



Board of Health Agenda

Date: October 22, 2025

Time: 3:00 PM

Location: Health and Human Services Conference Room, 27 Maple St and Hybrid Participation

1. Acceptance of Meeting Minutes from September 17, 2025
2. HEARING:
Hearing - Rabies Exemption
3. HEARING:
Noise Abatement Bylaw Citation Appeal: John's Landscape Service Inc.; July 21, 2025 at 29 Mass Ave
4. HEARING:
Noise Abatement Bylaw Citation Appeal: John's Landscape Service Inc.; September 17, 2025 at 4 Longmeadow Rd
5. HEARING:
Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 10, 2025 at 165 Scituate St
6. HEARING:
Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 14, 2025 at 51-53 Warren St
7. HEARING:
Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 16, 2025 at 56 Dow Ave
8. HEARING:
Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 16, 2025 at 232 Mystic St
9. HEARING:
Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 18, 2025 at 34 Winter St
10. HEARING:
Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; June 3, 2025 at 66 Hutchinson Rd
11. UPDATES:
Director Updates
12. UPDATES:
Nursing Updates

13. UPDATES:

Restaurant Updates

14. UPDATES:

Environmental Updates

Adjourn



Town of Arlington
Health and Human Services
Health Department
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170
Fax: (781) 316-3175

BOARD OF HEALTH MEETING

Date: Wednesday, September 17, 2025

Time: 3:00pm

Location: Conducted In-Person in the Health & Human Services Conference Room

Board Members Present:

1. Marie Walsh Condon
2. Peter Rice
3. Sabrina Eagan

Health Department staff present:

1. Charlotte Breef-Pilz
2. Laura Munsey
3. Kylee Foley
4. Emma Braga
5. Lindsey Sharp
6. Jessica Kerr

Agenda Items

1. Acceptance of the Meeting Minutes from June 18, 2025

No corrections from the Board.

Dr. Rice made a motion to accept the meeting minutes as written. 2nd by Dr. Rice

1. Dr. Rice, Aye
2. Dr. Walsh-Condon, Abstain
3. Ms. Eagan, Abstain

Vote: 1-0 (unanimous) in favor of the motion.

2. HEARING: Hearing of Variance- Sumen

Sumen, a new restaurant in Arlington, applied for a variance in accordance with the 2013 Food Code section 3-502.11(c)(2). The establishment proposed the use of vinegar, sugar and salt to generate the acidification process of sushi rice. They submitted a detailed HACCP plan and thorough documentation outlining the rice making process, record keeping, and employee training. They have also completed a plan review application and a facilities inspection. The pre-operational inspection is scheduled for tomorrow, September 18, 2025. Dr. Rice asked why a variance is required for the acidification of sushi rice. Kylee Foley responded that acidification of sushi rice changes

the pH of the rice to prevent bacteria growth while the rice is unrefrigerated. Ms. Eagan asked if the pH for each batch of rice would be tested. Sumen owner, Purichaya Tawimno responded that each batch of rice will be tested using pH test strips.

Dr. Walsh-Condon asked for the Health Department's recommendation regarding the variance request. Charlotte Breef-Pilz recommends the approval of the variance.

Motion made by Dr. Rice to accept the variance as submitted.
2nd by Ms. Eagan.

1. Dr. Rice, Aye
2. Ms. Eagan, Aye
3. Dr. Walsh-Condon, Aye

Vote: 3-0 (unanimous) in favor of the motion

3. HEARING: Hearing- 17 Mill St #421

Kylee Foley presented the hearing stating that property management company, CMJ Management, requested a hearing with the Board of Health based on an order to correct that was issued for 17 Mill St Unit #421 on July 10, 2025. The order to correct was issued to CMJ Management due to an inspection conducted on July 8, 2025, where the following violations of 105 CMR 410.000 Minimum Standards of Fitness for Human Habitation were observed:

1. 410.100(A)(5) & 410.235: The stove was observed in disrepair with one electric burner disassembled and the handle to the oven door unattached.
2. 410.100(A)(2) & 410.235: The kitchen counter tops were observed with surface damage.
3. 410.100(D) & 410.500: The kitchen floor was observed bubbling at the entryway.

A re-inspection of the unit conducted on September 11, 2025, confirmed that violations #1 and #3 were corrected. Violation #2 is outstanding and was first cited by the Health Department in an order to correct issued January 31, 2025.

Kylee Foley adds that both the Massachusetts Department of Public Health and Arlington Town Counsel, advise, from the information provided in the correction order dated July 10, 2025, that CMJ is responsible for the completion of the repairs.

A representative of CMJ Management, Leigh Ann Laughlin, was present at the meeting. She explained the position of CMJ, stating that the damage in Unit #421 was caused by the actions of the occupant, and CMJ should not be held responsible. She explained that CMJ is willing to complete the repairs required by the correction order date July 10, 2025, however they will be billing the occupant for the repairs. She also expressed concerns that Richards had not notified CMJ of the damage in the unit before filing a complaint with the Health Department. CMJ requests that the Health Department contact them to notify them prior to conducting an inspection requested by the occupant.

Dr. Walsh Condon asked if contacting the property management company is part of standard procedures and if there is anything that prevents the Health Department from

doing so. Kylee Foley responded that contacting property management prior to conducting an inspection is not required.

Jim Richards, the occupant of Unit #421, then responded, stating that he believes CMJ's presentation of the case is inaccurate. He explained that property manager Michelle Boris was notified of the damage in the unit and that the Fire Chief, Kevin Kelley, conducted an inspection of the unit and informed the occupant that the stove needed to be cleaned. Richards disassembled the stove to clean it and put it back together.

The Board stated that issues of compensation for any repairs can be handled privately between the occupant and property management.

The Board has no questions or comments. Dr. Walsh-Condon asked for the Health Department's recommendation. Kylee Foley recommended that the Order to Correct should be upheld.

