



Town of Barnstable

Board of Health

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Susan G. Rask, R.S.
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BOARD OF HEALTH MEETING AGENDA

Tuesday, August 2, 2005 at 7:00 PM
Town Hall, Second Floor Hearing Room
367 Main Street, Hyannis, MA

I. Continued Items from Previous Meeting:

A. Amy Wallace and Elizabeth Haskell, EDS and IDEP Updates

Ms. Haskell explained the proposed plans will require a yearly review. The plan is still being revised and any comments from the Board are appreciated. The final plan will be submitted at the end of August.

McKean explained a letter was sent to the Town Manager asking for a recommendation. The Health Division's lead person at the moment will be Maureen Kelleher. Ms. Kelleher has many concerns because of the multiple duties during this kind of emergency.

Ms. Haskell suggested Amy Wallace be the coordinator during the interim.

B. Ronald Cadillac, R.S. representing Sarah Hardy- 90 Ladd Road, Centerville, 31,800 square feet parcel, four variances requested to replace failed system.

Mr. Cadillac submitted a revised plan with benchmarks shown.

McKean explained staff wants to see 4 feet and to reduce the SAS. It does not look feasible after our site visit.

Mr. Cadillac explained the trees won't be able to be saved because a variance would be needed. A clearer floor plan will be submitted. The system will be monitored by Waste Water Technologies Inc and they will be able to remotely and manually make any necessary changes. Standard testing and nitrogen testing will be done.

Kaufman asked that a monitoring plan be submitted showing quarterly testing for 2 years.

Mr. Cadillac explained the home is seasonal and the system will be shut down at some point during the winter.

Miller agreed samples are not needed when the house is unoccupied. The Board needs to know exactly what is being monitored and the effluent needs to be tested on a quarterly basis. The sampling can be suspended while the house is unoccupied.

Motion by Kaufman/Miller to approve with a 5-bedroom deed restriction subject to an acceptable monitoring plan submitted. So Voted.

- C. David Coughanowr, R.S. representing Thomas and Cynthia Furey - 10 Wayside Lane, West Barnstable, 56,013 square feet property, existing dwelling, private well setback variances requested.

Mr. Coughanowr explained the original house plans show 4 bedrooms.

Mr. Furey explained someone changed the permit from 4 bedrooms to 3 bedrooms and there is a 1500 gallon tank with a 440 flow and showed the original flow plan from the 1970's.

Miller felt the applicant has shown there were originally 4 bedrooms.

Mr. Coughanowr explained the groundwater flow is away from the wells where the system is located.

Mr. Furey explained the neighbor has no objections and he can be asked to be present.

Motion by Kaufman/Miller to approve revised plan G showing a 4-bedroom dwelling with a 4-bedroom deed restriction. So Voted.

- D. Arlene Wilson representing Frederick Mycock- 765 Santuit Road, Cotuit, 10,100 square feet parcel, proposed installation of a tight tank.

Ms. Wilson explained the revised plan has some added notes and some changed calculations to reflect a one-bedroom dwelling. A response has not been obtained from DEP and a floor plan has not been received from the contractor.

Motion by Kaufman/Miller to approve with a one-bedroom deed restriction, submittal of a floor plan, the footprint can never be increased or changed, the current number of rooms can never be increased and the tank must have a flow switch and an alarm system. So Voted.

- E. John Churchill representing Joan Ann Crivelli-Neff – 225 Main Street Centerville, 18,680 square feet parcel, eight variances requested to replace failed cesspool.

Continued to September 6, 2005.

II. NEW BUSINESS/ Variance Requests:

- A. Stephen Wilson, P.E. representing Donald Pollock- 158 Long Beach Road, Centerville, tight tank proposed to replace single cesspool.

Mr. Wilson explained he could find no alternative to a holding tank.

Kaufman stated a floor plan needs to be submitted.

McKean explained that a 2,000 gallon tank will have to be pumped weekly.

Mr. Wilson understood & explained the neighbors have been notified.

Motion by Kaufman/Miller to approve with a deed restriction on the bedrooms and footprint and pending submission of a floor plan. So Voted.

- B. Ed Pesce, P.E. representing David Hubbell - 22 Third Avenue, Osterville, 4,000 square feet parcel, proposed additions to home, leaching facility would be located one foot away from front property line, septic tank would be located 3.5 feet away from side property line, reserve would be 3.5 feet from side property line.

