

Board of Health Meeting

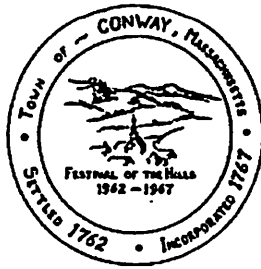
Tuesday, October 28, 2024 @ 5:00 pm

Town Hall Office Meeting Space

*** * * Meeting Agenda * * ***

1. Meeting Preliminaries
 - o Open Meeting / Take Attendance
 - o Approve Minutes: Mon, Mon Sep 23 - Board of Health Meeting
2. Mail and invoices
3. Title V Agent report
4. Meetings / Trainings attended by board members
5. Health and wellness report
6. Food services and inspections
7. Septic and well permit applications
8. Family burial plots
9. Tobacco regs
10. Monthly article for the Conway Currents and website
11. Unanticipated items of concern that arise after posting
12. Public comments
13. Meeting Wrap-up
 - o Next Meeting:
 1. Mon, November 11, 2024, at 5:00 PM – Town Hall Office Meeting Space **THIS IS A HOLIDAY – ALTERNATE DATE?**
 - o Close Meeting.

POSTED
12/4/2024 3:11:25



Conway

Town of Conway Massachusetts
32 Main Street
413-369-4235
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Board of Health Meeting



Monday, October 28, 5:00 pm until 6:00 pm

Town Hall Office Meeting Space

A meeting of the Board of Health

Meeting of Board of Health

Members: (Quorum)

- Absent: **Emily Sweet**, Member
- Present: **Daniel Sheff**, Member, at 5:00 PM
- Present: **Hanna Sherman**, Member, at 5:00 PM
- Present: **Regina McNeely**, Member, at 5:00 PM
- Present: **Kathy Llamas**, Chair, at 5:00 PM

Also Present:

- Ilana Gerjouy
- FRCOG Prevention Strategies Coordinator
- Carl Nelke

Final Minutes

Meeting opened: 5:00 PM

Meeting closed: 6:45 PM

0. Meeting Preliminaries

- Meeting Opened / Attendance Taken (see above).
- Minutes Approved: Tue, Oct 15 - Board of Health Meeting

1. Mail and invoices

- **General Discussion...**
None

2. Title V Agent report

- o **General Discussion...**

- 10/15 - 50 Upper Baptist Hill Rd - perc test
- 10/17 - 1165 Shelburne Falls Rd - Title V
- 10/21 - 59 Hoosac Rd - Title V
- 10/22 - 155 Sabans Rd - Title V

3. Meetings / Trainings attended by board members

- o **General Discussion...**

- CPHS - Kat and Daniel
 - 1. Opioid settlement - now matching grant is available. Because we spend \$33,000 together, we leverage \$33,000 in matching funds. To allocate, listened to people with lived experience, expert guidance - allocating accordingly.
 - 2. Follow up from Mosquito-Palooza
 - 3. Randy requested we post a suggestion on our website that events with food apply at least three weeks in advance for summer camps, and two weeks in advance of the event. If there is less time, contact FRCOG directly. Laurie - post of the website, linked to FRCOG.
 - 4. Battery storage facilities - Kat will contact Randy to see if FRCOG is drafting regulations we can adopt.
- Kat, Hanna, and Gina to meet re well regs

4. Health and wellness report

- o **General Discussion...**

- Mosquito season is over
- Respiratory illness season - DPH dashboard has percent vaccination for COVID, flu, RSV.
- CDC recommends that 65+ and immunocompromised get COVID vax every six months
- Bird flu - cases are increasing. Concern for potential pandemic
- Lead poisoning prevention week - posted to website. Hanna contacted school nurse about this, and will continue to support health and wellbeing at the school
- Emergency preparedness data - state has health data tool with a lot of information. Hanna will review in more detail about possible ways to prepare

5. Food services and inspections

- o **General Discussion...**

None

6. Septic and well permit applications

- o **General Discussion...**

None

7. Family Burial Plots

- o **General Discussion...**

Report from Gina. We have generally good regulations. Awaiting reply from lawyer regarding tombs, if they are exempt. Gina will report back

8. Tobacco Regs

- o **General Discussion...**

- Ilana Gerjuoy, FRCOG
- Reviewed draft tobacco regulations
- Goal - review document, choose which version to vote on
- Conway previously voted to adopt CPHS regs
- Document review:

- BOH can petition legislators about connecting fines to volume of sales because Baker's is our only store and does a small volume of tobacco sales. Or reduce the fine if the business is undergone training
- Section T - Option 1 or 2
 - 1. Option 2, 1a - can say 0 days suspension for first, 4 days for second violation, 7 days for a third violation
 - 2. Can cap number of licenses at 1 or 2
 - 3. Retiring cap - the number reduces when on is sold or expires
 - 4. Could eliminate tobacco licenses and be a tobacco-free town
- Section G - Nicotine Pouch - see link in email. Synthetic nicotine, so not technically tobacco. Can be flavored and sold. Not FDA approved for cessation. No good research on using pouches for cessation.
- 1. Town can ban sale of nicotine patches, other than in adult-only tobacco stores. Greenfield and many other towns have done that
 - Process for a hearing - printed script given to Kat, Randy can be present to guide the meeting. FRCOG can run ads in local paper, assure retailer has a hard copy, support the process.
 - Later - Cannabis retailer/grower policy pamphlet. Can be put in store (Conway has no store). FRCOG can edit and reprint.
 - Plan - 1.5 hour meeting with Ilana, Daniel, and Hanna. We will then report back to the Board.

9. Monthly article for the Conway Currents / website

- o General Discussion...
 - No discussion

10. Unanticipated items of concern that arises after posting

- o General Discussion...
 - None

11. Public comments

- o General Discussion...
 - None

12. Meeting Wrap-up

- o Next Meetings:
 1. Tue, Nov 12, at 4:30 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*
 2. Mon, Nov 25, at 5:00 PM "Board of Health Meeting" -- CANCELLED -- *Town Hall Office Meeting Space*
 3. Mon, Dec 9, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*
- o Meeting Closed at 6:45 PM.

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Minutes prepared by Daniel Sheff and Laurie Lucier

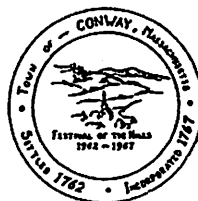
Minutes approved on Thursday, Nov 14, 2024

Posted to: [Board of Health](#) on 2024-02-06 09:51:10 (updated 2024-11-14 09:59:55).

[Last touched by Laurie]

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|

Scope Session (Type JEE)

Board of Health Meeting

Monday, December 9, 2024 @ 5:00 pm

Town Hall Office Meeting Space

*** * * Meeting Agenda * * ***

0. Meeting preliminaries

- o Open meeting / take attendance
- o Approve the minutes of the Tuesday, November 12th meeting

1. Mail and invoices

2. Title V Agent report

3. Meetings / Trainings attended by board members

4. Health and wellness report

5. Food services and inspections

6. Septic and well permit applications

7. Septic hauler and installer permit applications

8. Opioid funds expenditures – current and future

9. 1354 Ashfield Road issue

10. Tobacco regulations

11. Emergency shelter management planning

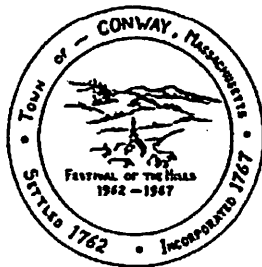
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13. Unanticipated items of concern that arise after posting

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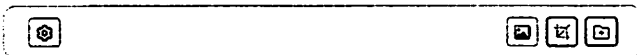
- o Next meeting: Monday, December 23, 2024
- o Close meeting



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Board of Health Meeting



Monday, December 9, 2024, 5:00 pm until 6:30 pm

Town Hall Office Meeting Space

A meeting of the Board of Health

Meeting of Board of Health

Members: (Quorum)

- Absent: **Emily Sweet**, Member
- Present: **Kathy Llamas**, Chair, at 5:00 PM
- Present: **Regina McNeely**, Member, at 5:00 PM
- Remote: **Daniel Sheff**, Member, at 5:00 PM
- Remote: **Hanna Sherman**, Member, at 5:00 PM

Also Present:

- Randy Crochier
- FRCOG

Final Minutes

Meeting opened: 5:05 PM

Meeting closed: 5:55 PM

0. Meeting Preliminaries

- Meeting Opened / Attendance Taken (see above).
- Minutes Approved: Tue, Nov 12 - Board of Health Meeting

1. Mail and invoices

- **General Discussion...**
 - 16 system pumping record reports
 - Invoice Pioneer Women's Health, Part of opioid settlement
 - \$60 dues Mass Health Officers Association - renewed membership

2. Title V Agent report

- **General Discussion...**
 - No report, Agent not present

3. Meetings / Trainings attended by board members

o **General Discussion...**

Kat - DPH meeting

Gina - Mass Health Officers Association meeting

Laurie will scan and email report, notes

Daniel - CPHS Oversight Board highlights

After Action Report on Mosquito Palooza

Approved recommendations:

Organizational changes - who is in the organization

Closer connection with emerg management directors EMDs

Each town ask for a meeting with EMD by April 15th - FRCOG can come

We may dedicate one CPHS oversight board meeting to meet with EMDs

***Budget**

Overview - FRCOG collects fees from towns

Primarily from:

\$163K from town assessments

\$95,000 resident permit fees

FRCOG then leverages these to obtain grants, which provide services to towns at no added cost

Town fees pay for (only) 27% of the budget

\$290K out of around \$1M is paid by towns

The rest (73%) is grant-funded

FY26, starting July 2025

Conway assessment - FY25 assessment was \$11,500

FY26: an inc of \$300 to 11,800 (2.5% inc)

Primary driver of inc'd cost is health insurance costs (11% inc)

***Nursing Report**

Vaccinating for Flu and COVID, not yet for RSV

COVID: Franklin county 22% vaccinated, much better than 16% state-wide

Flu: state and county both around 33%

Trend: fewer vaccines are being provided at clinics

Reasons:

less interest overall, esp in COVID

More people are getting vax at pharmacy

Mix of other factors

Getting only one at a time

Last year, vax were not available before clinics - a lot of demand at clinics

This year, planned vax clinics in Oct, then vax's were available in Sept

So less demand for clinics

FRCOG nurses aggressively getting to vulnerable homebound residents

Do a lot of home visits - central part of the program often find another need to address once they are there

Takes a lot of time, dollars, effort for each mobile vaccine clinic

Is it worth it?

FRCOG stands in support of public health measures

A model of public health

so continue

4. Health and wellness report

o **General Discussion...**

Infectious Diseases:

Bird flu (Avian flu) - risk is increasing - NY Times article 11.26.24

Concern for next pandemic

Pertussis/Whooping cough - increasing in adolescents in MA, not locally

Walking Pneumonia, Mycoplasma bacteria - being seen locally, tho rates unknown bc not required to report

Clade 1 mpox - 1st case in CA in November

COVID: rates are very low, expected to rise in January

Vaccine rate for town 30.4%, higher than state-wide

Flu: rates rising slowly

Vaccine rate 36.2%, higher than state-wide

RSV:

Vaccine rate 31.6%

Tick-borne diseases:

2024 so far: 149 cases in CPHS areas (Lyme, anaplasmosis, babesiosis, other)

Lower rate than last year

Drought: still at critical level

Upcoming programs/trainings: (to be posted on BOH website)

Tuesday, December 10: Public Health Nurse Meg Ryan will represent the Cooperative Public Health Service at the Senior Resource Fair, hosted at Greenfield Community College from 12 - 2pm. The Fair will host local organizations that enhance the quality of life of older adults through engagement or support.

Thursday, December 12: At 6pm (online) there's a Tobacco Control Workshop for Boards of Health. Learn more about emerging nicotine products, the role of the local board of health, and what services are available to your town through the Mass Health Officers Association and the Pioneer Valley Tobacco Control Coalition. Info and RSVP at this link.

Reducing Harm, Promoting Safety: A Public Health Perspective on Firearms

12/19 Virtual Quarterly Meeting Registration now open!

Title: Reducing Harm, Promoting Safety: A Public Health Perspective on Firearms

Date and Time: December 19, 10 am - 11:30 am, virtual

Speakers:

Kathleen Berry, MA Public Education Lead, Grassroots for Gun Violence Prevention

Heidi Porter, MPH, REHS/RS, Director of Health and Human Services, Town of Bedford

Learning Objectives: At the end of this training program, participants will be able to:

Explain facts and trends from gun violence research

Describe prevention strategies and community engagement programs

Identify resources to support harm reduction

Model Tobacco Sales Regulation Information Training

Registration is now open for three available dates

Description: This program will provide an overview of the new model tobacco sales regulations with technical assistance providers. It will also go over policy and strategy recommendations for improving local tobacco control. The most recent model regulations will be provided to attendees following the course.

This information is being provided for legal educational purposes only and is not to be construed as legal advice. Legal advice can only be provided by your municipal attorney.

Date and Time:

Friday, December 13th, 2024 at 10 am

Monday, December 16, 2024 at 9:30am

Monday, January 6, 2025 at 1pm

Learning Objectives:

Review of tobacco control model regulation with technical assistance providers

Education on how to work with your board of health on adopting or updating your tobacco sales regulations

New policy recommendations and strategies.

5. Food services and inspections

- **General Discussion...**

Randy - renewal season; Baker's to be renewed

Shelburne Falls Rd - Randy sent letter, never heard back from her

Anecdotally, she has not had food out for sale recently

6. Septic and well permit applications

- **General Discussion...**

None

7. Septic hauler and installer permit applications

- **General Discussion...**

Three applications ready for signature. Signed by Kathy and Gina, Emily can sign soon (by Dec. 31st)

8. Opioid fund expenditures - current and future

- **General Discussion...**

11/25 balance \$34,156.11

After 7413.99 payment for defibrillators

Invoice outstanding for Pioneer Women's Health

Ending balance of \$27,997.11

That will be available for Conway to spend

Hanna will look into further programs and bring recommendations to the Board

9. 1354 Ashfield Road

- **General Discussion...**

Chief Bates - report of couple living at Earthworks camp

No heat, electricity, potable water

FRCOG to visit the site - Randy will follow up

Can't have temp housing without approval from BOH

10. Tobacco regulations

- **General Discussion...**

Tabled to next meeting

Randy - DEP regs in newspaper

Give them advance notice of public hearing

Could do with BOH meeting - post it as a 5:30 hearing

Randy or Ilana will be present - will affirm it was advertised and that Baker's was advised

Also advise how to open, conduct and close the meeting

11. Emergency shelter management planning

- **General Discussion...**

Tabled - waiting to hear back from EMD/Amanda

12. Monthly article for the Conway Currents / website

- **General Discussion...**

Hanna and Daniel to submit and share with the Board

Kat has resigned from Conway Currents

13. Unanticipated items of concern that arises after posting

- o **General Discussion...**

Carl submitted his resignation to the Board - moving to Buckland - Effective 12/31/2024

Kat proposes that we turn permitting services to FRCOG
May reduce our assessment further

Discussion

FRCOG lead time for plan review, perc tests, soil tests currently about 3 weeks, down from about a month, Less for emergencies
Final inspections: 48 hrs
Title V - FRCOG witnesses them - Gina offering to review them as they arrive

Local upgrade approvals
Gina recommends they come before the Board to comply with code

Private wells
Consider if Conway should have our own regs or adopt FRCOG
FRCOG will proceed with ours or theirs as we choose
Gina to discuss with Randy

If not FRCOG, Conway would have to search for another agent
Hard to find, likely to cause significant delays
Single agent - delays if they are away
FRCOG - multiple agents available

Motion to expand contract with FRCOG, seconded by Hanna
Approved unanimously

FRCOG will take over effective 01/01/2025

MOTION, moved by Kathy Llamas, seconded by Hanna Sherman: to expand contract with FRCOG.

Pass: Aye: Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff. Not Present: Emily Sweet.

14. Public comments

- o **General Discussion...**

None

15. Meeting Wrap-up

- o Next Meetings:

1. Mon, Dec 23, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*
2. Mon, Jan 13, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*
3. Mon, Jan 27, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*

- o Meeting Closed at 5:55 PM.

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Minutes prepared by Daniel Sheff

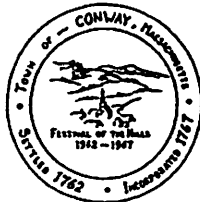
Minutes approved on Wednesday, Jan 8, 2025

Posted to: Board of Health on 2024-02-06 09:52:55 (updated 2024-12-09 16:26:45).

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Scope Session (Type JEE)

Board of Health Meeting

POSTED
12-17-24 10:24:00

Monday, December 23, 2024 @ 5:00 pm

Town Hall Office Meeting Space

*** * * Meeting Agenda * * ***

0. Meeting preliminaries

- o Open meeting / take attendance
- o Approve the minutes of the Tuesday, November 12th meeting

1. Mail and invoices

2. Title V Agent report

3. Meetings / Trainings attended by board members

4. Health and wellness report

5. Food services and inspections

6. FRCOG contract renewal

7. Opioid funds expenditures – current and future

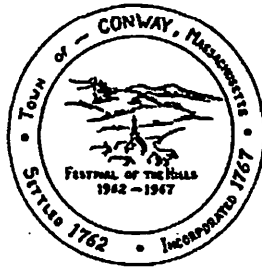
8. Monthly article for the Conway Currents and website

9. Unanticipated items of concern that arise after posting

10. Public comments

11. Meeting wrap-up

- o Next meeting: Monday, January 13, 2025
- o Close meeting



Conway

Town of Conway Massachusetts
32 Main Street
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Board of Health Meeting



Monday, December 23, 2024, 5:00 pm until 6:00 pm
Town Hall Office Meeting Space
A meeting of the Board of Health

Meeting of Board of Health

Members: (Quorum)

- Present: Kathy Llamas, Chair, at 5:00 PM
- Present: Emily Sweet, Member, at 5:00 PM
- Present: Daniel Sheff, Member, at 5:00 PM
- Present: Hanna Sherman, Member, at 5:00 PM
- Present: Regina McNeely, Member, at 5:00 PM

Also Present:

- Carl Nelke

Final Minutes

Meeting opened: 5:00 PM

Meeting closed: 6:00 PM

0. Meeting Preliminaries

- Meeting Opened / Attendance Taken (see above).
- Minutes Approved: Mon, Dec 9 - Board of Health Meeting

1. Mail and invoices

- General Discussion...
4 pumping reports, 1 Title V report (453 Hart Road)

2. Title V Agent report

- General Discussion...
453 Hart Road - Title V Inspection and D-box replacement

3. Meetings / Trainings attended by board members

- o **General Discussion...**

- Emily - Rabies training, Barn Inspector training

- Kat - Public Health meeting with MDPH; speakers/presentations, discussion

- Bird flu and other topics

4. Health and wellness report

- o **General Discussion...**

- Respiratory illnesses still relatively low:

- Percent of ED visit due to respiratory disease is low at 14.2%

- Expected to increase after the holidays

- Not too late to get vaccinated for COVID and Flu

- Sidewalk sign?

- COVID: rates are low; wastewater surveillance in Amherst and Sunderland low, beginning to rise in S Deerfield, expected to rise in January after holidays

- ED visits 0.9%

- Vaccine rate for town 31.4% (increase 1%)

- Flu: rates rising, low severity of disease low to date

- ED visits 0.8%

- Vaccine rate for town 37.4% (increase 1.2%)

- RSV:

- ED visits 1%

- Vaccine rate statewide 32.1% (increase 0.5%)

- Bird flu - being closely monitored for possible emergence of human to human spread

- Impact of drought on private wells -

- Most recent state drought report was Dec 6, still Level 3 Critical statewide

- state survey: With over 500,000 residents relying on private wells, the Commonwealth would like to gather information on potential impacts on the water supply of these residents. We ask that local public health officials complete a short, five question survey to help estimate the extent of this impact: <https://forms.office.com/g/NhDHSJRmqf>.

- Hanna will send to Kat for review, to see if we can/will respond

- Aquatic health - town pool

- The Centers for Disease Control and Prevention (CDC) announced the release of the Model Aquatic Health Code's (MAHC's) fifth edition. The MAHC is a set of guidelines intended to prevent injury and illness at public aquatic venues, such as pools, hot tubs, and splash pads, and created in a collaborative effort between public health officials and aquatics sector leaders.

- Who monitors the town pool?

- Do we as BOH pass on this information to the pool committee?

- FRCOG does their permitting. Testing is done weekly.

- BOH will pass this information to the current president of the pool association.

- DEP webpage on wells - history back to 1970's

- Gina will share link to the site

- Laurie to update Conway information

5. Food services and inspections

- o **General Discussion...**

- Permit issued to Owl's Nest Lodging

- Pending permits -

- Conway Grammar School, Natural Roots, A Country Retreat, Beaumont's Berries,

- Sweet Sweets, Conway Sportsman's Club

- Apparently not yet Baker's or the Conway Inn

6. FRCOG contract renewal

- o **General Discussion...**

Signed by Kathy, to be voted on by the Selectboard at their 12/30/24 meeting

7. Opioid fund expenditures - current and future

- o **General Discussion...**

Recommendations pending from Hanna - will plan to present recommendations at Feb 10, 2025 BOH meeting.

Narcan boxes have not yet arrived, pending signature of the agent who will be monitoring. Kat to follow up. Locations not yet finalized. Public Safety Building not yet built.

8. Monthly article for the Conway Currents / website

- o **General Discussion...**

January content: drought and private wells safety

9. Unanticipated items of concern that arises after posting

- o **General Discussion...**

Gina to meet with Randy about well regulations.

Tobacco regulations - Daniel, Hanna

Schedule time on January 13 agenda

Question from Ilana: Does Kat need to recuse herself?

Small town - everyone's connected

A question for others in town leadership, legal team

Kat plans to recuse herself. Randy will guide BOH on how/what to do.