Motion made by Dr. Rice to uphold the Order to Correct letter dated January 31, 2025. 2nd by Ms. Eagan.

1. Dr. Rice, Aye
2. Ms. Eagan, Aye
3. Dr. Walsh-Condon, Aye

Vote: 3-0 (unanimous) in favor of the motion.

4. HEARING: Rabies Exemption

Kylee Foley presented the request for an exemption to the Board, stating that residents Wendy Bell and Cathy Ball are requesting a vaccination exemption for their dog, Winnie, from the Town Clerk due to Winnie's medical condition affecting her ability to get vaccinated for rabies. The resident produced a letter from a veterinarian stating that the dog cannot get a rabies vaccine. According to Town's Bylaw, the Board of Health may provide an exemption in accordance with MGL C.140 s.145B (i.e., a letter from a veterinarian).

Ball explains that her dog became very sick a few years ago, was diagnosed with low platelets, and has been taking prednisone ever since. Receiving a rabies vaccine while on this medication can diminish the effects of the medication significantly.

Dr. Rice commented that he has researched this topic and agrees with Ball's explanation. Dr. Walsh-Condon asked when Winnie's condition was diagnosed. Ball answered that it was diagnosed several years ago, but the most recent flare was two years ago. Dr. Rice asked if the rabies vaccine is given annually. Dr. Walsh-Condon answered saying that rabies vaccines may not always be administered annually, but Arlington requires an annual renewal application for dog licenses which require proof of a rabies vaccine having been administered recently. Ms. Eagan asked if Winnie has received rabies vaccinations in the past. Ball answered yes.

Dr. Walsh-Condon asked for the Health Department's recommendation. Kylee Foley recommended that the Board approve the exemption, contingent upon the receipt of a

letter from Winnie's veterinarian when Bell submits her dog license renewal application every year.

Motion made by Dr. Walsh-Condon to approve the exemption. 2nd by Dr. Rice

1. Dr. Walsh-Condon, Aye
2. Dr. Rice, Aye
3. Ms. Eagan, Aye

Vote: 3-0 (unanimous) in favor of the motion.

5. PRESENTATION: Body Art Establishment/Practitioner- Ink by Mina

Kylee Foley introduced Ismini Vocas, who opened a new Body Art Establishment, Ink by Mina, located at 71 Park Ave Ext. Ms. Vocas has previously worked as a Body Art Practitioner in Arlington at Ink Jam Tattoos and Ink by Mina (Mass Ave location, now closed), and has experience as a Body Art Practitioner in Medford. Ms. Vocas submitted the required applications and supplemental documents required by the Board's Body Art Regulations. The Health Department conducted a pre-operational inspection of the establishment on July 24, 2025, and issued establishment and practitioner permits to operate on July 29, 2025.

The Board recognized Ms. Vocas who has come before the board several times before for her previous establishment. Dr. Rice asked why Ms. Vocas had closed and reopened establishments over the last few years. Ms. Vocas explained that she previously had challenges paying rent and finding apprentices. She stated that these experiences helped her learn more about running an establishment, and she is glad to have a smaller establishment now where she is better able to manage on her own. She may hire an apprentice in the future. Dr. Walsh-Condon wished Ms. Vocas luck with her new establishment.

6. DISCUSSION: Proposed Development

Director Foley presented the discussion topic. She explained that HealthPeak, a development company, is proposing the redevelopment of a 45.7-acre site in West Cambridge. Although the proposed development is not located in Arlington, it will be in close proximity to East Arlington, which is already subject to frequent combined sewer overflows (CSOs). A CSO occurs when a large rainstorm overwhelms the combined sewage system causing storm water to mix with wastewater (sewage) and discharge to a nearby river or lake. These events are usually due to extreme conditions such as heavy rainfall or obstruction or break in sewer lines. Typical public health recommendations for a CSO event include avoiding contact with water bodies during rainstorms and for 48 hours afterwards, as there may be increased health risks due to bacteria or other pollutants associated with urban storm water runoff and CSO discharges. So far in 2025, there have been 14 CSO events at Cambridge CSOs near Arlington, affecting the Alewife Brook area.

David Stoff, an Arlington resident, expressed concerns that the proposed development has not addressed issues of environmental justice, and that Massachusetts requires such developments to produce an over-burden analysis to account for this. Stoff asked

that the Board of Health get involved with this issue and present these concerns to the Massachusetts Department of Public Health.

Dr. Walsh-Condon asked Stoff how he became interested in the issue of CSO events. Stoff answered that the CSOs often occur about 90 feet from the Alewife T stop, and 500 feet from Arlington residences, with much of the water that is discharged being untreated. He was very concerned about the negative impacts this has had on communities that are affected by CSOs and began to conduct more research into the issue.

Ms. Eagan asked about the average number of CSO events annually. Stoff responded that there have been 14 this year and the numbers will continue to increase.

Dr. Rice asked about existing data that addresses the negative health impacts of CSOs near Alewife. Stoff responded that all current data portrays that the areas that experience CSOs are in compliance, however these standards are not rigorous enough.

Dr. Walsh-Condon asks if CSOs have reached Arlington properties in the past. Arlington resident, Kristin Anderson, stated that in 2000, a CSO occurred that caused flooding into her home. She explained that there were visible sewage and garbage in the water, and that shortly after the flood her family became very sick. The CSOs have also caused flooding on the walking paths in Arlington and around Alewife, which are frequented by children who could be especially susceptible to waterborne illness.

Ms. Eagan asked if Stoff had brought his concerns to the Cambridge and Somerville Health Departments. Stoff responded that he has contacted the Mystic River Watershed Association and will be attending the city planning meetings for these communities. He added that over 500,000 people live in the flood plain and many subsidized housing developments have been built in these areas that are known to flood frequently.

The Board expressed support for submitting comments about assessing CSO-related health concerns with the HealthPeak development. Dr. Walsh-Condon stated that the Board would discuss this issue further, contacting Stoff with any updates.

