



Minutes of the Truro Board of Health, Tuesday March 15, 2022

This was a remote meeting. Board members in attendance:

Chair Tracey Rose, Vice Chair, Jason Silva Board members: Helen Grimm, Brian Koll, and alternate Candida Monteith. Also Present: Health and Conservation Agent Emily Beebe. The meeting was called to order at 4:17 PM by the Chair, Tracey Rose; she announced the remote meeting procedures and described the process for public participation.

Public Comment:

Karen Ruymann suggested adding a discussion about fertilizer management regulations to the Board of Health agenda and to discuss how it affects Truro Storm Water runoff.

Ron Fichtner sent an e-mail to request to schedule the town meeting for a later date and move it outdoors to diminish the exposure and risk of Covid-19 to those more vulnerable populations, make citizens feel safer at the meeting, and allow for a greater turn out.

Variance Request: 45 Corn Hill Road (*continued from 3/1/2022*):

A continuance was requested for the April 5th, 2022, Board of Health meeting.

Motion: Board member Helen Grimm moved to continue the matter; **Second:** Board member Brian Koll; **Vote:** 4-0-1: Tracey Rose abstained; The motion was approved.

Variance Requests/Local Upgrade Approval: 127 & 133 South Pamet Road, Dennis/Whitelaw (*continued from the 2/1/2022 meeting; requested a continuance to the 4/5/2022 meeting*)

The applicants requested a continuance until the April 5th, 2022, Board of Health meeting.

Motion: Board member Brian Koll moved to continue the matter to April 5th; **Second:** Board member Jason Silva; **Vote:** 5-0-0: The motion was approved.

Variance Request/local upgrade approval: 8 Well Sweep Lane: Bill Rogers was present to explain the variance needed to allow the leaching area and distribution box to be more than 36 inches below the finished grade. The Agent described this variance as one that would not impact the quality of the treatment the septic system would provide for the property. **Motion:** Board member Brian Koll moved to approve the variance request; **Second:** Board member Helen Grimm; **Vote:** 5-0-0; The motion was approved.

Change of Manager: 566 Shore Rd, Ocean Breeze Condominiums:

Chair Tracey Rose asked Laurie Ferrari of Peters Property Management if she was familiar with the expectations set forward by the Town of Truro for being a manager of a property; in response Ms. Ferrari stated that she manages a few properties in town and is familiar with the expectations of managing a property in Truro. **Motion:** Board member Brian Koll moved to approve the change of manager; **Second:** Board member Helen Grimm; **Vote:** 5-0-0; The motion was approved.

Change of Manager: 658 Shore Rd, Bayview Village Condominiums

Nourman Tourville represented the change of manager request; originally from Vermont, Norman is in the process of learning the protocols of property management in Truro and is receiving guidance from the association. Chair Tracey Rose went over the most important details, and stated that all contact information including unit number, mailing address, phone and

emergency phone numbers should be readily accessible for all unit owners in case of an emergency or in case of a situation that needs mediation from the manager. Board member Jason Silva reiterated the importance of having all contact information available to all unit owners so that they know who they should reach out to if they have an issue. **Motion: Board member Brian Koll approved the change of manager; Second: Board member Helen Grimm; Vote: 5-0-0; The motion was approved.**

New Business Application: Salty Market Farm Stand, 2 Highland Road.

The new owner, Liam Luttrell-Rolland, was present to represent the application. Mr. Rolland explained that he will be residing in the apartment above the Market. Mr. Rolland is a chef with experience in catering services. Salty Market formerly possessed, an array of different licenses including, but not limited to, their liquor license, license to sell tobacco, general business license, catering license and bakery license. Mr. Rolland has applied for all the same licenses for the coming season. He will still sell alcoholic beverages; however, he focusses on produce roughly resembling Hatches Market. The Health Agent review the menu with the owner. Chair Tracey Rose inquired about Mr. Rolland's Serve-Safe certificate. Mr. Rolland stated he recently updated his Serve-Safe and stated that he is very invested in safe-guarding healthy practices around food and food preparation. **Motion: Board member Brian Koll moved to approve the new business application under the condition that remaining administrative items be submitted to the Health Department in a timely manner. Second: Board member Helen Grimm; Vote: 5-0-0; the vote was unanimous; the motion was approved.**