Webinar training,

January 16 2pm Zoom: NACCHO - Crisis Communication - partnering with emergency management, crafting clear, concise warnings, actionable response instructions, building trust (registration link in Dec 19 The Pulse newsletter)

Hygiene kits for shelter - we have 24 now from MAPHCO, allotted to towns by population. To be stored at the school

10. Public comments

- o **General Discussion...**

None

11. Meeting Wrap-up

- o **Next Meetings:**

1. **Mon, Jan 13, at 5:00 PM** "Board of Health Meeting" -- *Town Hall Office Meeting Space*

2. **Mon, Jan 27, at 5:00 PM** "Board of Health Meeting" -- *Town Hall Office Meeting Space*

3. **Mon, Feb 10, at 5:00 PM** "Board of Health Meeting" -- *Town Hall Office Meeting Space*

- o **Meeting Closed at 6.00 PM.**

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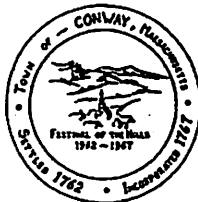
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Scope Session (Type JEE)

Board of Health Meeting

Monday, January 13, 2025 @ 5:00 pm

Town Hall Office Meeting Space

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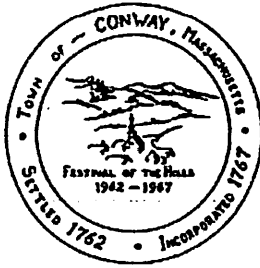
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- Next meeting: Monday, January 27, 2025
- Close meeting



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Board of Health Meeting

Click to Add Image

Monday, January 13, 5:00 pm until 6:00 pm
Repeats until Monday, December 8, 5:00 pm until 6:00 pm
Town Hall Office Meeting Space
A meeting of the Board of Health

Meeting of Board of Health

Members: (Quorum)

- Absent: **Regina McNeely**, Member
- Present: **Kathy Llamas**, Chair, at 5:00 PM
- Present: **Emily Sweet**, Member, at 5:00 PM
- Present: **Daniel Sheff**, Member, at 5:00 PM
- Present: **Hanna Sherman**, Member, at 5:00 PM

Also Present:

- Randy Crochier
- Laurie Lucier

Final Minutes

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Meeting closed: 6:20 PM

0. Meeting Preliminaries

- Meeting Opened / Attendance Taken (see above).
- Minutes Approved: Mon, Dec 23 - Board of Health Meeting

1. Mail and invoices

- **General Discussion...**
 - 8 system pumping reports
 - NACHO Dispatch monthly newsletter
 - NACHO Exchange quarterly newsletter
 - Noodle Soup Magazine (educational materials)

2. Title V Agent report

- o **General Discussion...**

Perc Test at 106 Upper Baptist Hill Road

NOTE: This topic will be renamed FRCOG actions / report and will include all inspections done for the town by FRCOG (food, short term rentals, title 5, etc)

3. Meetings / Trainings attended by board members

- o **General Discussion...**

Hanna - DPH Webinar re avian flu

Daniel - Meeting with Ilana from FRCOG re tobacco regs

4. Health and wellness report

- o **General Discussion...**

Respiratory disease illnesses:

COVID: big rise in wastewater levels in state since end of Nov - high in Deerfield, rising in Amherst, low in Sunderland

Vaccines 32.4% Conway (slight increase)

Flu: high levels

Vaccines 39% Conway (slight increase)

RSV: ER visits have decreased

Good time to mask in crowded places if want to avoid illness

Avian flu:

From "Your Local Epidemiologist" 01.07.25: H5N1 risk is currently low, thinks has 7-9% chance of becoming a pandemic

Is responsive to Tamiflu

Children, elderly, comorbidities at highest risk for severe disease

HHS has allocated \$306M to bolster preparedness, \$183M of it will go to regional, state, and local programs

Norovirus: rising, highest level nationally in 5 years - wash hands, sanitizer not effective

5. Food services and inspections

- o **General Discussion...**

Permit issued for Sweet Sweets, Beaumont Berries and Natural Roots

Visit to Baker's General Store

NOTE: This section will be included under the FRCOG action/report section

6. Tobacco regulations

- o **General Discussion...**

Began review and discussion on tobacco regulations (through section D). Will continue at next meeting.

7. Opioid fund expenditures - current and future

- o **General Discussion...**

Tabled for further information

8. Monthly article for the Conway Currents / website

- o **General Discussion...**

Heart health and cold weather safety

9. Unanticipated items of concern that arises after posting

- o **General Discussion...**

Create a checklist for new homeowners - add to next agenda

Review the Noodle Soup catalog for informational brochures and pamphlets

Create a 'welcoming new babies' resources and education package - add to February agenda

10. Public comments

- o **General Discussion...**

None

11. Meeting Wrap-up

- o Next Meetings:

1. Mon, Jan 27, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*

2. Mon, Feb 10, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*

3. Mon, Feb 24, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*

- o Meeting Closed at 6:20 PM.

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Minutes prepared by Laurie Lucier

Minutes approved on Thursday, Jan 30, 2025

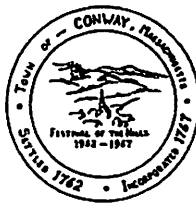
Posted to: Board of Health on 2024-12-02 15:36:17 (updated 2024-12-02 15:36:17).

[Last touched by Laurie]

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Conway Grammar School
Franklin County Technical School
Frontier Regional School

Board of Health Meeting

POSTED
12 JAN 25 4:04 PM

Monday, January 27, 2025 @ 5:00 pm

Town Hall Office Meeting Space

*** * * Meeting Agenda * * ***

0. Meeting preliminaries

- o Open meeting / take attendance
- o Approve the minutes of the Monday, December 23rd meeting

1. Mail and invoices

2. FRCOG inspections / report

3. Meetings / Trainings attended by board members

4. Health and wellness report

5. Tobacco registrations

6. Opioid funds expenditures – current and future

7. Monthly article for the Conway Currents and website

8. Checklist for new homeowners

9. Unanticipated items of concern that arise after posting

10. Public comments

11. Meeting wrap-up

- o Next meeting: Monday, February 10, 2025
- o Close meeting



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Board of Health Meeting

[Click to Add Image](#)

Monday, January 27, 5:00 pm until 6:00 pm
Repeats until Monday, December 22, 5:00 pm until 6:00 pm
Town Hall Office Meeting Space
A meeting of the Board of Health

Meeting of Board of Health

Members: (Quorum)

- Remote: Daniel Sheff, Member, at 5:00 PM
- Remote: Hanna Sherman, Member, at 5:00 PM

Also Present:

- Kurt Schellenberg
- Laurie Lucier

Final Minutes

Meeting opened: 5:00 PM

Meeting closed: 6:00 PM

0. Meeting Preliminaries

- Meeting Opened / Attendance Taken (see above).
- Minutes Approved: Mon, Jan 13 - Board of Health Meeting

1. Mail and invoices

- General Discussion...
One pumping report / One invoice: MAHB annual dues

2. FRCOG inspections / report

- General Discussion...
Permits pending for 00 Windy Ridge Drive (WP and DSCP), 106 Upper Baptist Hill (DSCP), Bakers Store (FEP). Following up on two separate reports of people living in unsafe conditions.

3. Meetings / Trainings attended by board members

- General Discussion...
Kat - Conflict of Interest training and the FEMA ICS 800
Daniela and Hannah - NEMA Webinar; topics included were relationships between emergency departments, communication & language, forming decision making tree for clarity.
Gina - Local and Regional Public Health Meeting; discussing Avian Bird Flu and accessory dwelling units

4. Health and wellness report

- General Discussion...
Respiratory disease illnesses:
COVID:
CDC re MA: still very high, and appears to have peaked around New Year's
Not clear what CDC data will still be available given the shutdown of CDC communication - e.g. MMWR not published for first time in 50 years.
MWRA - similar peak and decline

MA-DPH by community:
Amherst - small peak, may be declining
S. Deerfield - definite peak, now declining
Sunderland - has been low, flat
Together, COVID wastewater testing suggest we've passed the peak for this season

Flu:
Increasing steeply, no peak in sight - similar to prior years

RSV:

Peaked before New Year's and declining steeply, though still present

Avian flu: detected locally (Amherst, maybe Turners Falls) in wild birds - could devastate local poultry farms, eg Diemand Farm in Wendell
Poultry disease reporting form or call Division of Animal Health 617-626-1795
MA DPH updates on Avian flu
MA DPH general info on Avian flu or call Division of Epidemiology (available 24/7) at 617-983-6800
Boston Globe article 01.26.25
Don't handle dead birds, keep pets away
Report 5 or more dead birds
Farms: bleach footwear in foot baths
Flyers to distribute
Conway: five farms with more than 10 chickens - Emily will distribute flyers as barn inspector, doesn't share identity of farms with BOH bc confidential
Question: Do we post anything on sandwich board, website?
Board not effective in snow
Post info on website
Post flyer in public areas in Conway
Dairy farmers doing pooled testing

Norovirus: continues to be very high

Drought now Level 2: Significant (improved)
Drought alert sheet, including water conservation measures (private wells included)

5. Tobacco regulations

- o **MOTION, moved by Regina McNeely, seconded by Emily Sweet: to table this until the next regular meeting.**
Pass: Aye: Emily Sweet, Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff.

6. Opioid fund expenditures - current and future

- o **General Discussion...**
Reviewed funds available and amounts already committed for future use. Narcan boxes soon.

7. Monthly article for the Conway Currents / website

- o **General Discussion...**
No topic chosen yet for next publication

8. Checklist for new homeowners

- o **General Discussion...**
Tabled for another meeting

9. Unanticipated items of concern that arises after posting

- o **General Discussion...**
None

10. Public comments

- o **General Discussion...**
None

11. Meeting Wrap-up

- o **Next Meetings:**
 1. Mon, Feb 10, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*
 2. Mon, Feb 24, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*
 3. Mon, Mar 10, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Minutes prepared by Laurie Lucier

Minutes approved on Tuesday, Feb 11, 2025

Posted to: Board of Health on 2024-12-02 15:37:23 (updated 2024-12-02 15:37:23).

[Last touched by Laurie]

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Scope Session (Type JEE)

Board of Health Meeting

Monday, March 10, 2025 @ 5:00 pm

Town Hall Office Meeting Space

*** * * Meeting Agenda * * ***

0. Meeting preliminaries

- o Open meeting / take attendance
- o Approve minutes: Monday, February 24, 2025 meeting

1. Mail and invoices

2. FRCOG inspections / report

3. Meetings / Trainings attended by board members

4. Health and wellness report

5. Monthly article for the Conway Currents / website

6. Tobacco regulations

7. Body Art regulations

8. "Mail Back Meds" envelopes

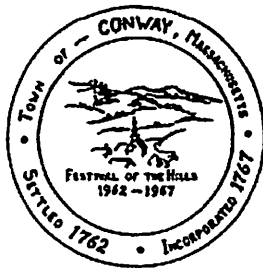
9. Tick removal supplies

10. Unanticipated items of concern that arise after posting

11. Public comments

12. Meeting wrap-up

- o Next meeting: Monday, March 24, 2025
- o Close meeting



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Board of Health Meeting

Monday, March 10, 2025, 5:00 pm until 6:00 pm
Town Hall Office Meeting Space
A meeting of the Board of Health

Meeting of Board of Health

Members: (Quorum)

- Present: **Kathy Llamas**, Chair, at 5:00 PM
- Present: **Emily Sweet**, Member, at 5:00 PM
- Present: **Daniel Sheff**, Member, at 5:00 PM
- Present: **Hanna Sherman**, Member, at 5:00 PM
- Present: **Regina McNeely**, Member, at 5:00 PM

Also Present:

- Kurt Schellenberg
- Laurie Lucier

Final Minutes

Meeting opened: 5:00 PM

Meeting closed: 6:39 PM

0. Meeting Preliminaries

- Meeting Opened / Attendance Taken (see above).
- Minutes Approved: Mon, Feb 24 - Board of Health Meeting

1. Mail and invoices

- **General Discussion...**
One pump out record / Noodle Soup Catalog

2. FRCOG inspections / report

- **General Discussion...**
 - * Annual Title V Meeting - one hot topic was ADU's - they will be considered new construction.
 - * Updated Local Septic Regulations
 - * Informal complaint from residents of Academy Hill Road regarding items being left roadside for "free", these items are trash, unused OTC medications, old bottles of Acetone, Peroxide, etc. Wind is blowing things into the wetland area and being left there. Property is vacant so nobody to watch over the property. Violation under the housing code?

MOTION, moved by Regina McNeely, seconded by Daniel Sheff: To make a formal complaint to FRCOG, therefore, requesting a housing inspection.

Pass: Aye: Emily Sweet, Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff.

3. Meetings / Trainings attended by board members

o General Discussion...

Kathy - on-line DPH meeting / CPHS Oversight Board meeting / Maphco meeting

Daniel - CPHS Oversight Board meeting (see below report) / Green Burial Massachusetts training / training to facilitate dialogue within the community (facilitation skills)

Hanna - Green Burial Massachusetts training / training to facilitate dialogue within the community (facilitation skills)

Gina - MassHealth Offices Association virtual training

Emily - communications with MDAR regarding resuming inspections immediately taking full precautions now that Avian Bird Flu levels have declined

CPHS Oversight Board Meeting:

Pioneer Valley Mosquito Control District (30 Minutes)

Pioneer Valley Mosquito Control District (PVMCD) - an update of the program and benefits to the towns.

Reason: for us to learn about the District, as requested in our emergency preparedness discussions after the tabletop exercise

PVMCD - Provides coordinated mosquito control across the region

Monitors mosquitos for EEE, WNV

Early detection, public awareness

Use data to assess risk, create risk maps, set risk levels

Available to present to BOH, schools - best time in the spring

There are changes in species working their way up the east coast, likely to show up here eventually. With warming, a longer growing season would allow for more mosquitos and more related diseases.

Membership - decided by each town

\$5,250/yr - to provide surveillance, public outreach, support to BOH

Bernardston, Erving, Gill, Heath, Leyden, Rowe and Shelburne are members. There is also a question as to if Buckland is still a member.

Conway is listed as member in one place of the website, but not on the list of member communities - clarify if we are members or not

• Dynamic: if some towns are mosquito cautious and other towns are not, it puts us all at risk.

Small towns have greater difficulty shouldering the \$5K fee

It is our role as the BOH to prevent disease.

Consider a letter to Sen. Jo Comerford about the need for grant support for membership of small towns in the PVMCD - Randy /John

Heath Letter to Senator Comerford Feb 2025 (PDF, 1997 kb)

Seeking funding for membership, esp towns <5000 residents

Maybe write a letter, w support of selectmen -

Suggest:

Look over letter, discuss w selectmen, send to senator

Let Susan Gruen, Heath BOH know what we are doing

What is the politically savvy approach to who we write to first?

Conway discussion - already line item in the town budget

Veronique - suggest we come to selectmen, present letter to consider

Proposed Local Regulations: (20 Minutes)

CPHS currently doing:

• Review of Employment of Outside Consultants existing/proposed regulations

Local reg in CPHS when had 6 towns, now have 15

Allows you if you need expert opinion to require the applicant to pay to provide it

They will bring to BOH for decisions

- Review of proposed Battery Energy Storage Systems

Risk of water contamination from batteries, fire

CPHS Met with the author of the Wendell regs.

They were able to write regs, scared off the battery company.

Looking at that as a model.

Invite EMDs into the conversation as well.

- Body Art
- Cannabis - Working on it - will be back in summer or fall
- Local Septic Conway, Ashfield

Will bring us septic regs - hearings in May or June

- Tobacco Announced that Conway BOH moved to adopt the 'retiring cap'

Regional Surveys – (10 minutes)

- Foundational Public Health Services (FPHS) Survey

Giant list of what local BOH is supposed to provide

What is expected, what we are doing

Completed by Phoebe on our behalf

Expect results this spring or summer

- MAPHCO Local Comprehensive Emergency Mgmt Plan Activities Survey

Notes

We each received the survey - Randy happy to help complete it

Where is Conway at with this?

Conway plan -

Contact Amanda to get updated EMD plan for the town before our next meeting Mar 24

Discuss at BOH, then talk with Randy

- Recent Power Outage/BOH responsibilities.

Notes

Heath and three other towns were out of power 3-4 days - no serious injuries

EMDs did a lot of work, door to door

Remind towns - full staff at FRCOG ready to help - call

Temp housing or feeding - need to assure safety - don't hesitate to call

We're here, we're ready, call us!

Have EMD contact Randy

FY25 Budget Report

All budget numbers are looking good

Federal spending here -

most of the federal money for this year and the next two is already in MA

Watching carefully - no crises right now

Working w regional planning agencies, hired lobbyist

May try to underspend money towns send FRCOG to keep it available

Spend from grants to keep cushion, covers 3 months of operations

Will contact us to write legislators about funding

Next reports: Apr 14, May 12 - agenda item?

4. Health and wellness report

o General Discussion...

Respiratory illnesses as a whole peaked in the first week of Feb, continue to trend down

Flu still highest of these -

levels across the state are still "Very High"

and are starting to come down into the "High" range

COVID - trending down but still increased

Compared to lowest levels we saw in Oct, after summer surge, before winter surge

Increased 15-fold at peak in late Dec

Now 5-fold above

RSV - very low levels

Norovirus - national pooled data
peaked in mid Jan, at 19x baseline levels
now lower, but:
still 10x baseline level
Still 10% above the highest peaks of recent years

EEE risk - low here, but already Low or Moderate in eastern MA

Avian flu
no recent updates from MA DPH
FRCOG now has its own page - <https://frcog.org/bird-flu/>
General public
Avoid touching sick or dead birds.
Report disease and death in birds
Practice food safety. Cook meats to recommended temperatures and
consume pasteurized dairy products.
Get your flu vaccine.
Work with animals or have a backyard flock

Links to guidance

Measles outbreak:
As of March 7, 2025, Texas and New Mexico have reported 208 confirmed cases
198 in Texas and 10 in New Mexico
Two deaths have been reported:
one in Texas and one in New Mexico.
More cases are expected as this outbreak continues to expand rapidly.

5. Monthly article for the Conway Currents / website

- **General Discussion...**
No topic yet, expected from FRCOG on the 12th or 13th

6. Tobacco regulations

- **General Discussion...**
Kathy cannot participate in the public hearing because of a conflict of interest.

Reviewed through Section S

MOTION, moved by Emily Sweet, seconded by Regina McNeely: For Daniel to speak at public hearing on behalf of the BOH.

Pass: Aye: Emily Sweet, Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff.

MOTION, moved by Emily Sweet, seconded by Regina McNeely: Section G re oral pouches to be sold adult tobacco stores only.

Pass: Aye: Emily Sweet, Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff.

MOTION, moved by Emily Sweet, seconded by Hanna Sherman: Section F - preventing a smoking bar from opening in Conway.

Pass: Aye: Emily Sweet, Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff.

MOTION, moved by Emily Sweet, seconded by Hanna Sherman: Section L - no to discounted tobacco items, as in no coupons, rebates, etc.

Pass: Aye: Emily Sweet, Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff.

7. Body Art regulations

- **MOTION, moved by Emily Sweet, seconded by Regina McNeely: Table to next scheduled meeting.**

Pass: Aye: Emily Sweet, Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff.

8. Mail back meds envelopes

- **MOTION, moved by Regina McNeely, seconded by Emily Sweet: To order 50 of the envelopes .**

Pass: Aye: Emily Sweet, Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff.

9. Tick removal supplies

- **MOTION, moved by Regina McNeely, seconded by Emily Sweet: At this time not to get the tick removal kits.**

Pass: Aye: Emily Sweet, Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff.

10. Unanticipated items of concern that arises after posting

- **General Discussion...**

None

11. Public comments

- **General Discussion...**

None

12. Meeting Wrap-up

- Next Meetings:
 1. **Mon, Mar 24, at 5:00 PM** "Board of Health Meeting" -- *Town Hall Office Meeting Space*
 2. **Mon, Apr 14, at 5:00 PM** "Board of Health Meeting" -- *Town Hall Office Meeting Space*
 3. **Tue, Apr 22, at 1:00 PM** "Board of Health" -- *Town Hall Office Meeting Space*
- Meeting Closed at 6:39 PM.

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Minutes approved on Monday, Mar 24, 2025

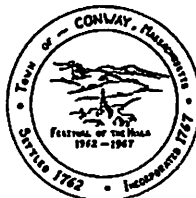
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Frontier Regional School

1

Scope Session (Type JEE)

Board of Health Meeting

Monday, March 24, 2025 @ 5:00 pm

Town Hall Office Meeting Space

*** * * Meeting Agenda * * ***

0. Meeting preliminaries

- Open meeting / take attendance
- Approve minutes: Monday, March 10, 2025 meeting

1. Mail and invoices

2. FRCOG inspections / report

3. Meetings / Trainings attended by board members

4. Health and wellness report

5. Monthly article for the Conway Currents / website

6. Tobacco regulations

7. Body Art regulations

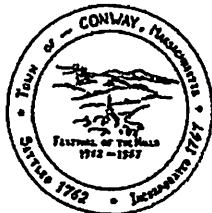
8. Opioid fund expenditures

9. Unanticipated items of concern that arise after posting

10. Public comments

11. Meeting wrap-up

- Next meeting: Monday, April 14, 2025
- Close meeting



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Board of Health Meeting

NO PHOTO



Monday, March 24, 5:00 pm until 6:00 pm

Town Hall Office Meeting Space

A meeting of the Board of Health

Meeting of Board of Health

Members: (Quorum)

- Present: Kathy Llamas, Chair, at 5:00 PM
- Present: Emily Sweet, Member, at 5:00 PM
- Present: Daniel Sheff, Member, at 5:00 PM
- Present: Hanna Sherman, Member, at 5:00 PM
- Present: Regina McNeely, Member, at 5:00 PM

Also Present:

- Hazel Goleman
- Laurie Lucier

Final Minutes

Meeting opened: 5:00 PM

Meeting closed: 6:37 PM

0. Meeting Preliminaries

- Meeting Opened / Attendance Taken (see above).
- Minutes Approved: Mon, Mar 10 - Board of Health Meeting

1. Mail and invoices

- General Discussion...
 - Public Health Management & Practice - 6 issues - members agreed we will continue to access on-line
 - Johns Hopkins Annual Graduate Summer Institute informational catalog of classes
 - DEP; three locations have had their public water systems declassified (Conway Sportsman's Club, Roaring Brook Camp, and Pages Coffee Bar)
 - Letter from Stantec re repairs to the Bardwells Ferry Bridge
 - Two sludge transport tickets

2. FRCOG inspections / report

- General Discussion...
 - No report

3. Meetings / Trainings attended by board members

- General Discussion...
 - Kathy - CPHS co-chair meeting
 - Gina - Maphco meeting / MHOA training / Reviewed FRCOG's draft of the "Conway Local Septic Regs"
 - Hanna - DPH webinar on "know your rights" - Hanna will forward links for the slides, Q&A, and resource to all / Reading NACHO's "understanding the needs of rural communities: principals and practices for overdose prevention and response"
 - Daniel - Further research on the tobacco regs

4. Health and wellness report

◦ **General Discussion...**

Respiratory illnesses

MA-DPH says:

COVID cases are now down to the low levels we saw after the summer surge and before the winter surge

Flu is finally down to baseline as well

RSV has been and remains low

Other reports (Katelyn Jetalina) say flu levels are declining but not gone.