7. UPDATES: Director Updates

Director Foley shared that the Health Department will be welcoming two Arlington High School interns for the semester who will be working on various projects. Dr. Walsh-Condon asked how many hours the interns will be spending in the office and if the internship is part of a class. Kylee answered that they will each spend between four and five hours in the office each week and confirmed that the internship is part of a class.

8. UPDATES: Nursing Updates

Jessica Kerr presented nursing updates to the Board. Flu vaccine season has begun, and the Health Department will be running three flu vaccine clinics for Arlington seniors at senior housing developments, as well as a clinic for town employees.

9. UPDATES: Restaurant Updates

Assistant Director of Public Health, Charlotte Breef-Pilz presented restaurant updates to the board. The Health Department has received several plan reviews for new restaurants and restaurants that are transferring ownership- these include New City Micro creamery, Sumen, Venice Italian Kitchen, Lil Joes, Brothers Pizza, and Wicked Crispy (a ghost kitchen operating out of the Fat Greek).

Dr. Walsh-Condon asked what a micro creamery is. Charlotte Breef-Pilz explained that the New City Microcreamery will use nitrogen to freeze the ice cream rather than traditional freezing methods.

Arlington Town Day is this Saturday, September 20, 2025. Mojin Solutions will be conducting inspections for food vendors at the event. Dr. Walsh-Condon asked how many food vendors were permitted last year for Town Day. Charlotte Breef- Pilz answered that last year there were 22 vendors and this year there would be 23 vendors.

Food permitting season is coming up and the Health Department will be working on permit renewals for food establishments in town.

10. UPDATES: Environmental Updates

Charlotte Breef-Pilz presented environmental updates to the board. In 2025 the Health Department permitted 3 bathing beaches, 8 pools, 9 summer camps, and 15 Farmer's Market vendors.

There was one West Nile Virus (WNV) positive mosquito in Arlington this year. Arlington is at a moderate risk level for WNV and at a remote risk level for Eastern Equine Encephalitis (EEE) due to its more urban landscape. Dr. Walsh-Condon asked about the procedures for testing for arbovirus in Arlington. Kylee Foley explained that Arlington is part of a regional mosquito control program that does weekly testing of mosquitos and applies larvicide to catch basins.

11. PUBLIC COMMENT

There are no comments from the public.

Dr. Walsh-Condon formally introduces new board member Sabrina Eagan. Sabrina Eagan speaks about her background as a public health nurse. The Health Department staff each introduce themselves to Sabrina Eagan.

12. ADJOURN

Motion made by Dr. Rice to adjourn the meeting. 2nd by Ms. Eagan.

1. Dr. Rice, Aye
2. Ms. Eagan, Aye
3. Dr. Walsh-Condon. Aye

Vote: 3-0 (unanimous) in favor of adjourning the meeting.

Meeting Adjourned.



Town of Arlington
Health and Human Services
Health Department
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170
Fax: (781) 316-3175

Memo

To: Board of Health Members
From: Kylee Foley, Director of Public Health
Date: October 17, 2025
RE: Rabies Vaccine Exemption Request

Resident Chryste Hall is requesting a dog licensing exemption from the Town Clerk for her dog, Coco Ella, based on the dog's health status affecting her ability to get vaccinated. The resident produced a letter from a veterinarian stating the dog cannot get a rabies vaccine. According to Town's Bylaw, the Board of Health may provide an exemption in accordance with MGL C.140 s.145B (i.e., a letter from a veterinarian).

According to the [Town's Bylaw](#) (Title VIII - Public Health and Safety, Article 2 – Canine Control, Section 4 – Licensing): The Town Clerk shall not grant a license unless

- (i) the license applicant provides a veterinarian's certification or notarized letter that the dog has been vaccinated against rabies; or
- (ii) the dog is exempted from the vaccination requirement by the Town of Arlington Board of Health or the Town Clerk in accordance with [Section 145B of Chapter 140 of the General Laws](#).

MGL Chapter 140 Section 145B requires rabies vaccination for all domestic dogs, cats, and ferrets six months of age or older. Subsection (d)(i) states: "(d) A licensing authority may grant an exemption from this section for a dog, cat or ferret that: (i) the local board of health has declared exempt from the rabies vaccination requirement upon presentation of a veterinarian's certificate stating that because of an infirmity, other physical condition or regimen of therapy, such inoculation is considered inadvisable for a specified period of time for such reasons;"

Recommendation: Approval of the exemption contingent upon the owner's submission of a veterinarian's letter certifying vaccination is inadvisable for the dog with the dog's license renewal applications.



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Health and Human Services
Health Department
27 Maple Street
Arlington, MA 02476

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Memo

To: Board of Health Members
From: Kylee Foley, Director of Public Health
Date: October 17, 2025
RE: Leaf Blower Citations Appeal Hearing – John’s Landscape Service Inc.

John’s Landscape Service Inc. requested appeal hearings for citations issued by the Health Department in response to leaf blower complaints about the company using 1. electric leaf blowers before 7:30 am and 2. gas powered leaf blowers. John’s Landscape Service Inc. requested appeals for the following citations:

1. July 21, 2025 at 29 Mass Ave
2. September 17, 2025 at 4 Longmeadow Rd

The Town’s [Noise Abatement Bylaw Title V, Article 12, Section 3 \(D\)\(2\)\(g\)](#) states:

(g) Post-Transition Electric Leaf Blower Regulation: Following the transition periods set forth in 2(a) and 2(d) of this section, electric powered leaf blowers may be operated by all users at the following times during the full calendar year:

- (i) Monday-Friday, 7:30 am – 6 pm;
- (ii) Saturdays, Sundays and Legal Holidays, 8 am – 4 pm.

