

Date: November 19, 2025

Time: 3:00 PM

Location: Conducted by Remote Participation

1. Acceptance of Meeting Minutes from October 22, 2025

2. HEARING:

Noise Abatement Bylaw Citation Appeal: John's Landscape Service Inc.; July 21, 2025 at 29 Mass Ave

3. HEARING:

Noise Abatement Bylaw Citation Appeal: John's Landscape Service Inc.; September 17, 2025 at 4 Longmeadow Rd

4. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 10, 2025 at 165 Scituate St

5. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 14, 2025 at 51-53 Warren St

6. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 16, 2025 at 56 Dow Ave

7. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 16, 2025 at 232 Mystic St

8. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 18, 2025 at 34 Winter St

9. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; June 3, 2025 at 66 Hutchinson Rd

10. UPDATES:

Director Updates

11. UPDATES:

Nursing Updates

12. UPDATES:

Restaurant Updates

13. UPDATES:

Environmental Updates

OPEN FORUM

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, October 22, 2025

Time: 3:00pm

Location: Conducted Hybrid in the Health & Human Services Conference Room and over Zoom

Board Members Present:

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

Health Department staff present:

- 1. Charlotte Breef-Pilz
- 2. Kylee Foley
- 3. Emma Braga
- 4. Jessica Kerr
- 5. Emma (Arlington High School Intern)
- 6. Michael Cunningham (Town Counsel)

Agenda Items

- 1. Acceptance of the Meeting Minutes from September 17, 2025
 - Dr. Rice made a motion to accept the meeting minutes as written. 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.

2. HEARING: Rabies Exemption

Director Kylee Foley presented the exemption request to the Board stating that 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 the Town's Bylaw, the Board of Health may provide an exemption in accordance with MGL C.140s.145B (i.e., a letter from a veterinarian).

Dr. Walsh Condon asked Ms. Hall about the exemption request. Ms. Hall stated that Coco Ella, who is fifteen years and ten months old, has a seizure disorder, enlarged heart, and irritable bowel syndrome among other medical issues, and is also on many medications.

She is extremely sensitive to food and medications, including vaccines. Ms. Hall explained that Coco Ella does not have any contact with other dogs, and either stays in her fenced-in yard or rides in a stroller on walks. Dr. Walsh Condon commented that she agreed that Coco Ella's medical status is serious and that Ms. Hall is taking good precautions to protect her health. Dr. Walsh Condon asked for the Health Department's recommendation for this request. Director Foley recommended that the rabies vaccine exemption be approved by the Board.

Dr. Walsh Condon made a motion 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.

3. HEARING:

Noise Abatement Bylaw Citation Appeal: John's Landscape Service Inc.; July 21, 2025 at 29 Mass Ave

Director Foley provided an overview of the Town's Noise Abatement Bylaw and enforcement process. She reviewed the details of the citations being appealed by John's Landscape Service Inc. Dr. Walsh Condon reported that the Noise Abatement Bylaw was proposed by Arlington residents and approved by Town Meeting. Town Counsel Michael Cummingham was present for the hearing. The Appellant, John Tighe of John's landscape Service Inc., attended the meeting in person to formally request that his hearings are continued to the next Board Meeting on November 19, 2025.

Dr. Rice made a motion to continue the hearings for John's Landscape Service Inc. 2nd by Ms. Eagan.

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

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

4. HEARING:

Noise Abatement Bylaw Citation Appeal: John's Landscape Service Inc.; September 17, 2025 at 4 Longmeadow Rd

The Appellant has been granted a continuance of this hearing to the next Board of Health meeting on November 19, 2025.

5. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 10, 2025 at 165 Scituate St

The Appellant, Nick Rose, requested a continuance through written communication with Director Foley. Mr. Rose was not in attendance.

Dr. Rice made a motion to continue the hearings for Rose Landscaping and Construction LLC. 2nd by Dr. Walsh Condon.