Vaccination uptake state-wide this season:

COVID 20%, Flu 40%

By the maps, most of that has been in the greater Boston area and here in the Valley

Norovirus - national pooled data

Via CDC -

No update since Feb 5, 2025

peaked in mid Jan, at 19x baseline levels

Was falling then, but still well above the highest levels of recent years

EEE risk - still Remote in our county, but

already Low in Greenfield, Buckland and Ashfield,

and Low or Moderate in parts of eastern MA

Avian flu

We're seeing a slowdown in bird flu outbreaks - fewer cases among commercial flocks and backyard flocks.

no recent public announcements from MA DPH

FRCOG now has its own page - <https://frcog.org/bird-flu/> - w advice for general public and for people who work with animals or have a backyard flock

Measles

Current status:

407 measles cases across 19 states, 355 of which are associated with the outbreak in Texas, New Mexico, and Oklahoma. The slope of the increase has not changed - still rising just as fast.

No cases in MA to date.

Concerning development at the CDC: a shadow CDC page on vaccines and autism was revealed. It looks exactly like an official CDC page—the same branding, fonts, and style. But it had false information about MMR vaccines causing autism.

The site was hosted by Children's Health Defense (CHD)—a non-profit, anti-vaxx organization started by Secretary Kennedy.

Posting inaccurate information adds to the concern about organizations masking as legitimate sites who are spreading unreliable information.

Put "sandwich board" out with reminder that it is now tick season and they are active - "take precautions".

This email has been scanned for spam and viruses by Proofpoint Essentials. Click here to report this email as spam.

5. Monthly article for the Conway Currents / website

◦ **General Discussion...**

Remove this item from the agenda as a recurring item. Any ideas can be sent to Daniel and/or Hanna prior to the 15th of each month.

6. Tobacco regulations

◦ **General Discussion...**

Picking up on page 13. Review complete. Summary finding to be reported at a to-be scheduled public hearing (tentatively 4/23 at 6pm)

7. Body Art regulations

◦ **General Discussion...**

- Hazel Goleman present to discuss what she has done so far with regards to research and communications with the building inspector and various contractors.

- Copies of Mass "boilerplate" regulations copied for board members.

- Plan to review Body Art regulations more thoroughly and follow-up with Hazel at the April 28th meeting.

- Gina and Kat will take the lead on proposed draft regulations for Conway and report back to the board with their recommendations.

9. Opioid fund expenditures - current and future

◦ **General Discussion...**

We have bought into three regional services, further info to follow

As a town, how can we address:

- Help prevent new addictions?
- Adequate support for addictions?
- Community cohesion/connectiveness?

10. Unanticipated items of concern that arises after posting

- General Discussion...
None

11. Public comments

- General Discussion...
None

12. Meeting Wrap-up

- Next Meetings:
 - Mon, Apr 14, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*
 - Wed, Apr 23, at 6:00 PM "Tobacco Reg Public Hearing" -- *Town Hall Office Meeting Space*
 - Mon, Apr 28, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*
- Meeting Closed at 6:37 PM.

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Minutes approved on Monday, Apr 14, 2025

Posted to: Board of Health on 2024-12-02 15:37:23 (updated 2024-12-02 15:37:23).

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Franklin Regional Transit Authority (FRTA)
Conway Grammar School
Franklin County Technical School
Frontier Regional School

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Board of Health Meeting

Monday, April 14, 2025 @ 5:00 pm

Town Hall Office Meeting Space

*** * * Meeting Agenda * * ***

0. Meeting preliminaries

- o Open meeting / take attendance
- o Approve minutes: Monday, March 24, 2025 meeting

1. Mail and invoices

2. FRCOG inspections / report

3. Meetings / Trainings attended by board members

4. CPHS Oversight Board meeting update

5. Health and wellness report

6. Body Art regulations

7. Tobacco regulations

8. MDAR and geese mitigation

9. Farm to School Program – community-based learning

10. BOH at the spring fling on May 5th

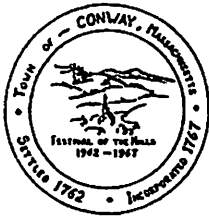
11. Clerk update(s)

12. Unanticipated items of concern that arise after posting

13. Public comments

14. Meeting wrap-up

- o Next meeting: Monday, April 28, 2025
- o Close meeting



Conway

Town of Conway Massachusetts
32 Main Street
413-369-4235
Contact Us

Board of Health Meeting

NO PHOTO



Monday, April 14, 5:00 pm until 6:00 pm
Town Hall Office Meeting Space
A meeting of the Board of Health

Meeting of Board of Health

Members: (Quorum)

- Present: Kathy Llamas, Chair, at 5:00 PM
- Present: Emily Sweet, Member, at 5:00 PM
- Present: Regina McNeely, Member, at 5:00 PM
- Remote: Daniel Sheff, Member, at 5:00 PM
- Remote: Hanna Sherman, Member, at 5:00 PM

Also Present:

- Kurt Schellenberg
- Laurie Lucier

Final Minutes

Meeting opened: 5:00 PM

Meeting closed: 7:00 PM

0. Meeting Preliminaries

- Meeting Opened / Attendance Taken (see above).
- Minutes Approved: Mon, Mar 24 - Board of Health Meeting

1. Mail and invoices

- General Discussion...
 - Letter from Keith Morris, Environmental Consultant re the 2025 Vegetation Management Plan for the Railways
 - 6 system pumping reports

2. FRCOG inspections / report

- General Discussion...
 - Three persons paid for to attend the MAHB Conference 4/26
 - Battery storage facilities-coming to a town near you? Fire safety? Water? Air quality? Info session May 13th. Model regulations?

3. Meetings / Trainings attended by board members

- General Discussion...
 - Hanna - Dementia friendly workshop / conversation with FRCOG regarding where we are on locations for Narcan boxes and future use of opioid funds

4. CPHS Oversight Board meeting update

- General Discussion...
 - Mosquito control letter - urging the state to fund testing/membership for small towns
 - We have the letter written by ?town - copy we could send to the state from Town of Conway
 - Sample letter to Veronique - Daniel to send letter to Kat
 - The money was apparently allocated, though Conway has not yet signed up - Kat will ask Veronique about signing up
- Vaccine planning

Doing home visits, clinics - developing a PR program about vaccines
DPH mobile vaccine program - COVID and flu. Should we look into this? Provides vaccinations for MA residents at no cost. No identification or insurance is required. Useful for large groups and hard-to-reach individuals. Hosting toolkit if we proceed
Daniel to ask Lisa W if Conway is adequately served for vaccinations or if we should look into hosting this
Add to Festival of the Hills? - early Oct - a little early

Measles - vaccinated adults do not need booster
those born 1957-68 should check w MD, consider one dose MMR

Regulations update

- Battery Energy Storage Systems - Kurt already reported from FRCOG this meeting

FRCOG generating reg recommendations we can use, based on Wendell's
Moved from being a bylaw, subject to review by AG
to a BOH regulation - not yet challenged

- Review of Employment of Outside Consultants existing/proposed regulations

If we don't have expertise, allows you to hire guidance at applicant's cost

- Body Art
- Cannabis

On hold during public comment period - then months later will generate guidelines

- Local Septic Conway, Ashfield
- Tobacco Conway, Erving, Northfield?

FRCOG - some federal funding has been cut
Maureen's position and some other - was to end 9 mo into next year, now cut now. Can absorb that if no other cuts come through
Diversifying funding sources - not federal
Gov Healy, and DPH commissioner letters - we are in good hands w their leadership. Cut could be reversed, AG is filing multiple lawsuits

MAHB conference highly recommended - Apr 26th, last Sat of the month
We are in FRCOG PHE - FRCOG will pay for it
Good learning - link is in email

Possible FRCOG Annual Meeting

None since pre-COVID, usu Sept-Oct
Selectboards, EMDs, librarians
45 min program, then evening program for a few hours
Ideas? FRCOG will chose summertime

5. Health and wellness report

o General Discussion...

DPH webinar 04.01.25 slides:
Measles (slides 13-27)
Currently in closeby states: New York, New Jersey, Rhode Island, Vermont
Sandwich board: Measles- Be prepared - Check vaccine/immunity status
Extreme Heat (slides 28-73)
Number of days over 90 degrees is increasing
Increased risk of heat-related illnesses
As of May 1, MA DPH will begin a statewide "Unhealthy Heat" alert system
Heat equal to or greater than 85 degrees for three consecutive days
Individual and community actions to take during Unhealthy Heat time (slides 58-72)
Could review together and decide what to recommend or implement for Conway
Could coordinate with Emergency Management Dept and Public Safety Officers
Schools too - disseminate info through the schools
Will put on agenda for a May BOH meeting

Respiratory illnesses

MA-DPH says:
COVID - rates down to baseline/low - and anecdotally a friend just came down with it
Updated COVID vaccine schedule
Flu - nationwide, officially over, back to low/baseline
still falling in the NE, almost at lowest levels
25,000 deaths in US, 188 children - similar to prior years
Flu vaccination rates have dropped steadily since the pandemic—
and this year, they were among the lowest we've seen.
RSV has been and remains low

Norovirus - national pooled data

Via CDC - still very interrupted - a few more weeks are uploaded - how reliable?
Last update since Feb 27, 2025
peaked in mid Jan, at 19x baseline levels
Was falling then, but still well above the highest levels of recent years
Most cases are from food outbreaks and household spread,
Also 10 cruise ship outbreaks so far in 2025.
Unfortunately, the new administration fired the full-time CDC cruise ship inspectors
for norovirus. The team was in the middle of responding to two outbreaks when

they were let go.

EEE/WNV risk -

Still "Remote" in Conway - but already "Low" in Ashfield, Shelburne and Buckland

Pockets of "Moderate" risk in eastern MA

Mosquito season about to pick up

Lyme

Ticks are now year-round

Rates still low, season is picking up

Conway Currents next topic

Measles

Continues to climb at the same rate - now up to 739 cases across multiple states

One additional recent death - total of 4 now

RFK Jr promoting Vitamin A - now ERs are seeing cases of Vit A liver toxicity

Also an RFK Jr.-promoted doctor was reportedly treating patients while actively infected w.

Info about measles from FRCOG

6. Body Art regulations

o General Discussion...

Reviewed new draft of regulations, minor changes made. Gina will make edits and forward to Laurie for final editing so Board can vote on them at next meeting.

Focusing on tattoo regulations now and will add in other body art/modification at a later date.

MOTION, moved by Emily Sweet, seconded by Kathy Llamas: To add semi-permanent to regs as seen on page 3.

Pass: Aye: Emily Sweet, Kathy Llamas, Hanna Sherman, Regina McNeely, Daniel Sheff.

7. Tobacco regulations

o General Discussion...

Discussion of suggested updates/changes to regulations by FRCOG. Kathy recused herself from all discussions and voting.

MOTION, moved by Emily Sweet, seconded by Hanna Sherman: To accept all updates/changes suggested by FRCOG.

Pass: Aye: Emily Sweet, Hanna Sherman, Regina McNeely, Daniel Sheff. Abstain: Kathy Llamas.

8. MDAR and geese mitigation

o General Discussion...

Emily will reach out to MDAR for suggestions and/or assistance in removing/detering the geese from the Conway Swimming Pool area.

9. Farm to School Program - community based learning

o General Discussion...

Can we use the raised gardens at the school as an educational tool for all residents over the Summer? Nutritional information and gardening skills?

10. BOH at the Spring Fling on May 5th

o General Discussion...

The BOH will set up a table at the Spring Fling with items such as: tick twisters, tick educational brochures, tick/mosquitos pamphlets, and buggy bands with a disclosure that they are not CDC approved, the board is not backing this product, effectiveness varies, and they should not ever replace other repellent methods.

11. Clerk update

o General Discussion...

Information included in member packets on littering for future discussion.

12. Unanticipated items of concern that arises after posting

o General Discussion...

None

13. Public comments

- o General Discussion...
None

14. Meeting Wrap-up

- o Next Meetings:
 1. Tue, Apr 22, at 1:00 PM "Board of Health" -- *Town Hall Office Meeting Space*
 2. Mon, Apr 28, at 5:00 PM "Board of Health Meeting" -- *Town Hall Office Meeting Space*
 3. Wed, May 7, at 6:00 PM "BOH Public Hearing on Tobacco Control Regulations" -- *Town Hall Office Meeting Space*
 - o Meeting Closed at 7:00 PM.
-

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Minutes prepared by Laurie Lucier

Minutes approved on Tuesday, Apr 29, 2025

Posted to: Board of Health on 2024-12-02 15:36:17 (updated 2024-12-02 15:36:17).

[Last touched by Laurie]

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Conway, MA 01341
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Scope Session (Type JEE)

Conway Board of Health Public Hearing Notice Tobacco Control Regulations

The Conway Board of Health will conduct a public hearing on Wednesday May 7, 2025 at 6:00pm. This hearing will be held at the Conway Town Hall General Purpose Room, 5 Academy Hill Rd. Conway for the purpose of discussing the adoption of local Tobacco Control regulations in Conway. The proposed regulations can be viewed at the Town Clerk's Office, Academy Hill Rd. Conway during regular business hours

Kat Llamas

Conway Board of Health Chair

April 23, 30

4444639

PUBLIC HEARING – TOBACCO REGULATIONS

- Attendance: Gina McNeely, Emily Sweet, Daniel Sheff (remote), Hanna Sherman (remote), Randy Crochier (FRCOG), and Ilana Gerjuoy (FRCOG) / No other members of the public present
- Motion to open the BOH meeting at 6:00 pm made by Emily Sweet, seconded by Gina McNeely – motion carried
- Motion to open the public hearing at 6:00 pm made by Emily Sweet, seconded by Gina McNeely - motion carried
- Introduction to the hearing read by Gina McNeely with additional comments from Randy Crochier
- Rules of Conduct read by Gina McNeely
- Public Comments – statement from Ilana Gerjuoy re the importance of these regulations
- Motion to close the evidentiary hearing at 6:15 pm by Emily Sweet, seconded by Gina McNeely - motion carried
- Motion to close the BOH meeting at 6:15 pm made by Emily Sweet, seconded by Gina McNeely - motion carried

Regulation of the Town Conway Board of Health Restricting the Sale of Tobacco Products

A. Statement of Purpose:

Whereas, there exists conclusive evidence that tobacco smoking causes cancer, respiratory and cardiac diseases, negative birth outcomes, irritations to the eyes, nose, and throat;¹

Whereas, the U.S. Department of Health and Human Services has concluded that nicotine is as addictive as cocaine or heroin² and the Surgeon General found that nicotine exposure during adolescence, a critical window for brain development, may have lasting adverse consequences for brain development,³ and that it is addiction to nicotine that keeps youth smoking past adolescence;⁴

Whereas, a Federal District Court found that Phillip Morris, RJ Reynolds and other leading cigarette manufacturers “spent billions of dollars every year on their marketing activities in order to encourage young people to try and then continue purchasing their cigarette products in order to provide the replacement smokers they need to survive” and that these companies were likely to continue targeting underage smokers;⁵

Whereas, the majority (90%) of smokers begin smoking before the age of 25, and over 5 million youth and young adults (ages 25 and under) smoke;⁶

Whereas, cigars and cigarillos, can be sold in a single “dose,” and enjoy a low tax as compared to cigarettes;⁷

Whereas, spitless tobacco, including oral nicotine pouches, sales have increased from 100,000 units a year in 2018 to over 700,000 units a year by 2023, and the current use among Massachusetts high school students increased from 1% in 2019 to 3.2% in 2023;⁸

¹ U.S. Center for Disease Control and Prevention (CDC), *Health Effects of Cigarette Smoking Fact Sheet* (2021), https://www.cdc.gov/tobacco/data_statistics/fact_sheets/health_effects/effects_cig_smoking/index.htm.

² CDC, *How Tobacco Smoke Causes Disease: The Biology and Behavioral Basis for Smoking-Attributable Disease*, (2010), http://www.cdc.gov/tobacco/data_statistics/sgt/2010/.

³ U.S. Dep’t of Health and Hum. Servs., *The Health Consequences of Smoking – 50 Years of Progress: A Report of the Surgeon General* at 122 (2014), <http://www.surgeongeneral.gov/library/reports/50-years-of-progress/full-report.pdf>.

⁴ *Id.* at 13 (Executive Summary).

⁵ *United States v. Phillip Morris*, 449 F.Supp.2d 1, 1605-07 (D.D.C. 2006).

⁶ Center for Behavioral Health Statistics and Quality, Substance Abuse and Mental Health Services Administration, *Key substance use and mental health indicators in the United States: Results from the 2020 National Survey on Drug Use and Health* (HHS Publication No. PEP21-07-01-003, NSDUH Series H-56) (2021) (Retrieved from <https://www.samhsa.gov/data/>).

⁷ CDC, *Youth Risk Behavior, Surveillance Summaries* (MMWR 2010: 59, 12, note 5) (2009) (Retrieved from: <http://www.cdc.gov/mmwr/pdf/ss/ss5905.pdf>).

⁸ Massachusetts Dept. of Public Health, *Updated Presentation: Monitoring the Impacts of MA Flavored Tobacco Law* (2024).

Whereas, nicotine use in any form during adolescence can cause addiction and can harm parts of the brain that control attention, learning, memory, mood, and impulse control. Nicotine use may also increase adolescents' risk of future addiction to other drugs;⁹

Whereas, spitless tobacco, in particular nicotine salt packages, provides a discrete, cheap nicotine delivery system;¹⁰

Whereas, the Surgeon General found that exposure to tobacco marketing in stores and price discounting increase youth smoking;¹¹

Whereas, the U.S. Food and Drug Administration and the U.S. Surgeon General have stated that flavored tobacco products are "starter" products that help establish smoking habits that can lead to long-term addiction;¹²

Whereas, the U.S. Surgeon General recognized in his 2014 report that a complementary strategy to assist in eradicating tobacco-related death and disease is for local governments to ban categories of products from retail sale;¹³

Whereas, the Massachusetts Department of Environmental Protection has classified liquid nicotine in any amount as an "acutely hazardous waste;"¹⁴

Whereas, research indicates that the density and proximity of tobacco retailers increase smoking behaviors, including number of cigarettes smoked per day, reduced smoking abstinence during a quit attempt, and increased smoking prevalence among youth;¹⁵

⁹ Campaign for Tobacco Free Kids, *The Rise of Products Using Synthetic Nicotine* (2021) (<https://assets.tobaccofreekids.org/factsheets/0420.pdf>)

¹⁰ Ibid.

¹¹ U.S. Dep't of Health and Human Servs., *Preventing Tobacco Use Among Youth and Young Adults: A Report of the Surgeon General* 508, 530 (2012) (www.surgeongeneral.gov/library/reports/preventing-youth-tobacco-use/full-report.pdf).

¹² Food and Drug Administration, *Fact Sheet: Flavored Tobacco Products* (2011), www.fda.gov/downloads/TobaccoProducts/ProtectingKidsfromTobacco/FlavoredTobacco/UCM183214.pdf; U.S. Dep't of Health and Human Services, *Preventing Tobacco Use Among Youth and Young Adults: A Report of the Surgeon General*, 508, 539 (2012) www.surgeongeneral.gov/library/reports/preventing-youth-tobacco-use/full-report.pdf.

¹³ See fn. 3 at p. 85.

¹⁴ 310 CMR 30.136

¹⁵ Ying-Chih Chuang et al., *Effects of neighbourhood socioeconomic status and convenience store concentration on individual level smoking*, 59(7) J. Epidemiol Cmtty Health 568 (2005) (doi: 10.1136/jech.2004.029041); Shelley D. Golden et al., *County-level associations between tobacco retailer density and smoking prevalence in the USA, 2012*, 17 (101005) Prev. Med. Rep. (Mar. 2020) (doi: 10.1016/j.pmedr.2019.101005); Eric C. Leas et al., *Place-Based Inequity in Smoking Prevalence in the Largest Cities in the United States*, 179(3) JAMA Intern Med., 442 (2019) (doi: 10.1001/jamainternmed.2018.5990); JG Lee et al., *Associations of tobacco retailer density and proximity with adult tobacco use behaviors and health outcomes: a meta-analysis*. Tobacco Control. Published Online First: 03 September 2021; LR Reitzel et al., *The effect of tobacco outlet density and proximity on smoking cessation*. American Journal of Public Health. 2011, 101(2):315-320; L Henriksen et al., *Is adolescent smoking related to the density and proximity of tobacco retailers and retail cigarette advertising near schools?* Preventive Medicine. 2008, 47(2): 210-4.

