



# Public Meeting

Judge Welsh Meeting Room

Thursday  
April 7, 2011  
4:00 p.m.

**Members Present:** Laurie Delmolino, Joe DeMartino,  
John Livingstone, Mark Phillips,  
and Elizabeth Williams.

**Members Absent:** Ken Janson

**Staff:** Brian Carlson                      Health Inspector  
Jane Evans                                      Health Agent

The meeting was called to order at 4:05 p.m.

## AGENDA

### Public Comments

There were no comments.

### New Business

There was none.

### Discussion

#### Board of Health Regulations

Jane passed out copies of the existing regulations and asked BoH members to review the regulations at home; they will be discussed at the next meeting. New members were told that Jane, Brian, and Mark met for weeks last year to update the regulations.

One omission that Jane mentioned regarded the title 5 supplements on page 97. The wording for the growth management isn't what it should be. Jane will supply new page 97.

Jane said that at the meeting we will address changes and/or questions. Also she requested that the members save their changes for the next meeting; we'll do it when we're together as a group because if every one sends in his/her changes by e-mail it would be a nightmare to compile them.

### **Outdoor Smoking**

The next question for the BoH was - does the Board just want to eliminate outdoor smoking? It was thought that food service and smoking don't make a good fit and perhaps they would ban smoking in areas that have food service. Then the discussion came up that bars also serve food. If a regulation is decided upon by the BoH will have to have a public hearing so that restaurant and bar owners would have a chance to weigh in. One example given was that the Crown and Anchor provides a tent outside the Vault where smokers can take their drinks and smoke

Jane said that a public hearing is generally a 3 or 4 week process. She said that she will do a couple of drafts for the BoH to look over at the next meeting.

### **Septic Inspections**

Jane said that she had wanted mandatory septic inspections since she took the position as Health Agent for the Town. There were so many objections, i.e., didn't want to make the home owners pay for it, etc that an inspection program has not been developed.

Joe DeMartino had a rather simplistic solution. He said that approximately 75% of the town consists of condos and condos have to have septic inspections every three years (unless you pump more frequently). Joe further suggested obtaining a list of all condo associations from the Assessor's office and then making a spreadsheet and double checking those condos who have had inspections, etc. The idea was good but the manpower needed is lacking. He suggested interns/volunteers taking on the project of prioritizing and compiling a list.

Jane asked, “How do we prioritize? That’s what we wanted to do at first but we just don’t have the resources.”

John L. said that there is a water quality study going on now and if there’s a question about human waste getting into the harbor that would be funded rather quickly. Brian said that we didn’t get the grant but there are other grant programs and these are being looked into. Brian thought that results would be available in no more than 6 months.

Jane said that it would be unrealistic to have the septic inspection program up and running for another year. She suggested that we can have someone map out the most sensitive environmental areas but you can’t say that there is a section of town that doesn’t require inspections.

Joe questioned whether restaurants are required to have inspections. Not any more than anyone else. Jane informed the Board that Pepe’s is now hooked up to the sewer which was good news.

Betty Williams asked questions about how Jane tracks inspections. Jane thinks that Joe is on the right track – problem is – who do you notify when the problem is not in compliance, intimating that the responsible condo owner is difficult to determine.

Joe said that the largest condos keep up with all the regs but the smaller ones may not. The Health Department has all the information but you can’t easily access it.

John suggested listing all the functions of the Health Department that cannot be fulfilled and presenting it to the BoS. Jane said that they applied for an enforcement officer and BoS approved it as a part time position. She also said that you get to a point where you have to prioritize and right now restaurant inspections have a greater impact.

Harkening back to septic inspections and condos – Jane said that some condos have more than one septic system – making inspections more difficult and costly. Ideally Jane would like to do something that is fair and enforceable.

Mark Phillips asked Jane to speak to Paul Gavin and see what report he could provide listing all properties in town broken down by type i.e

residential, commercial, or condo and by sewer or septic. Jane said she would follow up.

Jane said that the new listings are all by map and parcel – our files have changed.

Jane also told the BoH that she is scheduled for surgery on May 12<sup>th</sup>. The medical people have told her that she will need 4 to 6 weeks for recovery but she hopes to resume work well before that. Her only limitations after surgery will have to do with no lifting.

### **Approval of Minutes for March 17, 2011**

**Motion: Move to approve the minutes of the March 17<sup>th</sup> meeting.**

**Motion: Joe DeMartino      Seconded: Betty Williams**

**Vote: 4-0-1 ab (JL)**

### **Health Agent's Report**

Jane has contacted George Heufelder and asked to have a person come in one day a week to help out. She also said that she needs a list of every one on the BoH's cell phone #s, home #s, and e-mail addresses in case there is an emergency, i.e., boil order, sewer spill, etc. Joe would like Jane to send an e-mail to each board member so that they could fill in the blanks and also to make sure that everyone responds.

### **Health Inspector's Report**

Brian Carlson was sent an e-mail regarding the water quality and is currently talking to the scientist who helped write the grant. We may still be able to test the water. Jenifer Sheppard – is looking into free testing. Probably next month we' have more answers on this.

Brian is receiving some help on grant writing and he'll also ask about interns to help with many things that need to be done.

Brian brought up the subject of temporary licenses for tattoo artists.s going to get more information and he's going to meet with Andrea again. It has to do with properly licensing tattoo artists who are only going to be here for a couple of weeks. Mooncussers might buy one expensive permit and all the others can work under this one permit. Right now we have new artists coming up to get approved so that's the current dilemma.

Everyone on the Board had their own ideas on this issue but Jane said that she still likes to have a separate application for each one of them.

Brian said that it seems that you are amenable to having a limited license? Mark said that it's all about safeguarding the public and that perhaps the way to go is to have a temporary license at a lower fee. Brian said he would think about it a bit more and present something to the Board to consider in the future.

Brian is currently mapping out the different beaches and the flags are being ordered and the semi-public bathing beaches have to be tested and if they are within 500 meters of that beach they have to pay or they can go on their own and hire a lab. If we get a hit on the beach – we have to notify all the semi-public beaches and some are neighborhood associations – and then who do you notify? Every one from Howland Street to Beach Point has to be notified. Who is going to make sure that they are doing it properly? This is a state regulation that is just now going into effect.

John said that it would be very burdensome.

Brian's last announcement was about the school doing recycling of hardware for \$8 on a certain day. The same offer at the Transfer Station costs \$10.

### **Board Members' Statements**

There were none.

The meeting adjourned at 5:30 p.m.

Respectfully submitted,  
Evelyn Rogers Gaudiano

**Approved by** \_\_\_\_\_ on \_\_\_\_\_, 2011.  
Mark Phillips, Chair