



# Town of Barnstable

## Board of Health

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### BOARD OF HEALTH MEETING MINUTES Tuesday, September 27, 2016 at 3:00 PM Town Hall, Hearing Room 367 Main Street, 2<sup>nd</sup> Floor, Hyannis, MA

A regularly scheduled and duly posted meeting of the Barnstable Board of Health was held on Tuesday, September 27, 2016. The meeting was called to order at 3:00 pm by Chairman Paul Canniff, D.M.D. Also in attendance were Board Members Junichi Sawayanagi and Donald A. Guadagnoli, M.D. Thomas McKean, Director of Public Health, and Sharon Crocker, Administrative Assistant, were also present.

*An announcement to the public was made at the meeting to inform them that the proceedings were being recorded.*

#### **I. Hearing: Craigville Motel**

Craigville Motel applying to re-establish their motel license.

The Board voted to schedule a review of the Craigville Motel with the requirement that the settlement agreement with the Town must be approved at the October 27, 2016 meeting; otherwise, the Board will not consider the motel's application at that time.

Attorney McLaughlin asked that the Health Division submit a formal, written report within two weeks after the inspections are done (inspections to include: Health, Building, Fire, and Ralph Crossen, former Building Commissioner) on the remaining rooms including the storage room(s) so Attorney McLaughlin may submit it to Attorney Connor for the Craigville Motel.

The Board will have the Craigville Motel on the November 22, 2016 meeting provided they have completed all items on the report.

#### **II. Discussion:**

Schedule a workshop for improved methods of disposal of used syringes.

This will be moved to a future date.

#### **III. Variance – Septic:**

- A. Edward Pesce, P.E., Pesce Engineering, representing Wianno Knoll Condo Trust – 727 Main Street, Osterville, Map/Parcel 141-013, 83,579 square feet lot, requested, failed septic system, multiple variances requested.

Ed Pesce presented his plan. The Board expressed that they were not willing to approve the plan at this time. Mr. Pesce asked for some direction so he could fine-tune his plan.

Dr. Canniff made a motion to require an innovative alternative (I/A) system at this location and allow the 25% reduction. (This motion was not seconded.)

Upon a motion duly made by Dr. Guadagnoli, and seconded by Mr. Sawayanagi, the Board voted not to require an I/A system to replace this particular system, and with the condition that the final plan provides five feet to groundwater separation. (Voted two in favor, Dr. Canniff was opposed.)

Mr. Pesce will return to the Board October 25, 2016 with a completed plan after working with the staff.

- B. Charles Rowland, P.E., Sullivan Engineering, representing George and Kristen Haseotes-Williams, owners – 168 Long Beach Road, Centerville, Map/Parcel 205-008, 3,950 square feet parcel, septic repair, tight tank, requesting setback variances.

Charles Rowland said there are four bedrooms and the house has been vacant for a period of time. The plan is designed for a 2,500 gallon, sealed, tight tank and will be pumped as per the regulations of the Board of Health.

Upon a motion duly made and seconded, the Board voted to grant the variances and allow a tight tank in accordance to plan dated August 16, 2016 with the following conditions: 1) a permit will not be issued until the property owners have notified the neighbors on both sides of street from the beginning of Long Beach Road down to this house, 2) that it is pumped a minimum of once every six months, if occupied. (Unanimously, voted in favor.)

**IV. Food:**

Arthur Luke and Erik Luh representing A.J. Luke's of 132, owner – 1166 Iyannough Road, Hyannis, formerly Parker's Liquor, requesting a toilet variance.

The building is on a slab and would be very difficult to cut through it to add plumbing pipes and it was also noted that there are only three employees anticipated.

Upon a motion duly made and seconded, the Board voted to grant the toilet facility variance and allow one handicap bath as they are on a slab and have a small number (three) of employees. (Unanimously, voted in favor.)

**V. Food – Temporary Event:**

- A. Cape Cod Beer Company is hosting a new event “Barnstable Brew Ha Ha” on Saturday, October 15, 2016, at 1336 Phinney’s Lane, Barnstable using one vendor, Barnstable Restaurant and Tavern.

Susan Feingold, Barnstable Restaurant and Tavern, said the charity event is being sponsored by the Barnstable Historical Society, to be held at Cape Cod Beer. Menu will be BBQ burgers, all food prepared at the Tavern and will bring food over in chafing dishes, and will be serving from 6:00 – 7:30 pm, then a silent auction will finish the evening off.

Upon a motion duly made and seconded, the Board voted to grant the temporary food event with the BBQ menu. (Unanimously, voted in favor.)

- B. Jim Pickering and Ken Foster are the food organizers for the Cape & Islands Veteran’s Outreach Center who are sponsoring the “Town of Barnstable Field Day and Vets Awareness Event” on Saturday, October 1, 2016 from 11:00 – 3:00 pm. The one vendor will be Breakaway Grille and will serve hot dogs, hamburgers, chips, cake, ice cream, soda and water.

The Board is very familiar with Ken Foster’s mobile truck and approves of his handling of food.

Upon a motion duly made and seconded, the Board voted to grant the annual food event of the Town of Barnstable Field Day and Vets Awareness Event with the mobile truck menu. (Unanimously, voted in favor.)

**VI. Hearing: International Inn:**

David Lawler, attorney, representing International Inn, review.

David Lawler updated the Board on the International Inn’s progress.

Upon a motion duly made and seconded, the Board noted the health inspector has been satisfied with their performance and the Board voted to remove the additional requirement of reporting the employee list monthly to the Health Division. (Unanimously, voted in favor.)

**VII. Old / New Business:**

- A. Minutes.

Upon a motion duly made and seconded, the Board voted to adopt the August 23, 2016 minutes. (Unanimously, voted in favor.)

**ADDITIONAL:**

The new penalties for the tobacco enforcement regulations were published in the Barnstable Patriot on August 29, 2016. Mr. McKean and Dr. Canniff will obtain an

update from our legal department regarding their review of the revised tobacco regulations. Mr. McKean asked the Board what they would like to see as the age enforced. Dr. Canniff stated he would like to see what the State is going to do. He knows Yarmouth and Mashpee already changed theirs to 18 years of age. Dr. Guadagnoli said it would be his inclination to leave the age at 18 as people can die for their country at that age.

B. Status – Courtney Campeau, 145 Oak Neck Road, Hyannis.

A letter was received from Mr. Bob Haag, Courtney's father, letting the Board know the house is vacant and secured and the house will be either sold or foreclosed. He will make sure the lawn and home is kept neat.

C. Up-To-Date Tight Tank Pumping List

Karen Malkus, Health Division, prepared a list – all the tight tanks in the Town have been keeping up with their scheduled pumpings.

Motion to Adjourn – 5:28pm