Whereas, the density of tobacco retailers near adolescents' homes has been associated with increased youth smoking rates and initiation of non-cigarette tobacco product use;¹⁶

Whereas, tobacco retailers are more prevalent in underserved communities, especially in neighborhoods with a higher proportion of African American or Hispanic residents;¹⁷

Whereas, policies to reduce tobacco retailer density have been shown to be effective and can reduce or eliminate social and racial inequities in the location and distribution of tobacco retailers;¹⁸

Whereas, the Massachusetts Supreme Judicial Court has held that "... [t]he right to engage in business must yield to the paramount right of government to protect the public health by any rational means."¹⁹

Now, therefore it is the intention of the Conway Board of Health to regulate the sale of tobacco products.

B. Authority:

This regulation is promulgated pursuant to the authority granted to the Conway Board of Health by G.L. c.111, §31 which states "Boards of health may make reasonable health regulations."

C. Definitions:

For the purpose of this regulation, the following words shall have the following meanings:

Adult-Only Retail Tobacco Store (also known as "Retail Tobacco Store" in G.L. c. 270): An establishment that is not adjoined, that has a separate entrance not used by any other retailer, that does not sell food, beverages or alcohol, that does not have a lottery license, whose only purpose is to sell or offer for retail sale tobacco products and/or tobacco product paraphernalia, in which the entry of persons under the age of 21 is prohibited at all times, and which maintains a valid permit for the retail sale of tobacco products from the Conway Board of Health and applicable state licenses. The entrance to the establishment must be secure so that access to the establishment is restricted to employees and to those 21 years or older. The establishment shall not allow anyone under the age of 21 to work at the establishment.

¹⁶ LJ Finan et al., *Tobacco Outlet Density and Adolescents' Cigarette Smoking: A Meta-Analysis*, 28(1) *Tob Control*. 27 (2019) (doi: 10.1136/tobaccocontrol-2017-054065); Abdel Magid HS et al., *Tobacco Retail Density and Initiation of Alternative Tobacco Product Use Among Teens*, 66(4) *J. Adolescent Health* 423 (2020) (doi: 10.1016/j.jadohealth.2019.09.004).

¹⁷ Siahpush M. et al., *Association of availability of tobacco products with socio-economic and racial/ethnic characteristics of neighbourhoods*, 124(9) *Pub. Health* 525 (2010) (doi: 10.1016/j.puhe.2010.04.010); Lee JG, et al., *Inequalities in tobacco outlet density by race, ethnicity and socioeconomic status, 2012, USA: results from the ASPiRE Study*, 71(5) *J. Epidemiol Cmtty Health* 487 (2017) (doi: 10.1136/jech-2016-208475); D.O. Fakunle et al., *Black, White, or Green? The Effects of Racial Composition and Socioeconomic Status on Neighborhood-Level Tobacco Outlet Density*, *Ethn Health*. 1 (2019) (doi: 10.1080/13557858.2019.1620178).

¹⁸ Ribisl KM, et al., *Reducing Disparities in Tobacco Retailer Density by Banning Tobacco Product Sales Near Schools*, 19(2) *Nicotine Tobacco Res.* 239 (2017) (doi: 10.1093/ntr/ntw185); HG, Henry et al., *Tobacco Retail Licensing and Density 3 Years After License Regulations in Philadelphia, Pennsylvania (2012-2019)*, 110 (4) *Am J. Pub. Health* 547 (2020) (doi: 10.2105/AJPH.2019.305512); A.E. Myers et al., *A comparison of three policy approaches for tobacco retailer reduction*, 74 *Prev. Med.* 67(2015) (doi: 10.1016/j.ypmed.2015.01.025).

¹⁹ *Druzik et al v. Board of Health of Haverhill*, 324 Mass. 129 (1949).

Blunt Wrap: Any product made wholly or in part from a tobacco product, manufactured or packaged with loose and removable leaves or section of a leaf, or as a hollow tube, which may be used by the consumer to wrap or contain loose tobacco or other fillers.

Bona Fide Purchaser for Value: A bona fide purchaser is someone who exchanges value for property without any reason to expect irregularities in the transaction.

Business Agent: An individual who has been designated by the owner or operator of any establishment to be the manager or otherwise in charge of said establishment.

Characterizing Flavor: A distinguishable taste or aroma, other than the taste or aroma of tobacco, imparted or detectable either prior to or during consumption of a tobacco product or component part thereof, including, but not limited to, tastes or aromas relating to any fruit, chocolate, vanilla, honey, candy, cocoa, dessert, alcoholic beverage, menthol, mint, wintergreen, herb or spice; provided, however, that no tobacco product shall be determined to have a characterizing flavor solely because of the provision of ingredient information or the use of additives or flavorings that do not contribute to the distinguishable taste or aroma of the product.

Child-Resistant Package: Packaging intended to reduce the risk of a child ingesting nicotine and that meets the minimum standards of 16 C.F.R. 1700 *et seq.*, pursuant to 15 U.S.C. 1471 through 1476.

Cigar: Any roll of tobacco that is wrapped in leaf tobacco or in any substance containing tobacco, with or without a tip or mouthpiece, that is in a readily usable state immediately when removed from its packaging without any modification, preparation or assembly required as in a kit or roll-your-own package, and is not otherwise defined as a cigarette under G.L. c. 64C, § 1, Paragraph 1. Tobacco leaf in kits or roll-your-own packages shall be considered "blunt wraps" for the purpose of this regulation.

Component Part: Any element of a tobacco product, including, but not limited to, the tobacco, filter, and paper, but not including any constituent.

Constituent: Any ingredient, substance, chemical or compound, other than tobacco, water, or reconstituted tobacco sheet, which is added by the manufacturer to a tobacco product during the processing, manufacturing, or packaging of the tobacco product.

Coupon: Any card, paper, note, form, statement, ticket, or other communication distributed for commercial or promotional purposes to be surrendered to receive an article, service, or accommodation without charge or at a discount price.

Distinguishable: Perceivable by either the sense of smell or taste.

Educational Institution: Any public or private college, school, professional school, scientific or technical institution, university or other institution furnishing a program of higher education.

Electronic Nicotine Delivery System: An electronic device, whether for one-time use or reusable, that can be used to deliver nicotine or another substance to a person inhaling from the device including, but not limited to, electronic cigarettes, electronic cigars, electronic cigarillos, electronic pipes, vaping pens, hookah pens and other similar devices that rely on vaporization or aerosolization; provided, however, that "electronic nicotine delivery system" shall also include any noncombustible liquid or gel that is manufactured into a finished product for use in such electronic device; provided further, that "electronic nicotine delivery system" shall also include any component, part or accessory of a device used during the operation of the device even if the

part or accessory was sold separately; provided further, that "electronic nicotine delivery system" shall not include a product that has been approved by the United States Food and Drug Administration for the sale of or use as a tobacco cessation product or for other medical purposes and is marketed and sold or prescribed exclusively for that approved purpose.

Employee: Any individual who performs services for an employer.

Employer: Any individual, partnership, association, corporation, trust, or other organized group of individuals that uses the services of one (1) or more employees.

Flavored Tobacco Product: Any tobacco product or component part thereof that contains a constituent that has or produces a characterizing flavor. A public statement, claim or indicia made or disseminated by the manufacturer of a tobacco product, or by any person authorized or permitted by the manufacturer to make or disseminate public statements concerning such tobacco product, that such tobacco product has or produces a characterizing flavor shall constitute presumptive evidence that the tobacco product is a Flavored Tobacco Product.

Health Care Institution: An individual, partnership, association, corporation or trust or a person or group of persons who provides health care services and employs health care providers subject to licensing under this chapter; or a retail establishment that sells pharmaceutical goods and services and is subject to regulation by the board of registration in pharmacy. Health care institutions include but are not limited to hospitals, clinics, health centers, pharmacies, drug stores, doctors' offices, and dental offices. A retail establishment that provides optician, optometric, hearing aid or audiology services but is not subject to regulation by the board of registration in pharmacy shall not be considered a health care institution.

Liquid Nicotine Container: A package:

1. from which nicotine in a solution or other form is accessible through normal and foreseeable use by a consumer; and
2. that is used to hold a soluble nicotine in any concentration; provided however, that "liquid nicotine container" shall not include a sealed, prefilled and disposable container of nicotine in a solution or other form in which the container is inserted directly into an electronic cigarette, electronic nicotine delivery system or other similar product if the nicotine or other substance in the container is inaccessible through customary or reasonably foreseeable handling or use, including reasonably foreseeable ingestion or other contact by children.

Listed or Non-Discounted Price: The higher of the price listed for a tobacco product on its package or the price listed on any related shelving, posting, advertising or display at the place where the tobacco product is sold or offered for sale plus all applicable taxes if such taxes are not included in the stated price, and before the application of any discounts or coupons.

Manufacturer Documentation: A written document from a manufacturer that certifies which of each of its products is not flavored, as defined under Massachusetts law and these regulations. Manufacturer Documentation shall also mean a written document from a manufacturer that certifies the nicotine content expressed as milligrams per milliliter for each of its Electronic Nicotine Delivery System products. A manufacturer documentation must:

1. Be written by the manufacturer of the product(s).
2. Certify that the product(s) listed in the documentation are neither flavored nor have a characterizing flavor as defined by 105 CMR 665.005.

3. Include an attestation clause indicating that the "letter is true and accurate."
4. State that the "manufacturer will immediately provide an updated letter to correct any inaccuracy."
5. State that the person signing the letter "is authorized on behalf of the manufacturer to sign the letter."
6. Contain a signature of the manufacturer's corporate officer or an owner; and
7. For any Electronic Nicotine Delivery System product, certify that it does not have a nicotine content greater than 35 milligrams per milliliter. The content amount must be in "milligrams per milliliter." If the nicotine content is documented in a separate letter, the above-listed requirements must be included in that separate letter.

Note that a Manufacturer's Documentation IS NOT conclusive evidence that a product is unflavored. A board of health may conduct a smell/taste test to determine if a manufacturer's documentation misrepresents whether a product is flavored.

Non-Residential Roll-Your-Own (RYO) Machine: A mechanical device made available for use (including to an individual who produces cigars, cigarettes, smokeless tobacco, pipe tobacco, or roll-your-own tobacco solely for the individual's own personal consumption or use) that can make cigarettes, cigars, or other tobacco products. RYO machines located in private homes used solely for personal consumption are not Non-Residential RYO machines.

Oral Nicotine Pouches: Pre-portioned pouches containing nicotine and other ingredients, intended to be used between the cheek and gum to deliver nicotine.

Permit Holder: Any retailer engaged in the sale or distribution of tobacco products who applies for and receives a tobacco product sales permit or any person who is required to apply for a Tobacco Product Sales Permit pursuant to these regulations, or their business agent.

Retailer: Any person, firm, partnership, association, corporation, company, or organization of any kind, including but not limited to, an owner, operator, manager, proprietor, or person in charge of any establishment, business or retail store.

Retail Establishment: A physical place of business or a section of a physical place of business in which a tobacco product is offered for sale to consumers.

Rolling Papers: Sheets, rolls, tubes, cones, wraps, or leaves, which do not contain tobacco, which are used for rolling cigarettes either by hand or with a roll-your-own machine.

Self-Service Display: Any display including an unlocked humidor regardless of size from which customers may select a tobacco product, as defined herein, without assistance from an employee or store personnel.

Schools: Public or private elementary or secondary schools.

Smoking Bar: An establishment that: (i) exclusively occupies an enclosed indoor space and is primarily engaged in the retail sale of tobacco products for consumption by customers on the premises; (ii) derives revenue from the sale of food, alcohol or other beverages that is incidental to the sale of a tobacco product and prohibits entry to a person under 21 years of age; (iii) prohibits a food or beverage not sold directly by the establishment from being consumed on the premises; (iv) maintains a valid permit for the retail sale of a tobacco product as required to be

issued by the Town of Conway and (v) maintains a valid license issued by the department of revenue to operate as a smoking bar. "Smoking bar" shall include, but not be limited to, those establishments that are commonly known as "cigar bars," "hookah bars" and "vape bars."

Tobacco Product Flavor Enhancer: Any product designed, manufactured, produced, marketed, or sold to produce a characterizing flavor when added to any tobacco product. A rolling paper with a characterizing flavor shall be considered a Tobacco Product Flavor Enhancer.

Tobacco Product: A product containing or made or derived from tobacco or nicotine that is intended for human consumption, whether smoked, chewed, absorbed, dissolved, inhaled, snorted, sniffed or ingested by any other means including, but not limited to, cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff, electronic cigarettes, electronic cigars, electronic pipes, electronic nicotine delivery systems or any other similar products that rely on vaporization or aerosolization regardless of nicotine content in the product; provided, however, that "tobacco product" shall also include any component, part or accessory of a tobacco product; and provided further, that "tobacco product" shall not include a product that has been approved by the United States Food and Drug Administration for the sale of or use as a tobacco cessation product or for other medical purposes and is marketed and sold or prescribed exclusively for the approved purpose.

Vending Machine: Any automated or mechanical self-service device, which upon insertion of money, tokens, or any other form of payment, dispenses or makes cigarettes or any other tobacco products available, as defined herein.

D. No Tobacco Sales to Persons Born on or after January 1, 2005

1. No retailer or person shall sell or provide a tobacco product to a person born on or after January 1, 2005.
2. Required Signage:
 - a. All retail establishments, including smoking bars and adult-only retail tobacco stores, shall conspicuously post signage, made available from the [city/town] Board of Health. Such signage shall include: (i) referral information for smoking cessation resources; (ii) a statement that sale of tobacco products, including e-cigarettes, to a person born on or after January 1, 2005 is prohibited; (iii) health warnings associated with using electronic nicotine delivery systems; and (iv) except in the case of smoking bars, notice to consumers that the sale of flavored tobacco products are prohibited at all times. Such signage shall be posted conspicuously in the retail establishment or other place in such a manner so that it may be readily seen by a person standing at or approaching the cash register. The notice shall directly face the purchaser and shall not be obstructed from view or placed at a height of less than four feet or greater than nine feet from the floor. The signage may be in a form developed and made available by the Massachusetts Department of Public Health.
 - b. All adult-only retail tobacco stores shall post signage, in the form developed and made available by DPH, on the exterior of the door providing entrance to the tobacco retail store and such sign shall not be obstructed from view or placed at a height of less than four feet or greater than nine feet from the bottom of the door. Such signage shall state that "No person younger than 21 years old is permitted on the premises at any time."

- c. All adult-only retail tobacco stores that allow for onsite consumption of tobacco products shall post signage, in the form developed and made available by DPH, on the exterior of the door providing entrance to the tobacco retail store and such sign shall not be obstructed from view or placed at a height of less than four feet or greater than nine from the bottom of the door. Such signage shall warn persons entering that smoking and vaping may be present on the premises and provide information concerning the health risks associated with secondhand smoke and the use of tobacco products, including electronic nicotine delivery systems.

3. Identification:

- a. Each person selling or distributing tobacco products shall first verify the age of every purchaser of tobacco products by means of a valid government-issued photographic identification containing the bearer's date of birth that the purchaser was born on or before January 1, 2005.
- b. Each person admitting entrance into an adult-only retail tobacco store shall first verify the age of every person entering is 21 or older by means of a valid government-issued photographic identification containing the bearer's date of birth.

E. Tobacco Product Sales Permit:

- 1. No retailer or person shall sell or otherwise distribute or offer for sale tobacco products, as defined herein, within the Town of Conway without first obtaining a Tobacco Product Sales Permit issued annually by the Conway Board of Health. Only owners of establishments with a permanent, indoor, non-mobile location in Conway are eligible to apply for a permit and sell tobacco products, as defined herein, at the specified location in Conway.
- 2. As part of the Tobacco Product Sales Permit application process, the applicant will be provided with the Conway regulation. Each applicant is required to sign a statement declaring that the applicant has read said regulation and that the applicant is responsible for instructing all employees who will be responsible for tobacco product sales regarding federal, state and local laws about the sale of tobacco and this regulation.
- 3. Each applicant who sells tobacco products is required to provide proof of current Tobacco Retailer Licenses issued by the Massachusetts Department of Revenue, when required by state law, before a Tobacco Product Sales Permit can be issued. Applicant may be asked to provide evidence that a legitimate business transfer or business purchase has taken place.
- 4. A separate permit, displayed conspicuously, is required for each retail establishment selling tobacco products, as defined herein. The Conway Board of Health shall determine the fee annually. All required Massachusetts Department of Revenue licenses related to the sale of tobacco products, as defined herein, must also be displayed conspicuously at the retail establishment.
- 5. Issuance of a Tobacco Product Sales Permit shall be conditioned on an applicant's consent to unannounced, periodic inspections of his/her retail establishment to ensure compliance with this regulation. Neither the permit holder nor their employees shall interfere with or obstruct an inspection.

6. A Tobacco Product Sales Permit will not be renewed if the permit holder has failed to pay all fines issued and the time to appeal the fines has expired and/or the permit holder has not satisfied any outstanding permit suspensions.
7. A Tobacco Product Sales Permit will not be renewed if the permit holder has sold a tobacco product to a person born on or after January 1, 2005 three times within the previous permit year and the time to appeal has expired. The violator may request a hearing in accordance with subsection 6 of the Violations section.
8. Retail Density.
 - a. A new Tobacco Product Sales Permit shall not be issued to any new applicant for a retail location within five hundred (500) feet of a public or private elementary or secondary school as measured by a straight line from the nearest point of the property line of the school to the nearest point of the property line of the site of the applicant's business premises
 - b. A new Tobacco Product Sales Permit shall not be issued to any new applicant for a retail location within 1,000 feet of an existing retailer with a valid Tobacco Product Sales Permit as measured by a straight line from the nearest point of the property line of the retailer with a valid Tobacco Product Sales Permit to the nearest point of the property line of the site of the applicant's business premises.
 - c. If the purchaser of a business with a valid tobacco sales permit pursuant to Section E.9 or the current holder of tobacco sales permit changes the location of the business, the new location shall be subject to the retail density requirements of Section E.8.
9. Sale of Business.
 - a. Notwithstanding a cap on the total number of permit holders, the seller of a business holding a valid tobacco sales permit may transfer said permit to a bona fide purchaser for value of the business, subject to approval by the Board of Health, as required herein.
 - b. The purchaser shall apply for the transfer of the permit no later than (30) calendar days after said purchase. The purchaser shall not sell tobacco product until the transfer of the permit is approved by the Board of Health; and
 - c. All fines and suspensions of the previous owner must be satisfied prior to the sale.
10. Number of Tobacco Product Sales Permits – Retiring Cap

As of the effective date of this regulation, any permit surrendered, revoked or not renewed either because a retailer no longer sells tobacco products, as defined herein, or because a retailer closes the retail business, shall be returned to the Conway Board of Health and shall be permanently retired by the Board of Health

F. Prohibition of Smoking Bars:

Smoking Bars are prohibited in the Town of Conway.

G. Oral Nicotine Pouches

The sale or distribution of oral nicotine pouches is restricted to adult only retail tobacco stores.

H. Cigar Sales Regulated:

1. No retailer or person shall sell or distribute or cause to be sold or distributed a single cigar unless such cigar is priced for retail sale at two dollars and ninety cents (\$2.90) or more.
2. No retailer or person shall sell or distribute or cause to be sold or distributed any original factory-wrapped package of two or more cigars unless such package is priced for retail sale at five dollars and eighty cents (\$5.80) or more.
3. This Section shall not apply to a person or entity engaged in the business of selling or distributing cigars for commercial purposes to another person or entity engaged in the business of selling or distributing cigars for commercial purposes with the intent to sell or distribute outside the boundaries of Conway.
4. The Conway of Health may adjust from time to time the amounts specified in this Section to reflect changes in the applicable Consumer Price Index by amendment of this regulation.

I. Sale of Flavored Tobacco Products Prohibited:

No retailer or person, as defined herein, shall possess, hold, keep, sell or distribute or cause to be possessed, held, kept, sold or distributed any flavored tobacco product, as defined herein, or any flavored tobacco product enhancer, as defined herein.

Retailers must obtain Manufacturer Documentation as described in Section C, certifying that all products possessed, held, kept, sold, or distributed by the retailer do not meet the definition of a flavored tobacco product or tobacco product flavor enhancer (105 CMR 665.010(E)).

J. Nicotine Content in Electronic Nicotine Delivery Systems:

No retailer or person shall sell an electronic nicotine delivery system with nicotine content greater than 35 milligrams per milliliter; provided, however, that this subsection shall not apply to adult-only retail tobacco stores or smoking bars.

Retailers must obtain Manufacturer Documentation verifying that all electronic nicotine delivery products possessed, held, kept, sold, or distributed by the retailer indicating the nicotine content expressed as milligrams per milliliter for each electronic nicotine delivery system to be sold in the retail establishment (105 CMR 665.010(C)).

K. Prohibition of the Sale of Blunt Wraps:

No retailer or person shall sell or distribute blunt wraps in Conway.

L. Free Distribution, Coupon Redemption and Discount Pricing:

No retailer or person shall:

1. Distribute or cause to be distributed, any free samples of tobacco products, as defined herein.
2. Accept or redeem, offer to accept, or redeem, or cause or hire any person to accept or redeem or offer to accept or redeem any coupon that provides any tobacco product, as defined herein, without charge or for less than the listed or non-discounted price; and
3. Sell a tobacco product, as defined herein, through any discount (e.g., "buy-two-get-one-free") if the sale reduces the price of a pack to less than the listed or non-discounted price.

