

Truro Board of Health Minutes
December 2, 2015
4:30 PM-Truro Town Hall

Members Present: Chair-Tracy Rose, Vice Chair-Jason Silva, Member Tim Rose, Member Ansel Chaplin
Absent: Member Mark Peters
Others Present: Agent Patricia Pajaron

Chair Tracy Rose called the meeting to order at 4:30PM. Ms. Rose stated that the meeting was being recorded and asked if anyone from the public was recording as well. No one replied in the affirmative.

REVIEW/APPROVE MINUTES

November 17, 2015

Mr. Silva moved to approve the minutes as submitted.

Mr. Rose seconded.

Vote: 3-01, motion carries with Mr. Chaplin abstaining.

REPORTS

Water Resources Oversight Committee

Mr. Peters was not present to report. Ms. Rose mentioned that the meeting that was supposed to occur this week was pushed to next week on December 8th.

Health Agent's Report

2016 License renewals still coming in.

Septic permit for 5 Old Firehouse Rd has been filed.

Presentation by SMART Committee took place the night before at Board of Selectmen's hearing. Ms. Rose request that this topic be placed on next Agenda. She added that it's up to the Board of Health to vote and implement regulations, as they govern the Transfer Station. Ms. Rose would like to conduct the power point presentation at their next meeting.

PUBLIC HEARINGS

1. Samuel F. Bradford, Cape View Motel, 364 Route 6, Change of Manager

Mr. Bradford approached the Board and explained the change of manager for the Cape View Motel. He stated that they plan to run the establishment in the same manner that it has been running. Ms. Pajaron stated the TEAM inspection resulted in no issues nor are there any issues with the septic. Mr. Rose questioned where he lived and if he would be staying at the site. Mr. Bradford replied that he would not be staying there but that there will be someone on site 24 hours a day. Ms. Rose asked if Mr. Bradford was aware that per BOH regulations there is a 30 minute response time for managers; he replied he did not, but it's not a problem as he lives 10 minutes away.

Mr. Chaplin motioned to approve the Change of Manager with the condition that the Board of Health receives the names and cell numbers of employees that will be on premise when Mr. Bradford is not. Mr. Rose seconded.

Vote: 4-0, motion carries.

- 2. Claudia Goldstein, 38 Parker Drive, Plan Review and Approval of Workshop Studio Addition to Existing Garage/Studio (continued from November 17th)**

Ms. Pajaron stated that Ms. Goldstein had requested a continuance to the next BOH meeting (December 16th).

Mr. Rose moved to continue the discussion to the December 16th meeting.

Mr. Silva seconded.

Vote: 4-0, motion carries.

- 3. Luther Bumps, 10 Bayview Dr, Update on Compliance to the September 4, 2015 Order to Correct for violation of 105CMR State Sanitary Code Chapter II, Minimum Standards of Fitness for Human Habitation, Section 410.000 & Truro Board of Health Regulation, Section XIV, Nuisances**

Mr. Bumps approached the Board and requested a bit more time (10-14 days) to continue to clean up the yard. He has made good progress so far. Ms. Pajaron went over her site visit and explained that Mr. Bumps had completed a lot and is pleased with his progress. She mentioned an area by the sail boat that still needs to be taken care of.

Mr. Rose made a motion to grant Mr. Bumps an extension of time and move him to the December 16th meeting.

Mr. Silva seconded.

Vote: 4-0-0, motion carries.

- 4. Jay J. Derenzo, 11 Coast Guard Terrace, Variance Request to Truro Board of Health Regulation, Section VI, Article 3(1)a. Required Upgrade Upon Transfer of Property**

Ms. Rose recused herself.

Mr. Shay, from Shay Environmental Services, approached the Board and said he represented the potential buyer. The buyer would not like to install the system without owning the property. Sale is set for December 17th. Mr. Silva mentioned that they would typically approve this type of variance request with the stipulation that there shall be no occupancy until the system is installed. Mr. Shay mentioned that they are still waiting for the Order of Conditions to be recorded before they can get the septic permit.

Mr. Rose moved to approve the variance giving the Applicant 10 days from the date of the closing to get the system installed along with the condition that there shall be no occupancy until the system has been installed.

