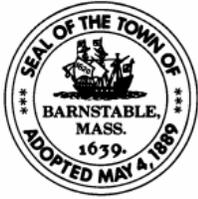


# Town of Barnstable

## Board of Health

200 Main Street, Hyannis MA 02601



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John T. Norman, Chair  
Donald A. Guadagnoli, M.D.  
F.P. (Thomas) Lee, P.E.  
Daniel Luczkow M.D., Alternate

### **BOARD OF HEALTH MEETING MINUTES**

**DATE: Tuesday, December 22, 2020 3:00 PM**

**ZOOM MEETING 9211 7182 092**

A regularly scheduled and duly posted meeting of the Barnstable Board of Health was held on Tuesday, December 22, 2020. The meeting was conducted through Zoom to avoid social distances closer than 6 feet as stipulated due to Covid 19 epidemic. The meeting was called to order at 3:00 pm by John Norman, Chair. Also in attendance were Board Members Donald Guadagnoli, M.D., Thomas Lee, Daniel Luczkow, M.D., Alternate. Thomas McKean, Director of Public Health, and Sharon Crocker, Administrative Assistant, were also present. Zoom Meeting - Meeting ID: 9211 7182 092.

#### **I. Variance – Food:**

Matthew Eddy, Baxter Nye Engineering, representing Inna Taylor, Great Awakening Coffee House - 20 Independence Drive, Hyannis, Map/Parcel 294-062, on town sewer, requesting a grease trap variance to increase seat count from 66 seats to 72 seats to allow the new coffee shop to have 19 seats and share grease trap.

Matthew Eddy stated the Board had approved an allowance to 72 seats for this grease trap when the Naked Oyster was located there. The restaurant next door, Bangkok Cuisine, is attached to the grease trap and is using 53 seats. Great Awakening Coffee House is interested in sharing the grease trap and hoping for 19 seats, bringing the total seating to 72 for the 1,000 gallon grease trap, if granted.

Mr. McKean said there are no objections and the Town Engineer supported this at this time with the condition that the tank is pumped before the coffee shop comes on line. A maintenance agreement for the shared grease trap must be put in place between the two restaurants.

Matthew said he will put an agreement together and submit to Town Engineer Griffin. He mentioned there are two clean-outs on the sewer line there.

Upon a motion duly made by Dr. Guadagnoli, seconded by Mr. Lee, the Board voted to grant the allowance of 72 seats for the 1,000 gallon grease trap with the condition it be pumped before the coffee shop begins its operation and that there will be a maintenance agreement for the shared grease trap between the two restaurants be signed before the certificate of occupancy is issued. Roll Call: Dr. Guadagnoli-Yes, Mr. Lee-Yes, Mr. Norman-Yes. (Unanimously, voted in favor.)

#### **II. Septic Installer (New):**

Jonathan Haworth, Seekonk, MA

Mr. Haworth works at the Head Field Supervisor for R.P. Morgan Facility and has been installing septic systems in a number of towns on the Cape. He passed the septic exam and the references are being contacted.

Upon a motion duly made by Dr. Guadagnoli, seconded by Mr. Lee, the Board voted to grant Mr. Haworth a septic installer's license with the condition his reference checks are completed and have no issues. Roll Call: Dr. Guadagnoli-Yes, Mr. Lee-Yes, Mr. Norman-Yes. (Unanimously, voted in favor.)

**III. Minutes:**  
November 24, 2020 Minutes.

Upon a motion duly made by Dr. Guadagnoli, seconded by Mr. Lee, the Board voted to adopt the November 24, 2020 minutes. Roll Call: Dr. Guadagnoli-Yes, Mr. Lee-Yes, Mr. Norman-Yes. (Unanimously, voted in favor.)

**IV. Dumpster: Enclosure (Residential)**  
Marcy Dugas, owner – 1537 Hyannis Road, Barnstable, Map/Parcel 298-008-002,  
Appeal to Board regarding order to screen the dumpster, residential property.

Health Inspector Jim Parziale stated a complaint had been received on the property having a dumpster in view in the residential neighborhood without screening. This is a Town Council ordinance and he addressed the item with the owner and was unable to get results.

Mr. McKean had extended her a six month extension to screen in the dumpster due to Covid. There is an eight foot fence; however, the section or two by the dumpster has collapsed. He stated Mrs. Dugas has been issued one ticket to date.

Mrs. Dugas explained the neighbor has found issues between them and she feels the issues are of his own making. She said they are very good at keeping the area clean around the property and around the dumpster.

Neighbor Craig Bishop stated there are times, no fault of Marcy's, that the trash blows back into the woods due to the wind and his house is at a higher elevation than hers, looks down at the dumpster.

The Board explained they must enforce the ordinance as the item has been brought to their attention. Screening may be done in a variety of ways: boxed in, evergreens around it, etc.

Upon a motion duly made and seconded, the Board voted to order compliance with the ordinance and a six-month extension will be granted. Roll Call: Dr. Guadagnoli-Yes, Mr. Lee-Yes, Mr. Norman-Yes. (Unanimously, voted in favor.)

**ADDITIONAL ITEM:**

Town Manager Ells requested an emergency suspension of the Town ordinance, thus allowing the Duffy Center to construct temporary tents which will provide temporary shelter and provide heat for patients awaiting Duffy Center care for the homeless sector. There is a need because Covid 19 has increased the number of patients and the spacing of patients six feet apart means that people are currently waiting outside in the cold. The Board fully supported this need.

Meeting adjourned.

***Notice of Recording:*** *This meeting of the Board of Health is being recorded and transmitted by the Information Technology Department of the Town of Barnstable on Channel 18. Under MGL Chapter 30A Section 20, anyone else desiring to make such a recording or transmission must notify the Chair.*

#### Remote Participation Instructions

In accordance with the Governor's Order Assuring Continued Operation of Essential Services in the Commonwealth, Closing Certain Workplaces, and Prohibiting Gathering of More Than 10 People issued on March 24, 2020, the December 22th public meeting of the Board of Health shall be physically closed to the public to avoid group congregation.

Alternative public access to this meeting shall be provided in the following manner:

1. The meeting will be televised via Channel 18 and may be accessed the Channel 18 website at <https://streaming85.townofbarnstable.us/CablecastPublicSite/watch/1?channel=1>
2. Real-time public comment can be addressed to the Board of Health utilizing the Zoom link or telephone number and access code for remote access below.

Join Zoom Meeting

<https://zoom.us/j/92117182092>

Meeting ID: [9211-7182-092](https://zoom.us/j/92117182092)

1-888-475-4499 US Toll-free

Meeting ID: [92117182092](https://zoom.us/j/92117182092)

3. Applicants, their representatives and individuals required or entitled to appear before the Board of Health may appear remotely and are not permitted to be physically present at the meeting, and may participate through the link or telephone number provided above. Documentary exhibits and/or visual presentations should be submitted in advance of the meeting to [sharon.crocker@town.barnstable.ma.us](mailto:sharon.crocker@town.barnstable.ma.us), so that they may be displayed for remote public access viewing.

Public comment is also welcome by emailing: [sharon.crocker@town.barnstable.ma.us](mailto:sharon.crocker@town.barnstable.ma.us)