Discussion on Groundwater Resources

The Agent submitted a training module for the Board members, from an EPA publication on on-site wastewater treatment. The document described the dynamics of groundwater, which moves every day, and is locally mapped to show the direction of flow. The document also describes specific pollutants in wastewater, and the Agent discussed the importance of maintaining, installing, and siting septic systems properly to avoid polluting and contaminating private and public wells fed by the groundwater. Title 5 requires at a minimum, a 1500-gallon septic tank to accommodate 200% of the daily flow. In a properly designed and maintained septic system, the concentration of biodegradable organics (measured as BOD) are higher when they enter the system and significantly lower when they go out to the soil around the leaching area. If this is not the case, there is an issue with the system. Scott Horsley and the Agent are developing a regulation that allows the Board of Health to be reliant on the direction of the groundwater flow and where the wells are located when reviewing upgrades and variances. Alternate Board member Candida Monteith was curious where phosphorus originated. The Agent explained that most phosphorus in residential wastewater is from urine, and household cleaning products such as soap. The document described that soil plays a vital role in filtering pathogens and viruses. Additional treatment is the most effective way to keep groundwater resources protected and includes the use of I/A septic systems. Alternate Candida Monteith brought up the issue of storm water and keeping nitrates out of stormwater runoff by reducing the amount of fertilizer and treatment to lawns. Chair Tracey Rose reminded the Board that stormwater runoff is actively being discussed in Town.

Local Board of Health Regulation Review

Section IIX - Well Water Testing (proposed amendment to rental registration water test validity schedule) The Agent described the proposed amendment to the regulation regarding triggers for well water testing; the amendment would align the time frame for the validity of a water test by changing it from 4-months to 1-calendar year as it is stated in all other regulatory triggers. **Motion:** Board member Brian Koll moved to approve the amended Section IIX-well water testing regulation. **Second:** Board member Helen Grimm; **Vote:** 5-0-0; the vote was unanimous, and the motion was approved.

MINUTES:

December **Motion:** Board member Jason Silva moved to approve the December minutes **Second:** Board member Brian Koll; **Vote:** 5-0-0 The vote was unanimous, and the motion was approved.

REPORTS

Report of the Chair-packets

Chair Tracey Rose asked the Board about whether they prefer hardcopy packets or electronic packets for the Board of Health meetings. Board member Jason Silva did not have a preference. Board member Brian Koll preferred electronic packets. Alternate Candida Monteith preferred a hard copy packet. Chair Tracey Rose preferred a hard copy.

Chair Tracey Rose also stated that she had emailed the Chair of the Planning board about the Planning board's proposed storm water by-law and generally supported the development of such a bylaw.

Health Agent's Report

The Health Agent briefed the Board about the public health excellence grant program offered by DPH and that Truro and Wellfleet were discussing applying in the next round for a grant for the Outer Cape to address the following issues: More comprehensive public health programming and mental health support. They are also discussing how/where to apply for technical assistance to develop a subregional entity for Conservation and Health on the Outer Cape so that Agents can support each other across jurisdictions.

The Health Agent met with fellow Agents in Barnstable for the After-Action reporting process with the public regional health nurses about the "phase-1 Covid-19 response", and discussed the different operations and departmental pros and cons of the State and County response during Phase 1 Covid-19, which was described as "pre-vaccine".

Motion: Board member Helen Grimm moved to adjourn the meeting.

Second: Board member Brian Koll; **Vote:** 5-0-0; the vote was unanimous, and the meeting was adjourned at 6:08 PM.