M. Out-of-Package Sales:

1. The sale or distribution of tobacco products, as defined herein, in any form other than an original factory-wrapped package is prohibited, including the repackaging, or dispensing of any tobacco product, as defined herein, for retail sale. No retailer or person, as defined herein, shall possess, hold, keep, sell, or distribute or cause to be possessed, held, kept, sold, or distributed any cigarette package that contains fewer than twenty (20) cigarettes, including single cigarettes.
2. Permit holders who sell Liquid Nicotine Containers must comply with the provisions of 310 CMR 30.000, Massachusetts Hazardous Waste Regulations.
3. All permit holders must comply with 940 CMR 21.05 which reads: "It shall be an unfair or deceptive act or practice for any person to sell or distribute nicotine in a liquid or gel substance in Massachusetts after March 15, 2016 unless the liquid or gel product is contained in a child-resistant package that, at a minimum, meets the standard for special packaging as set forth in 15 U.S.C. §§1471 through 1476 and 16 CFR §1700 *et seq.*"
4. No permit holder shall refill a cartridge that is prefilled with nicotine in a liquid or gel substance and sealed by the manufacturer and not intended to be opened by the consumer or retailer.

N. Self-Service Displays:

All self-service displays of tobacco products, as defined herein, are prohibited. All humidors including, but not limited to, walk-in humidors must be locked.

Adult-Only Retail Tobacco Stores are exempt from this section.

O. Vending Machines:

All vending machines containing tobacco products, as defined herein, are prohibited.

P. Non-Residential Roll-Your-Own Machines:

All Non-Residential Roll-Your-Own machines are prohibited.

Q. Prohibition of the Sale of Tobacco Products by Health Care Institutions:

No health care institution located in Conway shall sell or cause to be sold tobacco products, as defined herein. No retail establishment that operates or has a health care institution within it, such as a pharmacy, optician/optometrist, or drug store, shall sell or cause to be sold tobacco products, as defined herein.

R. Prohibition of the Sale of Tobacco Products by Educational Institutions:

No educational institution located in Conway shall sell or cause to be sold tobacco products, as defined herein, including by any person or retailer on the property of an educational institution.

S. Incorporation of State Laws and State Regulations:

1. The sale or distribution of tobacco products, as defined herein, must comply with state statutes including but not limited to those provisions found at G.L. c. 270, §§6, 6A, 7, 28, 29 and G.L. c. 112, §61A.
2. The sale or distribution of tobacco products, as defined herein, must comply with state regulations including but not limited to those provisions found at 940 CMR 21.00, Sale and Distribution of Cigarettes, Smokeless Tobacco Products, and Electronic Smoking Devices in Massachusetts, 940 CMR 22.00 Sale and Distribution of Cigars in Massachusetts; and 105 CMR 665.00, Minimum Standards for Retail Sale of Tobacco and Electronic Nicotine Delivery Systems.

T. Violations:

1. It shall be the responsibility of the establishment, permit holder and/or his or her business agent, and not their employees, to ensure compliance with all sections of this regulation. For violations of the sections of this regulation that incorporate G.L. c. 270, §§6, 28, 29 and 105 CMR 665.000, and violations of §D of this regulation, the following penalties apply:
 - a. In the case of a first violation, a fine of one thousand dollars (\$1,000.00) shall be issued and, additionally, if the violation is a sale of a tobacco product to a person under the age of 21 the Tobacco Product Sales Permit shall be suspended for 3 consecutive business days.
 - b. In the case of a second violation within thirty-six (36) months of the date of the current violation, a fine of two thousand dollars (\$2,000.00) shall be issued and the Tobacco Product Sales Permit shall be suspended for seven (7) consecutive business days.
 - c. In the case of three or more violations within a thirty-six (36)-month period, a fine of five thousand dollars (\$5,000.00) shall be issued and the Tobacco Product Sales Permit shall be suspended for thirty (30) consecutive business days.
2. For violations of all other sections specific to the Town, except for §D of this regulation, the violator shall receive:
 - a. In the case of a first violation, a fine of one hundred dollars (\$100.00).
 - b. In the case of a second violation within thirty-six (36) months of the date of the current violation, a fine of two hundred dollars (\$200.00) and the Tobacco Product Sales Permit shall be suspended for seven (7) consecutive business days.
 - c. In the case of three or more violations within a thirty-six (36)-month period, a fine of three hundred dollars (\$300.00) and the Tobacco Product Sales Permit shall be suspended for thirty (30) consecutive business days.
3. List of state laws and local policies:

Policies Subject to State Law Fines

- Tobacco and Vape Sales to persons under the age of 21 (G.L. Ch. 270, §6)
- Flavored Tobacco Product Sales Restrictions (G.L. Ch. 270, §28)
- Penalties for sales to a person under the age of 21 of Tobacco/Vape products (105 CMR 665.045)

Policies Subject to Local Regulation

- Nicotine Free Generation / Sales to persons born on or after January 1, 2005
- Prohibition of the Sale of Blunt Wraps
- Ban on Smoking Bars

- Local Tobacco Sales Permit suspension for a first violation for sales to a person under the age of 21 of Tobacco/Vape products (105 CMR 665.040(d))
 - Required Retailer Signage (105 CMR 665.015)
 - Ban on Free Distribution (105 CMR 665.025)
 - Ban on Self-Service Displays (105 CMR 665.010(B))
 - Ban on Out-Of-Package Sales (105 CMR 665.030)
 - Sales Without a Local Tobacco Product Sales Permit for Smoking Bars and Retail Tobacco Stores only (105 CMR 665.013(A))
 - Failure to Check Identification of Purchaser (105 CMR 665.020)
 - Nicotine Content in Electronic Nicotine Delivery Systems (G.L. Ch. 270, §29)
 - Coupon Redemption (105 CMR 665.025)
 - Child-Proofed Liquid Nicotine Containers Required (105 CMR 665.035)
 - Failure to obtain manufacturer's non-flavored certification (105 CMR 665.010(E))
 - Failure to obtain manufacturer's nicotine content certification (105 CMR 665.010(C))
 - Admitting a person under the age of 21 into an Adult-Only Retail Tobacco Store (105 CMR 665.020(B))
 - Other state policies
 - Cigar Sales Regulated, including minimum sales price regulations.
 - Tobacco Product Sales in Health Care Institutions as more broadly defined than in state law.
 - Tobacco Product Sales in Educational Institutions
 - Non-Residential Roll-Your-Own Machines Ban
 - Display of MA Department of Revenue license(s)
 - No Local Tobacco Sales Permit
 - Retailer Density Minimums
 - Transfer of Permit in Sale of Business
 - Restricting Oral Nicotine Pouches to adult-only retail tobacco stores
 - Other local policies
5. In the case of four violations or repeated, egregious violations of any section of this regulation, as determined by the Board of Health within a thirty-six (36)-month period, the Board of Health shall hold a hearing in accordance with this regulation and, after such hearing may permanently revoke a Tobacco Product Sales Permit.
 6. Failure to cooperate or interference with inspections pursuant to this regulation shall result in the suspension of the Tobacco Product Sales Permit for thirty (30) consecutive business days.
 7. In addition to the monetary fines set above, any permit holder who engages in the sale or distribution of tobacco products while their permit is suspended shall be subject to the suspension of all Board of Health issued permits for thirty (30) consecutive business days. Multiple suspensions of a Tobacco Product Sales Permit shall not be served concurrently.
 8. A permit issued pursuant to this regulation may be suspended, revoked, or not renewed for any of the following reasons:
 - a. Violation of the permit holder of any provision of state or local laws and/or regulations.
 - b. Fraud, misrepresentation, false material statement, concealment, or suppression of facts by the permit holder in connection with an application for a permit or for renewal thereof.
 9. The Conway Board of Health shall provide notice of the intent to suspend or revoke a Tobacco Product Sales Permit, which notice shall contain the reasons therefor and establish a time and date for a hearing which date shall be no earlier than seven (7) days after the date of said notice. The permit holder or its business agent shall have an opportunity to be heard at such a hearing and shall be notified of the Board of Health's decision and the reasons therefor

in writing. After a hearing, the Conway Board of Health shall impose fines and/or suspend or revoke the Tobacco Product Sales Permit if the Board of Health finds that a violation of this regulation occurred. All tobacco products, as defined herein, shall be removed from the retail establishment upon suspension or revocation of the Tobacco Product Sales Permit. Failure to remove all tobacco products, as defined herein, shall constitute a separate violation of this regulation.

10. For purposes of such fines, the Board of Health shall make the determination notwithstanding any separate criminal or non-criminal proceedings brought in court hereunder or under the Massachusetts General Laws for the same offense.

U. Non-Criminal Disposition:

Whoever violates any provision of this regulation may be penalized by the non-criminal method of disposition as provided in G.L. c. 40, §21D where the penalty calls for a monetary fine not exceeding three hundred (\$300) dollars.

V. Separate Violations:

Each day any violation exists shall be deemed to be a separate offense.

W. Enforcement:

Enforcement of this regulation shall be by the Conway Board of Health or its designated agent(s).

The Board of Health may enforce these regulations or enjoin violations thereof through any lawful process, and the election of one remedy by the Board of Health shall not preclude enforcement through any other lawful means.

Any resident who desires to register a complaint pursuant to the regulation may do so by contacting the Conway Board of Health or its designated agent(s).

X. Severability:

If any provision of this regulation is declared invalid or unenforceable, the other provisions shall not be affected thereby but shall continue in full force and effect.

Y. Effective Date:

This regulation shall take effect on [date determined by the Conway Board of Health], 2025.

Conway Board of Health Tobacco Hearing Meeting Sign in Sheet

MAY 7, 2025 6:00 PM

Conway Town Hall, 5 Academy Hill Rd, Conway, MA

[illegible]

Conway Board of Health

Public Hearing for Local Tobacco Regulations

At or after the posted time of the public hearing:

Motion required to open the public hearing

- "I move that we open the public hearing regarding Local Tobacco Regulations in Conway."
 - Second required
 - Roll call vote to open the hearing
- (If others are present) The Chair should begin the hearing by reading the hearing notice into the record:

Town of Conway Board of Health Public Hearing Notice Tobacco Control Regulations

Open 5/7/25
Gina

The Conway Board of Health will conduct a public hearing on Wednesday May 7, 2025 at 6:00pm. This hearing will be held at the Conway Town Hall, General Purpose Room, 5 Academy Hill Rd. Conway for the purpose of discussing local tobacco regulations. The proposed regulations can be viewed at the Town Clerk's Office Academy Hill Rd. Conway during regular business hours

Randy

Kat Llamas
Conway Board of Health Chair

- Ask staff to confirm the notice was published and posted as required by law.

Rules of
Conduct
Gina

The Health Agent will confirm that the legal notice appeared in the Greenfield Recorder on Wednesday April 23 and April 30, 2025. The Town of Conway agenda was posted more than 48 hours prior to this meeting

- (If others are present) The Chair should establish the ground rules:
 - Only person speaking at a time.
 - All discussion goes through the Chair.

- When addressing the Board, please identify by name and address as well as any professional affiliation you may have that may impact your comments.
 - Please be considerate of those persons speaking, whether you agree or disagree with them, and refrain from commenting out of turn.
 - Thank you for your cooperation and participation
- Health Agent – read in pertinent facts and reason for proposed regulation revisions
 - Any interested parties in favor should now be allowed to speak (The Chair may want to consider a time limit).
 - Any interested parties in not in favor should now be allowed to speak (The Chair may want to consider a time limit).
 - When the Board has determined that all relevant testimony has been received the Chair should entertain a motion to close the “evidentiary portion of the hearing”.

“I move that we close the public hearing regarding Local Tobacco Regulations in Conway.”

- Second required
 - Roll call vote to close the hearing
- The Board can choose to deliberate at this point, or defer to later in the meeting, or to a later meeting.

If the Board chooses to deliberate and vote at this point, the following motion is recommended: “I move that the Conway Board of Health adopt revisions to the local Tobacco Regulations effective July 1, 2025”

- Second required
- Vote required (Roll Call vote needed if hybrid)

Good evening, and thank you for the opportunity to speak.

My name is Ilana Gerjuoy, and I'm here on behalf of the Franklin Regional Council of Governments' Communities That Care Coalition, a broad and longstanding coalition of educators, parents and caregivers, youth, law enforcement, municipal leaders, and community-based organizations that serve families in Franklin County and the North Quabbin region. We focus on youth health and well-being, including youth substance use prevention and mental health promotion.

I'm here today to thank you for updating Conway's tobacco and nicotine regulations and to talk about why your efforts are beneficial for youth health in the community and region.

The state regulations and the additional measures that you are in your draft regulations are evidence-based and help to reduce youth use.

Updated policies are not only good for public health—they're also practical. They make sure that local regulations are consistent with current state laws, which supersede town regulations. Clear, updated language makes it easier for Boards of Health to enforce the rules and helps close loopholes that outdated versions could not anticipate.

One important update is the option to limit nicotine pouches to adult-only retailers. These pouches are increasingly popular with youth, even those who would never consider smoking because they are marketed to young people online, highly addictive, and easy to conceal. Your draft regulations help reduce access, exposure and advertising, and create strong social norms that show you care about protecting youth. For people who already use nicotine pouches, they are still available online and in other towns in the region.

More broadly, nicotine in any form is especially harmful to young people. Their brains are still developing, and early exposure to nicotine increases the risk of long-term addiction. About 90% of current adult smokers started before the age of 18. That's why prevention efforts are so important—and why strong local regulations that limit youth access, visibility, and appeal of these products can make such a big difference.

By adopting updated tobacco regulations, you are sending a clear message that the community values youth health and is willing to take action to protect the next generation. Thank you for your leadership and commitment to public health.

Posted 5-8-2025

Board of Health Meeting

Monday, May 12, 2025 @ 5:00 pm

Town Hall Office Meeting Space

*** * * Meeting Agenda * * ***

0. Meeting preliminaries

- Open meeting / take attendance
- Approve minutes: Tuesday, April 22, 2025 meeting and Wednesday, May 7, 2024 meeting

1. Mail and invoices

2. FRCOG inspections / report

3. Meetings / Trainings attended by board members

4. CPHS Oversight Board meeting update

5. Health and wellness report

6. Tobacco hearing overview and final vote on regs

7. Spring Fling overview

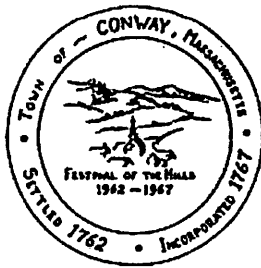
8. Clerk update(s)

9. Unanticipated items of concern that arise after posting

10. Public comments

11. Meeting wrap-up

- Next meeting: Monday, May 26, 2025
- Close meeting



Conway

Town of Conway Massachusetts
32 Main Street
413-369-4235
Contact Us

Board of Health Meeting

NO PHOTO



Monday, May 12, 5:00 pm until 6:00 pm

Town Hall Office Meeting Space

A meeting of the Board of Health

Meeting of Board of Health

Members: (Quorum)

- Present: **Kathy Llamas**, Chair, at 5:00 PM
- Present: **Emily Sweet**, Member, at 5:00 PM
- Present: **Regina McNeely**, Member, at 5:00 PM
- Remote: **Daniel Sheff**, Member, at 5:00 PM
- Remote: **Hanna Sherman**, Member, at 5:00 PM

Also Present:

- Randy Crochier
- Laurie Lucier

Final Minutes

Meeting opened: 5:00 PM

Meeting closed: 5:40 PM

0. Meeting Preliminaries

- Meeting Opened / Attendance Taken (see above).
- Minutes Approved: Mon, Apr 28 - Board of Health Meeting

1. Mail and invoices

- **General Discussion...**
3 sludge transport tickets

2. FRCOG inspections / report

- **General Discussion...**
8 open applications for septic / title V
2 title V's completed
Randy will email the Conway Swimming Pool re their water testing lab entering results directly into the DPH portal

3. Meetings / Trainings attended by board members

- o **General Discussion...**

Kat - Spring Fling / Maphco meeting
Emily - Spring Fling
Gina - Maphco meeting
Daniel - Maphco meeting
Hanna - Maphco meeting
Laurie - Spring Fling

4. CPHS Oversight Board meeting update

- o **General Discussion...**

Nursing update:

Will offer flu and COVID vax this fall, have stable funding/insurance payments
State mobile vax clinics are federally funded - may not be active under RFK Jr
Not clear what will happen yet
Nurses continue to focus on reaching people who cannot otherwise get vax
Also will offer vax's during regular nursing hours

Emergency planning considerations for Battery Energy Storage:

Need - a good storage strategy for solar, hydro energy

Problem - with a spark, can create thermal runaway - no one knows how to put it out

Burns so hot - 1100F - that water evaporates before it gets to the fire

Concerns - we don't have enough water/trucks to provide what is needed, smoke damage from the fires
contaminated water into aquifer/well - does everyone in the area of a fire then have to sell/move?

Towns and private landowners are already being approached about battery storage

Questions

Does town have the capacity to fight, mechanisms to train the fighters, enough personnel, equipment?

What happens if storage facility is decommissioned, has a change of ownership, company may split off sections to protect

Potential sabotage

These are not direct pub health concerns, but adjacent concerns

5/13 - CPHS hosting expert from Nat'l Fire Protection Assoc

What we can do -

Climate law coming into effect 2026 - Dept of Energy Resources, to create guidelines

Time to get our concerns heard is now

Permitting - large utility size by the state; smaller by municipalities -

What is designed in Boston is not likely to work in small towns here

Know if Planning Board, Zoning Board are approached for a facility,

BOH could add safeguards -

may be the only place for town to put up safeguards

What water resources are within 20 min of Conway - fire chief knows

Communicate this to the state in listening sessions - CPHS will let us know when these are

We can regulate things under our control - noise regs

Next spring rules will be out - we can/should go to zoning board, select board

Health agents will go with us

BOH will think to ask questions that other boards will not

Health Agent Updates:

Conway camp will not operate this year - unfortunate, was unique

Each requires 23 documents re plans - reviewed by FRCOG, then site visit inspection

Title V for towns picking up - booking early June now, typical for spring market (now booking July)

CPHS Annual Meeting:

Oct 23 evening - Avian Flu, esp as it relates to backyard chickens
We are all invited
Selectboards, town admin, animal control, others will be invited
Speaker, dinner, cash bar - location TBD
Reach out and invite them as well

Foundational Public Health Services:

Detailed national survey - standards for competencies - what a BOH should be able to do
National test to assess how far are we from these competencies
Designed for large metropolitan BOH, not small towns
Gathering data from every town in the state
Will likely show that local towns DON'T do tasks well - in MA these tasks are shared regionally
May be useful to urge funding from the state - would need \$50M - current budget is \$9M
they likely won't fund all this
Write state rep, thank them for assuring there is money in the budget for local BOH

FY25 Budget Report:

Anticipate underspending money we have, left for next year - preparing as not sure what may be coming

To Do's:

Know if Planning Board, Zoning Board are approached for a battery storage facility
What water resources are available within 20 min of Conway? Fire chief knows
Reach out and invite Selectboard, town admin to Oct 23 annual meeting
Write state rep, thank them for assuring there is money in the budget for local BOH to do our job
Will add these to the next agenda

5. Health and wellness report

o General Discussion...

Respiratory illnesses: For the past week, respiratory illnesses were 8.6% of all ED visits in MA. Of those that were identified, 0.4% COVID, 0.4% influenza, no RSV.
Norovirus: CDC data hasn't been updated since mid April.
Arbovirus (EEE/WNV): MA monitors mosquitoes from June-October.
Tick-borne diseases: Last report from March, which was still low from winter. Expect the highest disease burden to be June-August if it follows past patterns.
Measles: Currently there are 1,001 cases in the US in 31 states. The states with known confirmed cases that are closest to MA are unchanged: VT, RI, NY, NJ. No cases have been reported in MA as of yet.

6. Tobacco hearing overview and final vote on regs

o **MOTION, moved by Emily Sweet, seconded by Hanna Sherman: to accept the tobacco regulations as written and discussed at the May 7th public hearing.**

Pass: Aye: Emily Sweet, Hanna Sherman, Regina McNeely, Daniel Sheff. Abstain: Kathy Llamas.

7. Spring Fling overview

o General Discussion...

Great turnout
BOH table had information on ticks, mosquitos and measles available
Handouts - tick twisters, buggie bands, and tick identification cards

8. Clerk update

o General Discussion...

Stipends for the second half of the fiscal year have been submitted
Mileage for FY25 has been submitted

9. Unanticipated items of concern that arises after posting

- o **General Discussion...**

Next topic for the Conway Currents - rabies and measles

10. Public comments

- o **General Discussion...**

None

11. Meeting Wrap-up

- o Next Meetings:

1. **Mon, May 26, at 5:00 PM** "Board of Health Meeting" -- CANCELLED -- *Town Hall Office Meeting Space*
2. **Mon, Jun 9, at 5:00 PM** "Board of Health Meeting" -- *Town Hall Office Meeting Space*
3. **Mon, Jun 23, at 5:00 PM** "Board of Health Meeting" -- *Town Hall Office Meeting Space*

- o Meeting Closed at 5:40 PM.

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Minutes prepared by Laurie

Minutes approved on Monday, Jun 9, 2025

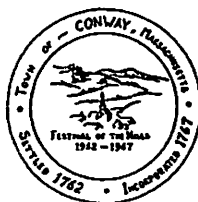
Posted to: [Board of Health](#) on 2024-12-02 15:36:17 (updated 2024-12-02 15:36:17).

[Last touched by Laurie]

Quick Links:

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Town of Conway Massachusetts
32 Main Street, PO Box 240
Conway, MA 01341
413-369-4235
413-369-4237 fax
Contact Us

413Cares

Franklin Regional Council of Governments
(FRCOG)

Franklin Community Access Television (FCAT)
Franklin County Solid Waste Management
District (FCSWMD)

Franklin County Chamber of Commerce
Franklin Regional Transit Authority (FRTA)

Conway Grammar School

Franklin County Technical School

Frontier Regional School

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Scope Session (Type JEE)

Fwd: Virtual Introduction prior to Monday BOH meeting

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:58 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

 1 attachment (543 KB)

Conway DRAFT Model Tobacco Regs Oct 2024.docx;

----- Forwarded message -----

From: **Daniel Sheff** <daniel.conway.boh@gmail.com>

Date: Mon, Oct 28, 2024 at 5:57 PM

Subject: Fwd: Virtual Introduction prior to Monday BOH meeting

To: Ilana Gerjuoy <ilana@frcog.org>, Hanna Sherman <hanna.conway.boh@gmail.com>

Hi Ilana,

Thank you for coming to our BOH meeting. Would you please suggest some times you could be available for a follow up video meeting with me and Hanna?

