanlon from Wheelabrator will begin the notification of all contractors through the Building Department

X. FOOD CODE VIOLATION HEARING: New Asia, Sally Loh, owner was present for the hearing. Inspector Denise Boucher presented information regarding the violations found at New Asia during a re-inspection which was a repeat critical violation from last year. Food preparation was being performed in the seating area of the restaurant by food service personnel. In this area there are no hand-wash facilities, sanitizing facilities as well as approved food preparation and food contact surfaces. Ms. Loh stated that the girl working in the front of the establishment was performing preparation of green beans during the slow time of the day and that at this time, she has taken measures to cease this activity. The Board voted to further discuss revoking permit if this issue is found to exist after this final warning.

XI. Dr. Allen discussed a recent meeting that she attended at the Needham Board of Health where she was asked to speak on behalf of the Arlington Board of Health. The Needham Board of Health recently enacted regulations that will raise the legal age to purchase tobacco products from 18 years of age to 19 years and increasing it by a year each year until the legal age is 21 years of age.

VII. Next Meeting Wednesday, September 10, 2003 at 3:30pm at the Whittemore Robbins House

Source: Christine Connelly, health director