**BOARD OF HEALTH MEETING**

**February 22, 2024**

Chair, Steve Fram opened the meeting at 2:01 p.m. In attendance was Board Member, Ginny King, Board Member Elaine Byrne, Health Director, Deborah Rogers, and Health Inspector, Virginia Bacon.

**22 Old Rowley Road** - Bob Grasso from Engineering Land Services requested the 2 proposed variances: 1.) Percolation test required in the proposed S.A.S. area sent out to for soil lab analysis. 2.) Reduction from the estimated seasonal groundwater from the bottom of the S.A.S. bed from 4’ to 2’ provided with Presby Treatment System. Motion was made by Elaine Byrne to accept the variances requested as submitted, seconded by, and Ginny King voted unanimously.

**16 Fruit Street** - Bob Grasso from Engineering Land Services requested the 2 proposed variances: 1.) Percolation test required in the proposed S.A.S. area sent out to for soil lab analysis. 2.) Reduction from the estimated seasonal groundwater from the bottom of the S.A.S. bed from 4’ to 2’ provided with Presby Treatment System. Motion was made by Elaine Byrne to accept the variances requested as submitted, seconded by, and Ginny King voted unanimously.

**4 Johnson Lane –** Alek Chongris from Chongris Engineering requested the 3 proposed variances: 1.) Reduction of the requirements of a 12’ separation between the inlet and outlet tees and high joints from high groundwater. 2.) Percolation test required in the proposed S.A.S. area sent out to for soil lab analysis due to high groundwater. 3.) Reduce the groundwater offset from 4’ to 3’. Motion was made by Elaine Byrne to accept the variances requested as submitted, seconded by, and Ginny King voted unanimously.

The Cottage – received a cease/desist order from Tobacco Collaborative for selling to a minor. Jeff Christian, the owner of The Cottage and Ron Beauregard from Tobacco Collaborative discussed the appeal process. Jeff would like the board to know he takes this very seriously. He is not trying to make any excuses but would like to explain to the Board, the worker was 19 years of age and it was his first day of training. The owner left the room for a minute when the sale was made. The state regulation states that the first offense is a $1000 fine. Chair Fram would like to know if this is a non-criminal offense or criminal. Jeff wants the board to know all his employees are tip certified and the new employee will also be tip certified. The Board asked the Health Director, Deb Rogers to speak to the Newbury Town Counsel to see if the Board of Health has the authority to alter the fine amount? This discussion has been tabled until next Board meeting.

Rodenticide – The Chair Fram drafted a rodenticide reporting form. He asked, for all professional exterminators using rodent bait boxes (SGAR’s) on residential or commercial properties in the Town of Newbury, to fill out this reporting form and submit it to the Newbury Health Department. These forms will stay on file showing the product SDS.

The next scheduled Board of Health meeting will be March 21, 2024

Meeting Adjourned at 3:00 p.m.

Respectively submitted,

Virginia Bacon