Thanks,
Daniel

----- Forwarded message -----

From: **Daniel Sheff** <daniel.conway.boh@gmail.com>

Date: Mon, Oct 28, 2024 at 12:55 PM

Subject: Fwd: Virtual Introduction prior to Monday BOH meeting

To: Kat Llamas <bohchair@conwayma.gov>, Emily Sweet <emily.conway.boh@gmail.com>, Hanna Sherman <hanna.conway.boh@gmail.com>, Gina Mcneely <ginamcneely25@gmail.com>, Laurie Lucier <boardofhealth@conwayma.gov>

Hi everyone,

Ilana from FRCOG will be joining us at the meeting today. She is the Prevention Strategies Coordinator at the FRCOG's Partnership For Youth. She'll be taking us through the template tobacco regulations. You should have received a hard copy and there's a PDF attached to her email below.

Daniel

----- Forwarded message -----

From: **Ilana Gerjuoy** <ilana@frcog.org>

Date: Fri, Oct 25, 2024 at 4:35 PM

Subject: Re: Virtual Introduction prior to Monday BOH meeting

To: Phoebe Walker <Walker@frcog.org>, daniel.conway.boh@gmail.com

<daniel.conway.boh@gmail.com>

Cc: Randy Crochier <RCrochier@frcog.org>, bohchair@conwayma.gov <bohchair@conwayma.gov>

Thank you Phoebe and Randy, and very nice to meet you virtually, Daniel and Kat!

I am looking forward to being with you in person on Monday. If you have any requests or questions before Monday's meeting, feel free to reach out.

In the meantime, here are a couple of things you can peruse, if you like:

Attached is a copy of the draft regulations with Conway added as the town. It's completely fine if you don't have time to look at this over the weekend. I will also bring hard copies in color for our conversation on Monday.

- As noted in the document, YELLOW highlighted sections are language from the latest state law and DPH regulation. GREEN highlighted sections are uniquely local policy decisions to be made by the Board of Health. NO COLOR indicates that language has been previously adopted by most local Boards of Health in the region prior to this year.
- The first several pages are just definitions, and we can go over everything together.

One of the recommendations from MAHB for 2024 is about nicotine pouches. In case you are unfamiliar with them or would like to learn more, [here is a recent online article](#) that provides user-friendly basics and links to additional information. I've been hearing about nicotine pouches from local school staff and have also done a bit of my own research, so I may be able to answer additional questions about them.

Wishing everyone a lovely weekend!

Ilana

Ilana Gerjuoy, MPH

Prevention Strategies Coordinator, Communities That Care Coalition

413-774-3167 X 143

www.frcog.org

Find resources on the 4SC Coalition website: greenfield4sc.org

(she/they) Feel free to ask me about pronouns!

From: Phoebe Walker

Sent: Friday, October 25, 2024 1:54:42 PM

To: daniel.conway.boh@gmail.com; Ilana Gerjuoy

Cc: Randy Crochier; bohchair@conwayma.gov

Subject: Virtual Introduction prior to Monday BOH meeting

Hi, Daniel (and copying Kat) Nice to see you both yesterday. I wanted to introduce you to our colleague, Ilana Gerjuoy, Prevention Strategies Coordinator here at the FRCOG's Partnership For Youth. Ilana will be joining the BOH meeting on Monday to review the template tobacco regulations with the Board to hear your desires and answer any questions about what the regs say, what choices you need to make as a Board, and how passing them works.

Randy and I figured it would be good to connect you two since you mentioned you would be taking the lead on the tobacco regs with the Board, Daniel. Ilana, Daniel Sheff is a new BOH member in Conway, and was at our oversight meeting for the last two meetings – a great addition!

Best,
Phoebe

+++++

Phoebe Walker, MPPA

she/her ([what's this?](#))

Director of Community Health



Tel: 413-774-3167 x 102

12 Olive Street, Greenfield MA 01301

www.frcog.org

Twitter: @FranklinCOG



Outlook

Fwd: Minutes

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:54 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: Laurie Lucier <boardofhealth@conwayma.gov>

Date: Tue, Oct 29, 2024 at 8:58 AM

Subject: Re: Minutes

To: Daniel Sheff <daniel.conway.boh@gmail.com>

Thank you!

Laurie L. Lucier

Town Clerk | Chief Elections Official
Notary Public | Justice of the Peace
Records Access Officer | Burial Agent
Asst. to the Board of Health

5 Academy Hill Rd., PO Box 240, Conway, MA 01341

Phone: 413-369-4235 ext. 4 | Fax: 413-369-4237

www.conwayma.gov

clerk@conwayma.gov

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From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Monday, October 28, 2024 9:27 PM

To: Laurie Lucier <boardofhealth@conwayma.gov>

Subject: Minutes

Hi Laurie,

Here are my notes from the meeting.

Thanks,
Daniel

This email has been scanned for spam and viruses by Proofpoint Essentials. Click [here](#) to report this email as spam.

Fwd: Times to meet about tobacco regulations

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:54 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: Ilana Gerjuoy <ilana@frcog.org>

Date: Tue, Nov 5, 2024 at 7:29 AM

Subject: Re: Times to meet about tobacco regulations

To: Hanna Sherman <hanna.conway.boh@gmail.com>

Cc: Daniel Sheff <daniel.conway.boh@gmail.com>

Great! I'll send a Zoom invitation today.

- Ilana

From: Hanna Sherman <hanna.conway.boh@gmail.com>

Sent: Monday, November 4, 2024 8:22:05 PM

To: Ilana Gerjuoy

Cc: Daniel Sheff

Subject: Re: Times to meet about tobacco regulations

Hi Ilana,

Thanks for reaching out again. We can meet at 9:30am and will hold our time open until 11am, in case we need that much time. We appreciate your help and guidance.

Warm best,

Hanna

On Mon, Nov 4, 2024 at 11:33 AM Ilana Gerjuoy <ilana@frcog.org> wrote:

Hello, just checking in again to see if you have a preferred time on Tues 11/12 between 8:30 and 11AM.

Looking forward to it,

Ilana

From: Ilana Gerjuoy

Sent: Thursday, October 31, 2024 11:09:33 AM

To: Daniel Sheff

Cc: Hanna Sherman

Subject: Re: Times to meet about tobacco regulations

Hi Daniel,

Thank you for the reply. I'll be off on November 11 but I could meet any time between 8:30 and 11 on Tues 11/12.

Let me know what works best for you two!

Ilana

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Thursday, October 31, 2024 7:55:14 AM

To: Ilana Gerjuoy

Cc: Hanna Sherman

Subject: Re: Times to meet about tobacco regulations

Hi Ilana,

We are often available during the day, but unfortunately none of these times are open for us. We're also particularly busy right now after some time away. Might you have time on Mon the 11th or Tues the 12th before noon? If not, please suggest some other times.

Thanks,
Daniel

On Mon, Oct 28, 2024 at 7:08 PM Ilana Gerjuoy <ilana@frcog.org> wrote:

Hi Daniel and Hanna,

Thank you again for welcoming me at your meeting this evening and offering to meet again about the tobacco regs. It's wonderful that you bring your experience as physicians to the Board of Health!

I'm not sure if you ever have daytime availability or just have time in the evening, so here are some options for both.

If we meet by Zoom, I can currently do 60-90 minutes:

- This Friday, 11/1 between 9 and 11am
- Mon 11/4 between 10am and noon or in the evening, any time between 5 and 8pm
- Thur 11/7 between 8 and 11am

If you'd like more options or prefer to wait until the following week, just let me know.

Looking forward to it,

Ilana

From: Daniel Sheff <daniel.conway.boh@gmail.com>
Sent: Monday, October 28, 2024 5:57:57 PM
To: Ilana Gerjuoy; Hanna Sherman
Subject: Fwd: Virtual Introduction prior to Monday BOH meeting

Hi Ilana,

Thank you for coming to our BOH meeting. Would you please suggest some times you could be available for a follow up video meeting with me and Hanna?

Thanks,
Daniel

----- Forwarded message -----

From: Daniel Sheff <daniel.conway.boh@gmail.com>
Date: Mon, Oct 28, 2024 at 12:55 PM
Subject: Fwd: Virtual Introduction prior to Monday BOH meeting
To: Kat Llamas <bohchair@conwayma.gov>, Emily Sweet <emily.conway.boh@gmail.com>, Hanna Sherman <hanna.conway.boh@gmail.com>, Gina Mcneely <ginamcneely25@gmail.com>, Laurie Lucier <boardofhealth@conwayma.gov>

Hi everyone,

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Daniel

----- Forwarded message -----

From: Ilana Gerjuoy <ilana@frcog.org>
Date: Fri, Oct 25, 2024 at 4:35 PM
Subject: Re: Virtual Introduction prior to Monday BOH meeting
To: Phoebe Walker <Walker@frcog.org>, daniel.conway.boh@gmail.com
<daniel.conway.boh@gmail.com>
Cc: Randy Crochier <RCrochier@frcog.org>, bohchair@conwayma.gov
<bohchair@conwayma.gov>

Thank you Phoebe and Randy, and very nice to meet you virtually, Daniel and Kat!

I am looking forward to being with you in person on Monday. If you have any requests or questions before Monday's meeting, feel free to reach out.

In the meantime, here are a couple of things you can peruse, if you like:

Attached is a copy of the draft regulations with Conway added as the town. It's completely fine if you don't have time to look at this over the weekend. I will also bring hard copies in color for our conversation on Monday.

- As noted in the document, YELLOW highlighted sections are language from the latest state law and DPH regulation. GREEN highlighted sections are uniquely local policy decisions to be made by the Board of Health. NO COLOR indicates that language has been previously adopted by most local Boards of Health in the region prior to this year.
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Wishing everyone a lovely weekend!

Ilana

Ilana Gerjuoy, MPH

Prevention Strategies Coordinator, Communities That Care Coalition

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413-774-3167 X 143

www.frcog.org

Find resources on the 4SC Coalition website: greenfield4sc.org

(she/they) Feel free to ask me about pronouns!

From: Phoebe Walker

Sent: Friday, October 25, 2024 1:54:42 PM

To: daniel.conway.boh@gmail.com; Ilana Gerjuoy

Cc: Randy Crochier; bohchair@conwayma.gov

Subject: Virtual Introduction prior to Monday BOH meeting

Hi, Daniel (and copying Kat) Nice to see you both yesterday. I wanted to introduce you to our colleague, Ilana Gerjuoy, Prevention Strategies Coordinator here at the FRCOG's Partnership For Youth. Ilana will be joining the BOH meeting on Monday to review the template tobacco regulations with the Board to hear your desires

and answer any questions about what the regs say, what choices you need to make as a Board, and how passing them works.

Randy and I figured it would be good to connect you two since you mentioned you would be taking the lead on the tobacco regs with the Board, Daniel. Ilana, Daniel Sheff is a new BOH member in Conway, and was at our oversight meeting for the last two meetings – a great addition!

Best,
Phoebe

+++++

Phoebe Walker, MPPA

she/her ([what's this?](#))

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Fwd: [Town of Conway MA] Tue, Nov 12 - Board of Health Meeting

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:54 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Board Of Health Chair** <bohchair@conwayma.gov>

Date: Tue, Nov 12, 2024 at 3:09 PM

Subject: Re: [Town of Conway MA] Tue, Nov 12 - Board of Health Meeting

To: Daniel Sheff <daniel.conway.boh@gmail.com>, Emily Sweet <emily.conway.boh@gmail.com>, Hanna Sherman <hanna.conway.boh@gmail.com>, Gina Mcneely <ginamcneely25@gmail.com>, Laurie Lucier <boardofhealth@conwayma.gov>

I am sure we can make time for an update at a minimum. See you all at 4:30 pm
Kat

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Tuesday, November 12, 2024 11:55 AM

To: Board Of Health Chair <bohchair@conwayma.gov>; Emily Sweet <emily.conway.boh@gmail.com>; Hanna Sherman <hanna.conway.boh@gmail.com>; Gina Mcneely <ginamcneely25@gmail.com>; Laurie Lucier <boardofhealth@conwayma.gov>

Subject: Fwd: [Town of Conway MA] Tue, Nov 12 - Board of Health Meeting

Hanna and I met with Ilana from FRCOG, who came to our last meeting about tobacco regulations. We didn't put it specifically on the agenda but we have follow up to bring to the Board. It's the beginning of a process over a few meetings for us to decide on proposed regulations. I'm hoping there will be time tonight for at least an interim update. We could also plan it instead for our next meeting.

Daniel

----- Forwarded message -----

From: **Town of Conway MA** <rocketFusion@webworksserver.com>

Date: Thu, Nov 7, 2024 at 5:01 PM

Subject: [Town of Conway MA] Tue, Nov 12 - Board of Health Meeting

To: <daniel.conway.boh@gmail.com>

Upcoming Meeting:

This is a two-day reminder about the meeting. Click the link, below, for the final approved agenda.

Board of Health Meeting

[Board of Health](#)

Tuesday, November 12, 2024 at 04:30 PM

Town Hall Office Meeting Space

Meeting Agenda:

<http://ConwayMA.gov/d/5772/Board-of-Health-Meeting>

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Fwd: agenda item

From Daniel Sheff <daniel.conway.boh@gmail.com>
Date Thu 1/1/2026 11:53 AM
To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Daniel Sheff** <daniel.conway.boh@gmail.com>
Date: Tue, Nov 12, 2024 at 5:08 PM
Subject: Re: agenda item
To: Laurie Lucier <boardofhealth@conwayma.gov>

Also please add Emergency Shelter Management (Kat)

On Tue, Nov 12, 2024 at 4:38 PM Daniel Sheff <daniel.conway.boh@gmail.com> wrote:

Hi Laurie,

Would you please add Tobacco Regulations to the next agenda?

Thanks,
Daniel

This email has been scanned for spam and viruses by Proofpoint Essentials. Click [here](#) to report this email as spam.

Fwd: Post for website

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:53 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Daniel Sheff** <daniel.conway.boh@gmail.com>

Date: Mon, Dec 9, 2024 at 5:23 PM

Subject: Post for website

To: Laurie Lucier <boardofhealth@conwayma.gov>

Hi Laurie,

Would you please post these upcoming programs to the website?

Thanks!

Daniel

Upcoming programs/trainings:

- **Tuesday, December 10:** Public Health Nurse Meg Ryan will represent the Cooperative Public Health Service at the Senior Resource Fair, hosted at Greenfield Community College from 12 - 2pm. The Fair will host local organizations that enhance the quality of life of older adults through engagement or support.
- **Thursday, December 12:** At 6pm (online) there's a **Tobacco Control Workshop for Boards of Health**. Learn more about emerging nicotine products, the role of the local board of health, and what services are available to your town through the Mass Health Officers Association and the Pioneer Valley Tobacco Control Coalition. [Info and RSVP at this link.](#)

- **Reducing Harm, Promoting Safety: A Public Health Perspective on Firearms**

12/19 Virtual Quarterly Meeting Registration now open!

Title: Reducing Harm, Promoting Safety: A Public Health Perspective on Firearms

Date and Time: December 19, 10 am - 11:30 am, virtual

Speakers:

Kathleen Berry, MA Public Education Lead, Grassroots for Gun Violence Prevention

Heidi Porter, MPH, REHS/RS, Director of Health and Human Services, Town of Bedford

Learning Objectives: At the end of this training program, participants will be able to:

- Explain facts and trends from gun violence research
- Describe prevention strategies and community engagement programs
- Identify resources to support harm reduction

- **Model Tobacco Sales Regulation Information Training**

Registration is now open for three available dates

Description: This program will provide an overview of the new model tobacco sales regulations with technical assistance providers. It will also go over policy and strategy recommendations for improving local tobacco control. The most recent model regulations will be provided to attendees following the course.

This information is being provided for legal educational purposes only and is not to be construed as legal advice. Legal advice can only be provided by your municipal attorney.

Date and Time:

- Friday, December 13th, 2024 at 10 am
- Monday, December 16, 2024 at 9:30am
- Monday, January 6, 2025 at 1pm

Learning Objectives:

1. Review of tobacco control model regulation with technical assistance providers
2. Education on how to work with your board of health on adopting or updating your tobacco sales regulations
3. New policy recommendations and strategies.

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Fwd: next agenda

From Daniel Sheff <daniel.conway.boh@gmail.com>
Date Thu 1/1/2026 11:52 AM
To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Daniel Sheff** <daniel.conway.boh@gmail.com>
Date: Mon, Dec 23, 2024 at 5:44 PM
Subject: next agenda
To: Laurie Lucier <boardofhealth@conwayma.gov>

Hi Laurie,

Would you please add Tobacco Regulations to the next agenda?

Thanks,
Daniel

This email has been scanned for spam and viruses by Proofpoint Essentials. Click [here](#) to report this email as spam.



Outlook

Fwd: Clarification from MAHB on tobacco regs and getting more info

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:52 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Ilana Gerjuoy** <ilana@frcog.org>

Date: Mon, Jan 6, 2025 at 5:24 PM

Subject: RE: Clarification from MAHB on tobacco regs and getting more info

To: Daniel Sheff <daniel.conway.boh@gmail.com>

Cc: Hanna Sherman <hanna.conway.boh@gmail.com>

Hello, here is a Zoom link for 3PM Wednesday! Looking forward to talking with you then.

- Ilana

Ilana Gerjuoy is inviting you to a scheduled Zoom meeting.

Topic: Conway BoH Tobacco Regs Planning

Time: Jan 8, 2025 03:00 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us05web.zoom.us/j/88684657290?pwd=jsKTcODpcJAaGkLvV4MTm3drH6kbYh.1>

Meeting ID: 886 8465 7290

Passcode: PV8VmR

From: Daniel Sheff <daniel.conway.boh@gmail.com>
Sent: Monday, January 6, 2025 11:00 AM
To: Ilana Gerjuoy <ilana@frcog.org>
Cc: Hanna Sherman <hanna.conway.boh@gmail.com>
Subject: Re: Clarification from MAHB on tobacco regs and getting more info

Hi Ilana,

Let's plan Wed 1/8, 3-4 pm. How shall we connect?

Thanks for being available,

Daniel

On Mon, Jan 6, 2025 at 10:35 AM Ilana Gerjuoy <ilana@frcog.org> wrote:

Good morning and Happy New Year!

I would be happy to meet this week. My schedule is quite full – do any of these times work for you?
Tomorrow (1/7) between 8:30 and 11AM

Wednesday, 1/8 between 8:30 and 9:15 or between 3 and 4

If those don't work, I can see if I can add a time on Thursday.

- Ilana

From: Daniel Sheff <daniel.conway.boh@gmail.com>
Sent: Sunday, January 5, 2025 10:01 PM
To: Ilana Gerjuoy <ilana@frcog.org>
Cc: Hanna Sherman <hanna.conway.boh@gmail.com>
Subject: Re: Clarification from MAHB on tobacco regs and getting more info

Hi Ilana,

We're intending to have a first conversation with the BOH next Monday the 13th. We have a few questions. Might you be available for about 30 minutes for a conversation sometime this week?

Thanks,

Daniel

On Fri, Dec 13, 2024 at 10:13 AM Ilana Gerjuoy <ilana@frcog.org> wrote:

Great, Hanna, and look forward to being in touch.

All my best,

Ilana

From: Hanna Sherman <hanna.conway.boh@gmail.com>

Sent: Thursday, December 12, 2024 8:58 PM

To: Ilana Gerjuoy <ilana@frcog.org>

Cc: Daniel Sheff <daniel.conway.boh@gmail.com>; Heather Warner <hwarner@collaborative.org>; Phoebe Walker <walker@frcog.org>; Randy Crochier <rcrochier@frcog.org>

Subject: Re: Clarification from MAHB on tobacco regs and getting more info

Hi Ilana,

Thanks for all these updates. We'll look at them in detail next week and get back to you if we have any questions.

Warmly,

Hanna

On Wed, Dec 11, 2024 at 12:37 PM Ilana Gerjuoy <ilana@frcog.org> wrote:

Hello All!

Daniel and Hanna, attached is the December 3 version of the MAHB tobacco regulations.

I've added comments for each section that MAHB attorney Cheryl Sbarra identified changes from the April 2024 version we had been using. This way, you won't need to comb through the entire document to find the differences. In some cases, I've included brief explanations for why the changes were made, as I thought this context might be useful for any discussions you have with other Board of Health members.

Since Section T was one we had questions about, here is the comment I included in the doc about that section – it's a bit more substantial than the others:

Section T section has become more important in the last few months because of a Cumberland Farms lawsuit.

MAHB thinks Option 1 (separate fining structure) is a good way to go because the violations that usually lead to fines are state law, e.g. selling to a minor or selling a flavored product or nicotine content. The local reg violation fines are for less money and are less common.

If Option 2, the Unified Fining structure, is used, it makes the local reg fines also \$1000/\$2000/\$5000. If a retailer doesn't pay a \$1000/\$2000/\$5000 for a local violation, it would have to be filed in local district court.

Other note about this section: The state law does not require a suspension for any violation other than a sale to a minor.

I also added page numbers.

If you have any questions about this or want to meet, we're happy to do so.

Thank you for your patience with this process!

Ilana

From: Ilana Gerjuoy <ilana@frcog.org>

Sent: Tuesday, November 26, 2024 4:02 PM

To: Hanna Sherman <hanna.conway.boh@gmail.com>; Daniel Sheff <daniel.conway.boh@gmail.com>

Cc: Heather Warner <hwarner@collaborative.org>

Subject: Re: Clarification from MAHB on tobacco regs and getting more info

Hello! A quick note to mention that we do have a meeting scheduled next week with the lead attorney at MAHB and will hopefully have all of our questions answered after that. I will follow up after the meeting with the info we learn.

