

*Diane Battistello, Chairman
Ellen Vallentine, Vice-Chairman,
Christian A Zahner IV, Health Agent
Phyllis Drayton, Assistant Health Agent*

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TOWN OF NORTON

Commonwealth of Massachusetts

Board of Health

70 East Main Street Norton, MA 02766



The Norton Board of Health held a meeting on January 9, 2024 at 5 :00PM. The following members were present: Diane Battistello, Vice Chairman, Ellen Valentine, Clerk, Christian Zahner, Health Agent, Margaret A. Tavares, Administrative Secretary

Guests: Attorney Gregg Corbo, Attorney Peter Durning, Attorney Thomas Reith, Attorney Michael Rosen, Jamey Lagor, Cory Marsdon, Alec Rich III, Nicole Mello, PHN and several residents from Norton Mobile Estates, list attached.

Call to order: Ms. Battistello, Vice-Chairman called the meeting to order at 5:00 PM.

New Business:

Norton Mobile Estates/New England Ice Cream noise issue:

Attorney Rosen representing New England Ice Cream started discussion regarding the noise that the residence of Norton Estates have been living with since New England Ice Cream opened. At time of permitting, there was a discussion on the possibility of noise and it was decided to put up a wall to alleviate sound. At this time, Attorney Rosen spoke of a plan that was recently submitted to Town of Norton Planning Board for review and approvals. The plan is for a proposed truck relocation and building expansion. This plan also includes an acoustical analysis which proposes additional sound walls and barriers.

Attorney Peter Durning, representing Norton Mobile Estates, wants to start off by making it clear that Norton Estates requested to come to this meeting, not to hear of plans that New England Ice Cream just submitted on expansion, but to mitigate the issue and improve quality of living for his clients at Norton Mobile Estates immediately. Attorney Durning is requesting the Board to use their authority to give Norton Estates assistance with the complaints on the noise and acoustical nuisances they have been experiencing since New England Ice Cream opened. Norton Estates had a noise study carried out and it indicated decibel levels as high as 2x the allowable limit under DEP Noise Policy. Residents from Norton Estates then spoke of the noise from trucks running 24 hours a day, air brakes, back up alarms and vibrations on their homes, some say they feel vibration that settles in their bodies, and cause lack of sleep.

New England Ice Cream's Attorney Rosen spoke of phase II and the new wall to mitigate the noise. The Board asked a few questions for clarification regarding proposed expansion.

Counsel for the Town of Norton, Attorney Gregg Corbo, reiterated this is an informational meeting for the Board of Health. Because the plans for expansion will take time for the approval and then the construction Attorney Corbo suggests that NE Ice Cream have an opportunity to submit a mitigation plan that will improve the quality of life for the residents of Norton Mobile Estates sooner rather than later.

Attorney Corbo now read the motion to require New England Ice Cream to submit a mitigation plan for existing conditions by 5:00PM January 23, 2024, with copy to Representatives of Norton Estates. Norton Estates will submit their reply, if any, and their suggestions, if any, by 5:00PM January 30, 2024 and The Board of Health will put this on their Agenda for the February 6, 2024 meeting. Ms. Battistello so moved, Ms. Valentine 2nd

Vote was 2-0 approved.

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NORTON TOWN CLERK
2024 FEB -7 AM 9:22

A Motion was made by Ms. Battistello to acceptance the minutes from the August 14, 2023 meeting, Ms. Valentine, 2nd Vote 2-0 approved

Corey Marsden, was introduced to board as a possible replacement for Bill Hebard. Once appointed by selectboard he will become a member of the Board of Health.

Restructure board, due to Robert Medeiros and William Hebard retiring from board, Ms. Battistello motioned to to re-structure with Ms. Diane Battistello as Chair and Ms. Ellen Valentine as Vice-Chair and wait for letter from selectboard for Corey Marsden. Ms Valentine 2nd

Vote 2-0 Approved

Nicole Mello, the new Town of Norton Public Health Nurse was introduced to the Board. Ms. Mello spoke of her background at Co-operative Productions, overseeing day and night program. She is the PHN at Dighton, Berkley and Temporary PHN at Middleboro. In her short time as PHN in Norton, she already has done flu and covid clinics, signed up to work with the nurses on nutritional program at Norton Public Schools, Blood Pressure checks at Senior Center. She is looking into starting vaccine clinic at Norton Housing. She is a member of the Narcan Community Program and joined NOPE. She is going to be a good addition to the Town of Norton.

- PHN Monthly Report, November & December
- Health Agents Monthly Report, August, September, October, November, December
- Assistant Health Agents Monthly, August, September, October, November, December
- Animal Control Officer Monthly Report, August, September, October, November, December

Bills signed by Health Agent:

Elan Financial Service - Seminar MHOA Hotel Deposit Health Agent October 2023	\$193.42
Amazon Capital Services – Office Supplies	\$83.97
MHOA – Membership, Health Agent	\$60.00
Benton Keene – Constable 13 Maplewood	\$45.00
Benton Keene – Constable 27 Margaret RD	\$45.00
MHOA – 2024 MHOA Conference	\$525.00
Jim’s Auto Services – Auto Repairs	\$475.62
MAHB – Membership Due FY 2024	\$150.
Sanofi Pasteur Inc – Flu Vaccine	\$4117.42
Dr Christopher Quinn – Healthcare Advisor	\$1000.00
Produce & Hardware Barn - Supplies	\$2.69
Allegra, Office Supply	\$17.00
Elan Financial, Nacho Meeting, Health Agent	\$750.00
Elan Financial, Jet Blue	367.79
FedEx, postage flu vaccine	\$24.92
C&C Consultants, landfill sampling	\$8100.00
WB Mason, office supplies	\$69.80
Elan Financial, Conference	\$613.22
McKesson Medical Surgical, Test Kit, Covid-19	\$986.07
Produce & Hardware Barn, office supplies	\$14.26
FedEx, postage flu vaccine	\$24.61

WELLS
HORTON TOWN CLERK

Sanofi Pasteur Inc. Flu qiv	\$170.00
WB Mason, office supplies	\$87.33
C&C Consultants, fy2024 gas monitoring landfill	\$1900.00
Allegra, Business Cards, PHN	\$69.00
Bristol County Print Shop, office supplies	\$106
Benton W Keene III, constable	\$45.00
Town of Westport, Serve Safe Class, HA & Assistant HA	\$260.00
MHOA, yearly membership HA	\$60.00
MHOA, yearly membership, PHN	\$60.00

10. Meeting Adjourned

Ms. Battistello made a Motion to adjourned. Ms. Valentine 2nd. Vote 2-0 adjourned 7:05pm

Next Meeting: February 6, 2024 @ 5:00pm

List of Documents & Other Exhibits used at meeting:

- New England Ice Cream Truck Parking Relocation and Building Expansion Analysis Plans
- Norton Mobile Estates Acoustical Analysis report
- PHN Monthly Report, November & December
- Health Agents Monthly Report, August, September, October, November, December
- Assistant Health Agents Monthly, August, September, October, November, December
- Animal Control Officer Monthly Report, August, September, October, November, December

Please note that it is possible that a vote or votes may be taken by the Board regarding the above agenda items.



Town of Norton

Board of Health Minutes Acceptance

Town Clerk Date/ Time Stamp
NORTON TOWN CLERK
2024 FEB - 7 AM 9:22

Board of Health Meeting

BOARD / COMMITTEE

February 6, 2024

5:00 p.m.

DATE

TIME

Acceptance of Minutes Date 1/9/24

MEETING MINUTES

Diane Battistello - Chairman

Ellen Valentine Vice - Chairman

Corey Marsden- Clerk