

## **Board of Health Meeting**

**7/22/2019**

**Present: Tyler Nims, Chairman, Mark MacDonald, Vice-Chairman, Paul Armstrong, Clerk, Bob Valery, and Director of Public Health.**

**The Board of Health Meeting opened at 6:00 p.m.**

**6:00 Cigarette Compliance Check 6/19/19, re: Fines and Suspension of sales Ocean Bluff Automotive owner Tony Sayde presenting.**

Mr. Valery read into record violation #670-15 Violations and Penalties: suspension or revocation of permit. Exhibit #1 was presented which shows that a sale of a tobacco occurred on 11/4/1917 and the \$300 fine paid. Exhibit #2 was presented which shows that a sale of a tobacco occurred on 6/19/2019. Mr. Valery stated that it is more probable than not that your establishment located at 969 Ocean St. (Ocean Bluff Automotive) failed the compliance check conducted by the Barnstable Tobacco Control and sold a tobacco product to a person under the age of 21. Mr. Valery stated that in the case of a second violation within 36 months of the date of the current violation, a fine of \$300 and the tobacco product sales permit shall be suspended for 7 consecutive days. Mr. Sayde said thank you to the board and that he had made the mistake. Mr. Sayde stated that he could not explain how the sale happened as he always asks how old the customer is and checks the date on the I.D. Mr. Sayde further stated that he cares about the community and Public Health initiatives. Mr. Sayde admitted to making the mistake and asked the Board to show mercy. Mr. Armstrong stated that there is no tolerance for selling tobacco products to a minor. Mr. MacDonald stated that a fine is not enough, the Board goes by their regulations, and there is no bending according to the letter of the law. Mr. MacDonald thanked Mr. Sayde for being honest, remorseful, and taking the violation so seriously. Mr. Armstrong stated that the regulation must be enforced. Mr. MacDonald motioned to take a vote that Mr. Valery and Mr. Sayde will find a suitable date for a 7 day suspension, posting of a sign indicating the violation occurred, and that the tobacco products must be secured to prevent any possible sale.

BOH approves suspension of permit 3-0

**6:10 Discussion re; Sale of CBD products in the Town of Marshfield.**

The Board read State news for local Public Health Officials and asked Mr. Valery to follow up with other towns Board of Health and Police departments to learn more about age restrictions and regulation.

**6:30 Indiana Rd. (72 and 74) Tight Tanks Barbara Last presenting.**

Mrs. Last apologized for tenants moving in early without notifying the BOH. Mrs. Last stated that a Title 5 inspection was performed, presented the necessary pumping contract, will have the well water tested, and the alarms will be fixed. The Board thanked Mrs. Last for her efforts.

Meeting adjourned at 6:45 PM.

Next meeting to be determined. Meeting concluded.