

TOWN OF HARWICH



BOARD OF HEALTH  
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TOWN OF HARWICH BOARD OF HEALTH  
TUESDAY, JUNE 13, 2017-6:30 P.M.  
HARWICH TOWN HALL – SMALL HEARING ROOM  
MEETING AGENDA

II CALL TO ORDER

III MINUTES OF PREVIOUS MEETING (Regular Meeting Minutes) – May 9, 2017

*Minutes shall be reviewed; proposed changes shall be possible; and a vote to approve with any noted changes shall be taken.*

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

A. **Discussion**-Amendments to tobacco sales regulation-continued discussion & review; 1. Raise age of sales from 18 to 21 years of age; 2. Limiting flavored tobacco/e-cigarette products; 3. Cigar minimum pricing/packaging; 4. Blunt wrap sales ban  
*Vote to accept/deny/take this under consideration*

V 7:00- OLD/UNFINISHED BUSINESS

*Vote to accept/deny/take this under consideration*

VI NEW BUSINESS

A. **Public Hearing-Resilient Family Farms/Barry Dino Viprino, 35 Chatham Road**, to show cause why an outstanding order to cease & desist the following operations issued April 9, 2017 should be upheld, modified or withdrawn; 1. Operation of an unlicensed piggery; 2. Unlicensed wholesale of food; 3. Manure management not in compliance with agricultural best management practices

*Vote to accept/deny/take this under consideration*

B. **Public Hearing-Ember, 600 Route 28, Harwich Port**, to show cause why an order to return to compliance for a 99 seat restaurant issued May 15, 2017 should be upheld, modified or withdrawn.

*Vote to accept/deny/take this under consideration*

C. **Public Hearing-Port, 541 Route 28, Harwich Port**, to show cause why an order to return to compliance for an 84 seat restaurant issued May 11, 2017 should be upheld, modified or withdrawn.

*Vote to accept/deny/take this under consideration*

D. **Hearing-Roadhouse Culinary/Kelly's Kombucha/Kelly M. Clancy, 671 Route 28, Harwich Port**, to consider a special permit request to perform specialized processing methods- approval of a HACCP plan required for the production of Kombucha-a fermentation process.

1. Chapter 3-502.11 Specialized Processing Methods

*Vote to accept/deny/take this under consideration*

E. **Hearing-525 Camelot LLC, 557, 559, 561 & 563 Route 28, Harwich Port**, Environmental Impact Report to demonstrate compliance with Harwich Board of Health Regulation 1.211; installation of a sewage disposal system that will accommodate flows over 2,000 gallons per day for the proposed redevelopment of the property; prepared by Coastal Engineering Company Inc.

*Vote to accept/deny/take this under consideration*

F. **Hearing- Barry Bessette, 15 Carefree Way, Harwich**, to consider a variance request to install a new Title 5 septic system prepared by Moran Engineering Associates, LLC

Variations from 310 CMR 15.211(1) Minimum Setbacks

1. Per 310 CMR 15.405(1)(a): To allow a proposed septic tank to be 5' from the North lot line where 10' is required. Variance request of 5'

2. Per 310 CMR 15.405(1)(a): To allow a proposed soil absorption system to be 5' from the North lot line where 10' is required. Variance request of 5'

3. Per 310 CMR 15.405(1)(a): To allow a proposed soil absorption system to be 5' from the West (road) lot line where 10' is required. Variance request of 5'

4. Per 310 CMR 15.405(1)(f): To allow a proposed soil absorption system to be 73' from the top of bank at edge of wetland where 100' is required. Variance request of 27'

*Vote to accept/deny/take this under consideration*

**G. Discussion-Town of Harwich/Saquatucket Harbor, 715 & 731 Route 28, Harwich Port**, preliminary review of the Saquatucket Harbor Landside Improvement Project to demonstrate compliance with Harwich Board of Health Regulation 1.211; prepared by Moran Engineering Associates, LLC.

