

Board of Health Emergency Meeting

January 25, 2013

10:22AM

Department of Community Development Conference Room

Board of Health Members Present: Ken Jansen, Betty Williams, Laurie Delmolino

Staff Members Present: Brian Carlson, David Gardner

Emergency Meeting regarding the property located at 24 Cottage Street.

Owner Manuel Santos lives with his son Roland in the dwelling.

Inspection was performed of the premise and the owner voluntarily vacated the house. A community organizing effort was put together to clean the house. Release forms will be signed by the volunteers. Town Counsel created the forms that will be used.

Building Inspector Anne Howard and Brian Carlson conducted an inspection on 1/23/13 to look at the house. A complaint was received by the Council on Aging. No heat or water, hoarding and limited insulation.

David Gardner stated that this situation came to the attention of the Town through the VNA services and a plumber who was doing work on the house. It was found out that the living situation was substandard. There are no long term resources available at this time to address the situation. The goal is to try and allow him to stay in his home. Homeless Prevention has secured a room in a hotel for a week. Volunteers will go into the house and assess what repairs might be possible to make the dwelling habitable. The owner and the son have consented to this action.

The Board of Health will need to approve that the house is habitable for living after the work is completed.

It is felt that there is an immediate danger to the occupants and the neighbors.

The Board of Health discussed the forms supplied by Town Counsel. The forms are to condemn the property for the purposes to solve the immediate danger and to hold harmless the town from liability.

Motion: Ken made a motion and a second by Betty. I move to find, that based on the facts adduced at this emergency hearing, that the premise located at 24 Cottage Street in the Town of Provincetown, are unfit for human habitation, based on the conditions set forth in the Inspection Report by Brian Carlson dated 1/25/13, which, pursuant to 105 CMR 410.750, are deemed to endanger or impair the health, safety and welfare of the persons occupying said premises: and further that there is a danger to the life or health of the occupant(s) that is so immediate that no delay may be permitted in issuance of an order by the Board. In support of this Motion, I further move that the Board adopt the facts set forth in the Inspection report Brian Carlson dated 1/25/13 as its findings of fact. It was so voted 3-0-0.

Motion: Ken made a motion and a second by Betty. I move, based on the facts adduced at this hearing and the findings of the Board, that the Board order the owner and occupants of the premise located at

24 Cottage Street in the Town of Provincetown to immediately vacate the premises and that said premises shall not be reoccupied without the prior written permission of the board of health; and that the occupants be notified that the Town has made arrangements for temporary emergency housing at the Harbor Hotel; and further that the owner and/or occupants shall correct said violations and/or secure the premise within twenty-four hours of this order, and if they do not, that the Town shall cause the premises to be cleaned and secured at the owner's expense, if any. It was so voted 3-0-0.

Meeting adjourned at 10:58AM