

# PROVINCETOWN BOARD OF HEALTH

Public Meeting  
March 2, 2006

5:00 p.m.

**Members Present:** Matt Damon, Duane Gregory, Ken Janson  
Mark Majeski and Jerry Anathan

**Health Agent:** Jane Evans

**Health Inspector:** Brian Carlson

Meeting called to order at 5:00 p.m.

**Public Comments**-none

**New Business**

## 23 Mechanic Street

Title 5 variance

Emily Beebe on behalf of Thomas Myers, Trustee. Abutter notification cards submitted. This is a 3 unit condo with a total of 5 bedrooms. One of the units is for sale and Duane Gregory, Jerry Anathan and Matt Damon disclosed that they are in the real estate business but have no active interest in this property at this time. Variance requested is for setbacks. Jane suggested that applicant be required to have an alarm on the filters to indicate when they need to be cleaned so as to prevent backup and overflow.

**Motion: Approve variance request provided that a deed restriction is recorded at the Barnstable County Registry of Deeds limiting the number of bedrooms on the property to the existing five and proof of recording be provided to the health agent prior to issuance of the septic system installation permit. System is required to have an alarm on the septic tank outlet filter and that that be noted on plan. (120503)**

**Moved:** Jerry Anathan                      **Second:** Ken Janson                      **Vote:** 5:0:0

## 5 Soper Street

Show/Cause Hearing

Rachel White on behalf of Rachel and Robert White, owners of property.

Duane Gregory and Ken Janson recused themselves as they are both abutters to property in question. This hearing was called by Health Agent because required actions were not completed by December 2005 deadline. Rachel White asked for an extension of 6 months for the completion of clean-up due to unforeseen circumstances. Health Agent is willing to agree to extension with the provision that owners sign an agreement and adhere to clean-up schedule. Doug Taylor, Building Commissioner supports granting extension. Rachel White expressed concern that events may occur that will make schedule impossible to adhere to. BOH members all felt that proposed schedule was reasonable and that if problems arose that impeded progress another show cause hearing would be triggered and they would have a chance to explain and discuss circumstances at that time.

**Motion: Grant extension until June 15, 2006 with the provision that the owner(s) sign an agreement to adhere to the schedule of clean-up for their property.**

**Moved:** Jerry Anathan                      **Second:** Matt Damon                      **Vote:** 3:0:0

## Discussion

Tobacco Control with Bob Collett-postponed

**Motion: To take item on agenda out of order**

**Moved:** Duane Gregory                      **Second:** Jerry Anathan                      **Vote:** 5:0:0

**Health Agent's Report**

Jane Evans reported that she attended a seminar on changes to Title 5 regulations. She expressed concern about the coming summer due to her part-time work schedule. She is worried about that the town may be in jeopardy in terms of Public Health and environmental issues.

**Motion: To take item on agenda out of order**

**Moved: Duane Gregory**                      **Second: Ken Janson**                      **Vote: 5:0:0**

**Any other business that shall properly come before the Board**

**New Massage Therapist and Business License**

Joy Long

**Motion: Approve application for a new massage therapist license conditioned upon notification on the March 16, 2006 BOH meeting agenda and barring any public objection.**

**Moved: Jerry Anathan**                      **Second: Duane Gregory**                      **Vote: 5:0:0**

**Motion: Approve business license for massage therapy at 90 Commercial Street conditioned on passing inspection.**

**Moved: Jerry Anathan**                      **Second: Duane Gregory**                      **Vote: 5:0:0**

**Approval of Minutes for February 16, 2006**

**Motion: Approve minutes of February 16, 2006**

**Moved: Ken Janson**                      **Second: Matt Damon**                      **Vote: 5:0:0**

**Board Restructuring**

**Motion: Nominate Duane Gregory as Chair of BOH**

**Moved: Jerry Anathan**                      **Second: Ken Janson**                      **Vote: 5:0:0**

**Motion: Nominate Ken Janson as Vice Chair of BOH**

**Moved: Jerry Anathan**                      **Second: Duane Gregory**                      **Vote: 5:0:0**

**Motion: Nominate Jerry Anathan as Clerk of BOH**

**Moved: Ken Janson**                      **Second: Matt Damon**                      **Vote: 5:0:0**

**Health Inspector's Reports**

Brian Carlson reported that Serve Safe class is almost full.

He will be attending a Rabies Task Force meeting next week-there is 1 confirmed case in Wellfleet.

He is scheduled to attend a Disease Surveillance Training.

There is an increase of Hepatitis B in town.

He presented an Agenda Action Request from Barbara Rushmore requesting that the BOH support a Warrant Article to supply \$3,000 to hold 12 classes, through Barnstable County, which will aid citizens of Provincetown to quit smoking.

While all members agree in principal with the intention of proposed warrant, all felt that this was not the time to ask for the funding of this program given the current financial constraints of the town.

**Board Members' Statements**

**Matt Damon** asked the board what, if anything, they should do in response to Health Agents previously stated concerns.

All members felt that they have done all they could in terms of her part-time employment status.

Meeting adjourned at 6:00 p.m.

Respectfully submitted,

*Phyllis Lutsky*

Phyllis Lutsky

Recording Secretary

Approved by \_\_\_\_\_ on \_\_\_\_\_