

BOARD OF HEALTH
September 28, 2000
6:30 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.

Members Present: Mark Baker; Michele Couture, Chairman; Laura Davis; Ken Janson; and Stan Klein.

Member Absent: Kay Halle (excused)

Health Agents: George Heufelder and Jackie Silver

AGENDA:

- I. PUBLIC STATEMENTS**
- II. HEARING ON PROPOSED BOARD OF HEALTH TITLE 5 REGULATIONS RELATIVE TO THE MUNICIPAL TREATMENT FACILITY.**
- III. OLD BUSINESS**
139 Commercial St/Jay Anderson (Request for Title 5 variance) (Cont. to 10/5/00)
- IV. NEW BUSINESS**
34 Pearl Street/Andus Baker (Failed septic system)
470 Commercial Street/Lesley Gerould (Failed septic system)
- V. Approval of Minutes**
- VI. Health Agent's and Health Inspector's Reports**
- VII. Board members' statements**
- VIII. Any other business which shall properly come before the Board.**
Copies of proposed regulations are available at the office of the Town Clerk.

The meeting was called to order at 6:35 p.m.

Public Statements:

There were none.

Motion: Michelle Couture made a motion to take the 2nd item on the agenda, dealing with the Title 5 regulations, out of order and place the discussion in the Health Agents' statements at the conclusion of the meeting. It was seconded and passed unanimously

139 Commercial Street/Jay Anderson; FELCO, Inc.; (Continued from 9/7/00)

Lester J. Murphy told the Board of Health (BoH) members that it had been determined the Coastal Zone Management (CZM) folks will have a definite opinion on October 12th. Therefore, Attorney Murphy would like to have a hearing on 139 Commercial Street at the October 19th meeting of the BoH.

Michele Couture felt that the October 19th scheduling might not allow enough time for adequate preparation so she preferred staying with the continuation to November 2nd.

Motion: Michelle Couture made a motion to continue 139 Commercial Street to the November 2, 2000 meeting. Mark Baker seconded the motion and it passed unanimously.

34 Pearl Street/Andus Baker (cesspool collapse)

Sean O'Brien reported on September 11th that the cesspool located at 34 Pearl Street had collapsed. Since the address is outside of the sewer district the cesspool has been contained temporarily. Mr. Baker, the owner, is involved in discussions with Kendall Ayers in an effort to obtain a loan for both a plan and system installation. The collapse has been covered over as well as cordoned off. George Heufelder will inspect the temporary repair on September 29th.

Motion: Ken Janson made a motion for 34 Pearl Street to have a plan within 60 to 90 days and an installation of a new system within 90 to 120 days. Stan Klein seconded the motion and it passed 5-0.

470 Commercial Street/Lesley Gerould (Failed septic system)

Sean O'Brien reported that on Friday, September 15th a cesspool collapsed at 470 Commercial Street. It was a single cesspool at the back of the property serving 1 bath, 1 kitchen. There is a Title 5 installed in the front of the house. The

owner is being required to connect the collapsed cesspool to the existing Title 5.

Motion: Michelle Couture made a motion stating that the Board of Health hereby orders the owner at 470 Commercial Street to connect the problematical plumbing line to the existing Title 5. Ken Janson seconded the motion and it passed unanimously.

Motion: Michele Couture made a motion to approve the minutes of the September 7, 2000 meeting. Laura Davis seconded it and it was approved by all.

Health Agent's and Health Inspector's Reports:

George Heufelder addressed the Board and went over the proposed regulations relating to the Municipal Treatment Facility. He told the BoH that much thought and man-hours had gone into the regulations and proceeded to go over them one by one. Each regulation was discussed in depth. Michelle Couture praised the regulations on studios.

George even gave a brief history of the quest for a sewer system. Originally the sewer that could have been largely paid for by grants was turned down by the voters of Provincetown because they felt it would promote unbridled growth. Now our Growth Management By-laws seem to allay that fear. Due to recent legislation the sewer district is now allowed to have a checkerboard application and, also, a 20 year contract with a company who will *design, build, and operate* the facility. This method of management is called a DBO system. (Please see italicized words in previous sentence.) It should be a less expensive system to maintain.

Jackie Silver reported on a few subjects she was asked to look into:

1. Bubalas – She found the restrooms as “needy” as had been reported. She met with John Yingling, the owner, and together they developed a strategy for addressing the situation.
2. A & P – After inspection of the entire facility, she developed a two-page sheet of violations. The management is being cooperative and they are trying their best
3. Needles on beach – Someone reported that they had seen needles on the beach behind the Knights of Columbus building. This led to a discussion on the new, beach-cleaning machine the Town may buy.
4. Crown & Anchor – They are advertising drinks which have designer drug names. There has also been conjecture from the general public that some of the drinks have been made with house-cleaning products? Jackie feels a phone call to the two or three establishments accused of merchandising in this fashion may be sufficient to deter them.

(Jackie will follow-up on the above.)

Board Member's Statements:

Michelle Couture asked the Health Agents if the alarm had been installed at 32 Court Street? Next she wondered if the Crown & Anchor has suffered a gap in septic compliance. George will follow up with the Crown & Anchor. Jackie was asked to follow-up on 138 Commercial Street. Jackie agreed.

Mark Baker, after reading a memo regarding the Locke Property wondered who has the plan to study? George told him that the subdivision has only been referred for comments; he recommended siting the Title 5 without variances. He cautioned that the BoH will have to deliberate the issue carefully.

Motion: A motion to adjourn was made at 8:20 p.m., seconded and approved unanimously.

The next meeting will take place on October 5th.

Respectfully submitted, Evelyn
Rogers Gaudiano

Approved by _____ on _____ date
Michele Couture, Chairman