Also, it was brought to our attention that section W cuts off prematurely in the model regulations that we received from MAHB, so I can also ask Cheryl to provide the rest of that section.

Wishing you a wonderful holiday, if you celebrate, and look forward to being in touch next week!

Ilana

From: Ilana Gerjuoy

Sent: Thursday, November 21, 2024 11:46:07 AM

To: Hanna Sherman; Daniel Sheff

Cc: Heather Warner; Phoebe Walker

Subject: Clarification from MAHB on tobacco regs and getting more info

Hello Hanna and Daniel,

Hanna, thank you for the well wishes!

I heard back today from Cheryl Sbarra at MAHB, and learned two things:

- State law **does** require a license suspension for at least one day (up to 30) for the first offense of selling a tobacco product to a minor. That will be included in section T, and I can help with adding it once the BoH decides on the number of days.

- The part about that unified fining structure vs. the separate fining structure (also T plus U) is still not completely clear. Cheryl has offered to meet to explain it further, and we're working on setting up a time to meet.

Thank you for your patience while we get answers on this!

Ilana

Ilana Gerjuoy

Coalition Coordinator, Greenfield 4SC

Prevention Strategies Coordinator, Communities That Care Coalition

413-774-3167 X 143

www.frcog.org

Find resources on the 4SC Coalition website: greenfield4sc.org

(she/they) Feel free to ask me about pronouns!

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Outlook

Fwd: to print for next BOH meeting

From Daniel Sheff <daniel.conway.boh@gmail.com>
Date Thu 1/1/2026 11:52 AM
To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Daniel Sheff** <daniel.conway.boh@gmail.com>
Date: Thu, Jan 9, 2025 at 8:11 AM
Subject: Re: to print for next BOH meeting
To: Laurie Lucier <boardofhealth@conwayma.gov>

With please!

On Wed, Jan 8, 2025 at 4:02 PM Laurie Lucier <boardofhealth@conwayma.gov> wrote:
With or without the "comments" from edits?

Laurie L. Lucier

Town Clerk | Chief Elections Official
Notary Public | Justice of the Peace
Records Access Officer | Burial Agent
Asst. to the Board of Health

5 Academy Hill Rd., PO Box 240, Conway, MA 01341
Phone: 413-369-4235 ext. 4 | Fax: 413-369-4237
www.conwayma.gov
clerk@conwayma.gov

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From: Daniel Sheff <daniel.conway.boh@gmail.com>
Sent: Wednesday, January 8, 2025 3:50 PM

To: Laurie Lucier <boardofhealth@conwayma.gov>

Subject: to print for next BOH meeting

Hi Laurie,

Would you please print 4 copies of the attached document for our next meeting?

Thanks,
and happy new year,
Daniel

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Outlook

Fwd: question about meeting minutes

From: Daniel Sheff <daniel.conway.boh@gmail.com>
Date: Thu 1/1/2026 11:47 AM
To: Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: Ilana Gerjuoy <ilana@frcog.org>
Date: Mon, Jan 13, 2025 at 3:49 PM
Subject: RE: question about meeting minutes
To: Daniel Sheff <daniel.conway.boh@gmail.com>

Good question! I have been in meetings and just saw this.

I don't have a specific recommendation, but I can say that you are free to say whatever you want about the reasons you are voting to endorse tobacco regulations, but you're not required to. So it depends whether you think it would be helpful in Conway and for your Board to share reasons publicly. I think that the discussion will also be publicly available if recorded, is that right?

Also, we had been wondering about whether Baker's license would be available to a future owner of the business if you choose the "retiring cap" instead of the "basic cap." A colleague I'd asked just got back to me and said she thinks the license would expire with the sale of the business but to double check with the attorneys who created the draft regs at MAHB. Apparently, it's confusing even for the seasoned municipal policy people because of the differences between various types of licenses. I am about to write to MAHB and will share the answer as soon as I hear back. I know that may not be before this evening's meeting, but I wanted to give you an update!

From: Daniel Sheff <daniel.conway.boh@gmail.com>
Sent: Monday, January 13, 2025 12:50 PM
To: Ilana Gerjuoy <ilana@frcog.org>
Subject: question about meeting minutes

Hi Ilana,

Our first tobacco regs discussion will be at tonight's meeting. When we discuss this at our BOH meeting, do you have a suggestion about whether the minutes should reflect our reasoning or just our decisions?

Thanks,

Daniel

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Fwd: Feb 24 meeting - informational

From Daniel Sheff <daniel.conway.boh@gmail.com>
Date Thu 1/1/2026 11:47 AM
To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Daniel Sheff** <daniel.conway.boh@gmail.com>
Date: Mon, Feb 10, 2025 at 6:29 PM
Subject: Feb 24 meeting - informational
To: Kat Llamas <bohchair@conwayma.gov>, Emily Sweet <emily.conway.boh@gmail.com>, Hanna Sherman <hanna.conway.boh@gmail.com>, Gina Mcneely <ginamcneely25@gmail.com>, Laurie Lucier <boardofhealth@conwayma.gov>

Hi friends,

Hanna and I will be away for the Feb 24th meeting. We won't be able to attend by video so with apologies, we will have to miss the meeting.

Laurie, please move Tobacco Regulations and the Opioid Settlement Funds agenda items to the following meeting.

See you at the next meeting March 10th,
Daniel

This is informational only. Please do not Reply All.

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Fwd: Checking in about tobacco regs

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:47 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Hanna Sherman** <hanna.conway.boh@gmail.com>

Date: Mon, Mar 10, 2025 at 4:18 PM

Subject: Re: Checking in about tobacco regs

To: Daniel Sheff <daniel.conway.boh@gmail.com>

Cc: Ilana Gerjuoy <ilana@frcog.org>

We also adopted the tobacco-free generation.

Warmly,
Hanna

On Mon, Mar 10, 2025 at 4:10 PM Daniel Sheff <daniel.conway.boh@gmail.com> wrote:

Also I don't recall if we already told you but I meant to mention that we voted to adopt the retiring cap.

On Mon, Mar 10, 2025 at 4:06 PM Daniel Sheff <daniel.conway.boh@gmail.com> wrote:

Hi Ilana,

Thanks for checking in. We have been working our way through the regs. Tonight we'll start with Section E. I expect we'll get up to Section S, and leave the discussion of violations in Section T for the next meeting.

Then we'll be done and ready for the next step. What do you suggest about timing for this?

Thanks,
Daniel

On Fri, Mar 7, 2025 at 4:33 PM Ilana Gerjuoy <ilana@frcog.org> wrote:

Hello Daniel and Hanna,

Hope you are both doing well and enjoying the longer hours of daylight. Thank you again for your kind words about the piece I wrote for Those Nerdy Girls. Still happy to get together or

chat virtually any time about those types of things.

In my FRCOG role, I'm checking in to see how things are going with the tobacco regs. No pressure at all, just wondering if there's anything that would be helpful at this point.

You may have heard or seen that Ashfield recently passed theirs, so you have another nearby town that has effectively banned nicotine pouches. There were no industry people at their hearing, and it was very smooth.

Once you do have a sense of your timing, if it's possible and your septic regs are coming up soon too, Phoebe was wondering if the legal notices for the septic regulations and the tobacco regulations at the same time. If that timing doesn't work, that is OK too.

All my best,

Ilana

Ilana Gerjuoy

Health Policy Coordinator, [Communities That Care Coalition](#)



**Franklin Regional
Council of Governments**

413-774-3167 X 143

www.frcog.org or FRCOG [Facebook](#)

she/they

Fwd: Report to Conway BOH on CPHS Oversight Board meeting, with link to letter

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:46 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Daniel Sheff** <daniel.conway.boh@gmail.com>

Date: Mon, Mar 10, 2025 at 5:47 PM

Subject: Report to Conway BOH on CPHS Oversight Board meeting, with link to letter

To: Kat Llamas <bohchair@conwayma.gov>, Emily Sweet <emily.conway.boh@gmail.com>, Hanna Sherman <hanna.conway.boh@gmail.com>, Gina Mcneely <ginamcneely25@gmail.com>, Laurie Lucier <boardofhealth@conwayma.gov>

Report to Conway BOH on CPHS Oversight Board meeting

Feb 27, 2025

Pioneer Valley Mosquito Control District (30 Minutes)

[Pioneer Valley Mosquito Control District](#) (PVMCD) - an update of the program and benefits to the towns.

Reason: for us to learn about the District, as requested in our emergency preparedness discussions after the tabletop exercise

PVMCD - Provides coordinated mosquito control across the region

- Monitors mosquitos for EEE, WNV

- Early detection, public awareness

- Use data to assess risk, create risk maps, set risk levels

- Available to present to BOH, schools - best time in the spring

There are changes in species working their way up the east coast, likely to show up here eventually. With warming, a longer growing season would allow for more mosquitos and more related disases.

Membership - decided by each town

- \$5,250/yr - to provide surveillance, public outreach, support to BOH

Bernardston, Erving, Gill, Heath, Leyden, Rowe and Shelburne are members. There is also a question as to if Buckland is still a member.

Conway is listed as member in one place of the website, but not on the list of member communities - clarify if we are members or not

- Dynamic: if some towns are mosquito cautious and other towns are not, it puts us all at risk.

Small towns have greater difficulty shouldering the \$5K fee

It is our role as the BOH to prevent disease.

Consider a letter to Sen. Jo Comerford about the need for grant support for membership of small towns in the PVMCD - Randy /John

Heath Letter to Senator Comerford Feb 2025 (PDF, 1997 kb)

Seeking funding for membership, esp towns <5000 residents

Maybe write a letter, w support of selectmen -

Suggest:

Look over letter, discuss w selectmen, send to senator

Let Susan Gruen, Heath BOH know what we are doing

What is the politically savvy approach to who we write to first?

Conway discussion - already line item in the town budget

Veronique - suggest we come to selectmen, present letter to consider

Proposed Local Regulations: (20 Minutes)

CPHS currently doing:

- Review of Employment of Outside Consultants existing/proposed regulations

Local reg in CPHS when had 6 towns, now have 15

Allows you if you need expert opinion to require the applicant to pay to provide it

They will bring to BOH for decisions

- Review of proposed Battery Energy Storage Systems

Risk of water contamination from batteries, fire

CPHS Met with the author of the Wendell regs.

They were able to write regs, scared off the battery company.

Looking at that as a model.

Invite EMDs into the conversation as well.

- Body Art
- Cannabis - Working on it - will be back in summer or fall
- Local Septic Conway, Ashfield

Will bring us septic regs - hearings in May or June

- Tobacco Announced that Conway BOH moved to adopt the 'retiring cap'

Regional Surveys – (10 minutes)

- Foundational Public Health Services (FPHS) Survey

Giant list of what local BOH is supposed to provide

What is expected, what we are doing

Completed by Phoebe on our behalf

Expect results this spring or summer

- MAPHCO Local Comprehensive **Emergency Mgmt Plan Activities Survey**

Notes

We each received the survey - Randy happy to help complete it

Where is Conway at with this?

Conway plan -

Contact Amanda to get updated EMD plan for the town before our next meeting Mar 24
Discuss at BOH, then talk with Randy

- Recent Power Outage/BOH responsibilities.

Notes

Heath and three other towns were out of power 3-4 days - no serious injuries
EMDs did a lot of work, door to door
Remind towns - full staff at FRCOG ready to help - call
Temp housing or feeding - need to assure safety - don't hesitate to call
We're here, we're ready, call us!
Have EMD contact Randy

FY25 Budget Report

All budget numbers are looking good
Federal spending here -
 most of the federal money for this year and the next two is already in MA
Watching carefully - no crises right now
Working w regional planning agencies, hired lobbyist
 May try to underspend money towns send FRCOG to keep it available
 Spend from grants to keep cushion, covers 3 months of operations
 Will contact us to write legislators about funding

Next reports: Apr 14, May 12 - agenda item?

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Fwd: May 7th hearing

From Daniel Sheff <daniel.conway.boh@gmail.com>
Date Thu 1/1/2026 11:46 AM
To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Daniel Sheff** <daniel.conway.boh@gmail.com>
Date: Thu, Apr 10, 2025 at 11:51 AM
Subject: May 7th hearing
To: Kat Llamas <bohchair@conwayma.gov>

Hi Kat,

Randy advises that we look at Wednesday, May 7, 2025 to hold any of the proposed hearings for Septic, Tobacco, and Body Art that the board is ready to do.

Please let me know if you can be available that evening.

Thanks,
Daniel

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Outlook

Fwd: FYI tentative May 7th hearing

From Daniel Sheff <daniel.conway.boh@gmail.com>
Date Thu 1/1/2026 11:46 AM
To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Laurie Lucier** <boardofhealth@conwayma.gov>
Date: Thu, Apr 10, 2025 at 12:25 PM
Subject: Re: FYI tentative May 7th hearing
To: Daniel Sheff <daniel.conway.boh@gmail.com>

I will move it to that date as a place holder on the room.

Laurie L. Lucier

Town Clerk | Chief Elections Official
Notary Public | Justice of the Peace
Records Access Officer | Burial Agent
Asst. to the Board of Health

5 Academy Hill Rd., PO Box 240, Conway, MA 01341
Phone: 413-369-4235 ext. 4 | Fax: 413-369-4237
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From: Daniel Sheff <daniel.conway.boh@gmail.com>
Sent: Thursday, April 10, 2025 11:52 AM
To: Laurie Lucier <boardofhealth@conwayma.gov>
Subject: FYI tentative May 7th hearing

Hi Laurie,

Randy advises that we look at Wednesday, May 7, 2025 to hold any of the proposed hearings for Septic, Tobacco, and Body Art that the board is ready to do.

I'm checking with other Board members to see if they can be available that evening.

Thanks,
Daniel

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Fwd: May 7th hearing

From Daniel Sheff <daniel.conway.boh@gmail.com>
Date Thu 1/1/2026 11:45 AM
To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Emily Sweet** <emily.conway.boh@gmail.com>
Date: Fri, Apr 11, 2025 at 4:24 AM
Subject: Re: May 7th hearing
To: Daniel Sheff <daniel.conway.boh@gmail.com>

Hi Daniel,
May 7 will work for me. Thank you

Emily

On Thu, Apr 10, 2025, 11:52 AM Daniel Sheff <daniel.conway.boh@gmail.com> wrote:
Hi Emily,

Randy advises that we look at Wednesday, May 7, 2025 to hold any of the proposed hearings for Septic, Tobacco, and Body Art that the board is ready to do.

Please let me know if you can be available that evening.

Thanks,
Daniel



Outlook

Fwd: draft regs to discuss this Monday

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:45 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Laurie Lucier** <boardofhealth@conwayma.gov>

Date: Fri, Apr 11, 2025 at 1:14 PM

Subject: Re: draft regs to discuss this Monday

To: Daniel Sheff <daniel.conway.boh@gmail.com>

The only other one is the body art regs. I do not have a copy of the one from Gill that Kurt passed out. I can check Monday to see if anyone left one in their folder and scan it to you.

It is a heavy meeting with lots on the agenda.

Laurie Lucier

Sent from my iPhone

On Apr 11, 2025, at 12:49 PM, Daniel Sheff <daniel.conway.boh@gmail.com> wrote:

Hi Laurie,

I have the draft tobacco regs for the meeting and I'll share them with Hanna. Would you please email us copies of any other draft regulations we'll discuss at our next meeting Apr 14?

Thanks,
Daniel

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Outlook

Two draft reports discuss this Monday

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Fwd: May 7th hearing

From Daniel Sheff <daniel.conway.boh@gmail.com>
Date Thu 1/1/2026 11:45 AM
To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----
From: **Gina McNeely** <ginamcneely25@gmail.com>
Date: Mon, Apr 14, 2025 at 11:23 AM
Subject: Re: May 7th hearing
To: Daniel Sheff <daniel.conway.boh@gmail.com>

Yes, I can be there.

Gina

On Thu, Apr 10, 2025 at 11:51 AM Daniel Sheff <daniel.conway.boh@gmail.com> wrote:
Hi Gina,

Randy advises that we look at Wednesday, May 7, 2025 to hold any of the proposed hearings for Septic, Tobacco, and Body Art that the board is ready to do.

Please let me know if you can be available that evening.

Thanks,
Daniel

Fwd: Timing and other thoughts re: passing regulations

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:45 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Ilana Gerjuoy** <ilana@frcog.org>

Date: Fri, Jul 11, 2025 at 4:36 PM

Subject: Re: Timing and other thoughts re: passing regulations

To: Daniel Sheff <daniel.conway.boh@gmail.com>, Liz Jacobson-Carroll <ljc@frcog.org>

Cc: Randy Crochier <rcrochier@frcog.org>, Laurie Lucier <boardofhealth@conwayma.gov>, HealthAgents <HealthAgents@frcog.org>, Hanna Sherman <hanna.conway.boh@gmail.com>

Congratulations! I just saw this and it's very exciting!

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Friday, July 11, 2025 3:16 PM

To: Liz Jacobson-Carroll <ljc@frcog.org>

Cc: Randy Crochier <rcrochier@frcog.org>; Ilana Gerjuoy <ilana@frcog.org>; Laurie Lucier <boardofhealth@conwayma.gov>; HealthAgents <HealthAgents@frcog.org>; Hanna Sherman <hanna.conway.boh@gmail.com>

Subject: Re: Timing and other thoughts re: passing regulations

We're [in the paper](#)! Thank you for all your help and support getting this done.

Wishing you a good weekend,
Daniel

On Mon, Jun 9, 2025 at 1:37 PM Daniel Sheff <daniel.conway.boh@gmail.com> wrote:

Ha - I like what ChatGPT attributes to me!

My degree could be written as Daniel Sheff, M.D.

In the 4th paragraph, let's edit "will never be legally permitted to do so in the future" to "will never be legally permitted to do so in Conway in the future."

Otherwise it looks good to me!

Thank you, Liz -

Daniel

On Mon, Jun 9, 2025 at 1:21 PM Liz Jacobson-Carroll <ljc@frcog.org> wrote:

Most importantly, Daniel, please feel free to nix the quote for your own!

From: Liz Jacobson-Carroll <ljc@frcog.org>

Sent: Monday, June 9, 2025 1:17 PM

To: Daniel Sheff <daniel.conway.boh@gmail.com>; Randy Crochier <rcrochier@frcog.org>

Cc: Ilana Gerjuoy <ilana@frcog.org>; Laurie Lucier <boardofhealth@conwayma.gov>; HealthAgents <HealthAgents@frcog.org>; Hanna Sherman <hanna.conway.boh@gmail.com>

Subject: RE: Timing and other thoughts re: passing regulations

All,

ChatGPT and I have drafted a press release. Please read it carefully and 'reply all' with corrections.

Liz

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Monday, June 9, 2025 12:10 PM

To: Randy Crochier <RCrochier@frcog.org>

Cc: Ilana Gerjuoy <ilana@frcog.org>; Laurie Lucier <boardofhealth@conwayma.gov>; Liz Jacobson-Carroll <ljc@frcog.org>; HealthAgents <HealthAgents@frcog.org>; Hanna Sherman <hanna.conway.boh@gmail.com>

Subject: Re: Timing and other thoughts re: passing regulations

Hi Randy,

I'm not familiar with writing a press release, so would you please send it and CC me?

Thanks,
Daniel

On Tue, May 27, 2025 at 8:47 AM Randy Crochier <RCrochier@frcog.org> wrote:

For permitting, we will work with Baker's to get them permitted.

We or you could send a press release to the Recorder regarding the nicotine free generation being adopted by Conway. Let us know if you would like us to.

Randy

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Saturday, May 24, 2025 11:33 AM

To: Ilana Gerjuoy <ilana@frcog.org>

Cc: Randy Crochier <RCrochier@frcog.org>; Laurie Lucier <boardofhealth@conwayma.gov>; Liz Jacobson-Carroll <ljc@frcog.org>; HealthAgents <HealthAgents@frcog.org>; Hanna Sherman <hanna.conway.boh@gmail.com>

Subject: Re: Timing and other thoughts re: passing regulations

Also, how does the press learn about us adopting tobacco free generation?

On Sat, May 24, 2025 at 11:22 AM Daniel Sheff <daniel.conway.boh@gmail.com> wrote:

Thank you, Ilana.

Randy, with apologies I don't understand what we need to do about your message about a local permit and a state license. If there's more that we in Conway need to do, please let us know.

Thanks,

Daniel

On Fri, May 23, 2025 at 3:32 PM Ilana Gerjuoy <ilana@frcog.org> wrote:

Hi All,

I sent the final regs to Randy and Liz who will then send you the final version for your records, once the attestation is sent into the DEP.

They can also help with the local permit and signage.

I'm happy to be in touch any time as well.

Best,

Ilana

From: Randy Crochier <RCrochier@frcog.org>

Sent: Friday, May 23, 2025 10:02 AM

To: Ilana Gerjuoy <ilana@frcog.org>; Laurie Lucier <boardofhealth@conwayma.gov>; Daniel Sheff <daniel.conway.boh@gmail.com>

Cc: Liz Jacobson-Carroll <ljc@frcog.org>; HealthAgents <HealthAgents@frcog.org>

Subject: RE: Timing and other thoughts re: passing regulations

As I read further, I see the permitting question/discussion, as part of the local regulation a local permit is now required, a pre-requisite to obtaining this permit is that they hold the state licenses.

Randy

From: Ilana Gerjuoy <ilana@frcog.org>

Sent: Friday, May 23, 2025 9:04 AM

To: Randy Crochier <RCrochier@frcog.org>; Laurie Lucier <boardofhealth@conwayma.gov>; Daniel Sheff <daniel.conway.boh@gmail.com>

Cc: Liz Jacobson-Carroll <ljc@frcog.org>; HealthAgents <HealthAgents@frcog.org>

Subject: Re: Timing and other thoughts re: passing regulations

Excellent - I'll add May 12 as the effective date.

Some other towns asked for an effective date a month or two after the vote, so I wanted to check in.

I'll send the final version to everyone later today.

