

BOARD OF HEALTH HEARING/ MEETING CORRECTED MINUTES

June 17, 2019 at 6:30 p.m.

Town Hall lower level meeting room
59 Town Hall Square, Falmouth, MA 02540

TIMES INDICATED FOR THE AGENDA TOPICS ARE APPROXIMATE

6:27 - Opening Remarks and public comment

Present: Diana Molloy, Benjamin Van Mooy, Stephen Rafferty, George Heufelder, Kevin Kroeger
Scott McGann

At 6:27 Diana Molloy called the meeting to order.

Kevin Kroeger read the Mission Statement:

The mission of the Falmouth Board of Health is to protect and promote the health, safety and well-being of residents and visitors of the Town of Falmouth. The primary functions of the Board of Health to achieve our mission are to: prevent and control disease, enforce state and local regulations, promulgate local health regulations, identify and protect from environmental hazards, and advocate for a healthy community.

HEARING CONTINUED FROM JUNE 3, 2019

6:28 –Public discussion and vote on proposed regulation changes to FHR 15.0 Falmouth’s supplement to 310 CMR 15.00 (Title 5)

- Document of proposed changes to FHR 15.0. (revised from June 3, 2019 hearing)
- Review of comments submitted to date.

The Board of Health and attendees discussed several changes to FHR 15.0.

Stephen Rafferty moved to accept FHR 15.0 as discussed including incidental edits discussed at this meeting to 15.22, 15.83, 15.74. and 15.83 to take effect no sooner than August 1, 2019. George Heufelder seconded. All in favor; motion passed.

SEPTIC SYSTEMS

6:56 - 54 Chapoquoit Road – Innovative/ Alternative (I/A) septic system approval request Buzzards Bay Coalition West Falmouth Shoreline Septic Remediation Project voluntary installation of an I/A technology (SanTOE)

- Cover letter outlining the proposed project
- Technical paper on the SanTOE Waste Water Treatment System Technology
- Plan of project by Holmes and McGrath dated June 3, 2019

George Heufelder and Benjamin Van Mooy recused themselves.

Representative Maureen Thomas of the Buzzards Bay Coalition appeared with the request. She explained that this was a voluntary upgrade to replace the 4 existing systems which includes 3 cesspools. The SanTOE system, a pilot technology, was proposed. No increase in flow was planned. Significant nitrogen reduction is expected. A 50% reduction of the SAS was requested. The property will be occupied seasonally in June, July and August.

The Board of Health was comfortable with the plan but not the 50% reduction, **Stephen Rafferty moved to approve the plan finding that in accordance with the West Falmouth I/A demonstration project the College Light Opera Facility has voluntarily proposed a SanTOE denitrifying septic system for the property located at 54 Chapaquoit Road as shown on a plan by Holmes and McGrath dated 6/3/19 and given that there is no proposed increase in occupancy or design flow and given that the Board of Health has certain requirements for the approval of all innovative/alternative septic systems in the town it is motioned to approve the installation of an I/A system provided that prior to issuance of a Disposal Works Permit, the applicant shall provide evidence of registration with the property's deed regarding the existence of an I/A system on the property and the need for a maintenance contract for the unit in perpetuity. Maintenance shall, as a minimum, be provided in accordance with the technology pilot use approval of the I/A system and owner acknowledgement that the system requires monthly monitoring and sampling during the months the system is operating for total nitrogen and that the system shall be operated to achieve a system discharge concentration that does not exceed 12 mg/l of total nitrogen and that further should eight consecutive samples demonstrate that the discharge does not exceed 12 mg/l the owner may request in writing a reduction of the frequency of sampling from the Board of Health and that the system is registered with and the results of the monitoring and maintenance are reported to the Barnstable County Department of Health and Environment and that the system conforms to all of the standard conditions of the Buzzards Bay Coalition West Falmouth Shoreline Septic Remediation Project and the Falmouth Board of Health relative thereto. Kevin Kroeger seconded. All in favor; motion passed.**

7:43 – 290 Acapesket Road – Local Upgrade approval request

Existing 5 bedroom home seeking to raze and rebuild proposing to install a new septic system.

