

Truro Board of Health Minutes
March 15, 2016
4:30 PM-Truro Town Hall

Members Present: Chair-Tracy Rose, Member Ansel Chaplin, Member Mark Peters, Member Tim Rose
Member Jason Silva

Others Present: Agent Pat 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

March 1, 2016

Ms. Pajaron & Mr. Chaplin had corrections.

Mr. Peters moved to approve the minutes as amended.

Mr. Rose seconded.

Vote: 4-0-1, motion carries with Mr. Silva abstaining.

February 23, 2015 Work Session

Mr. Peters motioned to approve.

Mr. Rose seconded.

Vote: 5-0-0, motion carries.

REPORTS

Water Resources Oversight Committee

Mr. Peters had nothing to report.

Health Agent's Report

11 Coast Guard Rd: Upon recommendation from Town Counsel for failure to comply with the Board's order that the upgrade be completed within ten days of December 17, 2015, a Condemnation order was issued on March 10, 2016. A new installer submitted a permit application to install the system and it is anticipated that the work will commence in the next couple of weeks.

PUBLIC HEARINGS

- 1. Show Cause Hearing for Head of the Meadow Citgo Gas Station, 435 Route 6, North Truro for violation of Massachusetts General Law Chapter 270, Section 6 and Section XI, Article 5 of the Truro Board of Health Tobacco Control Regulation.**

Mr. Rose recused himself. Mr. Lambrou, representative for Cape Cod Oil, was not present.

Mr. Peters moved to continue the hearing to the end of the meeting.

Mr. Chaplin seconded.

Vote: 4-0-1 with Mr. Rose abstaining.

AGENDA ITEMS

1. Steven Hirschboeck and Laurie Ferrari, Peters Property Management, Anchorage on the Bay, 596 Shore Road, Discuss Change of Manager and Request for a Temporary Motel License

Ms. Ferrari and Mr. Hirschboeck approached the Board. Ms. Rose requested a refresher from Ms. Pajaron. Ms. Pajaron stated that a Change of Manager has been filed to make Steven Hirschboeck the new on-site manager. They would like to open April 1, 2016 however because of advertising the earliest the public hearing could be scheduled is April 6, 2016. The Applicants are requesting a temporary license for those few days. Team Inspection is set up for March 31, 2016. Mr. Hirschboeck confirmed he understood the Board's concern.

Mr. Peters moved to approve a Temporary Motel License pending a successful Team Inspection and for the full license to be placed on the April 6, 2016 Agenda.

Mr. Silva seconded.

Vote: 5-0-0, motion carries.

The Board told Mr. Hirschboeck that he did not need to be present at the April 6, 2016 meeting.

2. Laurie Ferrari, Peters Property Management, Ebb Tide on the Bay, 538 Shore Road, Request for a Temporary Motel License

Ms. Ferrari explained that the Team Inspection has been scheduled for April 5, 2016 and was requesting a temporary license since they open April 1, 2016. Ms. Ferrari confirmed that she would be present at the April 6, 2016 meeting.

Mr. Peters moved to approve the Temporary Motel License pending a successful Team Inspection.

Mr. Rose seconded.

Vote: 5-0-0, motion carries.

3. Braunwyn Jackett and Nathaniel McKean, 61 Shore Rd., Request for Extension of Time to Bring Property Into Compliance with 310 CMR 15.000, Title 5 and Truro Board of Health Regulation, Section VI, Article 9

Ms. Jackett & Mr. McKean approached the Board to request an extension of time. Ms. Pajaron reminded the Board that on January 5, 2016 they gave the Applicants 3 months to bring the property in to compliance. A building permit application was submitted on January 29, 2016. Due to administrative delays the permit has not been issued yet. Mr. McKean requested a month and a half extension; the Board gave him to May 1, 2016.

Mr. Peters moved to give an extension of time to May 1, 2016 in order to bring the property in to compliance.