*Vote to accept/deny/take this under consideration*

**H. Hearing-Crabtree, 176 Great Western Road, Harwich**, to reconsider Order of Conditions granted on March 18, 2003-no increase in square footage, habitable space of number of bedrooms beyond those presently existing in the dwelling; proposal to reintroduce the fifth bedroom, previously eliminated from the house, over the detached carriage house.

*Vote to accept/deny/take this under consideration*

**I. Davenport Realty Trust, 56 Bog Lane & South Westgate Road**-Rescind action of December 13, 2016 regarding Environmental Impact Review & decision

*Vote to accept/deny/take this under consideration*

**VII REPORT OF THE HEALTH DIRECTOR (May 2017)**

*Vote to accept/deny/take this under consideration*

**VIII CORRESPONDENCE**

- 2017 Refuse Haulers
- 2017 Septage Haulers
- Change to 314 CMR 18.00-Industrial Wastewater Holding tank & Container Construction, Operation & Record Keeping Requirement
- Meetings & Minutes Guide for Boards, Commissions & Committees
- Mass DEP-Lothrop Avenue Drinking Water Storage Tank & Pump Station
- Stone Horse Motel/Work Force Housing

*Vote to accept/deny/take this under consideration*

**IX PERMITS**

ESTABLISHMENT	ADDRESS	PERMIT TYPE	PERMIT TYPE
<b>FOOD SERVICE</b>			
A & W Restaurant	297 Route 28	Food Service: 61-150 seats	Frozen Dessert
Belmont Beach Club	1 Belmont Road	Food Service: 61-150 seats	
Cranberry Liquors	555 Route 28	Retail: <50 sq. ft (non PHF only)	tobacco
Fionas Scottish Scones		Event Permit	
Good Times Ice Cream		Mobile Food Service (3 trucks)	
Irish Pub	126 Route 28	Limited Food Service	
<b>Kim Jerauld (new 2017)</b>	1281 Orleans Road	Limited Food Service	
Perks	545 Route 28	Food Service: 31-60 seats	
Seawind Meadows LLC		Event Permit	
Soul Jam		Event Permit	
Winterbottom Ice Cream d/b/a Perrys Cape Cod Ice Cream Trucks		Mobile Food Service (3 trucks)	
<b>SEPTIC HAULER</b>			
Daniels Recycling	71 Finlay Road, Orleans		
<b>MOTEL</b>			
Coachman Motor Inn	774 Route 28		
Seadar Inn by the Sea	1 Braddock Street		
<b>POOLS</b>			
A Beach Breeze Inn	169 Route 28		
Harwich Port Resort Club	558 Route 28		
Seascapes Condominium	231 Route 28		

Winstead Inn & Beach Resort	114 Parallel Street		
Wychmere Village Condominium	767 Route 28		
Wyndemere Condominiums	405 Lower County Road		
<b>SEPTIC INSTALLER</b>			
DG Digging	Brewster		
<b>BATHING BEACH</b>			
Great Sand Lakes Association	Clearwater	Buck's Pond	
Great Sand Lakes Association	Lakeside Terrance	John Joseph Pond	
Great Sand Lakes Association	Vacation Lane Beach	John Joseph Pond	
Great Sand Lakes Association	Pleasant Park Circle Beach	Buck's Pond	
Sandy Shore Association Beach	Sandy Shore Way	Aunt Edie's Pond	
Winstead Inn & Beach Resort	4 Braddock Street	Nantucket Sound	

*Vote to accept/deny/take this under consideration*

**X      OTHER**

*Vote to accept/deny/take this under consideration*

**XI     ADJOURN**

*Vote to accept/deny/take under consideration*

Authorized posting officer:

Posted by:

Jennifer Clarke

Signature

Date

\_\_\_\_\_  
Town Clerk

Date

***Per the Attorney General's Office: The committee may hold an open session for topics not reasonably anticipated by the Chair 48 hours in advance of the meeting following "New Business." If you are deaf or hard of hearing or a person with a disability who requires an accommodation, contact the Selectmen's Office at 508-430-7513***