



Town of Barnstable

Board of Health

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Alternate: Cecile Sullivan, RN,MSN

BOARD OF HEALTH MEETING MINUTES Tuesday, April 25, 2017 at 3:00 PM Town Hall, Hearing Room 367 Main Street, 2nd Floor, Hyannis, MA

A regularly scheduled and duly posted meeting of the Barnstable Board of Health was held on Tuesday, April 25, 2017. 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, Donald A. Guadagnoli, M.D. and Alternate Member Cecile M. Sullivan, RN, MSN. Thomas McKean, Director of Public Health, and Sharon Crocker, Administrative Assistant, were also present.

I. Variance – Septic:

- A. Brian Yergatian, BSC Group, representing E. Jaxtimer, Trustee, JHJ Realty Trust, owner – '0' Rue Michelle (a.k.a. #20), Barnstable, Map/Parcel 335-073, 1.24 acres. Previously approved, expired permit, variance from a marginal lot regulation requested.

POSTPONED UNTIL MAY 23, 2017.

- B. Earl Lantery, Lantery Associates, representing Nancy Connor, owner – 455 Huckins Neck Road, Centerville, Map/Parcel 233-048, 20,800 square feet parcel, failed septic system, one variance requested.

WITHDRAWN.

II. Innovative Alternative (I/A) Septic System:

- A. Steve Wilson, Down Cape Engineering, representing Michael Walsh, Trustee - 224 Pine Lane Extension, Osterville, Map/Parcel 117-075-002, 0.28 acre lot, Micro Fast 0.5 proposed.

Steve Wilson said the client is looking to expand his commercial facility. Mr. Wilson noted the State approval letter states the system is not available to be used commercially. He had not noticed this earlier. He requested a continuance so that he may research other products.

Upon a motion duly made and seconded, the Board voted to grant a continuance to the May 23, 2017 Board meeting. (Unanimously, voted in favor.)

- B. Darren Meyer, Meyer & Sons, representing Donovan and Rose Fraser, owners – 61 Mitchell's Way, Map/Parcel 290-157, 0.33 acre lot, Infiltrator proposed, four variances.

Darren Meyer's listed out the variances in the proposed plan: 1) 4 feet setback variance from foundation, 2) 34 feet setback variance from Soil Absorption System (SAS) component to wetlands, and 3) 39 feet setback variance from D-Box to wetland. He is proposing using Infiltrators (alternative plastic products) for the SAS components.

Mr. McKean said the Health staff had no objections to the plan as they believe it meets maximum compliance standards for Title V.

Mr. Meyer said the best location to put a replacement system (once it is needed) would be in the same spot as original system. He also explained the Infiltrators are leaching systems made of plastic instead of concrete and are much less money (approximately \$40/unit).

Mr. McKean suggested a three-bedroom deed restriction for this single family home.

Upon a motion duly made by Mr. Sawayanagi, seconded by Dr. Guadagnoli, the Board voted to grant the variances listed on plan dated April 4, 2017 with revised date April 25, 2017 with the following conditions: 1) record a three-bedroom deed restriction at the Barnstable County Registry of Deeds, and 2) submit an official copy of the deed restriction to the Public Health Division. (Unanimously, voted in favor.)

- C. Jonas McCray representing Peter Gross and Melissa Gross McCray, owners – 2 Lake Drive, Centerville, Map/Parcel 230-075, failed septic system, two variances requested, Cultec proposed.

Jonas McCray and David Thulin, Engineer, presented the engineering plan dated March 6, 2017 with four setback variances, a four feet separation from soil absorption system to high groundwater table in lieu of five feet, and a variance request to install the septic tank inlet and outlet less than twelve inches (but more than one inch) above the estimated high groundwater table.

David Thulin has been monitoring the water levels since 2012 and is proposing the wall for the mounted system be one foot lower based on the water levels seen during this period in an effort to minimize cost.

Dr. Canniff explained the Board uses the 34.8 elevation which is the highest recorded level (recorded back in 2004-2005).

The septic tank is not monolithic, however, the pipes will be sealed (referencing #8 on page 11). Mr. Thulin also mentioned the Town has a pipe running through the property and it is at an elevation of 34.9.

Mr. McKean said the staff has no problem with the variances and suggests requesting a four-bedroom deed restriction be recorded.