Mr. Rose seconded.

Vote: 5-0-0, motion carries.

4. Cape Cod Area Wide Water Quality Management Plan- Section 208 Update

Section 208 Update has been approved. Under the Patrick-Murray Administration, the Cape Cod Commission was provided 3.3 million dollars from the Commonwealth Water Pollution Abatement Trust to fund the 208 Plan Update. The 208 Plan Update aims to integrate existing and new information into a stakeholder driven process to address water quality issues in shared watersheds. Watershed Working Groups were formed to discuss strategies, technologies, ideas to improve water quality in the shared watersheds. The Cape Cod Commission will assist Towns to create Watershed Teams and develop watershed reports. Pajaron said the Towns have 12 months to develop these watershed reports.. Truro shares a watershed with Wellfleet. Truro is responsible for 2%. You can view the entire report on the Cape Cod Commission's website.

5. Schedule next Save Money and Reduce Trash /Pay as You Throw Worksession

Mr. Peters felt they were nowhere near being able to make a vote and that they need some more answers to their questions. Mr. Silva & Mr. Peters expressed interest in another meeting with the DPW Director. Ms. Rose was informed by the DPW Director that the Town's Legal Counsel has determined that the Transfer Station is allowed to use the scales, which they are waiting to receive in writing. Administration has also asked the Board of Health/DPW Director to look at fee increases for the new Fiscal Year. The next work session was scheduled for Tuesday, April 19, 2016 at 4:30PM. The DPW Director & Mr. Charles Sumner, retired Town Administrator from Brewster, will be on the Agenda.

LICENSING RENEWAL APPROVALS

- 1. Eric Shapiro, On-Site Mgr., & RKM Property Management, Off-Site Mgr., Sutton Place Condominiums, 503-522 Shore Rd., Motel License**
- 2. Wayne Klekamp, Mgr., North Truro Camping Area, 46 Highland Rd., Campground License**
- 3. Wayne Klekamp, Mgr., AC Mobile Home Park dba Adventure Bound Campground at Hortons, 67 S. Highland Rd., Campground License**
- 4. April Booth and Glen Rose, Mgrs., Roseville Condominiums, 39 Corn Hill Rd., Motel License**
- 5. Pattee Durkin, Mgr., Sandbars Inn, 570 Shore Rd., Motel License**

All applications are in good standing. Adventure Bound opening date needs to be changed, currently says March 25, 2015. Ms. Rose recused herself from Item #4.

Mr. Peters moved to approve licensing renewals #1-3, & 5 pending the Adventure Bound opening date gets rectified.

Mr. Rose seconded.

Vote: 5-0-0, motion carries.

Mr. Silva took over as Chair.

Mr. Peters moved to approve license renewal #4.

Mr. Chaplin seconded.

Vote: 3-0-2, with Mr. Rose and Ms. Rose abstaining.

PUBLIC HEARING

- 1. Show Cause Hearing for Head of the Meadow Citgo Gas Station, 435 Route 6, North Truro for violation of Massachusetts General Law Chapter 270, Section 6 and Section XI, Article 5 of the Truro Board of Health Tobacco Control Regulation.**

Continued from earlier in the meeting. The \$200 fine has been paid. The Board decided to ask the owner of Cape Cod Oil/Head of the Meadow Citgo Gas Station to appear at their next meeting.

Mr. Peters moved to continue the Show Cause Hearing for Head of the Meadow Citgo Gas Station to the April 6, 2016 meeting

Mr. Silva seconded.

Vote: 4-0-1, motion carries with Mr. Rose abstaining.

Mr. Rose motioned to adjourn.

Mr. Peters seconded.

Vote: 5-0-0, motion carries.

Respectfully submitted,

Arozana Davis, BOH Secretary

Chair-Tracey Rose

Vice Chair-Jason Silva

Clerk-Mark Peters

Ansel Chaplin

Tim Rose