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

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

6. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 14, 2025 at 51-53 Warren St.

The Appellant has been granted a continuance of this hearing to the next Board of Health meeting on November 19, 2025.

7. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 16, 2025 at 56 Dow Ave

The Appellant has been granted a continuance of this hearing to the next Board of Health meeting on November 19, 2025.

8. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 16, 2025 at 232 Mystic St

The Appellant has been granted a continuance of this hearing to the next Board of Health meeting on November 19, 2025.

9. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; April 18, 2025 at 34 Winter St

The Appellant has been granted a continuance of this hearing to the next Board of Health meeting on November 19, 2025.

10. HEARING:

Noise Abatement Bylaw Citation Appeal: Rose Landscaping and Construction LLC.; June 3, 2025 at 66 Hutchinson Rd

The Appellant has been granted a continuance of this hearing to the next Board of Health meeting on November 19, 2025.

11. UPDATES: Director Updates

Kylee Foley presented the director updates to the Board. One of the new Arlington High School Interns, Emma, was introduced to the Board. Dr. Walsh Condon asked about Emma's

academic interests. Emma responded that she is interested in medical sciences. Dr. Rice asked if this internship was part of a class, as he is a former high school teacher, and what kind of evaluations are conducted throughout the internship. Emma stated that is part of a class and she must submit journal entries, hours worked and report her takeaways from the experience at the end of the internship. Dr. Walsh Condon asked if Emma comes every day after school. Emma said she comes everyday except Friday. Dr. Rice asked Emma if she is learning a lot about public health. She said that she has done several training courses through TrainMA as an introduction to public health. Director Foley stated that Emma has also helped with permit renewals and leaf blower ban outreach materials. Dr. Rice asked if Emma got extra time for the internship during the day. Emma stated that she has a free block in the morning but only comes to do her internship in the afternoons after school.

Director Foley announced that the Metropolitan Public Health Collaborative (MPHC) is in the process of hiring a new epidemiologist who will also be working health communication and education.

Director Foley introduced the Nicotine Free Generation (NFG) movement to the Board. NFG is a movement to change local regulations to prevent the sale of tobacco to younger generations. Several metro west communities have adopted NFG regulations and Director Foley asked the Board if they are interested in learning more. Dr. Rice commented that he has seen NFG materials at his local convenience store. Dr. Rice and Dr. Walsh Condon both commented that they are interested in learning more and having someone from one of the communities that have adopted NFG give a presentation on the movement at a future meeting. Ms. Eagan asked if there has been any opposition from communities who have adopted NFG. Director Foley said that opposition to NFG has mostly come from tobacco retailers. Dr. Walsh Condon said that tobacco retailers have been in opposition to tobacco regulations since they were first introduced in 1996.

12. UPDATES: Nursing Updates

Jessica Kerr presented the nursing updates to the Board. She reported the Health Department has hosted 8 flu vaccine clinics this Fall where over 200 people were vaccinated. She will continue to offer vaccine appointments and home visits as flu vaccine is still available.

13. UPDATES: Restaurant Updates

Assistant Director Charlotte Breef-Pilz presented the restaurant updates to the Board. The Health Department has sent permit renewal materials to 168 establishments this Fall. New City Micro Creamery officially opened last week. Little Joes Convenience and Venice Italian Kitchen are both under new management and have undergone plan review applications.

14. UPDATES: Environmental Updates

Breef-Pilz presented the environmental updates to the Board. There was a Harmful Algae Bloom (HAB) that occurred at Hill's Pond on October 1, 2025 due to high levels of blue-green algae. The Health Department was notified of the exceedance by Town's Environmental Planner/ Conservation Agent, David Morgan. A notice about the HAB was posted on the Town's website and signs have been posted at the pond advising pet owners to keep their animals away from the water.

The Health Department is preparing to begin annual tobacco retail education and inspections. Dr. Walsh Condon asked if the Health Department still conducts compliance checks on tobacco retailers. Director Foley responded that the Department would like to begin these checks again, but that it is difficult to find underage buyers who would be willing to participate.

