



# Town of Barnstable

## Board of Health

200 Main Street, Hyannis MA 02601



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### BOARD OF HEALTH MEETING RESULTS

**Tuesday, June 12, 2012 at 3:00 PM**  
**Town Hall, Hearing Room, 2<sup>ND</sup> Floor**  
**367 Main Street, Hyannis, MA**

**I. Hearing - Housing:**

Ron Bourgeois representing Our Child LLC, owner – 362 Lincoln Road, Hyannis, Map/Parcel 271-064, variance for ceiling height.

Approved.

The Board voted to approve the ceiling variance for the basement level.

**II. Hearing - Sewer:**

A. Anna Dye, owner – 35 Norris Street, Hyannis, requesting an extension to connect to the town sewer.

Approved.

The Board voted to approve a deadline extension for the connection to sewer.

B. Christopher Connolly, owner – 53 Norris Street, Hyannis, requests an extension.

Approved.

The Board voted to approve a deadline extension for the connection to sewer.

C. Donald Snyder, O.D., owner – 65 Sea Street Extension, Hyannis, no sewer stub at location.

Approved.

The Board voted to approve an extension on the variance to the sewer connection requirement. Dr. Snyder will meet with Rodger Parsons, as well.

**III. Variance – Septic Repair:**

Glen Harrington representing Peter Favat, owner – 373 Bay Lane, Centerville, Map/Parcel 187-002, 1.35 acre lot, multiple variances.

Approved.

The Board approved the septic variances.

**IV. Septic Repair – Deadline Extension:**

- A. Richard Shulten, Jr. owner – 79 Rosemary Lane, Centerville, request an extension of the repair deadline.

The Board voted to approve a one-year extension with the requirement of a six-month inspection by a septic hauler to verify it is not overflowing. This does not require a full inspection.

- B. Stephen Wilson, Baxter Nye Engineering representing Wolfram Vedder, owner – 129 Island Avenue, Hyannis, request an extension of the repair deadline.

The Board voted to extend the deadline they issued in their November 2011 letter outlining the terms of the variance to a deadline of April 2014 as the original variance was granted during the period which the State designated as automatically extended for two more years (“Permit Extension Act”).

- C. Wendy LaPine, owner – 93 Deacon Court, Barnstable

Resolved. She contacted the Board of Health and showed she has signed a contract to proceed with the septic repair.

**V. Informal Discussion:**

- A. Stephen Wilson, Baxter Nye Engineering representing Debra Pane, owner– 90 Kearsarge Avenue, Centerville, Map/Parcel 225-020, 1.39 acre parcel, regarding setback to a state defined coastal bank located within 100 feet of the existing SAS.

The Board would like to see him find a way to install the septic tank outside the 100 year flood zone.

**VI. Food – Variance (New):**

- Laurie Turi for Subway (new owner) - Cape Cod Mall, 793 Iyannough Road, Hyannis, grease trap and toilet facility variances.

Granted toilet variance, grease trap variance with GRD and granted allowing sitting in the common area food court with the requirement of plastic trays.

**VII. Temporary Food Events:**

- A. Augusto de Moura for “Brazilian Festival” at St. Francis Xavier Church, 347 South Street, Hyannis, on Saturday, June 16, 2012 with one vendor, Gloria’s from Falmouth.

Approved.

- B. Elizabeth Wurfbain, Hyannis Main Street Business Improvement District for “The Long Table Event- Beech Tree” to be held at 397 Main Street, Hyannis on Thursday, June 28, 2012.

Approved.

- C. Wayne Enos, President, Holy Ghost Society, for “Holy Ghost Portuguese Feast” at 53 Main Street, Cotuit, on Saturday & Sunday, June 16 and 17, 2012.

Approved.

- D. Terry Mullen for “Hyannis Summer Arts and Craft Festival” on the Village Green, Main Street, Hyannis on Saturday and Sunday, July 21 and 22, 2012.

Approved.

- E. Robert Kelly, Barnstable Village Business Association, for “Jail House Jams” - a free music and food event at the County Complex, 3195 Main Street Barnstable, on Wednesday, June 20, Wednesday, July 18, and Wednesday, August 15, 2012.

Approved.

**VIII. Septic Installer:**  
Sean Smith, Orleans, MA

Approved.

**IX. Body Artist Variance:**

- A. Stephen Paul Lambert to work at Spilt Milk Gallery, Main Street, Hyannis, variance from requirement of full anatomy and physiology course at accredited N.E. college.

Approved

Approved an Body Artist Apprentice License for Stephen Lambert to work with Mark Corliss at Spilt Milk.

- B. Maria Ires Todd to work at a physician’s office and/or Black Pearl, Main Street, Hyannis, variance from requirement of full anatomy and physiology course at accredited N.E. college.

Approved.

Approved a Body Artist Apprentice License for Maria Ires Todd to work with Alex Travassos at Black Pearl by either (1) obtaining a syllabus or a write-up of the course(s) she has taken, and the program’s accreditation, then Mr. McKean will be able to compare the Quincy Skin Course to hers, or (2) take the Quincy Skin Course.

**X. Old / New Business:**

- A. Regulation: Septic Tank Setback – reduce from 100 feet to 50 feet (100 feet is excessive).

The Board agreed to have a public hearing to revise the 360-1 regulation to allow septic tank setbacks to wetlands to be 50 feet with the condition that a monolithic tank (or a tank with equivalent protection) be used for septic tank setbacks in the range of 50-100 feet to wetlands. The notice must be advertised twice; then placed on the August agenda.

- B. Regulation: Hands Free Sink – the wording needs to be updated because it requires electronic-type hands free sinks. We now allow other types of hands free devices.

Approved.

WITHDRAWN C. Regulation: Push-carts.

**Old / New Business:**

- C. Policy – Mobile Food Trucks – to obtain permission to remain at a fixed location for more than four hours (temporary policy approved May 8, 2012).

Approved with revision to keep the four hour operating limit unless given a temporary food permit for a specific event

Remove the words “open for business” in red. The Board of Health does not like this, as it would result in lengthy business hours which would result in a need for toilet facilities.

- D. Policy – Mobile Food Unit policy, update to allow for ice-cream trucks with all pre-packaged foods to operate without sinks, screens, etc.

Approved. – the accepted form has the asterick and comment\*.  
(No need for sinks, etc. with prepackaged.)

- E. Regulation: Underground Fuel and Chemical Storage Tanks.

Approved.

The original regulation needed to be adjusted to update the dates/deadlines, etc.

Board of Health Liason from Town Council:  
June M. Daley, Town Council – Precinct 11.