The Town’s [Noise Abatement Bylaw Title V, Article 12, Section 3 \(D\)\(6\)](#) states:

(c) Reporting of Violations – Violations may be reported by any person who observes a gas powered leaf blower in use in the Town, in violation of this bylaw, with appropriate evidence to support the claim. Witnesses to violations of this bylaw may submit a complaint to the Board of Health that must include:

- (i) The name of the commercial landscaper or resident alleged to have violated this bylaw;*
- (ii) The location of the alleged violation;*
- (iii) The date and time of the alleged violation;*
- (iv) Any additional identifying information regarding the use of the gas powered leaf blower.*

All complaints must be submitted within seven days of the alleged violation. All complaints must be signed by the complainant before an investigation can be initiated. Photographic and recorded evidence in support of the complaint is permitted, but not required.

Included in this packet, please find the citations issued and the complaints received for these incidents.



Town of Arlington
Health and Human Services
Health Department
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170
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Leaf Blower FAQ

What equipment is considered a gas powered leaf blower?

A gas powered leaf blower is a leaf blower powered by gas or gas and oil used to blow leaves, dirt and other matter by forced air for landscape maintenance.

What uses of a gas powered leaf blower are banned?

All uses of gas powered leaf blowers are banned for commercial businesses as of March 15, 2025.

Who can operate gas powered leaf blowers in Arlington?

Only residents can operate gas powered leaf blowers on their own property in Arlington. As of March 15, 2025, commercial businesses are banned from the use of gas powered leaf blowers. Starting March 15, 2026, residential use of gas powered leaf blowers will be banned. The Town may use wheeled leaf blowers powered by four- stroke engines for the purposes of clearing the Minuteman Bikeway and other municipal property of an acre or more. The Town may use gas powered leaf blowers under emergency conditions.

Until March 15, 2026, residents can operate gas powered leaf blowers during the following times/dates on their property:

Dates and Times for use of GPLBs by Residents on their own property

Years 2023-2026			
<i>Gas powered leaf blowers are allowed March 15 to May 31 and September 15 to December 30</i>			
	Times of Day	Days of Week	Saturdays, Sunday & Holidays
Allowed	7:30 am – 6:00 pm	Monday – Friday	8:00 am to 4:00 pm
Prohibited	Gas powered leaf blowers prohibited from June 1 to September 14		

Who can operate electric leaf blowers?

Both commercial businesses and residents can operate electric leaf blowers.

Dates and Times for use of Electric Leaf Blowers by Residents on their own property

Years 2023-2026			
<i>Electric Powered Leaf blowers are permitted throughout the calendar year.</i>			
	Times of Day	Days of Week	Saturdays, Sunday & Holidays
Allowed	7:30 am – 6:00 pm	Monday – Friday	8:00 am - 4:00 pm

Dates and Times for Use of Electric Blowers by Commercial Operators

Starting March 2025			
<i>Electric Powered Leaf blowers are permitted throughout the calendar year.</i>			
	Times of Day	Days of Week	Saturdays, Sunday & Holidays
Allowed	7:30 am – 6:00 pm	Monday - Friday	8:00 am - 4:00 pm

What should I do if I observe a violation of this Bylaw?

Submit a formal complaint to the Health Department using the following link:

<https://tinyurl.com/leafblowercomplaint>. All complaints must include the following information:

1. The name of the commercial landscaper or resident alleged to have violated this bylaw;
2. The location of the alleged violation;
3. The date and time of the alleged violation;
4. Any additional identifying information regarding the use of the gas powered leaf blower.
5. All complaints must be signed by the complainant before an investigation can be initiated.
6. All complaints must be submitted within seven days of the alleged violation.

NOTE: Photographic and recorded evidence in support of the complaint is permitted but not required.

If a complaint does not include the required information listed above, an investigation cannot be initiated pursuant to the Bylaw.

What happens when a commercial operator/resident is in violation of the Bylaw?

Warnings and tickets based on complaints shall be issued to the commercial operator in violation of the Bylaw and the property owner of the property where the violation occurred. The table below outlines the enforcement schedule.

Enforcement by Calendar year	
1st Violation	Written warning and education provided to both resident and commercial landscaper
2nd Violation	\$100 fine to both resident and commercial landscaper
Subsequent Violations	\$200 fine to both resident and commercial landscaper

Where can I learn more?

For a complete version of the Bylaw please visit: www.tinyurl.com/ArlingtonLeafBlower or contact the Health Department with questions at (781) 316-3170 or boh@town.arlington.ma.us.

Control Number: 0339



**Town of Arlington
Health and Human Services**

Health Department

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

July 22, 2025

Sent via Certified Mail (Tracking Number:9589 0710 5270 0434 2349 24)

John's Landscape Service Inc

2 Garden Street

Arlington MA, 02474

Re: Notification of Violation: 29 Massachusetts Avenue, Arlington, MA
Operation of Gas Powered Leaf Blower – John's Landscaping Service

To Whom This May Concern:

On July 21, 2025 the Arlington Health Department was notified of the above company operating a gas powered leaf blower on July 21, 2025 at approximately 7:00 AM on the property of 29 Massachusetts avenue. The operation of a gas powered leaf blower by a commercial business is in violation of the Town of Arlington Bylaws, Title V, Article 12: Noise Abatement. This Bylaw prohibits the use of gas powered leaf blowers by commercial operators as of March 15, 2025.

As this is John's Landscape Service's 2nd violation of the calendar year, John's Landscape Service Inc is hereby issued a \$100.00 FINE for this cited violation. Enclosed with this letter please find an educational document outlining the Bylaw.

Please see the summary of enforcement for commercial operators below:

Enforcement by Calendar year	
1st Violation	Written warning and education provided to both resident and commercial landscaper
2nd Violation	\$100 fine to both resident and commercial landscaper
Subsequent Violations	\$200 fine to both resident and commercial landscaper

Please turn over

Control Number: 0339

For a complete version of the Bylaw please visit: www.tinyurl.com/ArlingtonLeafBlower

Please direct any questions to the undersigned.