MAY 19 2022

RECEIVED
TOWN CLERK

Minutes compiled by Nina Richey

Date: March 14, 2022

To: Members, Truro BoH

Truro Health/Conservation Agent

From: Ron Fichtner

Subj: Request that ATM be rescheduled and moved outdoors

I am writing to request that the BoD recommend to the Select Board that the Town Meeting be scheduled for a later date and held outdoors.

Otherwise:

1. Participation is likely to be diminished as those who are elderly and/or perceive themselves to be at elevated risk for acquiring COVID will opt not to attend an indoor event in which adequate risk mitigation is potentially compromised (e.g., spacing, non-uniform masking and vaccinations).
2. It may be premature to discount the possibility of a threatening COVID resurgence. (see linked article) In that event, the meeting would need to be hastily rescheduled for outdoors with likely insufficient lead time for revisions in planning.

The last two annual meetings, conducted outdoors, attracted many participants and provided town officials with the needed experience to organize, manage, and repeat those safe successes.

<https://www.cnn.com/2022/03/11/health/covid-endemic-pandemic-anniversary-america-patient-gupta/index.html>

Respectfully,
Ronald R. Fichtner, Ph.D.

TOWN OF TRURO

MAY 19 2022

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TOWN CLERK

Letter in public
comment

PUBLIC COMMENT
BOARD of Health, 3/15/22

Karen MacDonald Ruymann
Resident, 2 Bay View Drive

TOWN OF TRURO
Kry
MAY 25 2022
10:58 AM
RECEIVED
TOWN CLERK
Submitted to agenda

In Emily Beebe's February report on Truro's progress on implementing the October CCC recommendations within the Village Pond Watershed Report, she noted that Truro does not have a SWBL on the books. Several members of the PB immediately worked with a consultant to create a draft by-law, which is currently withdrawn from this year's TM to allow for collaborative input from several Town Boards and Departments. When it is this Board's turn to consult on this draft process, we urge you to do so with alacrity.

Stormwater run-off and its effects are not an abstract for those of us who live near the CCC's photos of out-moded culverts. We are the Townspeople who are nearest in proximity to these points of entry for hazardous elements into the Village Pond Watershed, our source of drinking water. As a consequence, we worry that we may be exposed to slightly higher levels of these concentrations of hazardous waste than those who live further away from these culverts. I suspect citizens in other neighborhoods in Town have also begun to wonder how dated or non-existent stormwater management policies are affecting their health.

We realize that change is often achieved slowly in governmental processes, but citizens are concerned about past incidents in Truro of reports filed away from the public eye and goals for improvement - forgotten over time or even thwarted. In contrast, I have seen the Board of Health vigorously address the need for immediacy and transparency over the past year's proceedings. Citizens concerned about healthy water cannot change the pace of our neighbors' cesspool conversions to Title V or IA; we also cannot affect the pace of the MA DOT's deliberations on Stormwater Run-off from Rt. 6; BUT... with a By-law in place, we can engage as a Town and as individual property owners in local Run-off mitigation through well-considered regulations, thus putting into place one piece of a process towards improving the health of Truro's water resources.

Spring will officially be upon us in about a week's time and residents' thoughts are turning to the joys of time spent in their yards and gardens. What actions might be addressed in the next few months by the BoH with this future SWBL in mind? Nearly 10 years ago, in 2013, the CCC enacted a Cape-wide Fertilizer Management Designation under their Document entitled "Districts of Critical Planning Concerns," with the intent to improve fertilizer management practices to protect water quality and educate residents on fertilizer application. They noted that regulations would be primarily directed to Nitrogen and adopted at public hearings of a local BoH. The Village Pond Assessment suggested that Truro consider developing and adopting a fertilizer Management Regulation consistent with the CCC Cape-Wide Fertilizer Management directive. (ordinance 13-07). Might this become an agenda item for the BoH in the near future, perhaps BEFORE folks start fertilizing and chemically treating lawns and gardens this spring?

For those of us living near one of our precious waterways, we would welcome this type of public education and regulation.

Thank you for this opportunity to comment.

