

**Braintree Board of Health
Fletcher Hall, Town Hall
1 John F. Kennedy Memorial Drive, Braintree MA
Thursday, June 13, 2019, 7:00 p.m.**

IN ATTENDANCE: Dr. Arthur Bregoli, Chairman
Dr. Philip Nedelman, Vice Chairman
Laurie Melchionda, Clerk

ALSO PRESENT: Marybeth McGrath, Director of ML & I

Dr. Bregoli called the meeting to order at 7:00 p.m.

Approval of Meeting Minutes: May 16, 2019

Motion By: Dr. Nedelman to approve the meeting minutes of
May 16, 2019.

Second By: Dr. Bregoli
Approved by a 2-0-1 vote (Ms. Melchionda abstained)

List of Complaints:

The board reviewed a list of complaints received from May13-June 7, 2019.

New Business:

Request for Lifeguard Variance, Devon Wood Condominium, 1A Devon Commons Lane

Ms. McGrath stated this is a renewal on the variance they have had for a number of years. They are asking for a partial variance. They would like to use the pool during the week without lifeguards because of low bather usage and have lifeguards on weekends and holidays, which may extend beyond Labor Day weekend depending on the weather.

Motion By: Dr. Nedelman to approve a lifeguard variance for Devon Wood
Condominium, 1A Devon Commons Lane

Second By: Ms. Melchionda
Unanimously Voted

Request for Lifeguard Variance, Hyatt Place Boston/Braintree, 50 Forbes Road

Ms. McGrath stated in August of last year the Hyatt came before the Board requesting a variance of the lifeguard provision for their indoor pool. At that time the Board made approval provisional as they had no history and asked that the Hyatt come back before the Board in February to review the variance request. However, the Hyatt closed their indoor pool in October, which made the variance request null.

She stated they also have an outdoor pool which is used by guests only. They are requesting a variance for the outdoor pool. The only bather history they have is for those guests who used the indoor pool from August through October 2018. There is no history for the outdoor pool because it had been closed until recently. This pool will operate until Labor Day.

Frank Skac, Chief Engineer, was present before the Board. He stated he has engineering staff who check the pool area 2 to 3 times an hour. The gate is locked with a latch and only adults can get in due to the height of 4.5 feet. He stated he is out there hourly. Ms. McGrath stated the pool is not obvious from the roadway and it meets all fencing and signage requirements. Mr. Skac stated the pool is locked with a keyed lock when the pool is closed.

Dr. Nedelman expressed concern that the Board is lowering its standard due to the fact that the gate could be propped open by some means or the pool could be accessed by people who are not guests. Dr. Nedelman stated he would like to see a locking mechanism that can track who is in the pool area, such as a key card. Ms. Melchionda agreed that most facilities have a key card system for their pools as well as a camera system.

Motion By: Ms. Melchionda not to approve the lifeguard variance request with current gate/fence latching mechanism in place.
Second By: Dr. Nedelman
Unanimously Voted

Preliminary Subdivision Plan, CITGO Petroleum Corporation, 345-385 Quincy Avenue

Matt Snell of Nutter, McClennen & Fish, representing CITGO, was present before the Board.

Ms. McGrath stated this project has to go before the Planning Board, but before it does it has to be reviewed by the Board of Health and endorsed, or not endorsed.

Mr. Snell stated this is an existing facility with 18 storage tanks on 61 acres with a loading dock on the Fore River. In creating two lots, one lot will contain the terminal and the second lot will carve out one tank with a dike around it, which they can lease or can be used by a subsidiary. This does not change anything relating to existing permits or piping and does not increase risk. He stated they are asking the Board to look at this and determine if they have any concerns going forward.

Ms. McGrath stated the water and sewer are not changing, the tank is already there, and CITGO will continue to operate the entire facility, including the tank on the new lot. Ms. Melchionda asked what is the purpose of the road to the new lot. Mr. Snell stated a road would be constructed off the existing driveway just to satisfy the requirements of the subdivision, it would not create additional traffic.

Motion By: Dr. Nedelman to endorse request by CITGO and forward vote taken to the Planning Board.
Second By: Ms. Melchionda
Unanimously Voted

Informational:

Ms. McGrath stated the Board has agreed there will be no meeting in July. The next meeting will be August 15, then September 12, October 3, November 7, and December 19.

Ms. McGrath stated they have started beach testing. She announced the public health nurse has resigned effective June 27 so they will be posting this position.

Motion By: Ms. Melchionda to adjourn the meeting at 7:45 p.m.
Second By: Dr. Nedelman
Unanimously Voted