
Board of Health Minutes 12/03/2015

Town of Mashpee

*16 Great Neck Road North
Mashpee, Massachusetts 02649*

BOARD OF HEALTH – PUBLIC SESSION

Minutes of the Meeting of December 3, 2015

Board Members Present:

Burton Kaplan, Chairman
Kalliope Egloff, Co-Chair
Lucy Burton, Clerk

Also Present:

Glen Harrington, Health Agent

Chairman Burton Kaplan called the meeting to order at 7:02 PM.

APPOINTMENTS**7:15 PM – Doug Karson – AFCEE Annual MMR IRP Update.**

Doug Karson, of the Air Force Environmental Clean-up Program at Joint Base Cape Cod, introduced himself to the Board and provided a thorough update on the clean-up efforts being provided by his agency in Mashpee including updates on the chemical and fuel spills affecting the local ponds and cranberry bogs. Mr. Karson provided maps, charts, and hand-outs to the Board and to Mr. Harrington for the Board of Health office. Progress continues to be made in the clean-up of the plumes from the Base affecting Mashpee.

7:35 PM – Mike Aucoin – Title V Variances – 31 Nick Trail.

Glen Harrington stated that the variance to groundwater has been requested for 31 Nick Trail to allow the Soil Absorption System to be a little over 4' to estimated seasonal high groundwater. As there was no floor plan, the engineer inspected the interior of the house and provided a sketch on the design plan. Even though the engineer reported four existing bedrooms, the design will be held to three bedrooms since the Board of Health/Building file indicates three bedrooms. This property is located in a Zone II area where the number of bedrooms are restricted.

Lucy Burton made a motion that the Board of Health approve the variances for 31 Nick Trail with the following conditions:

- The family room that is outlined on the floor plan must have at least a six-foot wide cased opening. A Building Inspector or Board of Health Agent shall verify the opening of the room prior to issuance of the Certificate of Compliance.
- A red flag is to be placed in GeoTMS so that no permits are issued to alter the number of bedrooms.
- The upgrade shall occur prior to the sale of the property in accordance with the Board of Health Cesspool Regulation.
- A deed restriction is to be placed on the property to limit the number of bedrooms to three in perpetuity.

Kalliope Egloff seconded the motion. The motion was unanimously approved.

NEW BUSINESS

- **Sign Expense Warrant.** The Board members signed the expense warrant.
- **Review/Approve BOH Public Session Minutes: November 12, 2015.**

Lucy Burton made a motion that the Board of Health approve the Public Session minutes of November 12, 2015, as amended. Kalliope Egloff seconded the motion. The motion was unanimously approved.

- **Request for 2016 Mobile Food Permit: Cape Cod Donuts.**

Glen Harrington commented that the applicant, Scott Morse, contacted the Board of Health to open a mobile food establishment located at Cape Cod Coffee. Mr. Morse requested a temporary opening to assist the new owners of the Cape Cod Coffee Roasters. Veronica Warden contacted the Chair, Burton Kaplan, and received temporary approval to operate. The inspection has been performed. There was an issue with the hot water, but that has been resolved. Since the request was after November 1, 2015, the fee incorporates the balance of the 2015 year and the 2016 annual Mobile Food Permit.

Kalliope Egloff made a motion that the Board of Health approve the 2015 and 2016 Mobile Food Permit for Scott Morse doing business as Cape Cod Donuts. Lucy Burton seconded the motion. The motion was unanimously approved.

- **Request for 2016 Retail Food Permit: Michael's Donuts.**

Glen Harrington remarked that the applicant, Michael McFadden, operated at the Mashpee Commons Farmers Market and was invited to stay and sell the donuts within the Organic Market store. Mr. McFadden provided all the required paperwork with the exception that the ServSafe Certificate is for a "Food Handler" and not a "Food Manager".

Lucy Burton made a motion that the Board of Health approve the 2015 and 2016 Food Establishment Permit for Michael McFadden doing business as Michael's Donuts with the condition that Mr. McFadden obtains a Certified Food Manager's Certificate within 60 days. Kalliope Egloff seconded the motion. The motion was unanimously approved.

- **Temporary Food Permit: Boys & Girls Club Wine, Beer and Food Tasting Event (21 Joy Street).**

Glen Harrington commented that this is a fund raiser for the Boys and Girls Club held at a vacant store front in South Cape Village, 21 Joy Street. This is the second annual event with nine food establishments participating. The Boys and Girls Club provided their 501C(3) exemption so that no fees were assessed. Veronica Warden is performing the inspections this evening. Mr. Harrington is requesting that the Board approve this as an annual event.

Kalliope Egloff made a motion that the Board of Health approve the Temporary Food Permit for the Boys and Girls Club Wine, Beer and Food Tasting Event. Lucy Burton seconded the motion. The motion was unanimously approved.

