



TOWN OF BURLINGTON, MA
BOARD OF HEALTH
MINUTES
TOWN HALL MAIN MEETING ROOM

TUESDAY, APRIL 26, 2022

Board Members Present: Ed Weiner, PhD, Chairman; David McSweeney, Vice Chairman; Gayle Damore; Andrea Sheehan, and Maribeth Welch

Board Members Absent: None

Staff Members Present: Susan Lumenello, REHS/RS, CHMM, Director of Public Health; Michael Greene, Associate Health Director, Christine Mathis, Environmental Engineer

I. Open Meeting/Pledge of Allegiance

Dr. Weiner called the Board of Health meeting to order at 7:00 PM.

The Pledge of Allegiance was recited.

II. Approval of Minutes: 3/22/2022

MOTION: Ms. Welch moved to approve the Board of Health minutes of March 22, 2022 as amended. The motion was seconded by Ms. Sheehan and voted 5-0-0. On a roll call vote: Mr. McSweeney voted Yes, Ms. Welch voted Yes, Ms. Sheehan voted Yes, Ms. Damore voted Yes, and Dr. Weiner voted Yes.

III. Citizen's Time:

There were no citizen's coming forward.

IV. Chairman's Report:

Dr. Weiner stated that he continues to acknowledge and thank the Board of Health members and staff, Town Departments, and BCAT for their continuing effort to keep the citizens of Burlington safe. The Board of Health received an unsigned letter from the Department of Health of the Commonwealth of Massachusetts on April 6th thanking the Board members and staff for their extraordinary service during the COVID-19 pandemic.

V. Applications

Application for Approval of a Special Permit, 22 Terry Avenue

Kevin McCall, CEO of Paradigm Capital Advisors, Virginia Rey, attending remotely, and Attorney Kristine Hung from Riemer & Braunstein appeared for the application at 22 Terry Avenue.



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Ms. Mathis stated that at this time, future tenants of the building are unknown as are the locations of laboratories, chemical and hazardous waste storage areas, and the potential for outdoor storage of chemicals.

Ms. Hung stated that the property at 22 Terry Ave. was recently purchased by Paradigm Advisors and has been vacated for a number of years. Mr. McSweeney asked if the intent is to target a biotech company for this building. Mr. McCall replied that there are several possible tenants for this building, and they are not just targeting the life science community.

Ms. Mathis had sent Ms. Hung a list of eight proposed conditions which were reviewed with the client. They are in agreement with those conditions understanding that condition No. 3 was changed to read that prior to construction/renovation, the applicant/property owner must appear at a Board of Health meeting when a tenant is known due to the building's proximity to the residential area. Ms. Mathis clarified that prior to doing any building modifications most biotech companies would have to come back to the Board of Health for a biological safety permit. Ms. Lumenello stated that when drafting condition No. 3, one of the main concerns was the responsibilities of the property owner since they may be responsible for wastewater operations and/or one main hazardous material storage location. Biotech companies might have more than one tenant occupying the building.

Mr. McSweeney and Ms. Welch asked about the outdoor storage of chemicals. Mr. McCall replied that from experience most companies handle and store chemicals inside the building and that there is no need for outside storage apart from an emergency generator or liquid nitrogen tank.

MOTION: Mr. McSweeney moved to approve the application for a Special Permit 22 Terry Ave with the proposed conditions. The motion was seconded by Ms. Sheehan and voted 5-0-0. On a roll call vote: Mr. McSweeney voted Yes, Ms. Welch voted Yes, Ms. Sheehan voted Yes, Ms. Damore voted Yes, and Dr. Weiner voted Yes.

VI. Discussion

MA Mosquito Control Task Force Recommendations for Mosquito Control Reform, presented by Susan Lumenello, Director of Public Health

Ms. Lumenello stated that this informative presentation was prepared to give the Board a background of where the State is at right now regarding mosquito control. No changes are occurring and there are no actions that the Board must take at this meeting.

The two most concerning mosquito-borne diseases in Massachusetts are West Nile Virus (WNV) and Eastern Equine Encephalitis (EEE).

Ms. Lumenello stated that on July 20th, 2020, an Act to mitigate Arbovirus in the Commonwealth was signed by the Gov. Baker. The Act created the mosquito control for the 21st century Mosquito Control Task Force. This task force was charged with completing a comprehensive evaluation of the mosquito control process. The Mosquito Control Task Force completed their study on March 31, 2022 and filed



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recommendations with the Legislature. The Legislature has no required actions or deadlines for reviewing or acting on the recommendations from the Task Force and it is unlikely that the Legislature will act on the recommendations during this session. The East Middlesex Mosquito Control will continue its current work until such time that the legislation is changed (either amending the current 1918 law, which is antiquated, or getting rid of it entirely and creating a whole new one).

Currently there are three key entities with authority to conduct a support mosquito control:

- State Reclamation and Mosquito Control Board
- Department of Public Health
- Eleven Mosquito Control Districts

Ms. Lumenello noted that Burlington is part of the East Middlesex Mosquito Control District and pays yearly fees out of the Board of Health budget for helicopter larvicide spraying, larvicide applications to catch basins, mosquito surveillance, and truck-mounted spraying. Truck-mounted spraying is based on the surveillance activity.

