



CITY OF NEW BEDFORD

JONATHAN F. MITCHELL, MAYOR

HEALTH DEPARTMENT

BOARD OF HEALTH

PATRICIA L. ANDRADE, M.D.
CRAIG LONGO, M.D.
SARAH MORRIS, M.D.

DIRECTOR OF HEALTH
DAMON O. CHAPLIN

APPROVED MINUTES

A public meeting of the Board of Health was held on October 23, 2018 in the Health Department conference room, 1213 Purchase Street, New Bedford.

Present: Patricia Andrade, M.D., Chairperson
Craig Longo, M.D., Member
Sarah Morris, M.D., Member

Also Present: Damon O. Chaplin, Director of Public Health

CALL TO ORDER

1. Dr. Andrade called the meeting to order at 6:02 p.m. Dr. Andrade called roll with herself Dr. Sarah Morris and Dr. Craig Longo. Dr. Andrade called for a motion to accept and place on file the minutes of the regular meeting held on August 28, 2018.

MOTION: by Dr. Longo to accept and place on file the minutes of the regular meeting held on August 28, 2018. **SECONDED:** Dr. Andrade. All in favor. **MOTION CARRIES.**

ACTION

2. Discussion on Health Risks of Methane Natural Gas.

Invitee: T. Stephen Jones, M.D.

Dr. T Stephen Jones stated his address and he is a public health physician talked about speaking to a few BOH's in regards to health risks of methane natural gas in terms of indoor cooking stoves and natural gas infrastructure. If those risks seem significant to the Board, then the Board could possibly think of writing a letter to the Governor and Commissioner of Public Health.

Dr. Andrade stated she understands what Dr. Jones has explained to the Board but she asked Dr. Jones what he thinks the Board can do about this issue. We do not have any jurisdiction over the gas lines that come into the city and going into the homes.

Dr. Jones stated his purpose is to explain that this is a risk and that it is something the board should know about.

Mr. Chaplin suggested Dr. Jones submit questions to solicitors office they can give an opinion on where the city stands on this issue. There are 2 letters (Governor Letters) in this packet that he asking for an endorsement from the Health Department.

The Board all agreed this was good information for them to hear about but still out of their jurisdiction.

Dr. Longo stated that this will need more internal discussion going forward but thanked him for his time.

**3. Request for Board of Health Approval for Recreational Camp Health Care Consultant Agreement YMCA's Camp Frederick Douglas, 25 South Water Street for summer 2018.
Invitee: Gail Joseph, Sanitarian**

Gail Joseph stated at the last meeting they did not have all the requirements filled in for the nursing staff but since then everything has come in. Also a letter was sent out to camps telling them that we no longer issue provisional letters and that all applications have to be in by May 15th.

MOTION: by Dr. Morris to grant approval for recreational camp health care consultant agreement YMCA'S Camp Frederick Douglas at 25 South St. for summer 2018. **SECONDED:** Dr. Longo. All in favor. **MOTION CARRIES**

4. 888 Purchase St., Request for Hearing Re: Request for Body Art Practitioner License; Establishment: Times Tattoo; Kevin James Belli, Applicant, 215 Maxfield St., New Bedford, MA; Gail Joseph, Sanitarian, Present.

Gail stated there are no issues and that he has filled the requirements.

MOTION: by Dr. Longo to grant license for Body Art Practitioner to Kevin James Belli for Times Tattoo at 888 Purchase St. **SECONDED:** Dr. Morris. All in favor. **MOTION CARRIES**

**5. Review and comment on the recommendation to increase the legal age to purchase tobacco products in New Bedford from 18 to 21.
Invitee: Damon O. Chaplin, Director**

Mr. Chaplin stated on tobacco review asking to change the word minor to youth to anyone who is under the age 21. Also review to change the age from 18 to 21 on the tobacco regulations.

MOTION: by Dr. Longo to change the definition from minor to youth as discussed person under age 21 in the tobacco regulations. **SECONDED:** Dr. Morris. All in favor. **MOTION CARRIES**

MOTION: by Dr. Longo to increase the legal age to purchase tobacco products in New Bedford from age 18 to 21 effective immediately once we meet our posting requirements. **SECONDED:** Dr. Morris. All in favor. **MOTION CARRIES**

6. Review and comment on the draft, New Bedford Adult-Use Marijuana regulations.

Invitee(s): Damon O. Chaplin, Director

Blair S. Bailey, Special Legal Counsel

Mr. Chaplin mentioned that there will only be 8 retail venues in the city of New Bedford. Atty. Blair Bailey from City Solicitor's office stated that we are only allowed 8 for Marijuana. As far as the city's approach the number one thing that should concern the Board of Health is that we ask that the BOH not have a license but have regulations. Because what we are going to do is put the license under the licensing board. We are going to write an ordinance that gives them the authority over licensed marijuana establishments. They issue that license and then we would treat it like other licenses that they hold. We would issue a certificate of compliance to them for compliance with our marijuana regulations. If they are not compliant with the regulations, then they do not get a renewal of the license.

One comment made was that we change the wording to remove permit and put regulations.

Dr. Andrade asked Atty Bailey who is permitted in these marijuana establishments, the owner or the store itself and he stated the operator is the one who is permitted. The operator who has site control is the person who has a long term lease or ownership deed.

The Board discussed what would be the process to get license for these establishments. Atty Bailey stated the sequence would be State approval first, post agreement with the city, special permit including Board of Health sign off and then at that point they would be able to operate and then from that point a yearly license from Licensing Board.

Atty. Bailey suggested to write into the regulations that anybody working in an establishment has to sign an affidavit or some sort of form with the Board of Health that they are aware of the regulations and that they agree to be bound by them at the same time keeping track of who is working in these places. The Board agreed that this should be added to the regulations.

Also discussed prepackaged food items at these establishments. Board also talked about not allowing the selling of unprepared food products on site.

Gail Joseph mentioned under the new published code Marijuana food products do not fall under our food regulations.

Dr. Andrade suggested adding some wording in the regulations as sale of food products prepared on site is not allowed at this time unless you are getting food packaged from an approved facility. Dr. Longo also mentioned that putting on regulations that you can't manufacture on site.

Going forward Mr. Chaplin and Atty Blair Bailey will be working on the regulations and look into what other communities have done as it relates to edibles and then run it by the Board.

DEPARTMENTAL BRIEFING

MOTION TO ADJOURN

MOTION: by Dr. Andrade to adjourn the meeting. **SECONDED:** Dr. Morris. All in favor.
MOTION CARRIES.

The next meeting of the Board of Health will be Tuesday, November 20, 2018 at 6:00 p.m.

Dr. Andrade adjourned the meeting at 7:30 p.m.

A true record attest:


Director of Public Health

BOH Meeting Minutes Approved 11 / 20 / 18