



# Town of Hull

---

**BOARD OF HEALTH**

TEL: (781) 925-2224  
FAX: (781) 925-2228

**253 ATLANTIC AVE**  
HULL, MA 02045

**October 15, 2019**

**Members Present:** Donald Gillis, Chair, Jennifer Butler-Rickard

**Staff Present:** Joyce Sullivan, Ellen Barone, Joan Taverna

**6:15pm** Chair Gillis called the meeting of the Board of Health to order

Upon a **motion** by J. Butler-Rickard, **2nd** by D. Gillis and a **vote** of 2/0/0;

It was **voted** to: Approve the Meeting Minutes of April 30, 2019

**6:15pm** Discussion: Follow-up to March 12, 2019 joint meeting regarding Vaping

Attendees: P. Lemnios, J. Lampke, J. Dunn, HPD, N. Reilly, HPD, DJ Wilson, MMA, Bhavesh Patel,  
DJ Wilson from MA Municipal Association

The Board was to continue the discussion that had previously taken place with the Vaping Task Force regarding the issues with vaping and the request to change the smoking regulations. The Board invited Mr. DJ Wilson of the Municipal Tobacco Control Technical Assistance Program to speak at the meeting. Mr. Wilson distributed an informational sheet pertaining to Municipalities that limit the sale of vaping products and the policy with language to be used to do that on spoke on the topic.

Mr. Lemnios, speaking for the Task Force stated that they would request that the Board take immediate action to limit the sale of vape products to only be sold in stores that are accessible to people 21 years of age or older.

J. Butler-Rickard made the following **motion**:

To adopt the policy whereby: “No person shall sell or distribute or cause to be sold or distributed any E-Cigarette, as defined herein, except in Adult-Only Retail Tobacco Stores. Effective 1/1/2020.

And to adopt the definitions:

“Adult-Only Retail Tobacco Store: An establishment that is not required to possess a retail food permit whose only purpose is to sell or offer for sale but not resale, tobacco products and tobacco paraphernalia, in which the sale of other products or offer of services is merely incidental, and in which the entry of persons under the minimum legal sales age is prohibited at all times, and which maintains a valid permit for the retail sale of tobacco products as required by the Hull Board of Health.”

“E-Cigarette: Any electronic device, not approved by the United States Food and Drug Administration, composed of a mouthpiece, heating element, battery and/or electronic circuits that provides a vapor of liquid nicotine to the user, or relies on vaporization of any liquid, regardless of nicotine content, or solid nicotine. This term shall include such devices whether they are manufactured as e-cigarettes, e-cigars, e-pipes, e-hookah or under any other product name. “E-Cigarette” includes any component or part of an e-cigarette, including but not limited to, pods, vape juice containers and cartridges.”

And to make necessary corrections to the regulations “Prohibiting Smoking in Workplaces and Public Places” – Retail Tobacco Store: “entry of a person under the age of 21 is prohibited at all times”

**Motion** by Jennifer Butler-Rickard, **2<sup>nd</sup>** by D. Gillis, **voted unanimously**

**6:30pm** Progress Report: – Nazzareno DiVito regarding inspections at 421 Newport Rd.

Attendees: Nazzareno DiVito, John DiVito

Mr. DiVito informed the Board that work is continuing on the property. He stated that his son John would be purchasing the property at 421 Newport Rd. and gave the staff permission to communicate directly with John on this property as well as his other properties.

Staff provided an update that three (3) out of five (5) units have been approved by the Board of Health Inspector. We are still waiting for approval from the wiring inspector. One (1) unit that is vacant has minor violations.

**6:45pm** Discussion: Request for approval of the “share table” at the Jacobs School

J. Sullivan informed the Board that a request had come from Chris Piercy of Whitsons the company that provides the school lunches to provide a table of non-perishable foods that were left over from the lunches that would be placed on a specific table to be shared with any student that may wish to take extra food for consumption at school or at home. J. Sullivan had approved the use of the “share table”.

J. Butler-Rickard **motion** for confirmation of the approval, D. Gillis 2<sup>nd</sup>, **voted unanimously**.

**7:00pm** Upon a motion by D. Gillis, 2nd by J. Butler-Rickard;  
It was voted to Adjourn