



Town of Barnstable

Board of Health

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Donald A. Guadagnoli, M.D, Vice Chair
Daniel Luczkow, M.D.
Paul Canniff, D.M.D.
Christne M. Beers PhD.
Steven Waller, M.D. Alternate
December 3, 2024.

BOARD OF HEALTH MEETING MINUTES

Tuesday, November 26, 2024, 3:00 PM

James H. Crocker Jr. Hearing Room, Town Hall

367 Main Street, 2nd Floor, Hyannis, MA

A regularly scheduled and duly posted meeting of the Barnstable Board of Health was held on Tuesday, November 26, 2024. The meeting was called to order at 3:02 pm by F.P. (Thomas) Lee, Chair. Also in attendance were Board Members Donald Guadagnoli, M.D. . Daniel Luczkow, M.D, Paul Canniff, D.M.D., Chritine Beers PhD, Danial Luczkow M.D. and Stephen Waller, M.D. Health Division staff representative Thomas McKean, Director of Public Health, was also present.

1. **Septic Variances:**

Glen Harrington, representing owner, Nile Morin – 776 Main Street, Osterville, Map/Parcel 117-085, requesting multiple septic variances from the State Environmental Code, 310 CMR 15.000, Title 5.

Glen Harrington presented a proposed engineering plan to replace a septic system at 776 Main Street Osterville, Massachusetts. The physical constraints at the site severely restrict the location of the septic system components due to the small size of the lot and its close proximity to buildings. Multiple variances were requested as follows:

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310 CMR 15.405 (1)(a): To install a septic tank and to construct a soil absorption system five (5) feet away from a property line in lieu of the ten (10) feet minimum separation distance required by the State Environmental Code, Title 5.

310 CMR 15.405 (1)(b): To install a septic tank and to construct a soil absorption system five (5) feet below grade in lieu of the three feet maximum.

310 CMR 15.405 (1)(b): To construct soil absorption system ten (10) feet away from a crawl space.

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310 CMR 15.405 (1)(b): To construct soil absorption system thirteen (13) feet away from a cellar wall at 778 Main Street in lieu of the required twenty feet separation distance required.

After reviewing the plans Mr. Lee suggested the engineering plan should be revised to include an estimated wastewater discharge flow for the existing onsite food facility. After some discussion, and upon a motion duly made by F.P.(Thomas) Lee, Chair, seconded by Donald Guadagnoli, M.D., the Board voted to grant the variances to Glen Harrington, on behalf of his client Nile Morin, to construct a replacement onsite sewage disposal system at 776 Main Street Osterville, with a condition that a revised engineering plan shall be submitted to include an estimated wastewater discharge flow for the existing onsite food facility.

2. **Sewer Connection/ Extension Requests:**

POSTPONED to December 17, 2024 – (Continued from September 24, 2024)
Karen Moreshead -representing owner, Elizabeth Horan – 391 Green Dunes Drive, Centerville, Map/Parcel 246-154, Phase 1 of the CWMP, requesting deferral to phase 2 of the CWMP.

This item is postponed as requested by the applicant.

3. **Garbage and Refuse - Variance:**

(Continued from October 22, 2024) Vani Patel, representing Hyannis Plaza Hotel - 662 Main Street, Hyannis, Map/Parcel 308-049, requesting variance regarding the minimum setback from an abutter's property line, Town Code § 353-4.

Ms. Vani Patel testified one of the dumpsters was recently relocated further away from the property line. The remaining two dumpsters remain close to the property line. She stated she requests a one-year extension, until December 31, 2025, to properly design and construct a new refuse storage area in compliance with the Town Code

After some discussion, and upon a motion duly made by F.P.(Thomas) Lee, Chair, seconded by Donald Guadagnoli, M.D., the Board voted to grant the extension until December 31, 2025 to relocate the remaining two dumpsters away from the property line in compliance with the Town Code..

4. **Septic Installer: New**

David J. Burnie, Harwich, MA

This application was withdrawn by the applicant.

5. **Minutes:**

A. October 22, 2024

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The October 22, 2024, minutes were reviewed by the Board members. After a brief discussion, and upon a motion, F.P.(Thomas) Lee, Chair, seconded by Donald Guadagnoli, M.D. the Board voted to approve the October 22, 2024, minutes as written.

Adjourn – 3:18 pm

Upon a motion duly made by F.P.(Thomas) Lee, Chair, seconded by Donald Guadagnoli, M.D.,the Board voted to adjourn. (Unanimously, voted in favor.)