

BOARD OF HEALTH MEETING MINUTES, MAY 15, 2008 @ 7pm

Present: David Merry, Tim Barnett, Erik Lowe, Agent John Powers, Asst. Hadden Blair, and guests Susan Cahill, Tim Bolton, George Sourati, Attorney Howard Miller, Mitch Pennington.

Wells Applications Held: Levy-Hinte 22-21.2 (needs deed restriction)

DWAs Held: Estate of Leonard Athearn 31-68 (needs revised plans showing future well site)

DWAs Plan Reviews: Richard Dubin 1-33 (pending revised plan moving leaching area)

At 7:10 the Board took up discussion of the variance request of Barbara Beal 10-137 whose public hearing on the variance had been closed at the last meeting. The Agent gave the Board a letter from the engineer, George Sourati, outlining similar variances the Board has granted in the past. There were no technical questions from the Board about the State approved enhanced septic system. The Agent told the Board a 2 BR deed restriction would be placed upon the property. Mr. Merry, speaking to the board as well as the guests present, gave a few examples of variances the Board has granted in the past, and indicated he would grant this one. Susan Cahill asked if there had been any opposition to those previous variances. Mr. Merry and the Agent indicated that there had not been opposition. The Agent mentioned that some variances had been refused, but never one like this where the variance is for self to self, not self to neighbors. Ms. Cahill questioned the sense of coming and opposing a variance if they are all approved. Mr. Lowe replied that she had had the opportunity to voice her opinion, and that the Board had considered it, but that the Board needs to be consistent in what it does. Mr. Lowe moved to approve the variance. Mr. Barnett seconded, and the vote was unanimous.

Old/New Business: The agent informed the Board that 30-2.63 Szakas would be presenting a plan to drop their bedroom count by opening a wall. The Agent explained what happened with the Nomans Land burn last week. The Island BOHs had signed a waiver of notification in order for the burn to be completed within a prescribed limited time frame. Notification did go to the Selectmen and Fire Chief, but should have come to the BOH as well, especially since the wind change blew smoke all thru town, creating problems for some with respiratory conditions, and many calls to the call center. The Agent gave the Board an update on the Preservation Trust's plans to expand Alley's Store into what was the bike shop. The Agent had them go to Glen Provost who did the calculations that show the system has the capacity for this change of use/expansion. The system inspection revealed that the pits are full. The Trust will supply new floor plans and will be designing a new system. We received a tularemia poster from the State. At a seminar last week all Island towns signed onto a County mosquito monitoring program. There will be a Public hearing on John Keene's request for a 3,000 gallon, above ground, fuel storage tank on May 21st at Howes house. David Merry agreed to attend as the BOH's representative. Bill Wilcox forwarded a letter concerning a Minnesota de-nitrification of ground water study that seemed to indicate a "natural" de-nitrification process. Mr. Wilcox warned we have different Soils and other differences that should keep us concerned about septic system nitrogen loading of ground water. Finally, the Agent informed the Board that there are two parties interested in the health services contract.

7:30 PM Attorney Howard Miller and builder Mitch Pennington appeared before the Board to present a proposal for Szakacs 30-2.63. Although their initial intention was to present a plan

opening a wall to reduce their bedroom count from 7 to 6, the Board was not too enthused with the design, but further discussion resulted in another option. The Board accepted their guarantee that within 14 days, they would hire an engineer who would design and apply to the State for a denitrification enhanced treatment septic system within 60 days, and that the system would be installed before November 1st 2008, thus allowing them to keep all 7 bedrooms. They will provide a promissory letter which can then allow the Building Inspector to issue them needed permits.

Permits: The Board signed permits for the Island Childrens' School, Lolos, the Farmhouse B & B, and the Scottish Bakehouse.

Correspondence

In MDPH, Preservation Trust (Taste of the Vineyard), Kent Healy, MIIA, Building Permit 30-2.63 (cease & desist order), Barnstable County lab, SEG

Out Fiddlehead Farm, Bill Wilcox (MVC)

The meeting adjourned at 8:00 PM.

Respectfully Submitted,

Hadden Blair