

**TOWN OF FRANKLIN**  
**Board of Health Minutes for June 7, 2016**

**Present at meeting:**

Bruce J. Hunchard, Chairman  
Philip Brunelli, Member  
Donald Raneiri, Member

David McKearney, Health Director  
Virginia McNeil, Health Agent  
Liz Hoey, Health Inspector – not attending  
Mary Ellen Ficco, Administrative Asst

Guests: Britt Eichner and Graham Luce representing BJ's Wholesale Club

Mr. Brunelli made a motion to accept the May 3, 2016 Public Hearing and May 3, 2016 Board of Health minutes; it was seconded by Mr. Raneiri and approval was unanimous.

**OLD BUSINESS**

Request from BJ's to clarify the new smoking regulations as it pertains to wholesale tobacco sales. The Board Chairman gave an overview of the request and turned over the meeting to the Health Director, David McKearney to provide details of the new smoking regulation that is scheduled to become effective July 1, 2016. The Health Director explained that the new regulation would prohibit sales of tobacco products in any establishment that had a health institution within the business (that would include BJ's). The new text was based on the State's model; however, the state included text that would allow wholesale sales, ours did not include that text. The Board Chairman polled the board members as to their feelings on the new tobacco regulations. Mr. Brunelli and Mr. Raneiri confirmed that they approve the language as it is currently written and do not approve wholesale sales if the business has a health institution within the business. Mr. Luce feels the regulation pertains to retail sales only, not wholesale sales. Mr. Brunelli asked Mr. Luce what the annual sales of tobacco are at BJ's in Franklin. Mr. Luce replied "approximately \$50,000." When asked by the Health Director if the sales from the Optical Dept. were more than \$50,000 Mr. Luce replied "yes." Mr. Luce informed the Board that BJ's would keep the tobacco products out of site; any purchases would have to be done through the Member Care Desk, not standard cash register sales.

Mr. Brunelli made a motion to table the discussion; it was seconded by Mr. Raneiri, and all members voted unanimously to table it.

Mr. Luce and Ms. Eichner thanked the Board and left the meeting.

The Board chairman asked if there was any other Old Business.

The Health Director and Board Chairman discussed a new warehouse being built at 100 Financial Way and its close proximity to a town drinking well.

**NEW BUSINESS**

The first two items on the agenda involved local upgrade approvals (9 Martha's Way and 33 Country club Drive). Greg Bunavicz of Borderland Engineering is the engineer for both properties. After discussion of the plans the Board Chairman determined that the

engineer and a representative from the Health Dept. should do a field inspection before any decision can be made as to how best to move forward.

The next item discussed was a Definitive Subdivision Revision No. 1 for Union Meadows. The Board reviewed the plan and suggested the Health Director write another letter informing the engineer that we need further information before a decision can be made.

A Site Plan for 100 Financial Park, Benjamin Franklin Classical Charter School was discussed next. The Board reviewed the Site Plan and voted to accept the plan as submitted subject to municipal water and sewer and proper dumpster placement.

The next item on the agenda was a Limited Site Plan for 101 Constitution Blvd LLC, Franklin Industrial Park. The Board reviewed the plan and determined no action was required.

The last item under New Business was a notification of 2016 Herbicide application. The Board chairman reviewed the notification. A copy of the notification is held on file at the Health Department office for review.

Hearing no additional New Business the Health Director provided his report for May.

#### **HEALTH DIRECTOR REPORT FOR MAY 2016**

The Health Director and Health Agent provided details to the Board regarding activities of the Health Department for the month of February.

The Board Chairman as if there was additional new business.

Mr. Raneiri stated that he would be working on putting together some additional information regarding radioactive materials.

The Board chairman asked if there was any citizen's commentary. There was none.

A motion was made to adjourn by Mr. Raneiri and voted unanimously by the remainder of the Board.

The next Board of Health meeting will be held Tuesday, August 2, 2016.

Transcribed by Mary Ellen Ficco, Admin. Asst. for the Franklin Health Department.