

MINUTES
BOARD OF HEALTH
Tuesday, May 3, 2016

The Board of Health held its monthly meeting on Tuesday, May 3, 2016

Present were Dr. Mary T. Brophy, M.D., Board Chairperson; George F. Fiske, III, Board Member; Dr. Craig S. Andrade, Board Member; Louis E. Tartaglia, Jr., Executive Health Officer.

1. Approved the minutes of the Board of Health Meeting held on April 5, 2016
2. Approved the fees collected by the Department for the month of April 2016.
3. Unanimously denied the request of Wayne Lake for a permit to keep chickens on his property know and numbered as 56 Short Street. Letters and/or emails were sent to the Board of Health, requesting that permission to keep chickens at the subject property be denied, citing odor, insects and attraction of predators to the area.
 - a) Leo R. Cassiere- 15 Short Street
 - b) P. Charles Albert- 50 Short Street
 - c) Ann Dwrgin- 60 Short Street
 - d) George & Deloris Barron- 66 Short Street
4. The Brockton Board of Health voted to amend its existing Regulation II Pertaining to the sale of tobacco products i.e. "REGULATION II OF THE BROCKTON BOARD OF HEALTH RESTRICTING THE SALE OF TOBACCO PRODUCTS." The amendments are listed, however not limited, to the following:
 1. Broaden its definition of Tobacco Products.
 2. Raise the minimum legal sales age (MLSA) to purchase tobacco products to twenty one (21).
 3. Cap the number of Tobacco Products Sales Permits at 152.
 4. Restrict the sale of cigars, cigarillos and small cigars.
 5. Prohibit the sale of flavored tobacco products (except mint, menthol and wintergreen), blunt wraps and free distribution of tobacco products.
 6. Prohibit out of package sales.
 7. Prohibit tobacco product vending machines.
 8. Prohibit the sale of tobacco products by Health Care Institutions and Educational Institutions.
 9. Amend the enforcement of any fines regarding violations of Regulation II.

The amended Regulation II shall become effective on September 30, 2016, except for the cap on Permits (11a). The full document of the amended Regulation II may be obtained at the Brockton Board of

Health/Health Dept., 60 Crescent Street, Brockton, MA 02301 Present holders of a Tobacco Sales Permit will be mailed one copy of the amended Regulation II.

- The votes were unanimous, except for items #2, #3, #5 (blunt wraps), #7 and #8. Board Member George F. Fiske III voted against the amendments.
 - On agenda item #4 (Tobacco Regulations), Mayor Bill Carpenter spoke at the meeting. He expressed his views stating that the Board should wait and see what the State Legislature was proposing, and adopt there amended regulations in order to have a level playing field amongst all vendors in the area. He stated that the City of Brockton should not be perceived as being anti-business.
5. Scheduled the next Board of Health meeting for June 7, 2016