Mr. Chaplin seconded.

Vote: 3-0-0, motion carries, with Ms. Rose not voting.

5. Minot Reynolds for Daniel R. Delgizzi, 101 Shore Road, Request for Extension of Time to Upgrade to Title 5

Ms. Rose returned.

Mr. Reynolds approached the Board and explained that there were two leaching pits on site and he re-piped the distribution box to go to the functioning pit so at this time there is no overflow. He would like a 6 month extension due to an illness with his brother who is the main installer for the company. Ms. Rose stated that the Order to Correct was issued on September 4th; she felt that the proposed extension of time was not acceptable. Ms. Rose requested Ms. Pajaron's opinion. Ms. Pajaron felt that this system should have been upgraded already and suggested if they give the Applicant time, to only give them one or two months with the strong recommendation that an effluent filter be installed in the outlet and that weekly or bimonthly inspections take place and/or pumping as needed. Ms. Rose felt that this situation does not present a financial hardship. Mr. Rose asked if the failed pit has been pumped out and currently empty. Mr. Reynolds agreed to pump it. Ms. Pajaron reported that it's a 51,000+ sq. ft. lot served by Town water with two apartment buildings (14 bedrooms). Ms. Rose asked Ms. Pajaron if they Applicant has complied with the Order to Correct. Ms. Pajaron stated that Order required the Applicant to submit a plan within 30 days (which did not happen; plan was received on December 1st) and 60 days to complete the upgrade (which did not happen). Mr. Rose moved giving Applicant 2 months (60 days) to complete the upgrade with the condition that the existing failed system is checked every week and pumped as needed and that the failed pit is cleaned out for additional flow. Ms. Pajaron expressed her concern over what the winter may bring and if they would be able to upgrade depending on the snow situation.

Mr. Rose motioned moved to give the Applicant 2 months (60 days) to complete the upgrade with the condition that the existing failed system is checked/inspected every week and pumped as needed and that the failed pit is cleaned out for additional flow.

Mr. Silva seconded.

Vote: 2-2-0, motion fails.

Ms. Rose felt that a 30 day timeline would be more appropriate.

Mr. Rose motioned to give the Applicant 30 days to complete the upgrade with the condition that the existing failed system is checked/inspected every week and pumped as needed and that the failed put is cleaned out for additional flow.

Mr. Silva seconded.

Vote: 4-0-0, motion passes.

AGENDA ITEMS

1. Nathaniel McKean & Braunwyn Jackett, Discussion on Number of Bedrooms and Rooms at 61 Shore Rd

Ms. Pajaron reported that the Applicant requested a continuance to the December 16th meeting.

Mr. Rose moved to move the agenda item to the December 16th meeting.

Mr. Chaplin seconded.

Vote: 4-0-0, motion carries.

2. FY17 Proposed BOH Budget

No one had any questions. December 21st is the Budget Committee meeting at 8AM. The full time position has been posted and they hope to have someone start by January 1, 2016.

Mr. Rose moved to approve the FY17 Proposed BOH Budget.

Mr. Chaplin seconded.

Vote: 4-0-0, motion carries.

LICENSING RENEWAL APPROVALS

1. Jacqueline David, Mgr., Hi-Land View Cottages, 17 Coast Guard Rd., Motel License

2. Samuel F. Bradford, Mgr., Cape View Motel, 364 Route 6, Motel License

Ms. Pajaron stated all renewals were in good standing.

Mr. Chaplin moved to approve licensing renewals 1-2.

Mr. Rose seconded.

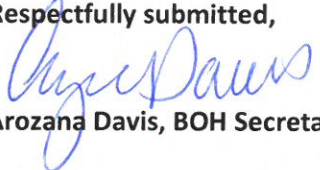
Vote: 4-0, motion carries.

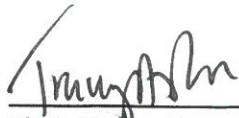
Mr. Rose motioned to adjourn.

Mr. Silva seconded.

Vote: 4-0, motion carries.

Respectfully submitted,


Arozana Davis, BOH Secretary



Chair-Tracey Rose

Vice Chair-Jason Silva

Clerk-Mark Peters



Ansel Chaplin



Tim Rose