- **Request for Fee Waiver from BOH Stable Regulations – Norma Dias – 10 Quashnet Road.**

Glen Harrington remarked that 10 Quashnet Road was placed on the agenda inadvertently. The request for the fee waiver will be held at the next meeting scheduled on December 17, 2015.

OLD BUSINESS

- **Housing Compliance Update: 394 Cotuit Road.**

Glen Harrington commented that Erika Woods of the Cape Cod Hoarding Task Force has not forwarded any information since the last meeting. Another monthly inspection will be performed prior to the next Board of Health meeting, and a progress report will be submitted from both Erika Woods and Veronica Warden.

- **Update on Failed Septic System: 87 Lighthouse Lane.**

Glen Harrington stated that the percolation test was performed today, and the draft plans were submitted electronically. The system is designed as a three-bedroom consisting of two five hundred gallon H-20 chambers with four feet of stone. The only variance is for the depth because the leaching system will be greater than 3 feet below grade. The abutters are connected to Town water, and there is more than 100 feet to the vegetated wetland.

Lucy Burton made a motion that the Board of Health have the Health Agent review and approve the plans for 87 Lighthouse Lane unless additional variances are required to be approved by the Board of Health in order to proceed with the septic repair upgrade. Kalliope Egloff seconded the motion. The motion was unanimously approved.

- **Update on Failed Septic System: 46 Pond Circle.**

Glen Harrington commented that at the last meeting the Board of Health directed the Health Agent to send a condemnation letter to the owners of 46 Pond Circle because it has been more than two years that the septic system failed. Mr. Harrington contacted Kendall Ayers at the Barnstable County Septic Loan Program and was advised that no application has been submitted to repair the septic system. Craig Mayen, Town Treasurer, notified Mr. Harrington that the property is still in Tax Title. Gail Wilson, Human Services, informed Mr. Harrington that she was contacted by the owners of 46 Pond Circle to discuss the situation. That meeting will be held Friday, December 4, 2015, at 1:00 PM. Mr. Harrington will request that the owners complete a loan application and submit it to the Barnstable County Septic Loan Program before December 17, 2015.

- **Condemnation Update: 71 Lakeside Estates.**

Glen Harrington remarked that there is no additional information on 71 Lakeside Estates.

- **Housing Update: P-103 Deer Crossing, Shellback Way.**

Glen Harrington stated that the Finance Committee will meet on December 17, 2015, to approve the money in order to award the bid for P-103 Deer Crossing, Shellback Way.

ADDITIONAL TOPICS

Animal Inspector Stipend.

Glen Harrington commented that the auditors for the Town of Mashpee have requested that the Animal Inspector be paid through payroll. As of the last audit, the auditors required supporting information of when the Board adopted the \$450 stipend. Mr. Harrington researched the stipend and discovered that in 1991 the Board approved two equal distribution of funds to the two animal inspectors. An amount was not mentioned in the motion, but the amount has always been included in the budget. The Board of Health motion from 1991 also referred to an Animal Inspector Account. Mr. Harrington is requesting the Board of Health to vote the amount of \$450 to be paid to each animal inspector, as next year's budget will include two animal inspectors.

Lucy Burton made a motion that the Board of Health approve the Animal Inspector's annual stipend of \$450.00 each. Kalliope Egloff seconded the motion. The motion was unanimously approved.

DISCUSSION

- **Meeting Update – Mashpee Cares Committee Meeting: Glen Harrington.**

Glen Harrington attended his first Mashpee Cares Committee Meeting. The Committee reviewed the Barnstable County Regional Substance Abuse Council's action plan for 2015 through 2020. The members were asked to choose certain parts of the plan that they would like to see implemented. Portions of the report were selected, and the members chose prevention versus treatment. The Committee felt that there would be more of an impact with prevention. At the next meeting, Carl Alves, from MassTAPP, will help the Committee focus and implement these goals.

- **Meeting Update – Waste Management Committee Meeting: Kalliope Egloff.**

Kalliope Egloff commented that the final meeting of the Waste Management Committee will be December 14, 2015. The Chairman of the Waste Management Committee requested that all recommendations be submitted in writing. Therefore, Ms. Egloff submitted the approved Board of Health October 15, 2015, Minutes where the goals and recommendations of the Waste Management Committee were discussed.

NEXT MEETING

The next meeting of the Board of Health is scheduled for Thursday, December 17, 2015, at 7:00 PM. As there was no further business, Kalliope Egloff made a motion to adjourn the Public Session Meeting of the Board of Health at 8:14 PM. Lucy Burton seconded the motion. The motion was unanimously approved.

Respectfully submitted,

Frances Boulos
Administrative Assistant
Mashpee Board of Health

attachments