

**Truro Board of Health Minutes
November 19, 2013
4:30 PM-Truro Town Hall**

Members Present: Chair-Dianne Eib, Vice Chair-Tracey Rose, Clerk-Jason Silva, Mark Peters, Tim Rose, Alternate-Ansel Chaplin.

Members Absent: None

Present: Health/Conservation Agent-Pat Pajaron, BOH Secretary-Noelle Scoullar, Nick Brown, George Moe

Dianne informed the audience that the meeting was being videotaped, and asked if anyone else was recording. Hearing no response in the affirmative, Dianne also asked the audience to identify themselves for the minutes, if they come up to the mike to speak.

REVIEW/APPROVE MINUTES

Mark Peters made a motion to approve the minutes as presented.

Tracey Rose seconded.

Vote: 5-0, motion carries.

Being recorded

REPORTS

Water Resources Oversight Committee

Per Mark Peters, there is no report.

Health Agent's Report

Pat put together a draft letter to the septage haulers. That letter will go out with their 2014 renewal applications. She also finished the draft regulations on radon testing. Pat sent that to the State for technical review. When she receives that back from the State, it will get passed along to the Board of Health, and they can make a decision on it. Mark added that he recently visited the western part of the State, and found/purchased a radon testing kit for \$5.00. It's not that expensive.

PUBLIC HEARINGS

- 1. Estate of Mary Leopoldine Bachand, 3 Walsh Way, Request for Variance to Board of Health Regulation, Section VI, Article 3(1)a. Required Upgrade Upon Transfer of Property.**

(Tracey Rose recused herself)

Nick Brown approached the Board. He represents the buyer, Ms. Ellen Sheil. He turned in an application to the Board of Health, which lists the conservator for Mary Bachand. Mary is in an assisted living facility, and now operates through a conservator in Connecticut. Dianne asked if this were a

financial hardship, or a logistics issue. Nick stated that it's a financial hardship, and logistics are near impossible. In the offer, the buyer took over the responsibility for the upgrade to Title V, and the cost of engineering. Felco is close to completion, they are set to do a perc test on Tuesday. Nick is trying to close this by the end of next week. Dianne asked if the septic would require variances. Per Nick, it will not. Dianne informed him that normally the Board gives 30 days. Nick was amenable to that. Mark asked if the residence was occupied. Nick stated that it is not, and will not, be occupied.

Mark Peters made a motion to approve a 30 day waiver, with the condition that the property cannot be occupied.

Tim Rose seconded.

Vote: 5-0, (*Tracey Rose recused*), motion carries.

2. Dutton, 14 Hatch Rd., Plan Review/Request proposed library/office not be considered a bedroom (continued from 11/5/13).

Tracey Rose rejoined the Board.

George Moe approached the Board. He is the builder for the Dutton's. Dianne asked if there were two proposed sunrooms. George stated that there is one on the lower level, and there is an existing sunroom right off of the kitchen area. Dianne's only concern would be that the sunrooms were heated. George assured her that they were not heated. Pat confirmed that since the sunrooms are not heated, they would not be counted as bedrooms, even though they have doors on them. Dianne summarized that what George has done is taken down the partition between the two rooms. George confirmed that they were removing the partition, and installing a large window (approximately eight feet). Dianne asked Pat that by taking down the wall, would they then have the five bedrooms that are required. Pat agreed.

Jason Silva made a motion to accept the plan as presented.

Tracey Rose seconded.

Vote: 4-0, (*Mark Peters abstained*).

DISCUSSION

1. Cape-wide Fertilizer Management District of Critical Planning Concern & Draft Model Fertilizer Regulations.

Dianne asked Pat that since towns have been given a year to work on the fertilizer regulations, could they table this discussion. Pat agreed.

Mark Peters made a motion to table the discussion regarding fertilizer regulations, until Pat brings it forth again.

Tim Rose seconded.

Vote: 5-0, motion carries.

2. Proposed Food Service Permit Fees

Pat presented a draft, which breaks up the food service permits into categories. Oversight varies depending on the type of establishment. From a caterer, to a residential kitchen, to a restaurant with seating, each of those has different oversight levels. The new permit is a Farmers Market Retail Food Permit, which will cost ten dollars. There will now be a separate Catering License. The "other retail" category would be for prepackaged food sold, incidental to a primary business. A gas station, whose primary business is to sell gas, may have snacks for sale, would fall under this category. A liquor store that has one rack of potato chips, and pretzels, would fall under this category as well.

Tracey Rose made a motion to approve the proposed food service permit fees as presented.

Mark Peters seconded.

Vote: 5-0, motion carries.

Dianne added that the legal ad should be placed for the public hearing.

LICENSING RENEWAL APPROVALS

- 1. Little Pamet Condominiums, Kurt Schmidt & Laura Wood, Mgrs. 226 Route 6, motel license.**
- 2. Idle Hours Motel, John Gordon & Owen Hart, Mgrs. 86 Shore Rd, motel license.**
- 3. White Village Condo Association, Linda Arectos & Tony Mota, Mgrs. 334 Shore Rd, motel license.**
- 4. Highland Acres Condominiums, Lawrence Piwnicki, Mgr. 125 Shore Rd, motel license.**

Dianne asked if all applicants were in good standing. Both Pat and Noelle replied "yes".

Mark Peters made a motion to grant the licenses to the four applicants.


Tracey Rose seconded.

Vote: 5-0, motion carries.

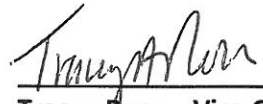
Tim Rose made a motion to adjourn the meeting at 4:20 PM.

Jason Silva seconded.

Vote: 5-0, motion carries.



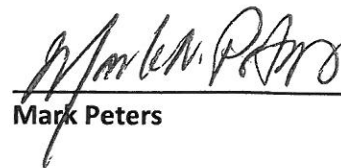
Dianne Eib – Chair



Tracey Rose – Vice Chair



Jason Silva – Clerk



Mark Peters



Tim Rose

Ansel Chaplin - Alternate