

Robert B. Medeiros Sr., Chairman  
Diane Battistello, Vice-Chairman  
Steven H. Corr, PE, Clerk  
Christian A Zahner IV, Health Agent  
Phyllis Drayton, Assistant Health Agent  
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# TOWN OF NORTON

*Commonwealth of Massachusetts*

## Board of Health

70 East Main Street Norton, MA 02766



The Norton Board of Health held a regular meeting on Monday, May 2, 2016 at 6:30 PM in the 2nd Floor Conference Room. The following members were present: Chairman Robert B. Medeiros, Vice Chairman Diane Battistello, Mr. Steven Corr, Clerk and Health Agent Christian Zahner.

**Visitors:** Marilyn Edge, Tobacco Control  
Cheryl Sbarra, Attorney

**Call to order:** Chairman Medeiros called the meeting to order at 6:38 PM.

Ms Battistello made a motion to move Tobacco Regulation discussion from Old Business section to item 2 as not to hold up our guests, motion seconded by Mr. Corr.

Vote 3-0 Approved

**Old Business:** Marilyn Edge, Tobacco Control held a discussion about the enforcement piece on the Norton Board of Health's existing Tobacco Regulations. She would like our violations and time frames to go down to 3 violations and tolling period to 24 months. Ms Edge and Ms Sbarra suggested that we have electronic cigarettes be included in our rules and regulations. Christian Zahner, Health Agent recommended that whatever Tobacco Controls needs to conduct compliance checks for the Town of Norton should be written in our rules. Ms Sbarra, Attorney, will write the new rules and regulations per our discussion.

Ms Battistello motioned to change our Rules and Regulations to reflect Tobacco Controls suggestions for violations and time frames as well as electronic cigarettes. Mr. Corr seconded.

Vote 2 Approved  
1 Abstained

**Acceptance of Minutes:** Ms Battistello motioned to accept the minutes March 7, 2016 meeting. Mr. Corr seconded the motion.

Vote: 3-0, Approved

### Consent

There was a discussion held regarding permit 2016-03 under Mobile Home Estates on the consent agenda.

The Attorney General's Office sent a letter objecting to several items on the Norton Mobile Estates Park rules and regulations. They are giving him to August 1, 2016 to revise them. The board feels that a license should not be issued to John Sullivan, Administrator of the park and that we should contact Town Council for an opinion as to how to handle the licensing and the rules & regulations of the park.

Mr. Corr made a motion that based on the 4/28/16 letter from the Attorney General's office, that the Board of Health is not able to issue a license to John Sullivan, Administrator of Norton Mobile Estates

Trust until revisions have been approved by the AG's office on his Park Rules & Regulations. Ms Battistello seconded.

Vote: 3-0, Approved

Under licenses, Mobile Home Estates, License # 2016-03 Norton Mobile Estates Realty Trust was removed from the consent agenda, then the agenda was approved.

Vote: 3-0, Approved

Septic Plan Review: None

New Business: The office of BOH, received a phone call from the new apartments at 274 E Main St, they are asking if a lifeguard is necessary for their swimming pool. The board had a discussion and based on MGL, 105CMR, 435.23, Ms Battistello made a motion that the apartments at 274 E. Main St, due to the size of the pool and the capacity it holds there should be 3 lifeguards on duty at all times when pool is open and there should also be safety signs posted. Mr. Corr seconded.

Vote 3-0, Approved

The Board reviewed the monthly March & April 2016 report from Health Agent  
The Board reviewed the monthly March & April 2016 report from Assistant Health Agent  
The Board reviewed the monthly March & April 2016 report from Public Nurse  
The Board reviewed the monthly March & April 2016 report from Animal Inspector

Old Business: The Board signed the Signature page of Chapter 3 of the Norton BOH Rules & Regulations eliminating the use of steel covers and filters on septic systems and also requiring the Health Agent to witness all Title 5 on site.

Open session for issues not anticipated 48 hours in advance: Ms Battistello brought up the question, about people living off land, per the Board it is a requirement that they must have water, sewage, and heat, compost toilets are allowed.

Today 5/2/16, we received the letter from Emma's and Subway regarding their reduction in seating capacity the letter came in with wrong seating amount, Board is not approving the plan for new septic at 130 Mansfield Ave until seating is corrected.

Bills Signed by Health Agent:

New England Tire Car Center, Tires, auto parts	\$397.48
Donna Palmer, Mileage Reimbursement for March 2016	\$30.78
Produce Barn, Batteries	\$14.39
MHOA Zika Virus seminar Donna Palmer	\$40.00
MHOA Zika Virus Seminar Christian Zahner	\$40.00
NEIWPCC, T5 License Renewal	\$75.00
Phyllis Drayton, Mileage Reimbursement for April	\$27.00

Next Meeting: The next schedule Board of Health meeting: June <sup>6</sup>~~13~~, 2016

Motion to Adjourn: Ms Battistello made motion to adjourn, Mr. Corr seconded the motion.

Vote 3-0 Approved

The meeting adjourned at 7:58 pm

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**List of *Documents* & Other Exhibits used at the May 2, 2016 meeting:**

**Norton Mobile Estates , Park Rules & Regulation, Letter from AG**

**MGL Swimming Pool Regulations**

**Updated Norton BOH Rules & Regulations on Title 5**

**Board of Health Agent's monthly report for March & April 2016**

**Assistant Board of Health Agent's monthly report for March & April 2016**

**Public Nurse's monthly report for March & April 2016**

**Inspector of Animal's monthly report for March & April 2016**