

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](mailto:health@town.harwich.ma.us)



TOWN OF HARWICH BOARD OF HEALTH  
TUESDAY, JANUARY 18, 2022-6:30 P.M.  
HARWICH TOWN HALL – SMALL HEARING ROOM  
MEETING AGENDA

As required by law, the Town may audio or video record this meeting. Any person intending to either audio or video record this open session is required to inform the Chair

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I **CALL TO ORDER**

II **MINUTES OF PREVIOUS MEETING (Regular Meeting Minutes) – December 21, 2021 & December 28, 2021** *Minutes shall be reviewed; proposed changes shall be possible; and a vote to approve with any noted changes shall be taken.*

III **BOARD OF HEALTH WORK SESSION**

- A. **Board of Health discussion and vote to possibly amend the Declaration of Public Health Emergency Mask Order effective December 30, 2021-** *Vote to accept/deny/take this under consideration*
- B. **COVID-19 Update-** *Vote to accept/deny/take this under consideration*
- C. **Board of Health Discussion on sewer extension criteria-** *Vote to accept/deny/take this under consideration*
- D. **Discussion regarding revisions to Animal Regulations-** *Vote to accept/deny/take this under consideration*
- E. **Board of Health Review of Town of Harwich Fertilizer Policy Guidelines for Nutrient Control-** *Vote to accept/deny/take this under consideration*
- F. **Board of Health discussion of continuing to acknowledge and appoint the Town Clerk to fulfill the roll of special agent signing death certificates and burial permits-** *vote to accept/deny/take this under consideration*

IV **OLD/UNFINISHED BUSINESS**

- A. **Continued Hearing-Faulkner, 38 Lincoln Village Road,** to consider variances to upgrade an existing failed septic system to a Title 5 septic system. Plan prepared by Dan A. Speakman Construction.

Application also shows a proposed family room and garage addition on the first floor and proposed addition and storage addition on the second floor. -Vote to accept/deny/take this under consideration (Continued from December 21, 2021 meeting)

Variations from 310 CMR 15.211- Minimum Setbacks

1. Per 310 CMR 15.211: To allow a proposed soil absorption system to be 15' from the foundation where 20' is required. Variance request of 5'.
2. Per 310 CMR 15.211: To allow a proposed soil absorption system to be 6' from the property line where 10' is required. Variance request of 4'.
3. Per 310 CMR 15.211: To allow a proposed septic tank to be 6' from the property line where 10' is required. Variance request of 4'.
4. Per 310 CMR 15.211: To allow a proposed septic tank to be 9' from the foundation where 10' is required. Variance request of 1'.

**V NEW BUSINESS**

**A. Public Hearing-**to solicit public comment on the proposed creation of fee(s) for piggery applications & for the Board of Health to vote to adopt the fee(s) - *Vote to accept/deny/take this under consideration*

**B. Show Cause Hearing-Fitzpatrick, 100 Route 28-** Show Cause hearing to discuss non-compliance with an order issued to upgrade a failed septic system/failure to comply with Board of Health conditions set on November 16, 2021- *Vote to accept/deny/take this under consideration*

**VI REPORT OF THE HEALTH DIRECTOR** *Vote to accept/deny/take this under consideration*

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

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

ESTABLISHMENT	ADDRESS	TYPE	TYPE	TYPE	TYPE
<b>SEPTIC INSTALLER</b>					
Accu Sepcheck *					
Borthwick & Summers *					
CC Construction *					
Cape Cod Septic Inspection *					
Cardinal Construction *					
Condons Excavating *					
Ellis Brothers *					
EZ Doze It Excavating *					
Holmes Land Service *					
J. O'Loughlin, Inc. *					
Lower Cape Excavation *					
Matthew A. Eldredge Bobcat Service *					
Northeast Construction *					
Peter J. Govoni Land Services *					
R.A. Spiller, Inc. *					
Richard Judd *					
Robert B Our Company *					
Rooter Man of Cape Cod *					
Speakman Excavating *					

