

## BOARD OF HEALTH

Minutes of Meeting of March 14<sup>th</sup>, 2017

Attendance: Chair Carol Bradford, Board members Susan Sama, Linda Huet-Clayton, and William Murphy, Health Director. The meeting commenced at 7:00pm at the Silva room at the Flynn Building.

Correspondence and budget- The Board of Health reviewed the list of correspondence and the updated budget. No minutes from the previous meeting were prepared for approval.

Discussion of Irrigation Bylaw- Mr. Murphy reviewed the proposed changes to the In-Ground Irrigations Bylaw that included water restrictions for wells in times of drought conditions. Currently the Board of Health is the administrator and enforcement agent for this bylaw. Mr. Murphy indicated that the restrictions would be implemented only in severe drought conditions declared by the State Environmental Secretary and confirmed by the Sudbury Board of Selectmen. Mr. Murphy, after a discussion with Town Counsel, suggested promulgating a water restriction by-law would be preferred rather than amending the bylaw for sprinkler systems. The Board agreed but discussed taking no position at Town Meeting.

Health Director's Report- Mr. Murphy told the Board that his report for February would be presented with the March report at the next regularly scheduled meeting.

### Nurse's Report- Highlights

There were 8 communicable diseases reported for Sudbury that required follow up and case reporting to the state. Flu remains to be the highest of the reporting this month. Flu vaccine is only 40% effective this year. New camp regulations in draft form have been posted and commented on the state DPH website. There are many new and cumbersome regulations. It will mean extra work to ensure camps are compliant.

Spearheaded a new wellness initiative in town. Habit for Health and Happiness is a 12 week program for maintaining health, exercise, and good eating habits offered at Longfellow Lumina. Have a total of 14 participant from the town.

Sanofi representative for Flu vaccine came to do preorder for Flu vaccine for next season. Ordered a total of 500 doses. We will be returning approximately 110 doses this year. Gave a total of 441 doses of vaccine which includes 35 state doses.

Social Worker Report- The report will be presented at the next regularly scheduled Board meeting and include February and March 2017.

### Public Hearing- Proposed Tobacco Control Regulations

Attendance: Dennis Lane, Coalition for Responsible Retailing

Terry Curran, Concerned Citizen

Cheryl Sbarra, Massachusetts Association of Health Boards (MAHB)

Larisa Swenson, Bay State Community Association

Phyllis Schilp, Sudbury BoH

Chair Carol Bradford open the hearing and read the notice for public record. She addressed the audience and reviewed ground rules for the hearing.

Mr. Murphy has been working with the DJ Wilson of the Mass. Municipal Association to develop restrictive regulations to prevent access to tobacco products. Mr. Murphy began by summarizing the proposed regulations:

- Modifying the definitions of tobacco products (to capture e-cigarettes, vaporization, and aerosolization), flavored tobacco, minors, and smoke;
- Prohibiting e-cigarettes wherever smoking is prohibited;
- Raising the age of tobacco sales to minors from 19 years to 21 years (consistent with all surrounding towns);
- Capping the number of permits to the number already issued (9) and “retiring the permit” when the establishment closes;
- Prohibiting tobacco sales within 500 ft schools;
- Mandatory posting of cessation information at point of sale;
- Prohibiting the sale of single cigars and raising the minimum price of multi-packs to \$5.00;
- Limiting the sale of flavored tobacco products to smoking bars and adult only stores;
- Modifying the enforcement section to increase penalties for frequent violators

Terry Curran, a concerned citizen, spoke in favor of the revisions and supported the Board’s efforts to restrict tobacco access to youth. She thought it was important to include vaporizers and e-cigarettes that have recently become a problem. She also thought the town should provide more cessation classes.

Cheryl Sbarra, of MAHB, commended the efforts of Sudbury BoH and presented statistics that strict regulations limits access to minors. She thought the proposed regulations closed many loopholes and prevented youth under 21 from access to tobacco.

Larisa Swenson, Bay State, stated her organization supports all local tobacco control efforts and lobbies for healthier and safer communities.

Dennis Lane, Coalition for Responsible Retailing, spoke against additional and stricter regulations and encouraged the enforcement of existing regulations on the books. Mr. Lane agreed that limiting youth access to tobacco is important but regulations such as these negatively impact small business in the State. Mr. Lane asked that the Board reconsider the proposed changes.

The Board deliberated and discussed the regulations. The Board asked that, at the advice of counsel, “retiring” permits be removed. Susan Sama suggested the issue be revisited in the future. They also suggested allowing certain display cases in smoking bars.

All members spoke in favor of the regulations but thought they should think about and research the issues raised before voting. Linda Huet-Clayton motioned to continue the hearing until the April meeting. Sama seconded. The motion passed 3-0-0.

The meeting was adjourned at 9:05pm.