Sincerely,

Patrick Brennan
Public Health Associate
BOH@town.arlington.ma.us
(781) 316-3170

Please turn over



Town of Arlington
Department of Health and Human Services
Office of the Board of Health
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

Leaf Blower Complaint Form

Complainant Information

Name: Kevin Groves

Address: 37 Henderson St

Phone Number: 6176055469

Email Address: klgroves@gmail.com

Complaint Information

Name and Phone Number of Leaf Blower Operator: John's Landscaping Service; 781-646-5555

Location of Alleged Violation: Parking Lot behind Assembly Sport's Club, 29 Mass Ave
(Please list complete address)

Property Owner Where Alleged Violation Occurred (if known):

Date and Time of Violation: 7:00 AM, July 21, 2025

Include any additional details, including any identifying information, if applicable.

This is typical on Mondays around 7 AM. Multiple gas powered leaf blowers used in the parking lot. I also have a couple video files with audio but they were too large to upload here.

Upload Photos

Please upload any photos or video of the alleged violation here.



By signing below, I hereby attest that I personally observed the alleged violation described above, and that the information contained in this form is true to the best of my knowledge.

Signed by:
Signature: 
E723258087A0449...

Date: 7/21/2025

Note: all complaints must be submitted within seven (7) days of the alleged violation.





Control Number: 0273



**Town of Arlington
Health and Human Services**

Health Department

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

September 23, 2025

Sent via Certified Mail (Tracking Number: 9589 0710 5270 2108 8265 58)

John's Landscape Service Inc

2 Garden St

Arlington, MA 02474

Re: Notification of Violation: 4 Longmeadow Rd, Arlington, MA
Operation of Gas Powered Leaf Blower – John's Landscape Service Inc

To Whom This May Concern:

On September 17, 2025 the Arlington Health Department was notified of the above company operating a gas powered leaf blower on September 17, 2025 at approximately 8:45AM on the property of 4 Longmeadow Rd. The operation of a gas powered leaf blower by a commercial business is in violation of the Town of Arlington Bylaws, Title V, Article 12: Noise Abatement. This Bylaw prohibits the use of gas powered leaf blowers by commercial operators as of March 15, 2025.

As this is John's Landscape Service Inc's 3rd violation of the calendar year, John's Landscape Service Inc is hereby issued a fine in the amount of \$200 for this cited violation. Enclosed with this letter please find an educational document outlining the Bylaw.

Please see the summary of enforcement for commercial operators below:

Enforcement by Calendar year	
1st Violation	Written warning and education provided to both resident and commercial landscaper
2nd Violation	\$100 fine to both resident and commercial landscaper
Subsequent Violations	\$200 fine to both resident and commercial landscaper

Please turn over

Control Number: 0273

For a complete version of the Bylaw please visit: www.tinyurl.com/ArlingtonLeafBlower

Please direct any questions to the undersigned.

Sincerely,

Emma Braga
Health Compliance Officer
ebraga@town.arlington.ma.us
(781) 316-3170

Please turn over



Town of Arlington
Department of Health and Human Services
Office of the Board of Health
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

Leaf Blower Complaint Form

Complainant Information

Name: Daniel Reid

Address: 38 Edgehill Rd

Phone Number: 503 741 5103

Email Address: dreid1991@gmail.com

Complaint Information

Name and Phone Number of Leaf Blower Operator: John's Landscape Service

Location of Alleged Violation: 4 Longmeadow Rd, Arlington
(Please list complete address)

Property Owner Where Alleged Violation Occurred (if known):

Date and Time of Violation: Sept 17, around 8:45 AM

Include any additional details, including any identifying information, if applicable.

Upload Photos

Please upload any photos or video of the alleged violation here.



By signing below, I hereby attest that I personally observed the alleged violation described above, and that the information contained in this form is true to the best of my knowledge.

Signed by:
Signature: 
C416E19D9F7D4EB...

Date: 9/17/2025

Note: all complaints must be submitted within seven (7) days of the alleged violation.





Town of Arlington
Health and Human Services
Health Department
27 Maple Street
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Tel: (781) 316-3170
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Memo

To: Board of Health Members
From: Kylee Foley, Director of Public Health
Date: October 17, 2025
RE: Leaf Blower Citations Appeal Hearing – Rose Landscaping

Rose Landscaping requested appeal hearings for citations issued by the Health Department in response to leaf blower complaints about the company using gas powered leaf blowers. Rose Landscaping requested appeals for the following citations:

1. April 10, 2025 at 165 Scituate St
2. April 14, 2025 at 51-53 Warren St
3. April 16, 2025 at 56 Dow Ave
4. April 16, 2025 at 232 Mystic St
5. April 18, 2025 at 34 Winter St
6. June 3, 2025 at 66 Hutchinson Rd

The Town's [Noise Abatement Bylaw Title V, Article 12, Section 3 \(D\)\(6\)](#) states:

(c) Reporting of Violations – Violations may be reported by any person who observes a gas powered leaf blower in use in the Town, in violation of this bylaw, with appropriate evidence to support the claim. Witnesses to violations of this bylaw may submit a complaint to the Board of Health that must include:

- (i) The name of the commercial landscaper or resident alleged to have violated this bylaw;*
- (ii) The location of the alleged violation;*
- (iii) The date and time of the alleged violation;*
- (iv) Any additional identifying information regarding the use of the gas powered leaf blower.*

All complaints must be submitted within seven days of the alleged violation. All complaints must be signed by the complainant before an investigation can be initiated. Photographic and recorded evidence in support of the complaint is permitted, but not required.

Included in this packet, please find the citations issued and the complaints received for these incidents.