Last summer, the Board had issued another repair deadline extension of May 15, 2017. A septic report dating back to April 24, 2012 stated the system had failed saying the leaching

field was not working. The engineer and the owners said there has been no evidence of it backing up at all during this time. Mr. McCray said the property is only used approximately two months of the year.

The applicant asked if the work could be held off until the fall as the neighbors and owners would appreciate it.

Upon a motion duly made by Dr. Canniff, seconded by Dr. Guadagnoli, the Board voted to grant the variances on the plan dated March 6, 2017 and grant a deadline extension to December 31, 2017 with the following conditions: 1) record a four-bedroom deed restriction at the Barnstable County Registry of Deeds, and 2) submit an official copy of the deed restriction to the Public Health Division. (Unanimously, voted in favor.)

III. Septic Installer:

Glen Harrington, Marstons Mills

Glen Harrington was not present.

He had completed all paperwork, passed the Septic Installer's exam and submitted references.

Mr. Harrington is a Health Director in Mashpee and is looking to perform work on his own septic system. He was highly recommended for a septic installer license by his references who have known him both professionally and personally for 15-20 years.

Upon a motion duly made and seconded, the Board voted to grant Glen Harrington with a conditional septic installers license for up to three installations. If no issues exist at that time, an annual septic installer's license may be obtained and renewed. (Unanimously, voted in favor.)

IV. Variance – Body Artist Permit

Vanessa Ristow, Hyannis, applying to work out of Lash Boutique for microblading, only.

Vanessa Ristow and Ekaterina Morozova were present. Vanessa Ristow, is looking to work under Ekaterina at Lash Boutique.

The Board expressed concern with the new technology of microblading and that Ekaterina has only had her license for two months.

Dr. Guadagnoli said he has a concern that if there is a breakdown in the client's skin; it would allow bacteria to get in. The process microblading has for after-care is not going to handle any bacteria that may get in if it bleeds at all.

The Board would like to do further research and reach out to State and to health associations to see if and how they are handling microblading.

Ms. Morozova asked to be given some guidelines on what she may do to hire additional microbladers. The Board stated no guidelines can be given until further research is done.

Upon a motion duly made by Dr. Canniff, seconded by Dr. Guadagnoli, the Board voted to continue this item to the May 23, 2017 Board meeting. (Unanimously, voted in favor.)

V. Hearing Show Cause – Underground Storage Tank:

Linda Whitcomb representing Linda, Marie, Cara, and Donna Whitcomb, owners – 88 Greenwood Avenue, Hyannis, Map/Parcel 289-140, extended deadline for removal of underground storage tank expired February 15, 2017, constable served in hand.

Linda Whitcomb was present. She said that they had hired a company to remove the oil tank in the ground. Dig Safe came out and did their work. The company had dug the hole around the tank and did not go any further. The hole remains in the yard.

Linda Whitcomb said the house was built in 1986 and they converted to gas at some point. She was told the tank is a 275 gallon tank. She said they tried two other companies but it was the busy season and received no further action. She acknowledged her part in not being diligent and mentioned they are part of Stewart Creek and had tied into sewer as required.

The Board noted that if it is only 275 gallons, it is relatively small and not likely to have been built to withstand being buried underground.

Upon a motion duly made by Mr. Sawayanagi, seconded by Dr. Guadagnoli, the Board determined the underground storage tank must be removed by July 30, 2017. (Unanimously, voted in favor.)

Applicant must keep the Health Division informed of the progress.

VI. Hearing Show Cause – Food

RESOLVED. Beechwood Inn, 2839 Main Street, Barnstable – food permit.

VII. Old / New Business:

Minutes - February and March 2017

Upon a motion duly made and seconded, the Board voted to adopt the minutes for both February 28 and March 28, 2017 meetings with the following addition: 1) February minutes, page three, item II. C. first sentence, add words “septic system” before plan. (Unanimously, voted in favor.)

ADDITIONAL:

- Dr. Canniff mentioned a letter he received pertaining to the West Barnstable Water District and herbicides used on what correspondence stated as land which is a potential, future public well source (EverSource’s right-of-way).

A copy of letter will be distributed to Board and discussed at the May 23, 2017 meeting.

MEETING ADJOURNED 4:50pm.