Ms. Welch asked if there is a schedule for surveillance activity. Ms. Lumenello replied that there are traps in four locations around Burlington. They will check and count how many mosquitoes are in the traps and test those mosquitoes for WNV and EEE. They will inform the Board of Health if they have a higher-than-normal incidence of mosquitoes in the traps and then they will decide whether to do truck-mounted spraying.

Dr. Weiner stated that we are doing everything we can to cut the amount of PFAS in the community because of its impact on the environment and human health. Dr. Weiner added that pollinators are so important for this country and for the world, and that apiaries in Burlington have been wiped out making it difficult to keep bees in the community.

Mr. McSweeney appreciated Ms. Lumenello for her work and agreed with Dr. Weiner that something needs to be addressed once they come back with the recommendations.

VII. Staff Reports

Environmental Engineer

Ms. Mathis presented her report.

Ms. Mathis stated that she attended several listening sessions for the Mosquito Control Task Force and that the beekeepers were very active in reviewing and commenting on this content.

Dr. Weiner asked Ms. Mathis to describe our Universal Waste Pickup. Ms. Mathis replied that Household Hazardous Waste Collection Day occurs twice a year and accepts mercury containing products like light bulbs, thermostats, or switches. The material is picked up by the Board's vendor and that is all managed under a grant.



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MOTION: Ms. Welch moved to approve the Environmental Engineer report. The motion was seconded by Ms. Damore and unanimously voted 5-0-0. On a roll call vote: Mr. McSweeney voted Yes, Ms. Welch voted Yes, Ms. Sheehan voted Yes, Ms. Damore voted Yes, and Dr. Weiner voted Yes.

Associate Director of Public Health

Mr. Greene presented his report.

- Has been working with Ms. Johnson on the Voluntary National Retail Food Program Standards

Ms. Welch asked Mr. Greene to provide more details of the assessment. Mr. Greene replied they are doing a uniform risk-based inspection with a focus on employee health such as hand and facility washing, proper cooking temperatures, and proper cooling techniques.

MOTION: Ms. Welch moved to approve the Associate Director of Public Health report. The motion was seconded by Ms. Sheehan and unanimously voted 5-0-0. On a roll call vote: Mr. McSweeney voted Yes, Ms. Welch voted Yes, Ms. Sheehan voted Yes, Ms. Damore voted Yes, and Dr. Weiner voted Yes.

Director of Public Health

Ms. Lumenello presented her report which included the Supervisory Nurse, Health Agent, and Associate Health Inspector.

- PFAS Pilot Study testing for PFAS chemicals which are part of UCMR, the EPA's standard for emerging contaminants
- Changes to Zoning Article 40 & Warrant: the Board of Health is not going to be put into this particular article

Ms. Lumenello stated that at the end of the Pilot Study of PFAS remediation they will produce a report and the report will be shared so that the Board of Health is more aware and knowledgeable about the study's findings.

Mr. McSweeney asked if there is something the Board of Health can proactively do to help mitigate the tenant issues with Lord Baron Apartments. Ms. Lumenello replied that the Associate Health Inspector's report may have included the same violation(s) from previous meetings because it may take longer to resolve. A Subcommittee will be formed to look at the issue.

Ms. Welch inquired about skin safety testing at the Health Fair on May 21st, 2022. Ms. Lumenello replied that the Supervisory Nurse has been working on trying to get different types of vendors to appear at the Health Fair. There will be 50 tables set up on the town common.

MOTION: Ms. Welch moved to approve the Director of Public Health reports. The motion was seconded by Ms. Sheehan and unanimously voted 5-0-0. On a roll call vote: Mr. McSweeney voted Yes, Ms. Welch voted Yes, Ms. Sheehan voted Yes, Ms. Damore voted Yes, and Dr. Weiner voted Yes.

VIII. Adjourn



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MOTION: Ms. Welch to adjourn the Board of Health regular meeting at 8:05 PM. The motion was seconded by Ms. Damore and unanimously voted 5-0-0. On a roll call vote: Mr. McSweeney voted Yes, Ms. Welch voted Yes, Ms. Sheehan voted Yes, Ms. Damore voted Yes, and Dr. Weiner voted Yes.

*Respectfully Submitted by Eric Bergeron,
Recording Clerk*



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DOCUMENTS REVIEWED AT MEETING – TUESDAY, APRIL 26, 2022

I. Open Meeting/Pledge of Allegiance/Agenda

II. Approval of Minutes: 03/22/2022 Board of Health Minutes

III. Citizen's Time: None

IV. Chairman's Report: None

V. Applications:

Application for Approval of a Special Permit, 22 Terry Avenue – 4/26/22 C. Mathis memo with conditions; 3/10/95 Site Plan from Allen & Major Associates; 3/23/22 Riemer & Braunstein memo; 3/23/22 Application for Special Permit

VI. Discussion

MA Mosquito Control Task Force Recommendations for Mosquito Control Reform, presented by Susan Lumenello, Director of Public Health – Mosquito Control for the 21st Century Presentation, S. Lumenello; 11/2/21 Report for the Mosquito Control for the Twenty-First Century Task Force; 3/31/22 Recommendations of the Mosquito Control for the Twenty-First Century Task Force

VII. Staff Reports: Environmental Engineer's Report, Associate Director of Public Health's Report and Director of Public Health's Report (Includes Supervisory Nurse's Report, Health Agent's Report and Associate Health Inspector Reports)

VIII. Adjourn: None