

Acton Board of Health  
Room 126, Acton Town Hall  
Acton, MA 01720

July 21, 2014

Members Present: Michael Kreuze -Chairman, William McInnis, Dr. William Taylor, Mark Conoby and Joanne Bissetta  
Pam Harting-Barrat-Associate with Voting Rights

Staff Present: Sheryl Ball- Health Agent  
Weiyuan Sun-Administration

Others Present; Mike Abboud, Sahar Alwarad, Vincent Cuttone, Katie Green and Daniel Viens, William Rodenhiser and John O'Connell

The meeting was called to order at 7:31 p.m.

**Minutes**

On a motion made by Mr. McInnis, seconded by Dr. Taylor, the Board unanimously voted to approve the Board of Health minutes dated June 23, 2014 as amended.

**Pro-Tech Gas Station and Tedeschi Food Shops- Tobacco Violation**

The Health Department received notification from the Massachusetts Tobacco Cessation and FDA Tobacco Retailer Inspection Violations that employees of IC Acton, LLC Dba Tedeschi located at 75 Great Road and Pro Tech located at 336 Great Road sold tobacco product(s) to a minor on February 20, 2014.

Mr. Cuttone, owner of ProTech was present before the Board to speak about the violation. Mr. Cuttone indicated that the employee who sold the tobacco was covering for another person while they were on break. Mr. Cuttone stated that all employees have been educated, trained and a sticker has been put on the cash register to remind employees to verify with a photographic identification. Mr. Cuttone also pointed out that it was their first offense. Pro-Tech also has a training policy for their employees to avoid these violations. Pro-Tech Gas Stations paid the fine.

The owner of Tedeschi Food Shops, Mr. Abboud stated that Tedeschi's has a full and complete education and training program for their employees that has been in place since 1990. Mr. Abboud stated that the employee that sold the product had received bad news that day and should not have been working and stated that she made an error. Mr. Abboud has installed software in the cash registers to scan the barcode of driver licenses. Mr. Abboud stated that he will train and educate his employees, ensuring that that this violation will not happen again. The employee who sold the cigarettes attended the meeting and apologized for her error. Tedeschi Food Shops paid the fine.

### **Hazardous Material Application- Village Detail, 101 Great Road**

A Hazardous Materials Control Application has been submitted by Mr. Viens, owner of Village Details located at 101 Great Road. This is an existing automotive detail shop. The Health Department has been working with Mr. Viens after discovering that this business stores over 25 gallon/lbs and requires a permit. On a motion made by Mr. McInnis, seconded by Dr. Harting Barrat, Board unanimously voted to grant a Hazardous Material Permit to Village Detail located at 101 Great Road with the conditions outlined by the Health Department.

### **Wind River-Wastewater Transfer**

The Health Department was notified that Wind River was transferring sewage at their site located on 54 Knox Trail in Acton which is a violation of Article 5.6.1. An order letter was sent to cease and desist these operations and Wind River is appealing that decision. Wind River has been in contact with the Health Department by providing an organizational spill policy and a design plan for a spill containment area. Mr. O'Connell was present and apologized for their actions. They purchased the property from Cleary Trucking and they thought his transferring license went to them. Acton Board of Health Rules and Regulation Article 5.6.1 states "Except for facilities operating prior to January 1, 1994, Transfer and/or storage of septage within any Zone 1, Well Protection Area, Zone 2, Recharge Protection Area or Zone 3, Aquifer Protection Area of the Aquifer District as defined in Article 16 of the Acton Board of Health Regulations shall be prohibited. This property is located within Zone 1-3. On a motion made by Mr. McInnis, seconded by Ms. Bissetta, the Board unanimously voted to allow the Health Department to approve the design plan for the spill containment area for the property located at 54 Knox Trail.

### **Tobacco 21-Dicussion**

The Board continued discussion of Tobacco 21 and would like to have a public hearing on September 22, 2014.

### **Adjournment**

On a motion made by Mr. McInnis, seconded by Dr. Taylor, the Board unanimously voted to adjourn at 8:56 P.M.

Respectfully Submitted,



Weiyuan Sun  
Acton Board of Health



Michael Kreuze -Chairman  
Acton Board of Health