

Truro Board of Health Minutes  
March 3, 2015  
4:30 PM-Truro Town Hall

**Members Present:** Chair-Tracey Rose, Vice Chair-Jason Silva, Dianne Eib, Tim Rose (arrived at 4:35), Alternate-Ansel Chaplin(arrived at 4:36)

**Members Absent:** Mark Peters

**Present:** Health Agent-Pat Pajaron, BOH Secretary-Noelle Scoullar, Lester J. Murphy, William Rogers, Board of Selectmen Liaison-Robert Weinstein, DPW Director-Jason Norton

Ms. Rose opened the meeting at 4:30PM. She stated that the meeting was being recorded, and asked if anyone in the audience was recording. Hearing no answer in the affirmative, she requested that people coming up to talk to please state their name for the minutes, and to direct their questions through the Chair.

### **REVIEW/APPROVE MINUTES**

**February 3 and 24, 2015**

Jason Silva made a motion to postpone the review/approval of the February 3, 2015 minutes to the next meeting, in order to have the proper quorum.

Dianne Eib seconded this motion.

**Vote: 3-0, motion carries**

Dianne Eib made a motion to approve the minutes from the February 24, 2015 meeting.

Jason Silva seconded this motion.

**Vote: 3-0, motion carries**

*\*Note, quorum was achieved at end of meeting for the approval of February 3, 2015 minutes.*

### **REPORTS**

#### **Water Resources Oversight Committee**

Ms. Rose asked Ms. Pajaron to give an overview, since Mr. Peters was absent. Ms. Pajaron stated she did not attend the last meeting. Ms. Rose suggested that Mr. Peters could update the Board at their next meeting.

#### **Health Agent's Report**

Ms. Pajaron stated that septic installations have been on hold because of the weather. Ms. Rose asked if any more people had come in to get their well water tested due to the breach at Ballston. Ms. Pajaron stated that no more people had been in. Ms. Rose also asked what the turnaround time was from the County Lab on water test results. Ms. Pajaron informed the Board that turnaround time is generally 2 weeks.

### **PUBLIC HEARINGS**

- 1. Sonja Soderberg, East Harbor Motel/Cottages, 618 Shore Rd., Condominium Conversion Application.**

Mr. Lester J. Murphy Jr. and Mr. William Rogers approached the Board. Prior to this meeting he filed, with the Building Commissioner, a parking plan (existing and proposed). The Building Commissioner conditionally approved it, predicated upon the Planning Board reviewing it on the basis of a site plan review. Back in February of this year, the Planning Board voted to waive the requirements of a site plan review. The condition on the parking plan has been met. They are now seeking approval of the septic system servicing the premises for the conversion. They are seeking approval of a conversion "in-kind". At some point in time, if the new owner wants to reconfigure in the future, they will go before the applicable Boards. Mr. Murphy wished to correct the age of the septic systems. Mr. Rogers has the plans, and one system was designed in 1989 and the other in 1994. All three systems are passing systems under the Title V requirements. Mr. Rogers has reviewed both septic plans. One is for 18 bedrooms on the easterly side, and the other system was designed to handle four cottages on the west side (26 bedrooms total). Ms. Rose asked why the Board did not have the septic plans. Ms. Pajaron did not think to include them in the packet. Ms. Rose summarized that there are three existing systems in the ground. Ms. Eib wished to know when the systems were last pumped. Ms. Pajaron stated that all three systems were pumped in 2011. Ms. Eib said that they were all due for pumping. Mr. Murphy let the Board know that this property would be coming before them soon for a change of manager, and the pumping could be something required before they open for the 2015 season.

**Dianne Eib made a motion to approve the condominium conversion for East Harbor Motel/Cottages, 618 Shore Rd, as is with no changes.**

**Jason Silva seconded this motion.**

**Vote: 4-0-1, (Tracey Rose abstained), motion carries.**

#### **AGENDA ITEMS:**

- 1. Discussion: Truro Board of Health Regulation Section III, Article 3, Manager Regulation (continued from 2/24/15)**

**Dianne Eib made a motion to continue this discussion to the next meeting with a full board.**

**Jason Silva seconded this motion.**

**Vote: 5-0, motion carries**

- 2. Discussion: Truro Transfer Station Tipping Fees and Proposed Amendment to Truro Board of Health Regulation, Section V, Article 5 Use and Operation of the Transfer Station and Article 9 Fee Schedule, Section XVII Fee Schedule**