Control Number: 0401



**Town of Arlington
Health and Human Services**

Health Department

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

April 14, 2025

Sent via First Class Mail

Rose Landscaping & Construction LLC

54 Windmill Ln

Arlington, MA 02474

Re: Notification of Violation: 165 Scituate St, Arlington, MA
Operation of Gas Powered Leaf Blower – Rose Landscaping & Construction

To Whom This May Concern:

On April 11, 2025 the Arlington Health Department was notified of the above company operating a gas powered leaf blower on April 10, 2025 at approximately 8:00 am on the property of 165 Scituate St. The operation of a gas powered leaf blower by a commercial business is in violation of the Town of Arlington Bylaws, Title V, Article 12: Noise Abatement. This Bylaw prohibits the use of gas powered leaf blowers by commercial operators as of March 15, 2025.

As this is Rose Landscaping's 1st violation of the calendar year, Rose Landscaping & Construction is hereby issued a WRITTEN WARNING for this cited violation. Enclosed with this letter please find an educational document outlining the Bylaw.

Please see the summary of enforcement for commercial operators below:

Enforcement by Calendar year	
1 st Violation	Written warning and education provided to both resident and commercial landscaper
2 nd Violation	\$100 fine to both resident and commercial landscaper
Subsequent Violations	\$200 fine to both resident and commercial landscaper

Please turn over

Control Number: 0401

For a complete version of the Bylaw please visit: www.tinyurl.com/ArlingtonLeafBlower

Please direct any questions to the undersigned.

Sincerely,

Charlotte Breef-Pilz
Assistant Director of Public Health
Cbreef-pilz@town.arlington.ma.us
(781) 316-3170

Please turn over



Town of Arlington
Department of Health and Human Services
Office of the Board of Health
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

Leaf Blower Complaint Form

Complainant Information

Name: David Liu

Address:

Phone Number:

Email Address: daylightpix@gmail.com

Complaint Information

Name and Phone Number of Leaf Blower Operator: Rose Landscaping 781-799-6544

Location of Alleged Violation: 165 Scituate St, Arlington, MA
(Please list complete address)

Property Owner Where Alleged Violation Occurred (if known):

Date and Time of Violation: 4/10/2025 7:56am

Include any additional details, including any identifying information, if applicable.

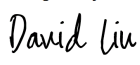
Gas leaf blowers used by Rose Landscaping, with vehicle MA plate W45522. Making the whole area near Brackett elementary school smell like gas exhaust during school drop-off time. Many parents walk their kids to school and using gas leaf blower is causing poor air quality and noise pollution.

Upload Photos

Please upload any photos or video of the alleged violation here.



By signing below, I hereby attest that I personally observed the alleged violation described above, and that the information contained in this form is true to the best of my knowledge.

Signed by:
Signature: 
BF694704823C456...

Date: 4/11/2025

Note: all complaints must be submitted within seven (7) days of the alleged violation.



A white pickup truck is shown from the side, parked on a paved surface. The truck has a large logo on its side door. The logo consists of the word "ROSE" in large red letters, with a green silhouette of a forest of evergreen trees integrated into the letter "O". Below "ROSE" are the words "LANDSCAPING" and "CONSTRUCTION" in green, separated by a small red ampersand. At the bottom of the logo is the phone number "781-799-6544" in red. The truck's side mirror, door handle, and a portion of the front wheel are visible.

ROSE
LANDSCAPING
&
CONSTRUCTION LLC
781-799-6544









Control Number: 0506



**Town of Arlington
Health and Human Services**

Health Department

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

June 24, 2025

Sent via Certified Mail (Tracking Number: 9589 0710 5270 0434 2448 62)

Rose Landscaping & Construction LLC
54 Windmill Ln
Arlington, MA 02474

Re: *Second Notice* - Notification of Violation: 51-53 Warren St Arlington, MA
 Operation of Gas Powered Leaf Blower – Rose Landscaping & Construction

To Whom This May Concern:

On April 15, 2025 the Arlington Health Department was notified of the above company operating a gas powered leaf blower on April 14, 2025 at approximately 8:30 am on the property of 51-53 Warren St. The operation of a gas powered leaf blower by a commercial business is in violation of the Town of Arlington Bylaws, Title V, Article 12: Noise Abatement. This Bylaw prohibits the use of gas powered leaf blowers by commercial operators as of March 15, 2025.

As this is Rose Landscaping's 2nd violation of the calendar year, Rose Landscaping & Construction is hereby issued a \$100 fine for this cited violation. Enclosed with this letter please find an educational document outlining the Bylaw.

Please see the summary of enforcement for commercial operators below:

Enforcement by Calendar year	
1st Violation	Written warning and education provided to both resident and commercial landscaper
2nd Violation	\$100 fine to both resident and commercial landscaper
Subsequent Violations	\$200 fine to both resident and commercial landscaper

Please turn over

Control Number: 0506

For a complete version of the Bylaw please visit: www.tinyurl.com/ArlingtonLeafBlower

Please direct any questions to the undersigned.

Sincerely,

Charlotte Breef-Pilz
Assistant Director of Public Health
Cbreef-pilz@town.arlington.ma.us
(781) 316-3170

Please turn over



Town of Arlington
Department of Health and Human Services
Office of the Board of Health
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

Leaf Blower Complaint Form

Complainant Information

Name: John chernis

Address:

Phone Number:

Email Address: Jchernis@hotmail.com

Complaint Information

Name and Phone Number of Leaf Blower Operator: Rose Landscaping

Location of Alleged Violation: 51 warren st
(Please list complete address)

Property Owner Where Alleged Violation Occurred (if known):

Date and Time of Violation: 8:34am 4/14/25

Include any additional details, including any identifying information, if applicable.

I also have a video of the leaf blowers in operation, but this form doesn't seem to let me attach a video. They turned off the blowers as I was walking past, and I asked if they were aware that they were in violation of the band and they told me they knew about it.

Upload Photos

Please upload any photos or video of the alleged violation here.