T.W. Nickerson Inc. *				
Terry Walker Excavation *				
Wall Septic Service *				
<b>SEPTIC HAULER</b>				
Discount Septic *				
Ellis Brothers *				
J. O'Loughlin, Inc. *				
Robert B Our Company *				
Rooter Man of Cape Cod *				
Scott Frank Septic *				
Speakman Excavating *				
Tulloch Septic Service *				
Wall Septic Service *				
<b>FOOD SERVICE</b>				
AFC Sushi at Shaws *	18 Sisson Road	<50 sf (non PHF)		
Allen Harbor Yacht Club *	371 Lower County Road	>150 seats		
Barnaby Inn *	36 Route 28	<50 sf (non PHF)		
Bucas *	4 Depot Road	31-60 seats		
Cape Cod Cranberry Harvest *	33 Rocky Way	Residential Food Service	Event Permit	
Cape Cod Macarons *	11 Katie's Pond Lane	Event Permit	Limited Food Service	
Cape Cod Regional Tech School *	351 Pleasant Lake Avenue	Institution		
Cape Roots Market & Café *	557 Route 28	Retail: less than 5000 sf	1-30 seats	Milk & Cream
Capeside Kitchen *	537 Route 28	61-150 seats		
Castaways *	986 Route 28	61-150 seats		
CBQ Barbeque *		Mobile Food Service		
Christ Church Episcopal *	671 Route 28	Institution		
Cove Clubhouse *	383 Route 28	Institution		
Cumberland Farms *	578 Route 28	less than 5000 sf	Milk & Cream	Limited Food Svc.
CVS # 860	10 Post Office Road	Retail: 5000-25000 sf	Milk & Cream	
CVS # 1859	148 Route 137	Retail: 5000-25000 sf	Milk & Cream	
Depot Dogs *		Mobile Food Service		
Dominos *	16 Route 28	Take Out	1-30 seats	
Hands of Hope Food Pantry *	49 Route 28	Institution		
Harwich Port Dairy Queen *	443 Route 28	1-30 seats	Frozen Dessert	
Harwich Port House of Pizza *	330 Route 28	31-60 seats		
Hissho Sushi *	111 Route 137	<600 sf		
Hot Stove Saloon *	551 Route 28	61-150 seats		
Inn on the Beach *	16 Bank Street	Limited Food Service		
Jake Rooneys *	119 Brooks Road	61-150 seats		
L'Alouette *	787 Route 28	61-150 seats		
Mooncussers Tavern *	86 Sisson Road	61-150 seats		
Noble House *	21 Route 28	61-150 seats		
One Thirty Seven Gas *	110 Route 137	Retail: less than 5000 sf	Milk & Cream	Limited Food Svc.
Pilgrim Lodge *	706 Main Street	Institution		

Pleasant Lake Pizza Shark *	403 Pleasant Lake Avenue	<600 sf	Frozen Dessert	Milk & Cream	Take Out
Regal Care at Harwich *	111 Headwaters Drive	Institution			
St. Peters Lutheran Church *	310 Route 137	Institution			
Starbucks @ Star Market # 4596 *	18 Sisson Road	1-30 seats			
Star Market # 4596 *	18 Sisson Road	Retail: Greater than 25000 sf	Milk & Cream	Take Out	
The Lanyard *	429 Route 28	61-150 seats			
The Lunch Stop *	1421 Orleans Road	Take Out			
The Seal Pub & Café *	703 Main Street	Retail: <50 square feet	1-30 seats	Caterer	Frozen Dessert
Upper Crust Pizza *	1421 Orleans Road	1-30 seats			
<b>STABLE</b>					
Brian & Gloria Savin *	117 North Westgate Road	Residential			
Cape Farm Supply/Leo Cakounes *	374 Main Street	Residential			
Cape Farm Supply/Leo Cakounes *	1590 Factory Road	Residential			
Catherine Karras *	105 Round Cove Road	Residential			
Christopher & Angela McNamara *	196 Bank Street	Residential			
Erin McWilliams *	758 Depot Street	Residential			
Forget Me Not Farm *	236 South Street	Residential			
Jody Ellis *	307 Queen Anne Road	Residential			
Kathy Gould *	98 Old Chatham Road	Residential			
Kristen Goulis & Ronald Daigle *	9 Sadie's Way	Residential			
MaKenna Arrigo *	28 Deacons Folly Road	Residential			
Memory Lane Farm *	331 Main Street	Commercial			
Sandra Smith *	941 Route 28	Residential			
Seahorse Equestrian Center *	34 Lynch Lane	Commercial			
Solomon & Laurie Jean Ellis *	15 North Westgate Road	Residential			
Tom & Ashby Crafts *	41 Gilbert Lane	Residential			
Westgate Farm *	210 South Westgate Road	Commercial			
<b>TOBACCO</b>					
AJ Luke's *	224 Route 28	Retail Tobacco			
Cranberry Liquors *	555 Route 28	Retail Tobacco			
Cumberland Farms *	578 Route 28	Retail Tobacco			
One Thirty Seven Gas *	110 Route 137	Retail Tobacco			
<b>UTILITY INSTALLER</b>					
Apex Excavating *					
Borthwick & Summers *					
Northeast Construction *					
Peter J. Govoni Land Services *					
Robert B Our Company *					
T.W. Nickerson Inc. *					
<b>TITLE 5 INSPECTOR</b>					
<b>A &amp; S Construction, Inc. (2022 NEW)</b>					
Caleb Paus *					
Dan Speakman *					
Darrell Stone *					

David J. Burnie *					
Jeffrey M. Wall *					
Joseph Martins *					
Michael O'Loughlin *					
Richard Judd *					
<b>REFUSE HAULER</b>					
The Brothers Disposal *					
<b>*2022 Renewal</b>					

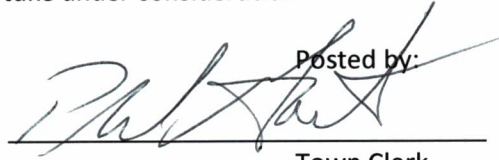
IX **OTHER** *Vote to accept/deny/take this under consideration*

X **ADJOURN** *Vote to accept/deny/take under consideration*

Authorized posting officer:

Jennifer Clarke  
Signature

Date

Posted by: 

Town Clerk

Date 1-12-22

***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***