

Board of Health

April 13, 2000

7:00 p.m., Caucus Hall; Adjourned 9:35 p.m.

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.

Present: M. Couture, Chair; K. Halle, L. Davis, S. Klein, G. Delius
J. Silver, Health Inspector; M. Brock, Health Agent

Public Statements

None forthcoming.

New Business

Board Reorganization

Motion:

To nominate **Michele Couture** as Chair for the Board of Health. KH; LD, second 5-0.

To nominate **Laura Davis** as Vice-Chair for the Board of Health. MC; KH, second 5-0.

To nominate **Kay Halle** as Clerk for the Board of Health. MC; GD, second 5-0.

Interviews for Board Members

Mr. Mark Baker, first candidate:

MC: Could you describe your perception of the BOH's responsibilities? Why do you want to be on the BOH?

GD: Have you had any experience with public health?

M. Baker:

- Sees the Board's role as in tandem with wastewater, Title 5, harbor quality.
- Solicited by David Atkinson who thought he could be a help.
- Has taken active role as a health advocate.
- On PASG Board of Directors, etc.

Mr. Ken Jansen, second candidate: (same questions as asked to M. Baker)

- To protect the public health, enforce Title 5.
- Feels he can be of service to the town.
- No public health experience.

SK: Have you sat on other boards?.....yes, zoning.

GD: Do you feel you have a good ability to listen, feel for applicants?.....yes, cites past experience on zoning.

KH: Would like to nominate Ken Jansen for his previous experience. Feels he would be an asset to the Board.

Motion:

To nominate **Ken Jansen** for a position on the Board of Health.

KH, LD, second 4-1-1 (GD abstains; SK against)

Old Business

Continued from March 23, 2000 (at applicant's request)

Greg Morris

New Septic Installer License

Motion:

7:20 p.m: To take out of order as applicant not present. KH; SK, second 5-0.

9:30 p.m To take no action; no show.

Coastal Acres Camping Court, Inc, 74R & 76R Bayberry Ave, E. Veara

Clarification of the March 23, 2000 motion

Jamie Viera & Mr. Phillips

MC:

- Asks Health Inspector to see plan (Schofield PP) submitted.
- Points out that these are well over the one-hundred twenty (120) sites (colored) that the applicant is licensed for.
- Does not feel that they have complied with the Boards' previous motion.

SK:

- Feels that the BOH has been clear in it's intent.
- Too many sites on the plan.

LD:

- Why are there so many sites on the plan?

J. Viera:

- Should not be penalized for too much land.
- Thinks that Mr. Philips is complying.
- Points out #3 of BOH motion; saying that they are complying.
- Asks the Health Inspector if the plan is enforceable.....*Jackie is hesitant.*

BOH:

- Does not feel that the applicant is complying.
- Feels that second plan presented on April 12, 2000 also is not what the Board required.
- Believes that this plan is unenforceable.
- Health Agent, Marina Brock, agrees with the BOH.

Motion:

To maintain previous motion. No sign-off on year 2000 license until presented with a plan with conditions stated in the motion of March 23, 2000.

SK; LD, second 3-0.

New Business

30 Nelson Ave/John & Ruth White

Cesspool collapse

Motion:

To take out of order per request of the applicant. KH; LD, second 5-0.

To bring back for consideration. KH; LD, second 5-0.

M. Brock, Health Agent;

- Explains to Mr. White that "mucky & bailing" of a septic system is illegal.
- Does not believe the system is failed.
- Believes that Mr. White was unaware of the regulation.
- Thinks that the BOH should monitor the system and if the system at **30 Nelson Ave.** shows signs of failure then the property owner must upgrade.

BOH: Agrees that Mr. White's action was an honest mistake.

Motion:

To take no action. KH; GD, second 5-0.

23 Cottage St/Bolton & Fossela

Appeal Of Health Agent Decision on BOH Regulation

Steven Fossela:

- Does not feel that he needs to upgrade his system as required by the 25% assessed value regulation.
- Feels that his system is functioning ok.
- He is reducing the use.

BOH:

Members agree to compromise which would allow for sign-off on the Building Permit provided;

- The property owners have a license septic inspector make a determination that the system is ok.

Mr. Fossela: Does not agree.

Motion:

That sign-off on a Building Permit is contingent on a positive septic system report for **23 Cottage Street** by a licensed septic system inspector.

KH; LD, second 5-0.

6A Nelson Ave/Donna Mahan

Appeal Of Health Agent Decision On BOH Regulation.

John Reis:

- They are willing to make one large room.
- Does not seek to add bedrooms.
- Feels trapped by the Growth Management By-law.

M. Brock:

- Feels that the BOH should take the most conservative view.
 - That the Board should treat this as possible bedrooms.
 - This plan will kick in Growth Management.
1. That there is the septic system issue. Is there capacity?
 2. Growth Management

Motion:

To continue **6A Nelson Avenue** until the **May 18, 2000** meeting; after the workshop on Growth Management.
KH; LD, second 5-0.

21 Tremont St/Harry Brock II; FELCO, Inc.

Request for Title 5 variances

Motion:

To continue **21 Tremont Street** until **May 18, 2000** at the request of the applicant.
SK; KH, second 5-0.

9 Washington Ave/Arthur J. Costa et ux; William N. Rogers, II, P.E.

Request For Title 5 Variances

William Rogers, PE.

BOH:

- After showing the Board an accurate floor plan of renovation;
- It is the Board's and Health Agent's decision that the proposed artist studio would also constitute additional flow of 110 gal.
- This plan proposed an addition of a bedroom in a renovated garage necessitating a revised plan.
- This too will kick in Growth Management allocation.

Motion:

To continue **9 Washington Ave.** until after the BOH workshop on **May 9, 2000 at 10:30 a.m.**
KH; LD, second 5-0.

Approval Of Minutes

Motion: To approve the minutes of the **March 9, 2000** BOH meeting.

KH; GD, second 4-0.

Motion: To approve the minutes of the **March 23, 2000** BOH Special Meeting.

SK; LD, second 3-0.

Health Agent's and Health Inspector's Reports

M. Brock, Health Agent:

Mosquito control is testing.

Board Member Statements

SK:

- Hazardous Waste; What to do with it? Why once every other year?
- Have the Health Inspector compile a list of where hazardous waste is accepted in town.
- Regulated recyclables.
- What about Vorelli's?.....*New escrow agreement is in the works.*

LD: None.

GD: None.

KH:

- When year 2000 licenses are issued they should be given the BOH trashcan regulations.

MC:

- 29 Nickerson St.
- 36 Shank Painter Rd.
- 202B Bradford?.....*He is complying with the correction order.*
- 306 Commercial St.....*Waiting to hear from Ron White.*
- 44 Winslow St.....*Clean up.*
- 5 Freeman St.....*Will do follow-up.*
- 4 Prince St.....*Follow-up.*

Any Other Business Which Shall Properly Come Before The Board

None forthcoming.

Motion: To adjourn at 9:35 p.m. LD; GD, second 5-0.