The Health Department recently condemned an apartment at the Drake Village apartment complex due to conditions that were unfit for human habitation. The occupant of the apartment has been working with Minuteman Senior Services on cleaning out the apartment so that the condemnation can be lifted as soon as possible. Dr. Rice asked about the standards by which the Health Department determines that condemnation was necessary. Breef-Pilz answered that there are minimum standards laid out by the State Sanitary Code. Dr. Rice asked who usually reports potential hoarding cases to the Health Department. Director Foley answered that is usually neighbors or first responders. Ms. Eagan asked if there was a timeline to correct violations after the initial inspection. Assistant Director Breef-Pilz answered that any violations should be corrected as soon as possible. The Health Department can inspect based on occupant availability after the initial inspection.

The Health Department is in the process of renewing permits for two body art establishments, two body work establishments, fifteen waste haulers, eighteen tobacco retailers, and two marijuana retailers.

15. OPEN FORUM

There are no comments from the public.

The next Board of Health Meeting will take place on November 19, 2025.

16. ADJOURN

Motion made by Dr. Rice to adjourn the meeting. 2nd by Dr. Walsh-Condon.

- 1. Dr. Walsh-Condon, Aye
- 2. Dr. Rice, Aye
- 3. Ms. Eagan, 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: 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 Fax: (781) 316-3175

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			
Gas powered leaf blowers are allowed March 15 to May 31 and September 15 to December 30			
	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 bl	owers 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			
Electric Powered Leaf blowers are permitted throughout the calendar year.			
	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			
Electric Powered Leaf blowers are permitted throughout the calendar year.			
	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		
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	

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.



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

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



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.

Signature: Signed by:

Luni Grows

E723258087A0449...

Date: 7/21/2025

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

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



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.

Signature: David K kid

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 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: 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.



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	Written warning and education provided to both resident and commercial landscaper		
Violation			
2 nd	\$100 fine to both resident and commercial landscaper		
Violation			
Subsequent	\$200 fine to both resident and commercial landscaper		
Violations			

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



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

Compl	ainant	Information
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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.

Signature: Davi Liu

RE6047048/3C456

Date: 4/11/2025

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

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



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

Compl	ainant	Information
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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.

Signature: Date: 4/15/2025

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

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

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



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.

Signature:

Signature:

Signature:

Output

Date:

4/17/2025

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

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



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

Address: Carney Name: Chuck

Email Address: chuckcarney@gmail.com Phone Number: 2 Kimball Road

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.

Date: 4/16/2025

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

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



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) 799-654
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, 202	25
Include any additional details, including any identifyi	ng 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.

Signature: Date: 4/22/2025

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

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



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 O	Operator: Rose Landscaping and Construction - (781) 799-6544
Location of Alleged Violation: 66 Hutchins (Please list complete address)	son Rd
Property Owner Where Alleged Violation Oc	ccurred (if known):
Date and Time of Violation: June 3, 2025	- 8:58 AM
Include any additional details, including an	y identifying information, if applicable.
	025, I observed gas-powered leaf blower use at 66 s being conducted by Rose Landscaping and Construction 799-6544).
Upload Photos	
Please upload any photos or video of the al	leged violation here.
By signing below, I hereby attest that I person	onally observed the alleged violation described above,

Date: 6/3/2025

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

and that the information contained in this form is true to the best of my knowledge.











Nicotine-Free Generation

Despite significant progress in reducing and de-normalizing commercial tobacco use in American society, it remains the country's number one preventable cause of death and disease, causing more than 490,000 deaths each year and costing more than \$240 billion annually in health care spending. Nicotine-Free Generation policies eliminate this toll over time by phasing out sales of tobacco or nicotine products.

Nicotine-Free Generation policies have been implemented in Massachusetts, and have also been proposed in other states including California, Hawaii, Nevada, and Indiana, and internationally in countries such as Denmark and New Zealand.

