



City of Brockton

Health Department

Robert F. Sullivan
MAYOR

Dr. Eno Mondesir
EXECUTIVE HEALTH OFFICER

I. Introductions

Notice is hereby given that the regularly scheduled meeting of the Board of Health is held on zoom and that proceedings were being recorded. Meeting called to order at 4:30 pm.

The meeting was called to order at 4:31 PM with 3 members present: Dr. Craig Andrade, Mr. George Fiske, Dr. Eno Mondesir.

Also in attendance: James Doucette (ISD Inspector), Wadezah McCullough, George Depina (Chief of Inspections), Jessenia Urrea (CHW at Brockton Board of Health), Dominique Saintus (Proprietor of Olympic Market), Omotunde Olorunwunmi (property owner), Tinuola Olorunwunmi (property owner)

II. HEARINGS

R and K Food mart:

This is a tobacco permit violation and is the 2nd request for a hearing. During a routine inspection on June 25 2024, powdered tobacco snuff was observed for sale. This is their first offense in 36 months. Inspector Doucette has spoken with the proprietor regarding the prohibition of selling loose powdered tobacco snuff, but the proprietor was not present at the meeting. Inspector Doucette was asked his opinion regarding the proprietor's absence. Inspector Doucette recommends upholding the violation as has happened in the past with similar violations. Mr. Fiske made the motion to uphold the violation, Dr. Andrade seconded the motion.

Olympic Market

During a routine inspection on March 19 2024, flavored tobacco was observed offered for sale not in its original packaging. Under CMR 665.030, no sale of tobacco products outside of original packaging is allowed. This was the first offense within a 36 month period. A \$1000 fine was assessed. 3 times the proprietor has requested a hearing but could not join until today. The proprietor is here today.

Dr. Andrade asked the proprietor for comments regarding the situation.

"City of Champions"

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Dominique Saintus shared that he doesn't sell those cigarettes, they were his personal cigarettes. To paraphrase: "I left a packet of cigarettes on top of the stand, there were 3 or 4 left. Mr. Doucette says that he has to fine me. I do not have anything illegal in my store, I left my cigarettes that I am smoking on top but I knew that cigarettes are banned, I do not sell cigarettes in my store."

Dr. Andrade asked Mr. Doucette for comments regarding the situation.

Mr. Doucette recommended upholding the violation.

Dr. Andrade made a motion to forward with the recommended fine of \$1,000, Mr. Fiske seconded the motion.

Inspection for an apt considered unfit for human habitation - 171 Colonel Bell Drive

Omotunde Olorunwunmi, owner of the property, was present for hearing.

He stated that on January 8 2024, he received a letter from the city of Brockton regarding a rental database that was being created. He went to register an apartment for future rental plans. First inspection from the city came on May 13th, 2024. Mr Doucette came to look at the apartment. On the 23rd of May, he came again and came with someone else. Mr Doucette sent a letter dated July 31st, 2024 that the apartment failed inspection due to lack of egress.

On August 5th, he wrote a letter to argue against the apartment being characterized as uninhabitable. He claims he did not receive any follow up for weeks, and had to email again on September 23, 2024.

Mr. Doucette stated that he agrees with all of Mr. Olorunwunmi's comments and series of events. Mr. Doucette noted that the bedroom windows did not meet minimum requirements for secondary egress. Mr. Depina made additional comments that the windows did not meet the standards for secondary egress in terms of easy operation and breakability in the event of emergencies. Mr. Depina also stated that the apartment was not recognized by the City of Brockton as a legal apartment.

Mr. Doucette will help Mr. Olorunwunmi with making sure the apartment meets the standards of egress.

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