

TOWN OF HARWICH



BOARD OF HEALTH
732 Main Street Harwich, MA 02645
508-430-7509 – Fax 508-430-7531
E-mail: health@town.harwich.ma.us

Town of Harwich Board of Health
Thursday, June 16, 2016-6:30 PM
TOWN HALL – SMALL HEARING ROOM
MINUTES

BOARD OF HEALTH MEMBERS PRESENT: Chairman Dr. Robert Insley, Members Frank Boyle & Cynthia Bayerl

ABSENT: Vice Chairman Pamela Howell, R.N.

STAFF MEMBERS PRESENT: Health Director Paula Champagne & Administrative Assistant Jennifer Clarke

OTHERS PRESENT: David Clark & Rick Judd

I CALL TO ORDER

At 6:30 p.m., Chairman Insley called the meeting to order.

II MINUTES OF PREVIOUS MEETING (Regular Meeting Minutes) – 5/10/2016

Motion made by Ms. Bayerl, seconded by Mr. Boyle to accept the regular meeting minutes of the May 10, 2016 Board of Health meeting. 3-0-0 Unanimous.

III 6:30-7:00 PM - BOARD OF HEALTH WORK SESSION

No scheduled items.

IV 7:00- OLD/UNFINISHED BUSINESS

No old/unfinished business was discussed.

V NEW BUSINESS

A. Hearing- McMahan/Hutchings, 41 Idle Way, to consider a variance request to replace a sewage disposal system prepared by Moran Engineering Associates, LLC.

Variances from 310 CMR 15.211(1) Minimum Setback Distances

1. Per 310 CMR 15.405: To allow a proposed soil absorption system to be 6.2' from the property line where 10' is required. Variance request of 3.8'.
2. Per 310 CMR 15.405: To allow a proposed soil absorption system to be 6.1' from the property line where 10' is required. Variance request of 3.9'.

Chairman Insley opened the hearing. Richard Judd, R.S., from Moran Engineering Associates, LLC was present. The applicant is proposing to replace a sewage disposal system. The request is for the installation of a new soil absorption system only as the existing leaching pit is under hydraulic failure. The plan does not incorporate any expansion or alteration proposals. This is for the transfer of title. Chairman Insley closed the hearing.

Health Director Champagne stated that staff level review and approval of the project has been made by the Conservation Administrator. Health Director Champagne recommended approval of the project with the following conditions:

1. The dwelling shall be restricted to a total of 3 bedrooms per the plan dated May 25, 2016 prepared by Moran Engineering Associates, LLC. No increase in number of bedrooms, flow or square footage.
2. Record deed restriction as "margin referenced" and return a copy to the Health Department.

Mr. Boyle moved to accept the recommendation of the Health Director to approve the variance request. Ms. Bayerl seconded the motion. 3-0-0 Unanimous.

B. Discussion-Coughlin/Ellis, Land off Philip Ellis Way, Map 69 Parcel D-1, to consider a request for a 5 lot subdivision prepared by Clark Engineering, LLC

Chairman Insley opened the discussion. David Clark, P.E. from Clark Engineering was present. They are seeking approval of a 5 lot subdivision plan pursuant to the Code of the Town of Harwich c.400, Article II as set forth in M.G.L. c. 41§ 88 K-GG. All lots will be 40,000 sq. ft. with over 700 ft. of road layout with drainage with various spots to control storm water runoff. All lots will be served by town water. Clark Engineering will be scheduling percolation tests for the lots as well as submitting an Environmental Impact Report.

Health Director Champagne noted that at this stage in the filing process, the Planning Board is seeking input from the Board of Health. She recommended that the Board of Health vote to approve the preliminary subdivision plan at this time, with an Environmental Impact Report to follow. Health Director Champagne recommended approval with the following conditions:

1. The Harwich Board of Health will not consider any variances from Title 5 or Harwich Board of Health Regulations.
2. The subdivision will be served by town water.
3. In order to prepare for any connection to a sewer system, a sewer line will exit the building on the street side.
4. An Environmental Impact Report in accordance with Board of Health Regulation 1.211 will be required to be submitted to the Board of Health.

Ms. Bayerl moved to accept the recommendation of the Health Director. Mr. Boyle seconded the motion. 3-0-0 Unanimous.

VI REPORT OF THE HEALTH DIRECTOR (May 2016)

• Projects-

- Employee Training & Wellness- We completed the spring managers training series on May 16th with the topic, "Overcoming Departmental Divisions".
- Beach Sampling Program- Sampling program began week of May 30th. We are again grateful for the services of a Barnstable County Health Dept. summer intern 2 days per week to collect and manage our sampling program. The Director had a ½ day orientation with our intern, Lily Munsell, to establish the sampling stations at our 35 salt and freshwater locations. Our sample days are Tues & Weds for 2016.
- CCTech Renovation project- extensive introductory discussions with DRA Architects-design selection for renovation project regarding sewer and wastewater issues as they apply to this location.
- Staff News-kudos to all of the staff for pitching in with duties and office coverage since Carol's departure on extended leave April 25th. Special recognition to Jen Clarke- still in her first year with the department- for hastening her learning curve. This is a very busy time of year and with all the extra shifts of office coverage for the technical staff, projects are being placed on hold for the foreseeable future. Our first priority is direct service in the office and inspection commitments to the business community.