By signing below, I hereby attest that I personally observed the alleged violation described above, and that the information contained in this form is true to the best of my knowledge.

Signed by:
Signature: 
42D20531590441C...

Date: 4/15/2025

Note: all complaints must be submitted within seven (7) days of the alleged violation.



ROSE
LANDSCAPING
& CONSTRUCTION LLC
781-799-6544

USDOT 3948079

Control Number: 0980



**Town of Arlington
Health and Human Services**

Health Department

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

June 26, 2025

Sent via Certified Mail (Tracking Number: 9589 0710 5270 0022 8614 40)

Rose Landscaping and Construction

54 Windmill Ln

Arlington MA, 02474

Re: Second Notice - Notification of Violation: 56 Dow Ave, Arlington, MA
Operation of Gas Powered Leaf Blower – Rose Landscaping and Construction

To Whom This May Concern:

On April 17, 2025 the Arlington Health Department was notified of the above company operating a gas powered leaf blower on April 16, 2025 at approximately 12:30 PM on the property of 56 Dow Ave. The operation of a gas powered leaf blower by a commercial business is in violation of the Town of Arlington Bylaws, Title V, Article 12: Noise Abatement. This Bylaw prohibits the use of gas powered leaf blowers by commercial operators as of March 15, 2025.

As this is Rose Landscaping and Construction 4th violation of the calendar year, Rose Landscaping and Construction is hereby issued a \$200.00 FINE for this cited violation. Enclosed with this letter please find an educational document outlining the Bylaw.

Please see the summary of enforcement for commercial operators below:

Enforcement by Calendar year	
1st Violation	Written warning and education provided to both resident and commercial landscaper
2nd Violation	\$100 fine to both resident and commercial landscaper
Subsequent Violations	\$200 fine to both resident and commercial landscaper

Please turn over

Control Number: 0980

For a complete version of the Bylaw please visit: www.tinyurl.com/ArlingtonLeafBlower

Please direct any questions to the undersigned.

Sincerely,

Patrick Brennan
Public Health Associate
BOH@town.arlington.ma.us
(781) 316-3170

Please turn over



Town of Arlington
Department of Health and Human Services
Office of the Board of Health
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

Leaf Blower Complaint Form

Complainant Information

Name: Peter Fuller

Address: 7 Kilsythe Rd 02476

Phone Number: 781-799-6086

Email Address: pfuller7k@gmail.com

Complaint Information

Name and Phone Number of Leaf Blower Operator: Rose Landscaping 781-799-6544

Location of Alleged Violation: 56 Dow Avenue

(Please list complete address)

Property Owner Where Alleged Violation Occurred (if known): Mark D and Karen L Ewen

Date and Time of Violation: April 16, 2025 12:30pm

Include any additional details, including any identifying information, if applicable.

violation of gas-powered leafblower commercial use. Two people using backpack gas-powered leafblowers observed. These workers also entered Town park and school properties without permission, trying to blow debris away from fence along property owners' limits.

Upload Photos

Please upload any photos or video of the alleged violation here.

By signing below, I hereby attest that I personally observed the alleged violation described above, and that the information contained in this form is true to the best of my knowledge.

Signed by:
Signature: 
39F9FBA934A3448...

Date: 4/17/2025

Note: all complaints must be submitted within seven (7) days of the alleged violation.

Control Number: 0981



**Town of Arlington
Health and Human Services**

Health Department

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

June 26, 2025

Sent via Certified Mail (Tracking Number: 9589 0710 5270 0022 8614 57)

Rose Landscaping and Construction

54 Windmill Ln

Arlington MA, 02474

Re: Second Notice - Notification of Violation: 232 Mystic Street, Arlington, MA
Operation of Gas Powered Leaf Blower – Rose Landscaping and Construction

To Whom This May Concern:

On April 16, 2025 the Arlington Health Department was notified of the above company operating a gas powered leaf blower on April 16, 2025 at approximately 11:30 AM on the property of 232 Mystic Street. The operation of a gas powered leaf blower by a commercial business is in violation of the Town of Arlington Bylaws, Title V, Article 12: Noise Abatement. This Bylaw prohibits the use of gas powered leaf blowers by commercial operators as of March 15, 2025.

As this is Rose Landscaping and Construction's 3rd violation of the calendar year, Rose Landscaping and Construction is hereby issued a \$200.00 FINE for this cited violation. Enclosed with this letter please find an educational document outlining the Bylaw.

Please see the summary of enforcement for commercial operators below:

Enforcement by Calendar year	
1st Violation	Written warning and education provided to both resident and commercial landscaper
2nd Violation	\$100 fine to both resident and commercial landscaper
Subsequent Violations	\$200 fine to both resident and commercial landscaper

Please turn over

Control Number: 0981

For a complete version of the Bylaw please visit: www.tinyurl.com/ArlingtonLeafBlower

Please direct any questions to the undersigned.

Sincerely,

Patrick Brennan
Public Health Associate
BOH@town.arlington.ma.us
(781) 316-3170

Please turn over



Town of Arlington
Department of Health and Human Services
Office of the Board of Health
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

Leaf Blower Complaint Form

Complainant Information

Name: Chuck

Address: Carney

Phone Number: 2 Kimball Road

Email Address: chuckcarney@gmail.com

Complaint Information

Name and Phone Number of Leaf Blower Operator: Rose Landscaping and Construction; 781-799-6544

Location of Alleged Violation: 232 Mystic Street
(Please list complete address)

Property Owner Where Alleged Violation Occurred (if known):

Date and Time of Violation: 4/16/25 11:30 am

Include any additional details, including any identifying information, if applicable.

I told the worker - he ignored me

Upload Photos

Please upload any photos or video of the alleged violation here.

By signing below, I hereby attest that I personally observed the alleged violation described above, and that the information contained in this form is true to the best of my knowledge.

Signed by:
Signature: 
B00C83AE0DF4470...