WHAT IS A NICOTINE-FREE GENERATION POLICY?

Nicotine-Free Generation policies raise the minimum legal age for tobacco product sales by one year every year to phase out legal commercial tobacco and nicotine sales, effectively making it so that no one born after a specified date can be legally sold tobacco or nicotine products. Initially referred to as Tobacco-Free Generation, these

policies are now commonly called Nicotine-Free Generation to include all commercial tobacco and nicotine products such as e-cigarettes and oral nicotine pouches. Brookline, Massachusetts, paved the way by implementing the first Nicotine-Free Generation policy in the U.S. in 2021, and as of October 15, 2025, a total of 18 Massachusetts towns have adopted birthdate-based phase-out plans for sales of commercial tobacco products, with potentially promising results for public health.

TOBACCO 21

Before the federal law was established to raise the minimum age to purchase tobacco from 18 to 21, many localities and states passed local laws to protect young people in their communities. The federal policy, known as Tobacco 21, was passed in 2019 and demonstrates how state and local policies can lead to federal uptake.

How it works:

- For current users: Those who already use tobacco or nicotine products can continue to buy them indefinitely. The purchase, use, or possession of tobacco or nicotine is never criminalized in Nicotine-Free Generation policies.
- For young people: Over time, teens and young adults will be further removed in age from those who can be sold tobacco or nicotine, decreasing early nicotine initiation that can spark lifelong addiction.

CASE STUDY:

Brookline, Massachusetts

In 2021, Brookline became the first jurisdiction in the U.S. to implement a Nicotine-Free Generation policy (then called Tobacco-Free Generation), prohibiting tobacco sales to anyone born on or after January 1, 2000. Tobacco retailers attempted to challenge the law while it was in effect, but the Massachusetts Judicial Supreme Court dismissed the lawsuit in March 2024. This victory paved the way for 17 other Massachusetts towns to follow suit, demonstrating the importance of setting a precedent to inspire momentum for similar policies. Early results indicate that the policy has been successful: only 3% of Brookline high school students reported past 30-day tobacco use in 2023, down from 5% in 2015 and 10% in 2013.

- For retailers: Nicotine-Free Generation policies have a gradual impact, providing retailers with time to adjust to the market, which declines incrementally each year. Nicotine-Free Generation policies are unlikely to lead to black market sales, as current dependent users are never cut off from legal nicotine access.
- Impact on public health: Nicotine-Free Generation policies curtail future demand by preventing the next generation from becoming addicted. They also advance health equity by addressing disparities in tobacco use, combatting the impact of decades of targeted marketing by the tobacco industry.

ENDING THE TOBACCO INDUSTRY'S INFLUENCE FOR GOOD

Nicotine-Free Generation is part of "Endgame," a set of policies and strategies to move toward the end of commercial tobacco and nicotine use with the exception of FDA-approved medications. Policies to achieve this commercial market tobacco-free future decrease the access, appeal, and addictiveness of products; increase cessation interventions and services; and de-normalize all tobacco use, ultimately relegating it to a behavior of the past.

For more, read the Truth Initiative report "Game Changer" at truthinitiative.org/gamechanger.











10 THINGS TO KNOW ABOUT NFG



Policy innovation to end nicotine addiction

SCAN ME

What is NFG?

A policy that prohibits sales of nicotine products to individuals born after a certain date (e.g. Jan 1,2004). It phases out sales over time, preventing youth initiation without affecting current users.



Why Now?

The nicotine industry is evolving-creating more addictive products with higher nicotine concentrations. These newer devices are often packaged in child-friendly designs (eg. teddy bears, toy guitars), clearly appealing to very young users and undermining prevention efforts.



Retailer-Friendly

NFG's phased approach gives retailers time to adapt their business models, with sales declining slightly each year.