• Food Service Program-

- Toast of Harwich- complete event overhaul to a trolley tour bringing guests to each eating establishment. Discussions with Harwich Chamber several months ago indicated buses would begin at Community Center; all food at permitted venues therefore no need for BOH involvement. *Surprise!* Publicity circulated the week of the event indicated an expansion in plans. Staff immediately contacted the Chamber to get the event properly organized and managed in order to meet BOH requirements for licensing. Approx. 10 vendors would set up at the Community Center including several "drop off" without staff monitoring. Since this is not a functioning restaurant, we required the Chamber to provide a Certified Food Protection Manager to oversee the event and for the Chamber to obtain a temporary food permit. It took several tries before a viable plan was approved. We hope the Chamber will be more mindful of food safety plan review and permit requirements for future events to alleviate this unnecessary level of stress and angst.
- Mad Minnow-new facility opened May 23rd.
- Monomoy HS Concession Stand- building permit application submitted and approved. The concession stand is proposed to have all of the required sinks and food contact surfaces. There are no cooking facilities proposed aside from a microwave and hot dog steamer.
- Shaw's - approval of a new "wing bar". This is a self serve hot food station within the store, under supervision of the deli manager. The spec sheets look acceptable and will require an inspection prior to use.
- Bog Dogs-new mobile food truck associated with Buca's- brand new truck- beautiful! They will operate at Red River Beach

• Swimming Pools-

- Inspections- pre-opening inspections are well underway and only 6 of the 19 locations remain closed /unlicensed at this time. Not all facilities open for Memorial Day and we will continue to work to open all locations over the next few weeks. We then will conduct

unannounced compliance checks over the summer. Our goal is 2 visits minimum per season.

- *Online CPR Certification and training*-apparently there are now online courses for CPR that result in a certificate without a physical component to the training. We have learned that many of our pool operators have been utilizing this kind of training and have questioned the appropriateness for our business needs. As the language is unclear in our BOH regulation (online did not exist when the regulation was adopted!!), the issue requires clarification – memo to pool owners in packet

Health Director Champagne further discussed CPR certification and training requirements. An online certification with no classroom training is not an acceptable form of CPR certification. Health Director Champagne recommended that the Board vote to approve the language requiring classroom hands-on training by a certified instructor.

Ms. Bayerl made a motion to approve the language that states CPR certification courses must involve classroom hands-on training by a certified instructor. Mr. Boyle seconded the motion. 3-0-0 Unanimous.

- **RET's/ Sewage permit review – outstanding issues**

- *9 Tyler Lane- RET-* floor plan issues- walk-thru –fully finished basement w/out permits ; not a BOH issue- referred to Building for permits
- *Resolved- 5 Sea breeze Ave- RET-* return to compliance plan completed. 4th bedroom renovated into an open loft/sitting area.

VII CORRESPONDENCE

No correspondence was discussed.

VIII PERMITS

ESTABLISHMENT	ADDRESS	TYPE
FOOD SERVICE		
Commodore Inn	30 Earle Road	Event Permit
Handkerchief Shoals Inn (under new ownership)	888 Route 28	Limited Food Service
Harwich Port House of Pizza	330 Route 28	Food Service: 31-60 seats
Irish Pub	126 Main Street	Limited Food Service
Monopati		Event Permit
Perks Coffee Shop & Café	545 Route 28	Food Service: 31-60 seats
Perry's Cape Cod Ice Cream Trucks/Winterbottom Ice Cream 2 LLC		Mobile Food Service (3 Trucks)
Snow Oasis		Mobile Food Service (1 Truck)
Soul Jam	Event Permit	
The Crimson Lion		Event Permit
Wingate at Harwich (formerly Epoch)	111 Headwaters Drive	Institution
STABLE		
Ron & Liza Kendall	90 Old Chatham Road	
BATHING BEACH		
Allen Harbor Beach	to the left of Brooks Road	
Great Sand Lakes Assoc./Lakeside Terrace Beach	end of Lakeside Terrace	
Old Mill Point Association	Strandway Beach	

Old Mill Point Association	Seaway Beach	
Winstead Inn & Beach Resort	4 Braddock Street	
POOL PERMIT APPLICATION		
Belmont Condominium Trust	1 Belmont Road	
Braddock Inn d/b/a Winstead's Inn & Beach Resort	114 Parallel Street	
Handkerchief Shoals Inn (under new ownership)	888 Main Street	
Harwich Port Resort Club Condominium Trust	558 Route 28	
Inn of Treasured Memories, LLC	473 Main Street	
Seascapes Village Condominium	231 Main Street	
Wyndemere Condominium Association	405 Lower County Road	
MOTEL		
Handkerchief Shoals Inn (under new ownership)	888 Main Street	

Ms. Bayerl moved to approve the permits as per the list dated June 16, 2016. Mr. Boyle seconded the motion. 3-0-0 Unanimous.

IX OTHER

No other items were discussed.

X ADJOURN- The meeting adjourned at 7:13 p.m.

Mr. Boyle moved to adjourn. Ms. Bayerl seconded the motion. 3-0-0 Unanimous

Submittals of the meeting are part of the permanent record.

Respectfully Submitted,

Jennifer Clarke

Next meeting is Tuesday, July 12, 2016 at 6:30 p.m. in the small hearing room.