Mr. Pesce explained the footings were being dug and the leaching field was found. The soil is acceptable for the leaching field relocation and the septic tank will eventually

have to be moved. The water line runs down the center of the property and the leaching field will be 10 feet away. A better location has not been found and a land surveyor will stamp the plan.

Miller explained he is reluctant to grant because the addition could be made smaller and doesn't feel the variances are worth 4 extra feet in the great room.

Mr. Hubbell explained the addition is 16 feet off the original house.

Mr. Pesce suggested stacking the leaching structures side by side or rotate them but the reserve would need a variance.

Miller wanted to see the structures rotated and suggested the existing tank be used.

Mr. Pesce explained the existing tank will be used, he will rotate the system and provide a greater setback to the front.

Miller explained he wants to see a 5 foot setback from the front.

Continued to September 9, 2005.

III. INFORMAL DISCUSSIONS:

- A. Peter Bilodeau, potential buyer of 656 South Main Street, Centerville - Existing septic system passed an inspection on June 24, 2004, high groundwater table.

Mr. Bilodeau explained he needs to know if he can continue with the existing septic system.

McKean explained Rask wants to see this upgraded.

Mr. Bilodeau asked for a denial from the Board.

Miller stated the Board will give a letter stating the upgrade will be required because there is not enough separation from the groundwater and the extensive renovations proposed.

- B. Peter Sullivan, P.E. representing Josue Souza- 127 Bristol Avenue, 0.27 acre property, proposed replacement of SAS to add bedrooms, preliminary design submitted.

John O'Dea explained the system previously passed inspection and the applicant wants to upgrade the septic and add 2 bedrooms.

Miller explained the owner must deal with the illegal activities at this site. The Board will consider a 5 or 6 bedroom design. A proposed 5 bedroom design that meets code would not have to come before the Board. A floor plan needs to be submitted and how this will be a single-family house.

IV. Six or More Bedrooms

- A. John O'Dea William and Judith Simpson- 1067 Main Street Cotuit, 0.59 acre parcel, six bedroom design plan submitted.

John O'Dea submitted a revised plan showing the perc tests.

McKean stated the staff has no objections.

Motion by Kaufman/Miller to approve. So Voted.

- B. John O'Dea representing Mark and Sabrina Howard-Johnson- 50 Oakdale Path, Osterville, 1.36 acre parcel, seven bedroom design plan submitted.

Motion by Kaufman/Miller to approve. So Voted.

C. Stephen Wilson, P.E. representing James Daley- 92 North Bay Road, Oyster Harbors, 41,447 square feet parcel, six bedroom design plan submitted
Mr. Wilson explained he is proposing a new leaching system and D-box. One bedroom will be eliminated and 2 bedrooms will be added for a total of 6 bedrooms.
Motion by Kaufman/Miller to approve. So Voted.

V. Lifeguard Modification Request:

Joan Russo, Suni Sands Motel- 946 Craigville Beach Road, Centerville.
Motion by Kaufman/Miller to approve. So Voted.

VI. Correspondence:

A. Report from Health Inspector Donna Miorandi, R.S. - Heritage House Hotel, Main Street Hyannis, no lifeguards, no qualified swimmers observed at pools on July 25, 2005 at 2:45 p.m., report dated July 25, 2005
McKean recommended a 3-day closing if there is a future violation.
Kaufman & Miller agreed.

B. Letter from Edward Gargiulo of Gargiulo and Rudnick, LLP Attorneys at Law representing Cotuit Oyster Company Inc., regarding septic system design plans, letter dated July 20,2005.
Arlene Wilson explained the Company is concerned with the effluent that will be produced at this site. The existing system was designed and installed in 1996. The house is occupied about half the year and there is no pool here. There are a lot of conflicting records on this property.

OTHER:

McKean explained a letter was received regarding the Rainbow Motel that it is being sold and torn down and asking for a 30-day extension so the tenants can stay until October 11, 2005. The staff has no objections and an inspector will conduct a site visit for a visual inspection.

Motion by Kaufman/Miller to approve the October 11th date. So Voted.

Motion by Kaufman/Miller to adjourn at 9:00 PM. So Voted.

Absent: Susan Rask