Protects Personal Rights

The Massachusetts Supreme Judicial Court upheld the policy in Brookline. NFG does not criminalize possession or use-just retail sales to future generations.



Growing Momentum

Adopted in 17 MA towns, with growing interest from jurisdictions in the US, UK, EU, Singapore, Malaysia and more.



What is Nicotine?

Includes tobacco and synthetically derived nicotine products: vapes, e-cigarettes, cigarettes, cigars, chew, and pouches.



Respects Adult Users

Current nicotine users are not restricted-they can continue buying products. NFG avoids stigma or shaming and supports gradual change.



Reinforces Social Norms

As time passes, new generations grow further removed from those who can legally buy nicotine-decreasing peer influence and early initiation.



Prevents Black Markets

By preserving access for current users and cutting demand from future ones, NFG reduces risk of illicit sales.



Opposed by Big Tobacco

NFG threatens tobacco industry profits-which is exactly why it's a strong public health policy.



Project Sunset Quarterly Update (Formerly known as Endgame)

November 2025

The third quarter saw continued momentum on the endgame front.

The Tiburon, California Town Council unanimously passed the first reading of a complete tobacco sales ban. There is a procedural vote necessary in November, but it is very likely to pass. Tiburon would be the first jurisdiction to pass a sales ban in more than five years. The momentum from Beverly Hills and Manhattan Beach was cut off at the knees due to the Covid epidemic. There are other cities in California considering full bans.

The FCTC COP expert group report on "forward-looking measures" was released ahead of COP11. The report includes analyses of multiple endgame policies. Similar reports in the past have led to rapid adoption of new tobacco policies. Next step – a decision to adopt the report by COP 11, November 17 – 22.

The European Commission is launching a new tobacco policy initiative as part of its "Beating Cancer" plan. The initiative includes an endgame track, and 23 countries have opted to participate. The first meeting is November 3-5 in Athens, Greece.

There are now 24 places with endgame laws in the U.S., and the Maldives has implemented its Nicotine-Free Generation Law as of November 1, 2025. Roughly 1.4 million people now live in jurisdictions with endgame laws. That figure is set to skyrocket when the United Kingdom and South Australia finalize their laws.

United States:

Massachusetts

South Hadley became the 18th jurisdiction in Massachusetts to pass a Nicotine-Free Generation law. (And Monday, November 3, 2025 Dover became the 19th MA municipality to adopt NFG.)

California

Tiburon, a town in northern California, unanimously approved a complete tobacco sales ban at its first reading. The bill will be included on the consent calendar in November, a largely procedural step. The mayor is confident it will pass and go into effect on December 1st. Tiburon has no current retailers, so opposition was scant. At least three other municipalities in Marin County are contemplating sales bans. The efforts in Marin County are being led by a youth advocacy group.

United Kingdom

Deliberations on the tobacco policy bill, which includes Tobacco-Free Generation, began in the House of Lords on October 27th. The bill has already passed in the House of Commons. The tobacco industry has drastically stepped up its campaign to stop it.

India

India held its first National Endgame Conference in October. Turnout and enthusiasm were high. A coalition of NGOs and academic institutions is producing its own endgame online course, similar to the global course but focused nationally.

Europe

The European Commission will host a tobacco policy meeting with representatives of national ministries of health in Athens, Greece from November 3rd to 5th. For the first time, there is a tobacco endgame track which 23 countries have opted in to. ASH has been asked to serve as a consulting NGO on the endgame track.

WHO Framework Convention on Tobacco Control (FCTC)

The <u>report</u> of Expert Group on Forward-Looking Measures, <u>established</u> at the Tenth WHO FCTC Conference of the Parties (COP) in February 2024, was released. Geoff Fong and Ruth Malone – both members of the Project Sunset steering committees - serve as civil society observers on the 14-person committee. The report identifies 40 "forward-looking measures" (FLMs) and comprehensively describes 16, several of which are endgame measures. The report includes a draft decision urging Parties to implement FLMs and share the outcomes.