



Town of Barnstable

Board of Health

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BOARD OF HEALTH MEETING MINUTES Tuesday, November 23, 2010 at 3:00 PM Town Hall, Hearing Room 367 Main Street, Hyannis, MA

A scheduled meeting of the Barnstable Board of Health was held on November 23, 2010. The meeting was called to order at 3:00 pm by Chairman Wayne Miller, M.D. Also attending was Board Member Paul J. Canniff, D.M.D. Thomas McKean, Director of Public Health, and Sharon Crocker, Administrative Assistant, were also present.

Dr. Miller informed the public the meeting was not properly posted to meet the new open meeting rules and the items will be continued to the December 14, 2010 Board of Health Meeting.

I. Hearing – Underground Storage Tanks:

Peter Doyle and Dale Saad, Water Pollution Control Division, Town of Barnstable, owner– 382 Falmouth Road (a.k.a. 617 Bearse’s Way), Hyannis, Map/Parcel 293-001, requesting a second extension on the replacement deadline of two tanks.

Upon a motion duly made by Dr. Miller, seconded by Dr. Canniff, the Board voted to continue to the December 14, 2010 meeting.

II. Hearing:

Joseph & Inessa Katsman, owner – 45 Straightway, Hyannis, second septic system inspection completed.

Upon a motion duly made by Dr. Miller, seconded by Dr. Canniff, the Board voted to continue to the December 14, 2010 meeting.

III. Hearing: Show- Cause for Stable Permit:

Sally Burke, owner of Sea Flash Farm – 2346 Meetinghouse Way, West Barnstable, 14 horses, violations of Chapter 376-8 and 376-9.

Upon a motion duly made by Dr. Miller, seconded by Dr. Canniff, the Board voted to continue to the December 14, 2010 meeting.

IV. Innovation/Alternative System (Cont.):

Winston Steadman, All Cape Environmental represents Brian Smith, owner – Fancy’s Market, 699 Main Street, Osterville, Map/Parcel 141-011, with Monitoring Plan for Sludgehammer System, requests revisions to Board of Health approval letter to change to General Use.

Upon a motion duly made by Dr. Miller, seconded by Dr. Canniff, the Board voted to continue to the December 14, 2010 meeting.

V. Variance – Septic (New):

- A. Michael Pimentel, JC Engineering, representing Village Square South Condominium Association, owners – 39 Tower Hill Road, Osterville, Map/Parcel 117 – 072-A, requesting three variances.

A revised plan was submitted to the Public Health Division. The revised plan has variances, as well, so the Board will have to review it.

Upon a motion duly made by Dr. Miller, seconded by Dr. Canniff, the Board voted to continue to the December 14, 2010 meeting.

- B. Robert Dunphy, Dublin Companies, representing Shawn & Robert Harris, owners – 141 Old Stage Road, Centerville, Map/Parcel 189-086-002, 0.23 acre parcel, one septic variance, demolition/new construction.

Upon a motion duly made by Dr. Miller, seconded by Dr. Canniff, the Board voted to continue to the December 14, 2010 meeting.

- C. Peter Sullivan, Sullivan Engineering, representing Rhea Clark, Trustee, Marcia & Frederick Floyd Trust, owner – 29 Irving Avenue, Hyannis, Map/Parcel 286-005, 5,301 square foot parcel, requesting multiple septic variances.

The Board voted to take a recess for a few minutes 3:03 pm.

Meeting back in session at 3:15 pm.

Upon a motion duly made by Dr. Miller, seconded by Dr. Canniff, the Board voted to continue to the December 14, 2010 meeting.

- D. Catherine Gulliver, owner – 254 Greenwood Avenue, Hyannis, Map/Parcel 288-178, 0.33 acre lot, septic system installed in 2005, homeowner requests additional time to connect to future sewer line.

Upon a motion duly made by Dr. Miller, seconded by Dr. Canniff, the Board voted to continue to the December 14, 2010 meeting.

VI. Variance – Food (New):

- Julie Kimball, owner, Katie's Ice Cream, Too – New location at Cape Cod Mall, 769 Iyannough Road, Hyannis, (formerly: Brigham's), toilet facility variance.

Upon a motion duly made by Dr. Miller, seconded by Dr. Canniff, the Board voted to continue to the December 14, 2010 meeting.

VII. Discussion:

William Weller, Weller & Associates, representing Centerville Assoc. Inc. owners of Holly Hills Apartments – 1815 Falmouth Road, Centerville, Map/Parcel 189-055, Section 360-37, determination of applicability.

This item will continue to the December 14, 2010 meeting. A vote was not necessary to have this item continued.

VIII. Old / New Business:

A. Dumpster screening regulation.

This item will continue to the December 14, 2010 meeting. A vote was not necessary to have this continued.

Upon a motion to adjourn by Dr. Canniff, seconded by Dr. Miller, the Board adjourned at 3:18 pm.