Thanks everyone!

Ilana

From: Randy Crochier <RCrochier@frcog.org>

Sent: Friday, May 23, 2025 8:45 AM

To: Laurie Lucier <boardofhealth@conwayma.gov>; Daniel Sheff <daniel.conway.boh@gmail.com>

Cc: Ilana Gerjuoy <ilana@frcog.org>; Liz Jacobson-Carroll <ljc@frcog.org>; HealthAgents <HealthAgents@frcog.org>

Subject: RE: Timing and other thoughts re: passing regulations

Laurie et all,

As no date was specified, I agree the effective date would be the date of passing the regulations.

Randy

From: Laurie Lucier <boardofhealth@conwayma.gov>

Sent: Friday, May 23, 2025 8:42 AM

To: Daniel Sheff <daniel.conway.boh@gmail.com>

Cc: Ilana Gerjuoy <ilana@frcog.org>; Randy Crochier <RCrochier@frcog.org>; Liz Jacobson-Carroll <ljc@frcog.org>; HealthAgents <HealthAgents@frcog.org>

Subject: Re: Timing and other thoughts re: passing regulations

Good Morning,

Just piping in with a question - wouldn't the date it goes into effect be the date the final regs were voted in?

The public hearing was in May 7th and the Board voted to approve the final draft at the following meeting on May 12th. I would think that the May 12th date would be the date they go into effect.

And yes, I believe that Helen is permitted through the Commonwealth for tobacco sales, our local Board has never done this, to the best of my knowledge.

Best,

Laurie Lucier

Sent from my iPhone

On May 23, 2025, at 8:23 AM, Daniel Sheff <daniel.conway.boh@gmail.com> wrote:

Hi Ilana,

I don't recall that we specified a date they would go into effect, so would it be the day the Board approved the regs?

We haven't provided approved signage so yes please help us with that. As for a permit, I thought Baker's already had that. Is there more now we have to do?

Thanks for your guidance.

Daniel

On Fri, May 23, 2025 at 8:10 AM Ilana Gerjuoy <ilana@frcog.org> wrote:

Thank you, Daniel, and welcome back! I hope your daughter is healing well.

The only thing that we need at this point is the date that the regulations will (or did) take effect so we can add that to the document.

We can do the rest, file the attestation, and share a copy with you, the rest of the Board, and Laurie.

If the Board of Health needs signage noted in the regulations so the business can comply with that part of the regs, or a local permit for Baker's, let us know.

All my best,
Ilana

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Thursday, May 22, 2025 2:45 PM

To: Randy Crochier <rcrochier@frcog.org>; Ilana Gerjuoy <ilana@frcog.org>

Cc: Laurie Lucier <boardofhealth@conwayma.gov>; HealthAgents <HealthAgents@frcog.org>

Subject: Re: Timing and other thoughts re: passing regulations

Hi Randy and Ilana,

We're finally back from helping our daughter through her surgery. Fortunately everything went well.

Ilana is requesting the final version of our tobacco regs. The attached version was the draft we brought to the hearing. I'm not sure of the exact

process from here though I know you both are, so I'll presume you'll coordinate how we take it from here. If there's anything further we should do, please let me know.

Thanks,
Daniel

On Fri, Apr 18, 2025 at 3:16 PM Randy Crochier <rcrochier@frcog.org> wrote:

Daniel,

Here are the final draft regulations. After the hearing, we will remove the draft mark, add the proper dates to the document and provide them to Conway as well as submit to DEP as the repository of all local BH regs.

For the hearing, I will provide a guide to walk through the process.

Randy

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Thursday, April 17, 2025 6:56 PM

To: Randy Crochier <rcrochier@frcog.org>; Laurie Lucier <boardofhealth@conwayma.gov>

Subject: Re: Timing and other thoughts re: passing regulations

Hi Randy,

Would you please send the clean draft to Laurie (CC'd) when it's completed? She will print out a copy to be available for review in the Town Clerk's office.

Thanks,

Daniel

On Thu, Apr 17, 2025 at 1:47 PM Randy Crochier <rcrochier@frcog.org> wrote:

Daniel,

I have attached the legal notice that will be in the Recorder on April 23, 2025 and April 30, 2025. As Kat is Chair, she is listed as Chair for the purpose of notice. It is perfectly legal that you chair the meeting as she will be recused.

I will work with Ilana to have a clean complete set, with proper dates, however I would suggest leaving the word draft on the clean version as until they have been passed at a meeting following the hearing, they truly are still a draft regulation.

Randy

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Monday, April 14, 2025 6:39 PM

To: Ilana Gerjuoy <ilana@frcog.org>

Cc: Randy Crochier <rcrochier@frcog.org>; Liz Jacobson-Carroll <ljc@frcog.org>; Hanna Sherman <hanna.conway.boh@gmail.com>; Board Of Health Chair <bohchair@conwayma.gov>

Subject: Re: Timing and other thoughts re: passing regulations

Hi Ilana and Randy,

The BoH decided tonight to keep each of the blue highlighted sections from the current DRAFT in the regulations. We voted to adopt this DRAFT, with those edits, as the final version.

Ilana, would you please proceed with the final adjustments you mentioned?

- remove the "DRAFT" watermark
- add the effective date at the bottom
- remove the 12.3.24 date at the very bottom

Randy, would you please get "final drafts" prepared as you suggested, and legal notices arranged on April 23 and April 30?

Everyone on the Board is available for May 7th, 6 PM in the Town Hall General Purpose Room, [5 Academy Hill Rd, Conway](#). There will be no Zoom component. As you know, Kat will recuse herself from the proceedings and I will chair the hearing.

Thanks to you both,
Daniel

On Thu, Apr 10, 2025 at 1:41 PM Ilana Gerjuoy <ilana@frcog.org> wrote:

Great, I have it in my calendar as a date to come and provide 2-3 minutes of testimony about youth health and tobacco regs.

- Ilana

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Thursday, April 10, 2025 11:50 AM

To: Ilana Gerjuoy <ilana@frcog.org>

Cc: Randy Crochier <rcrochier@frcog.org>; Liz Jacobson-Carroll <ljc@frcog.org>; Hanna Sherman <hanna.conway.boh@gmail.com>; Board Of Health Chair <bohchair@conwayma.gov>

Subject: Re: Timing and other thoughts re: passing regulations

Let's plan for May 7th. I still need to confirm that other Board members are available but please let's plan on that for now.

Thank you both,

Daniel

On Fri, Apr 4, 2025 at 9:59 AM Ilana Gerjuoy <ilana@frcog.org> wrote:

Hello All,

In case it's helpful to know, the evening of May 7 looks good for me to attend a hearing in Conway and provide brief supportive testimony.

Best,

Ilana

From: Randy Crochier <rcrochier@frcog.org>

Sent: Friday, April 4, 2025 9:51 AM

To: Daniel Sheff <daniel.conway.boh@gmail.com>

Cc: Ilana Gerjuoy <ilana@frcog.org>; Liz Jacobson-Carroll <ljc@frcog.org>;
Hanna Sherman <hanna.conway.boh@gmail.com>; Board Of Health Chair
<bohchair@conwayma.gov>

Subject: RE: Timing and other thoughts re: passing regulations

Daniel,

It would be best to look approximately 3 weeks after the meeting on the 14th. If the intent is to stay on a Wednesday, I would advise that we look at Wednesday, May 7, 2025 to hold any of the proposed hearings for Septic, Tobacco, Bady Art that the board is ready to do. This would provide time after the 14th, to get "final drafts" prepared and legal notices arranged on April 23 and April 30.

Randy

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Friday, April 4, 2025 8:36 AM

To: Randy Crochier <rcrochier@frcog.org>

Cc: Ilana Gerjuoy <ilana@frcog.org>; Liz Jacobson-Carroll <ljc@frcog.org>;

Hanna Sherman <hanna.conway.boh@gmail.com>; Board Of Health Chair
<bohchair@conwayma.gov>

Subject: Re: Timing and other thoughts re: passing regulations

I realized this after I sent the email. We didn't anticipate this added step of approval by the Board.

Let's revise the date based on approving the final version on 4/14.
What do you suggest?

Daniel

On Fri, Apr 4, 2025 at 8:31 AM Randy Crochier
<rcrochier@frcog.org> wrote:

Daniel,

We should discuss dates for a hearing or hearings. To do a hearing/hearings on April 23, 2025 they would need to be advertised in the paper on both April 9 and April 16, 2025. For this deadline, I need to have them to the Recorder this afternoon.

Please feel free to give me a call at 413-834-5729 to discuss further.

Randy

From: Ilana Gerjuoy <ilana@frcog.org>

Sent: Friday, April 4, 2025 7:37 AM

To: Daniel Sheff <daniel.conway.boh@gmail.com>

Cc: Liz Jacobson-Carroll <ljc@frcog.org>; Randy Crochier
<rcrochier@frcog.org>; Hanna Sherman

<hanna.conway.boh@gmail.com>

Subject: Re: Timing and other thoughts re: passing regulations

Wonderful! We look forward to hearing how it goes, and I look forward to testifying at the hearing.

I know that you have a separate BoH email and sometimes need to be off of that for periods of time.

Let's confirm everything after 4/14. Does that work for you?

In the meantime, feel free to reach out any time.

Best,

Ilans

From: Daniel Sheff <daniel.conway.boh@gmail.com>

Sent: Thursday, April 3, 2025 8:14 PM

To: Ilana Gerjuoy <ilana@frcog.org>

Cc: Liz Jacobson-Carroll <ljc@frcog.org>; Randy Crochier <rcrochier@frcog.org>; Hanna Sherman <hanna.conway.boh@gmail.com>

Subject: Re: Timing and other thoughts re: passing regulations

Hi everyone,

Apologies, I have been away from BOH emails. Thank you for all this! I will bring this to our next BoH meeting on 4/14 and let you know.

Best,

Daniel

On Thu, Apr 3, 2025 at 11:41 AM Ilana Gerjuoy
<ilana@frcog.org> wrote:

Hello All,

Daniel, I'm guessing you have not had a chance to check your BoH email address since last week, so I am sending along this update.

The updated draft regulations that Liz sent to you look good to me! A few notes on minor, remaining BoH decisions, which Liz highlighted:

On page 5, Liz highlighted the following section in blue:

“[Exempted from state law G.L. c. 112, §61A, but may be included in local regulations: A retail establishment that provides optician, optometric, hearing aid or audiology services but is not subject to regulation by the board of registration in pharmacy shall not be considered a health care institution].”

- You can decide whether to include this paragraph under the definition for “Health Care Institution.”

On page 6, Liz highlighted in blue:

“Note that a Manufacturer’s Documentation IS NOT conclusive evidence that a product is unflavored. A board of health may conduct a smell/taste test to determine if a manufacturer’s documentation misrepresents whether a product is flavored.”

- That can - and I’d recommend doing so - be left in the document.

On page 6-7, Liz highlighted the definition for "Smoking Bar." Although you are banning smoking bars, I would recommend keeping this language in the document for clarity in case anyone asks what they are or tries to skirt the rules.

On page 7, section D. 2. a, Liz highlighted the text "[including smoking bars and adult-only retail tobacco stores]" – since you are banning smoking bars, you can remove "including smoking bars" if you wish. Not a big deal either way, because it's saying that any business in this overall category of retail establishments must display signage.

On page 8, section D. 2. c, Liz highlighted the section about adult-only retail tobacco stores. It's fine to keep that in the document, in case there were, in the future, such a business in Conway or someone tried to open a business and wanted to know more about the requirements.

Once the new regulations are adopted, either you (BoH) or I need to:

- remove the "DRAFT" watermark
- add the effective date at the bottom
- remove the 12.3.24 date at the very bottom – that is when this template was created.

Please let me know if you would like me to make those changes once the regs are adopted!

Best wishes,

Ilana

From: Liz Jacobson-Carroll <ljc@frcog.org>

Sent: Monday, March 31, 2025 9:25 AM

To: daniel.conway.boh@gmail.com

Cc: Randy Crochier <rcrochier@frcog.org>; Ilana Gerjuoy
<ilana@frcog.org>
Subject: RE: Timing and other thoughts re: passing regulations

Daniel,

It turns out that we got our signals crossed a bit here, and it is Ilana that will be working with you to finalize the tobacco regulations. Please 'reply all' to let us know if you have taken a look at what I sent on Friday (and hold off if you have not done so). In either case, Ilana will take the next pass at them.

Yours,

Liz

From: Liz Jacobson-Carroll <ljc@frcog.org
Sent: Friday, March 28, 2025 2:56 PM
To: daniel.conway.boh@gmail.com
Cc: Randy Crochier <rcrochier@frcog.org>
Subject: RE: Timing and other thoughts re: passing regulations

Daniel,

Here's a first-pass, for your review, at incorporating Conway-specific choices and language into the model regulations.

Liz

From: Randy Crochier <rcrochier@frcog.org>
Sent: Friday, March 28, 2025 11:08 AM
To: Liz Jacobson-Carroll <ljc@frcog.org>
Subject: FW: Timing and other thoughts re: passing regulations

From: Daniel Sheff <daniel.conway.boh@gmail.com>
Sent: Thursday, March 27, 2025 5:07 PM
To: Randy Crochier <rcrochier@frcog.org>
Cc: Ilana Gerjuoy <ilana@frcog.org>; Hanna Sherman <hanna.conway.boh@gmail.com>; HealthAgents <HealthAgents@frcog.org>
Subject: Re: Timing and other thoughts re: passing regulations

Thank you, Randy. We're of course brand new at this so we greatly appreciate your help and guidance.

As you know, at the recommendation of the ethics committee, Kat will recuse herself and I will chair the meeting. I'd like to include language about that and the meeting. Please let me know if you have any suggested language.

I'll attach the Word version of the draft regulations we worked off of - it's the December version.

We're entirely open to having a second or a third hearing the same night if the logistics line up.

Thanks again,

Daniel

On Wed, Mar 26, 2025 at 12:34 PM Randy Crochier <rcrochier@frcog.org> wrote:

Daniel,

Congratulations!! I know going through these is a ton of work. Can you provide me with the word copy of either the draft you started with or the finished product, if that exists.

If no finished products exists, we can certainly do that for you.

April 23rd at 6PM is very doable. That date allows us time to clean up the finished product into a nice draft version for posting prior to April 9th date of the first notice in the Recorder.

I, or someone on my staff, is also willing to go to Bakers Store with a copy of the proposed regulation with the hearing notice attached. As a best practice, we have done this in each town that has voted in the new regulations

In order to have time to advertise, we will need to know before April 2, 2025 if there will be a second hearing for Local Body Art Regulations and/or a possible third hearing for Local Septic Regulations.

Is it possible, to hold a second/third hearing that night to vote the Local Septic Regulations that CPHS uses in our other towns as well? If so, we can advertise them both and separate the time by a little bit.

Before the 9th, I will send the suggested wording on the agenda for the hearing(s). On the date of the hearing(s), we will provide detailed information for the for the hearing process as well as a sample motion that the board may use.

If you do multiple hearings, we will do this for all proposed regulations of course.

Randy

From: Daniel Sheff <daniel.conway.boh@gmail.com>
Sent: Tuesday, March 25, 2025 5:01 PM
To: Ilana Gerjuoy <ilana@frcog.org>; Randy Crochier

<rcrochier@frcog.org>

Cc: Hanna Sherman <hanna.conway.boh@gmail.com>

Subject: Re: Timing and other thoughts re: passing regulations

Hi Ilana and Randy,

Thank you for this helpful information. We completed our review of the tobacco regulations for Conway at our meeting last night. In summary, we adopted a retiring cap and smoke-free generation. Below are our specific decisions.

We are tentatively hoping to plan the hearing on April 23rd at 6 PM in the Town Hall General Purpose Room, [5 Academy Hill Rd, Conway](#) if that is acceptable to Randy. There will be no Zoom component.

We will send an email to Veronique, our Town Manager with this information, indicating they are invited but not required to be present. We will also send the proposed regulations to Baker's and post the final information about the hearing on the Town of Conway website. Our Town Clerk, Laurie, is also aware of all this.

We are actively reviewing body art regulations and we hope to include this at the same hearing.

Randy, is that date feasible for you? If not, please suggest another date. Also, would you please tend to the legal notices?

We welcome any further questions or suggestions you might have.

Many thanks to you both,

Daniel and Hanna

Decisions:

Sections A-C - adopt language as suggested

Section D - Tobacco-free generation

D.1 - born after

D.2

a - born after; accept signage

b - accept

D.3

a - born after

b - accept language

Section E

E.1 - E.6 - accept language

No permit renewal if outstanding fines exist (§E.6)

✓YES NO

E.7

born after

No permit renewal if three sales to persons under 21 (§E.7)

✓YES NO

No sales to the following persons (select one):

Any person under the age of 21 (___)

***Nicotine Free Generation (___✓___)**

E.8

a - adopt: No new permits within 500 feet of a school (§E.8)

b - No new permits within (—) feet of an existing retailer (§E.8) ✓YES NO

1,000 (___✓___) | 2,000 (___) | 3,000 (___) | or

more (___)

c - adopt

E.9 - adopt

E.10

Cap and/or reduce number of permits (§E.10) ✓YES NO

Simple Cap (___) | Reducing Cap (___✓___)

Section F

Ban Smoking Bars (§F) ✓YES NO

Section G - Oral Nicotine Pouches (§G)

Sale restricted to adult only retailers ✓YES NO

Include minimum cigar package size/price (§H) ✓YES NO

Ban blunt wraps (§K) ✓YES NO

Ban free distribution of tobacco products (§L.1) ✓YES NO

Ban redemption of coupons (§L.2) ✓YES NO

Ban self-service displays (§N) ✓YES NO

Ban tobacco product sales in educational institutions (§R)
✓YES NO

Fining Structure System (§T) ✓YES NO

Separate State and Local Fines (✓) | One Set of Fines
()

Tolling periods for local violations (§S) ✓YES NO

State level at 36 months (✓) | Over 36 months ()

Choose suspension periods (§T)

First violation: 1 day () | 3 days (✓) | 7 days ()

Second violation: 3 days () | 7 days (✓) | 14 days ()

Third or more violations: 7 days | 14 days () | 30 days
(✓)

"Shall" vs. "May" language for suspensions (§T) ✓SHALL
MAY

On Thu, Mar 20, 2025 at 12:41 PM Ilana Gerjuoy

<ilana@frcog.org> wrote:

Hello Daniel and Hanna,

Sorry for the delay! I thought you'd already gotten a
response about timing.

Here's what I learned from Randy:

For the legal notices etc., he needs a three week lead time prior to the tobacco (or other hearing dates for which you'll run legal notices).

For the legal notice, he needs the date, time and exact location of hearing. If there is a zoom component, he also needs the link.

The legal notice will be posted 7 days prior and 14 days prior to the hearing. He can take care of working with the Recorder.

You must also post the information about the hearing ahead of time on the Town of Conway website, and we recommend bringing the information about the hearing directly to Baker's ahead of time and offering to answer any questions.

It's very helpful to make sure that your Town Clerk, Town Administrator, and any admin assistants are in the loop.

If you have questions about any of this, let me know.

Randy also mentioned the possibility of a tattoo business in Conway and recommends working on body art regulations as soon as possible. That's outside of my area, but I'm happy to connect you with other people at the FRCOG (you can start with Randy) if helpful!

All my best and look forward to being in touch,

Ilana



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Outlook

Fwd: CPHS OB report

From Daniel Sheff <daniel.conway.boh@gmail.com>

Date Thu 1/1/2026 11:45 AM

To Laurie Lucier <boardofhealth@conwayma.gov>

----- Forwarded message -----

From: **Daniel Sheff** <daniel.conway.boh@gmail.com>

Date: Mon, Apr 14, 2025 at 6:18 PM

Subject: CPHS OB report

To: Laurie Lucier <boardofhealth@conwayma.gov>

Hi Laurie,

Here it is -

Thanks,

Daniel

Plan to add a monthly agenda item on our first meeting of the month for this.

Mosquito control letter - urging the state to fund testing/membership for small towns

We have the letter written by ?town - copy we could send to the state from Town of Conway

Sample letter to Veronique - Daniel to send letter to Kat

The money was apparently allocated, though Conway has not yet signed up - Kat will ask Veronique about signing up

- Vaccine planning

Doing home visits, clinics - developing a PR program about vaccines

[DPH mobile vaccine program](#) - COVID and flu. Should we look into this? Provides vaccinations for MA residents at no cost. No identification or insurance is required. Useful for large groups and hard-to-reach individuals. [Hosting toolkit](#) if we proceed

Daniel to ask Lisa W if Conway is adequately served for vaccinations or if we should look into hosting this

Add to Festival of the Hills? - early Oct - a little early

Measles - vaccinated adults do not need booster

those born 1957-68 should check w MD, consider one dose MMR

Regulations update

- Battery Energy Storage Systems - Kurt already reported from FRCOG this meeting
FRCOG generating reg recommendations we can use, based on Wendell's
Moved from being a bylaw, subject to review by AG
to a BOH regulation - not yet challenged

- Review of Employment of Outside Consultants existing/proposed regulations
If we don't have expertise, allows you to hire guidance at applicant's cost
- Body Art
- Cannabis
On hold during public comment period - then months later will generate guidelines
- Local Septic Conway, Ashfield
- Tobacco Conway, Erving, Northfield?

FRCOG - some federal funding has been cut

Maureen's position and some other - was to end 9 mo into next year, now cut now. Can absorb that if no other cuts come through

Diversifying funding sources - not federal

Gov Healy, and DPH commissioner letters - we are in good hands w their leadership. Cut could be reversed, AG is filing multiple lawsuits

MAHB conference highly recommended - Apr 26th, last Sat of the month

We are in FRCOG PHE - FRCOG will pay for it

Good learning - link is in email

Possible FRCOG Annual Meeting

None since pre-COVID, usu Sept-Oct

Selectboards, EMDs, librarians

45 min program, then evening program for a few hours

Ideas? FRCOG will chose summertime

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