Jay Norton approached the Board. Ms. Rose summarized that the Board of Health was asked to consider amending the regulation at the Transfer Station regarding trash compactors. The issue is that there is an over budget item, and compactors are going in and being charged inaccurately because we do not have a scale. Mr. Norton stated that tipping fees have gone up. Fees have increased from \$37.51 per ton to \$60.00 per ton. In comparing where they are now vs last year, in the past 7 months they are up 355 tons compared to last year. The increased tonnage, and tipping fee, has made them reevaluate their options at the transfer facility. This is one way they believe will decrease tonnage as well as the fees they are paying. Mr. Norton believes that this came to fruition when Wellfleet went to Pay as You Throw. Wellfleet adopted that in December 2013, and Truro has seen a consistent increase in tonnage since then. Ms. Rose stated that a couple of taxpayers have witnessed compactor trucks coming in from different towns. This is why the Board of Health has been asked to consider banning trash compactors. Mr. Norton explained that this would not affect tradesmen's pickups, as long as they are established in

Truro. Ms. Rose asked Mr. Norton to confirm that the Town is trying to keep communications going with DEP so we can get certification for the landfill to be capped. Mr. Silva asked how long this would take to remedy. His concern is that these people have already paid the fee. Ms. Rose explained that Mr. Norton has spoken with the Town Accountant and the Town Administrator, and it has been agreed that a pro-rated refund would be offered. Mr. Chaplin asked if these haulers would be given fair warning. He thinks there is a due process and notice should be given. Mr. Weinstein came up to speak. For clarification on what is going on (for the public) he explained that the issue with compactors has arisen because when Wellfleet instituted the Pay as You Throw program, they forbid the use of their facility by any commercial haulers. Because Truro has not addressed the issue yet, the tonnage which Truro is currently handling has gone up astronomically. The trucks under consideration are large vehicles that crush the waste. He also suggested considering banning 1 ton dump trucks as well. He also feels it's important that with any proposed regulation there should be public notice given. A letter should also go out to local businesses as well.

Ms. Eib asked what the timeframe would be on acquiring a scale. Mr. Norton stated that a scale is in the CIP fiscal year 2016, so they would be looking at July 2015. Ms. Eib suggested not including the exclusion of the 1 ton dump trucks, so as to expedite the amendment as proposed. Ms. Pajaron clarified that it states under #6 that all users should be Truro businesses. Mr. Weinstein came back up to speak. One item he thinks the Board of Health should consider is fees which are conjoined to what the per-tonnage cost that the town is paying for.

**Dianne Eib made a motion to accept the changes as presented by Pat Pajaron and to move forward with a public hearing.**

**Jason Silva seconded this motion.**

**Vote: 5-0, motion carries.**

Ms. Eib suggested discussing fee changes after the scale comes in.

**3. Discussion: Authorize the Health Agent to Issue the Following Permits (renewals only):  
Septage Hauler, Septic Installer, Refuse Hauler, Food Service, Farmer's Market Retail Food Permit, Swimming Pool, Permit to Operate a Bathing Beach, Tobacco Permit**

Ms. Rose stated that at a previous meeting Ms. Pajaron discussed taking on these tasks. She is paid to do this. Other Health Agents approve these types of permits, and she has proposed taking on that responsibility, should the Board desire. Ms. Eib clarified that these would be renewals only, not first time applicants. Ms. Pajaron stated that she was correct.

**Dianne Eib made a motion to allow the Health Agent to issue the renewal licenses as listed.**

**Tim Rose seconded this motion.**

**Vote: 5-0, motion carries.**

**LICENSING RENEWAL APPROVALS**

**1. Eric Shapiro, Mgr. of Sutton Place Condominiums, 503 & 522 Shore Road, Condominium License.**

Ms. Rose asked if all paperwork was turned in and complete. Both Noelle, and Pat, stated that the applicant was in good standing.

Tim Rose made a motion to approve the renewal license for Sutton Place Condominiums.  
Ansel Chaplin seconded this motion.  
Vote: 5-0, motion carries.

Tim Rose made a motion to adjourn at 5:20PM.  
Jason Silva seconded this motion.  
Vote: 5-0, motion carries.

*Ms. Rose reopened the meeting to approve the minutes from February 3, 2015*

Jason Silva made a motion to approve the minutes for the February 3, 2015 meeting.  
Tim Rose seconded this motion.  
Vote: 3-0, motion carries.

Tim Rose made a motion to adjourn at 5:25PM.  
Jason Silva seconded this motion.  
Vote: 5-0, motion carries.

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**Chair-Tracey Rose**

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**Vice Chair-Jason Silva**

Absent 3/3/15

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**Clerk-Mark Peters**

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**Dianne Eib**

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**Tim Rose**

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**Alternate-Ansel Chaplin**