Applicant is seeking the following local upgrade approval/variance:

Reduction from the required 50' setback from a soil absorption system to a coastal bank down to 36'

- Cover letter from Holmes and McGrath outlining the proposed project
- Plan of project from Holmes and McGrath dated May 17, 2019

Tim Santos appeared with the request. Scott McGann did a walk through to confirm 5 bedrooms.

Stephen Rafferty moved to approve the one requested variance finding that the proposed system is properly sized in accordance with Title 5 for the design flows and is an improvement over the existing system and that mitigation is provided by locating the system the maximum available setback from a coastal bank and that the property is deed restricted to 5 bedrooms, with no increase in flow, and that the standard set of conditions are incorporated into the design and finally that the modifications to the structure do not increase the variance. Kevin Kroeger seconded. All in favor; motion passed.

7:55 – 11 Ashumet Road - Innovative/ Alternative (I/A) septic system approval request

Seeking the installation of a Singulair I/A system

- Cover letter from Falmouth Engineering outlining the proposed project
- Plan of project from Falmouth Engineering dated May 21, 2019
- Copy of DEP use approval

Michael Borselli with the request for this property which is served by a well. He noted that he had not shown the recirculation pump line on the presented plan.

George Heufelder moved to approve the use of the Singlair I/A system with the standard set of conditions and subject to submission of a revised plan showing the recirculation pump line. Stephen Rafferty seconded. All in favor; motion passed.

The Board of Health noted that because of the well there would likely be monitoring in perpetuity.

GENERAL BUSINESS

8:02 - Board of Health Goals discussion and update

Board of Health discussion document

Reviewed

8:12 - Discussion of upcoming meeting on glyphosate and glyphosate alternatives

Meeting to be held on Tuesday at 6:30 in the Civil Defense room.

8:18 - Discussion of the June 11 2019 forum on sober homes and treatment facilities and the announcement of the AIDS Support Group plan for office and mobile unit needle exchange

The forum was helpful in informing that sober homes are not treatment facilities and are not offering treatment. It will be investigated whether it is possible or helpful for Falmouth Human Services to provide training to house managers of sober homes.

Representatives from the AIDS support group explained that they are opening a stationary facility at Teaticket Square which will provide screenings and connection to services among other services. No needles will be exchanged at this location. The stationary location is anticipated to be open in late summer. A mobile van will provide needle exchange services. The van is anticipated to be in service this winter. Needle sweeps will be done upon request in the meantime.

8:53- Health Department Review

Scott McGann reported that staffing is okay for the moment. Housing issues use the majority of the Health Department's time. Three calls for inspections today could use 20-40 hours each.

Pool inspection is underway as is inspection of temporary food services. Tobacco inspections done recently resulted in several violations and fines.

8:58 – Review correspondence

Otis Air Force Base groundwater discharge permit reports for March and April 2019: Reviewed

MSPCA letter regarding beaver related flooding: Reviewed.

2017 Annual Drinking Water Report for Falmouth from the Town Water Department: Reviewed.

Meeting minutes of May 20, 2019:

Stephen Rafferty moved to approve. Kevin Kroeger seconded. All in favor; motion passed.

At 9:01 Kevin Kroeger moved to adjourn. George Heufelder seconded.

Relevant Documents

Document of proposed changes to FHR 15.0. (revised from June 3, 2019 hearing)

Review of comments submitted to date.

Cover letter outlining the proposed project

Technical paper on the SanTOE Waste Water Treatment System Technology

Plan of project by Holmes and McGrath dated June 3, 2019

Cover letter from Holmes and McGrath outlining the proposed project

Plan of project from Holmes and McGrath dated May 17, 2019

Cover letter from Falmouth Engineering outlining the proposed project

Plan of project from Falmouth Engineering dated May 21, 2019

Copy of DEP use approval

Board of Health discussion document

Otis Air Force Base groundwater discharge permit reports for March and April 2019

MSPCA letter regarding beaver related flooding

2017 Annual Drinking Water Report for Falmouth from the Town Water Department

Meeting minutes of May 20, 2019