

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

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2023 MAR 14 P 2: 24

**TOWN OF HARWICH BOARD OF HEALTH
TUESDAY- MARCH 21, 2023 -6:30 P.M.
HARWICH TOWN HALL – DONN B. GRIFFIN ROOM
MEETING AGENDA**

Please join my meeting from your computer, tablet or smartphone.

Board of Health Meeting 3/21/23

March 21, 2023, 6:30 – 9:30 PM (America/New York)

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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

- I CALL TO ORDER**
- II PUBLIC COMMENT**
- III MINUTES OF PREVIOUS MEETING (Regular Meeting Minutes) February 22, 2023–
*Minutes shall be reviewed; proposed changes shall be possible; and a vote to approve with any noted changes shall be taken.***
- IV BOARD OF HEALTH WORK SESSION**
 - A. COVID-19 Update- *Vote to accept/deny/take this under consideration***
- V OLD/UNFINISHED BUSINESS- *Vote to accept/deny/take this under consideration***
 - A. Public Hearing- Tobacco Regulation Amendment- *The Harwich Board of Health will conduct a public hearing to solicit comment on the proposed revisions to “Town of Harwich Board of Health Tobacco Regulations”- Vote to accept/deny/take this under consideration***
- VI NEW BUSINESS - *Vote to accept/deny/take this under consideration***
 - A. MODIFICATION OF A SUBDIVISION – 2, 6, & 10 Dorset Avenue – Modification of a previously approved subdivision plan prepared by Clark Engineering dated February 3, 2023 - *Vote to accept/deny/take this under consideration***

- B. RECONSIDERATION OF PREVIOUSLY APPROVED VARIANCE CONDITIONS – 2 Andrews River Road** – Reconsideration of previously approved variance conditions to allow an increase in habitable space - *Vote to accept/deny/take this under consideration*
- C. RECONSIDERATION OF PREVIOUSLY APPROVED VARIANCE CONDITIONS- 10 Rainbow Road**- Reconsideration of previously approved variance conditions to allow an increase in habitable space - *Vote to accept/deny/take this under consideration.*
- D. VARIANCE REQUEST FOR PROPOSED SDS OVER 2,000 GPD TOWN OF HARWICH REGULATION 1.211 – 541 & 543 Route 28** – To consider variance request Town of Harwich Regulation 1.211- *Vote to accept/deny/take this under consideration.*
- E. VARIANCE REQUEST FROM TITLE 5 310 CMR 15.211 AND TOWN OF HARWICH REGULATION 1.210 – 10 Harbor Road** – To consider variance request Title 5 310 CMR 15.211 and Town of Harwich Regulation 1.210- *Vote to accept/deny/take this under consideration.*
- 310 CMR 15.211 (1)**
 Distance from septic tank to property line 10’ required 5’ provided 5’ requested.
 Distance from soil absorption system to wetland resource area 100’ required 69’ provided 31’ requested.
 Distance from soil absorption system to property line 10’ required 5’ provided 5’ requested.
- TOWN OF HARWICH REGULATION 1.210**
 Distance from soil absorption system to wetland resource area 100’ required 69’ provided 31’ requested.
- F. VARIANCE REQUEST FROM TITLE 5 310 CMR REGULATIONS AND TOWN OF HARWICH REGULATIONS 47 North Road**, to consider a variance request to install a Sharded SDS with 52 North Road as prepared by Ryder & Wilcox (variances were previously approved at the May 14, 2019, Board of Health meeting) *Vote to accept/deny/take this under consideration.*
- 310 CMR 15.00:**
 15.211 setback to side and front property line 6’ & 6.5’ provided 10’ required 4’ & 3.5’ variance requested.
 15.227 septic tank and pump chamber tees <1’ above high groundwater table 0.2’ & 0.45’ provided.
 15.229 33% of design flow requested to pump where 25% is the maximum.
 15.240 Leaching capacity 330 gpd required 327 provided.
- TOWN OF HARWICH REGULATIONS:**
 1.201 Request of SDS to be shared by two sing family dwellings.
 1.210 SAS setback from wetland 100’ required 89’ provided.
- G. VARIANCE REQUEST FROM TITLE 5 310 CMR REGULATIONS AND TOWN OF HARWICH REGULATIONS 52 North Road**, to consider a variance request to install a Sharded SDS with 47 North Road as prepared by Ryder & Wilcox (variances were previously approved at the May 14, 2019, Board of Health meeting) *Vote to accept/deny/take this under consideration.*
- 310 CMR 15.00:**
 15.211 setback to side and front property line 6’ & 6.5’ provided 10’ required 4’ & 3.5’ variance requested.
 15.227 septic tank and pump chamber tees <1’ above high groundwater table 0.2’ & 0.45’ provided.
 15.229 33% of design flow requested to pump where 25% is the maximum.
 15.240 Leaching capacity 330 gpd required 327 provided.
- Town of Harwich Regulations:**
 1.201 Request of SDS to be shared by two sing family dwellings.
 1.210 SAS setback from wetland 100’ required 89’ provided.
- H. SHOW CAUSE HEARING – 10 Old County Road** - Show Cause hearing to discuss non-compliance with an order issued for violations of 310 CMR 15.00 Request for Title Five Inspection - *Vote to accept/deny/take this under consideration.*

I. **HEARING-31 Sea Street-** Cape Sea Grille is requesting Board of Health review and support of an application to the State Plumbing Board for a variance from the State Plumbing Code 248 CMR 10.10- The applicant is proposing to apply for a variance for the number of bathroom fixtures in order to increase the seating capacity to match what the septic system is already designed to accommodate - *Vote to accept/deny/take this under consideration*

VII **REPORT OF THE HEALTH DIRECTOR-** Health Director Report for March 2023- *Vote to accept/deny/take this under consideration*

VIII **CORRESPONDENCE-** *Vote to accept/deny/take this under consideration*

A. **Department of Environmental Protection-** updated *Model BOH Regulations for Private Wells*

IX **PERMITS-** *Vote to accept/deny/take this under consideration*

ESTABLISHMENT	ADDRESS	TYPE
FOOD SERVICE		
Pelham on Earle	30 Earle Rd	Food Service: 46 seats; Milk & Cream, Shucking
Seagulls Sweets	537 Route 28	Frozen dessert; Take out
The Platinum Pebble Boutique Inn	186 Belmont Rd	Limited Food Service
SEPTIC HAULER		
Cape Cod Septic Services		
SEPTIC INSTALLER		
*Apex Excavating, LLC		
Sweeney Excavating		
STABLES		
Crafts, Tom & Ashby	41 Gilbert Ln	
MCWilliams, Erin	758 Depot St	
Soloman	15 North Westgate Rd	
MOTELS		
Kingfisher Harwichport	1 Braddock St	
Pelham on Earle	30 Earle Rd	
POOLS		
Pelham on Earle	30 Earle Rd	
* DENOTES 2023 NEW LICENSE		

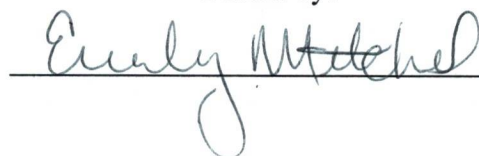
X **OTHER-** *Vote to accept/deny/take this under consideration*

XI **ADJOURN-** *Vote to accept/deny/take under consideration*

Authorized posting officer:

Carrie Schoener 3/16/2023

Posted by:



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