

Board of Health January 6, 2000

6:30 p.m., Caucus Hall

Present: Michele Couture, Chair; Kay Halle, Laura Davis

Marina Brock, Health Agent; Jacqueline A. Silver, Health Inspector

The following minutes are available on-line as a service and are not the official record due to changes in formatting for the Internet. The minutes may have attachments that are not included here in this format. The official, complete paper copy can be viewed during regular office hours, Monday - Friday: 8 a.m. to 5 p.m. in the Office of the Town Clerk, 260 Commercial St. Provincetown, MA 02657.

Public Statements

Rachel White: Follow-up on cesspool. Responding to Marina's call. She is making an effort to find an engineer.

Marina Brock, Health Agent: Agrees that an effort is being made. She will give the Board a future update.

Old Business

Continued from December 2, 1999

48 Commercial Street, William York

Title 5 Variance request (*FELCO, Inc.*)

Ron Friese, Attorney for William York

Allan Cabral

Tom Thomson

Revised floor plan eliminates "two(2) studios".

MOTION:

To approve Plan #98404 dated 11-3-99 by FELCO, Inc. for **48 Commercial St.** using floor plan of January 6, 2000.

KH; LD, second3-0.

New Business

29 Nickerson Street, Mark Irving

Title 5 Variance request (*FELCO, Inc.*)

Steven Cook, abuttor: Objects to lot lines on the plan.

M. Couture: States that the BOH meeting is not the proper venue for this discussion.

MOTION:

To approve Plan #99340, revised 12-16-99 by FELCO, Inc. for **29 Nickerson St.** with the condition;

❖ That the septic system be installed within six (6) months, by **July 1, 2000.**

KH; LD, second3-0.

8 Hancock Street, Kenneth Weissman

Title 5 Variance request (*Bennett & O'Reilly Inc*)

Albert Marsh, abuttor; Wanted to make comments.

Will have discussion with Marina Brock, Health Agent.

MOTION:

To continue to the next BOH meeting, **January 20, 2000.**

KH; LD, second3-0.

12 Conwell Street, Pamela J. Baron

Title 5 Variance request (*William N. Rogers II, PE*)

Billy Rogers, PE;

Lee Robinson, abutter, at 14 Conwell St.; Is concerned about current and future expansion. Opposed to the septic system.

MOTION:

To approve plan P-99-1675 dated, December 16, 1999 by William N. Rogers, II, P.E. for **12 ConwellSt.** with conditions:

- 1.No further expansion,
- 2.To require that a deed restriction for **no further expansion** be obtained from the Registry of Deeds with a copy provided to the Health Department.

KH; LD, second3-0.

Billy Rogers will try to improve setbacks as far away as possible from Lee Robinson's property.

6 Johnson Street, Leona C. Mendes

Title 5 Variance request (*William N. Rogers II, PE*)

Billy Rogers, PE;

Paul Mendes;

Reason for installation?

Just want to have a plan available.

MOTION:

- 1.That the Health Dept. be provided with a signed maintenance agreement from an authorized septic system installer/hauler prior to installation,
- 2.That a FAST unit be maintained per DEP permits,
- 3.That the bedroom count be checked,
- 4.That George Heufelder is shown the septic system plan.

KH; LD, second3-0

99 Commercial Street, Jack & Lora Papetsas

Discussion of escrow amount

Jack & Lora Papetsas;

Strongly object to having to enter into a five (5) year escrow agreement. Feel that since they are only open for a short time they should get some financial relief.

Marina Brock, Health Agent;

States that after being present at the inspection she concluded that the septic system is in failure.

MOTION:

- ❖ That it is determined that by virtue of groundwater the septic system is failed,
- ❖ That Jack & Lora Papetsas will enter into the five (5) year escrow agreement with the Town of Provincetown,
- ❖ That there will be **no sign-off** of their year 2000 license until the escrow agreement is signed,
- ❖ That further discussion regarding the property is looked into with regard to possible creative solutions to the escrow amount.

KH; LD, second3-0.

50 Commercial Street, Abby Realty Trust

Appeal of the Health Agent's decision (*Michael Czyoski*)

Mike Czyoski;

Disputes the need for an escrow agreement on a new installation that he would need by virtue of the BOH regulation of 25% of the assessed value.

MOTION:

To take no action. More information is needed.

Approval of minutes

MOTION: To approve the minutes of the **December 16, 1999** regular BOH meeting.

KH; LD, second3-0.

Health Agent's and Health Inspector's Reports

Marina Brock, Health Agent;

❖ Brought extra BOH Self-Pace course and compendiums of alternative septic systems.

❖ Trouble with Ted Malone's 32 Conwell St. property. They need variances. See letters.

Jackie Silver, Health Inspector;

❖ 9 Holway Ave.; Jackie went out with DEP to inspect. There are no violations according to DEP. Jackie feels that the property owner is slowly coming into compliance.

❖ Has checked eelgrass collection schedule; they are removing.

Board Member Statements

K. Halle;

❖ Wants an update on Fat Jack's regarding the smoking regulations. Are they giving ashtrays out at the dining room tables?

M. Couture;

❖ 32 Court St.; do they have covers?.....*Yes!*

❖ 418 Commercial St. update.

❖ Wants more detailed agenda action sheets.

Board reorganization

MOTION: To appoint **Michele Couture** as Chair of the Board of Health.

KH; LD, second3-0.

MOTION: To appoint **Kay Halle** as Vice-Chair of the Board of Health.

MC; LD, second3-0.

MOTION: To appoint **Laura Davis** as Clerk of the Board of Health.

MC; KH, second3-0.

Any other business which shall properly come before the Board

None forthcoming.