Date: 4/16/2025

Note: all complaints must be submitted within seven (7) days of the alleged violation.

Control Number: 0979



**Town of Arlington
Health and Human Services**

Health Department

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

June 26, 2025

Sent via Certified Mail (Tracking Number: 9589 0710 5270 0022 8613 89)

Rose Landscaping and Construction

54 Windmill Ln

Arlington MA, 02474

Re: Second Notice - Notification of Violation: 34 Winter Street, Arlington, MA
Operation of Gas Powered Leaf Blower - Rose Landscaping and Construction

To Whom This May Concern:

On April 22, 2025 the Arlington Health Department was notified of the above company operating a gas powered leaf blower on April 18, 2025 at approximately 9:00 AM on the property of 34 Winter Street. The operation of a gas powered leaf blower by a commercial business is in violation of the Town of Arlington Bylaws, Title V, Article 12: Noise Abatement. This Bylaw prohibits the use of gas powered leaf blowers by commercial operators as of March 15, 2025.

As this is Rose Landscaping and Construction's 5th violation of the calendar year, Rose Landscaping and Construction is hereby issued a \$200.00 FINE for this cited violation. Enclosed with this letter please find an educational document outlining the Bylaw.

Please see the summary of enforcement for commercial operators below:

Enforcement by Calendar year	
1st Violation	Written warning and education provided to both resident and commercial landscaper
2nd Violation	\$100 fine to both resident and commercial landscaper
Subsequent Violations	\$200 fine to both resident and commercial landscaper

Please turn over

Control Number: 0979

For a complete version of the Bylaw please visit: www.tinyurl.com/ArlingtonLeafBlower

Please direct any questions to the undersigned.

Sincerely,

Patrick Brennan
Public Health Associate
BOH@town.arlington.ma.us
(781) 316-3170

Please turn over



Town of Arlington
Department of Health and Human Services
Office of the Board of Health
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

Leaf Blower Complaint Form

Complainant Information

Name:

Address:

Phone Number:

Email Address: dmorgan@town.arlington.ma.us

Complaint Information

Name and Phone Number of Leaf Blower Operator: Rose Landscaping and Construction, (781) 799-6544

Location of Alleged Violation: 34 winter street
(Please list complete address)

Property Owner Where Alleged Violation Occurred (if known): Lesley Ellis School

Date and Time of Violation: 9 AM on April 18, 2025

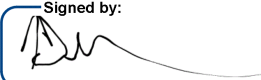
Include any additional details, including any identifying information, if applicable.

Upload Photos

Please upload any photos or video of the alleged violation here.



By signing below, I hereby attest that I personally observed the alleged violation described above, and that the information contained in this form is true to the best of my knowledge.

Signed by:
Signature: 
AC69B8589FBA49B...

Date: 4/22/2025

Note: all complaints must be submitted within seven (7) days of the alleged violation.



Control Number: 0347



**Town of Arlington
Health and Human Services**

Health Department

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170

Fax: (781) 316-3175

July 24, 2025

Sent via Certified Mail:(7018 0360 0001 2357 6014)

Rose Landscaping & Construction LLC

54 Windmill Ln

Arlington, MA 02474

Re: Second notification of Violation: 66 Hutchinson Road, Arlington, MA
Operation of Gas Powered Leaf Blower – Rose Landscaping

To Whom This May Concern:

On June 3, 2025, the Arlington Health Department was notified of the above company operating a gas powered leaf blower on June 3, 2025, at approximately 8:58 AM on the property of 66 Hutchinson Road. The operation of a gas powered leaf blower by a commercial business is in violation of the Town of Arlington Bylaws, Title V, Article 12: Noise Abatement. This Bylaw prohibits the use of gas powered leaf blowers by commercial operators as of March 15, 2025.

As this is Rose Landscaping's 6th violation of the calendar year, Rose Landscaping is hereby issued a \$200.00 FINE for this cited violation. Enclosed with this letter please find an educational document outlining the Bylaw.

Please see the summary of enforcement for commercial operators below:

Enforcement by Calendar year	
1st Violation	Written warning and education provided to both resident and commercial landscaper
2nd Violation	\$100 fine to both resident and commercial landscaper
Subsequent Violations	\$200 fine to both resident and commercial landscaper

Please turn over

Control Number: 0347

For a complete version of the Bylaw please visit: www.tinyurl.com/ArlingtonLeafBlower

Please direct any questions to the undersigned.

Sincerely,

Patrick Brennan
Public Health Associate
Bohintern@town.arlington.ma.us
(781) 316-3170

Please turn over



Town of Arlington
Department of Health and Human Services
Office of the Board of Health
27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170
Fax: (781) 316-3175

Leaf Blower Complaint Form

Complainant Information

Name: Address:
Phone Number: Email Address: metin.kilic.cs@gmail.com

Complaint Information

Name and Phone Number of Leaf Blower Operator: Rose Landscaping and Construction - (781) 799-6544

Location of Alleged Violation: 66 Hutchinson Rd
(Please list complete address)

Property Owner Where Alleged Violation Occurred (if known):

Date and Time of Violation: June 3, 2025 - 8:58 AM

Include any additional details, including any identifying information, if applicable.

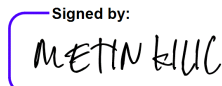
At approximately 8:58 AM on June 3, 2025, I observed gas-powered leaf blower use at 66 Hutchinson Rd, Arlington. The work was being conducted by Rose Landscaping and Construction (roselandscaping54@gmail.com | (781) 799-6544).

Upload Photos

Please upload any photos or video of the alleged violation here.



By signing below, I hereby attest that I personally observed the alleged violation described above, and that the information contained in this form is true to the best of my knowledge.

Signed by:
Signature: 
A8D98CEB9553486...

Date: 6/3/2025

Note: all complaints must be submitted within seven (7) days of the alleged violation.







