



**Town of Provincetown
Meeting of the
BOARD OF HEALTH
Thursday, May 17, 2018**

**Judge Welsh Hearing Room, Provincetown Town Hall,
260 Commercial Street, Provincetown, MA**

Board Members Present: Steve Katsurinis, Vice Chair; Dr. Elise Cozzi; Dr. Janet Whelan; and Kalliope Chute

Board Members Absent: Mark Phillips, Chair, Elizabeth Williams, Alternate; and Irv Morgan, Alternate – excused

Other attendees: Morgan Clark, Health Director; Laura Marin, Health Agent

Call to Order: Steve Katsurinis called the meeting to order at 4:00 P.M

I. Public Comments

There were no public comments

II. New Business

- a. Presentation and Q&A: Wastewater, Title 5 and Sewer – Brian Dudley, Wastewater Section Chief, DEP, presenting**

Discussion:

Mr. Dudley began with the purpose of waste water treatment, i.e. to protect public health, protect drinking water supplies, and protect environmental resources, and then he gave a history of treatment systems leading up to the present including ACOs, checkerboard system, and the treatment plant. Mr. Dudley then gave an overview of laws and regulation and the purpose and authority of the Board of Health including the difference between variances and local upgrade approvals (repairs with no increased flow) and answered questions including concerns about the effect of flooding on septic systems and viruses.

- b. Discussion: Local Comprehensive Plan – Jeffrey Ribeiro, Town Planner, presenting**

Discussion:

Mr. Ribeiro described some of his plans for the process for updating the Local Comprehensive Plan moving forward. He discussed long range planning including the new Hazard plan. Mr. Ribeiro stated he was hoping the LCP would be ready for final review in time for 2019 Spring Town Meeting.

- c. Appeal Health Agent Decision: 38 Pleasant Street, Bedrooms – Alan Souza, presenting**

Ms. Clark recused herself as an abutter at 5:17 pm.

Discussion:

Mr. Katsurinis gave background on ‘historic bedrooms’ stating that the Board had phased the process out. Mr. Souza presented photographs of the room in question and stated he was requesting a fourth bedroom. The room in question does not have a window with access to the outside. Ms. Marin stated she found 3 bedrooms and the 2nd floor room in question which does not have an adequate door or window for emergency escape. Ms. Marin read into the record a letter from the Building Commissioner stating the room does not qualify as a sleeping room. The property is on the sewer and the property card is listed as 2 bedrooms which can be adjusted to 3 bedrooms, administratively.

Motion: *Move to approve the health agent’s determination that it is 3 bedrooms at 38 Pleasant Street*

Motion: Dr. Cozzi Seconded: Ms. Chute Vote 4-0-0

Ms. Clark returned to the meeting at 5:31 pm.

d. 30 Shank Painter Road – Request for a Public Health Connection to the Municipal Sewer - Dr. Brian O’Malley, presenting

Ms. Chute stated for the record that she works for Barnstable County and Dr. O’Malley is also in a way an employee.

Discussion:

Dr. O’Malley described a brief history of the property and the current problem with the system and the leach field has failed. Ms. Clark agreed the system has failed and stated it is a public health emergency and that DPW Director Richard Waldo also supports the connection to the sewer. It was stated that in case of a sale, the transfer of property needs to be restricted to use and the Board can instruct staff to restrict any permitting on use.

Motion: *Move that the property at 30 Shank Painter Road presents a public health priority and shall hereby be ordered to connect to the municipal sewer upon consultation with the DPW regarding the process of connecting and that no permits will be granted or certificates of occupancy until connected.*

Motion: Dr. Whelan Seconded: Dr. Cozzi Vote 4-0-0

**e. Administrative Consent Orders:
The Board took ii and iii ahead of i.**

ii. 5 Conwell Street: Request

Discussion:

Discussing 5 Conwell St and 10 Brewster St together. Ms. Clark stated the system is in failure.

iii. 10 Brewster Street: Request

Discussion:

Ms. Clark stated the system is in recent failure, quick fix is the plan.

Motion: *Move to approve ACO request at 5 Conwell Street and 10 Brewster Street with the stipulation that the system be inspected every 3 years.*

Motion: Dr. Cozzi

Seconded: Dr. Whelan

Vote 4-0-0

i. 466 Commercial Street: Request

Discussion:

Ms. Clark presented the background that the property is transferring to new owner and they are suggesting building a new Title V system and we want them to be on the sewer and the owner is amenable.

Motion: *Move to approve the ACO for 466 Commercial St. with the stipulation that if the sewer not be available within 10 years the sum deposited and any interest accrued will be returned to the owner upon proof that the 2018 upgrade subsurface sewage disposal system is functioning as designed*

Motion: Mr. Katsurinis

Seconded: Dr. Cozzi

Vote 4-0-0

III. Any other business that shall properly come before the Board

There was no other business

IV. Approval of Minutes

No minutes were submitted for approval.

V. Health Department Report

Ms. Clark reported on the first Bug Off panel in Wellfleet stating that it was not well attended but the material was great and will be shared.

Ms. Marin has been working on pool/hot tub inspections and training sessions.

Will be releasing a press release on a combination session for the Hepatitis A vaccination and Choke Safety.

Ms. Clark announced a public hearing May 31, at 4pm regarding changes to solid waste regulations and tobacco regulations and she announced mandatory harassment training on May 31 from 2-4.

Ms. Chute asked if others could be invited for Hep A vaccine such as people who work as custodians, EMTs, trash haulers, DPW workers, waste water workers etc. and Ms. Clark noted that she would follow up on that request.

VI. Board Members' Statements

There were no member's statements

Adjournment:

There being no further business, Mr. Katsurinis adjourned the meeting at 6:00 pm.

Respectfully submitted,

Linda Fiorella

Approved by _____ on _____, 2018