



Town of Barnstable

Board of Health

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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

Tuesday, November 23, 2021 3:00 PM

**James H. Crocker Jr. Hearing Room, Town Hall
367 Main Street, 2nd Floor, Hyannis, MA**

A regularly scheduled and duly posted meeting of the Barnstable Board of Health was held on Tuesday, November 23, 2021. The meeting was called to order at 3:00 pm by John Norman, Chair. Also in attendance were Board Members Donald Guadagnoli, M.D. and Daniel Luczkow. Thomas McKean, Director of Public Health, and Sharon Crocker, Administrative Assistant, were also present. Board member Thomas Lee was not able to attend.

I. Innovative/Alternative (I/A) – Septic (NitROE):

Joseph Henderson and Mark Nelson, Horsley Witten Group, representing two owners, requesting use of NitROE innovative alternative (I/A) septic system with no variances:

1. Ronald Palma & Juanita Sweet, owners – 251 Lakeside Drive, Marstons Mills, Map/Parcel 102-166, 0.17 acre parcel, requesting installation of I/A system.

Mark Nelson presented 3 bedroom plan with no increase in flow and no variances. He stated the owner informed him the basement is unfinished and unheated.

Mr. McKean said the staff reviewed and had no objections.

Upon a motion duly made by Dr. Guadagnoli, seconded by Dr. Luczkow, the Board voted to Grant the use of the I/A septic system as presented, with no conditions. (Unanimously, voted in favor.)

2. Jessalyn Blondin, owner – 317 Lakeside Drive, Marstons Mills, Map/Parcel 102-145, 0.24 acre parcel, requesting installation of I/A system.

Mark Nelson presented 2 bedroom plan with no increase in flow and no variances.

Mr. McKean said the staff reviewed and had no objections.

Upon a motion duly made by Dr. Luczkow, seconded by Dr. Guadagnoli, the Board voted to grant the use of the I/A septic system as presented, with no conditions. (Unanimously, voted in favor.)

II. Innovative/Alternative (I/A) – Layer Cake/Wood Chips:

Mark Nelson, Horsley Witten Group, representing Joanne Desrosiers, owner – 43 Barberry Road, Marstons Mills, Map/Parcel 102-148, 0.22 acre parcel, propose layer cake (wood chip) system, replacing of failed septic system components.

Mark Nelson stated the septic system is in failure. He proposed to use the “layer cake/wood chip” system along with new components for a standard septic system. This would be an individual pilot approval and will require MA Department of Environmental Protection (DEP) approval after the Board of Health agrees. The engineered plan will be finalized to clearly show the lines to the components.

Mark Nelson said the MA Test Center will be doing monitoring and overseeing of the installation. They’ll be able to obtain valuable data over the next few years. He also explained that they will not activate the I/A component until MA DEP approves it so it will have a line run from the tank to the standard soil absorption system while awaiting approval, then it will run from tank to wood chip leaching to a D-box and then to a standard leaching system. No additional variances are required.

Mr. Nelson said it generally takes about 30 days for the State’s approval to be processed.

Mr. McKean said the staff understood the plan to be the draft and commented that the standard information of system calculations, output, and clean lines on plan for utilities, etc. should be on the final.

Upon a motion duly made by Dr. Guadagnoli, seconded by Dr. Luczkow, the Board voted to approve the system presented with the approval from MA DEP. The system may operate as a standard septic system, in accordance with the plan, until they receive the MA DEP approval. (Unanimously, voted in favor.)

III. Septic Deadline Extension:

Moved to January 25, 2022 meeting Diana Parker, owner – 595 Mariner Circle, Cotuit, Map/Parcel 024-084, requesting a deadline extension to repair septic system until June 2022.

IV. Sewer Connection (Continued from September 28, 2021):

William Swift, owner – 32 Bow Lane, Barnstable, Map/Parcel 299-049-001, 86,472 square feet parcel, requesting permission to install a septic system, requesting permission not to connect to town sewer due to difficulty connecting with natural obstacles.

No one was present.

Health Division will contact Mr. Swift and let him know this item will be continued to the January 25, 2022 meeting and if the Board does not hear from him at that time, it will be voted on.

Upon a motion duly made by Dr. Guadagnoli, seconded by Dr. Luczkow, the Board voted to continue the item to the January 25, 2022 Board of Health meeting. (Unanimously, voted in favor.)

V. Septic Installer (New):

Josh Souza, Forestdale, MA

Mr. Souza was not present.

Ms. Crocker stated Mr. Souza passed his septic installers exam and his references were contacted and were fine.

Upon a motion duly made by Dr. Luczkow, seconded by Dr. Guadagnoli, the Board voted to approve Josh Souza as a septic installer.

VI. Variance – Food:

Rong Gao, owner of Tasty Crab Seafood and Bar – 615 Main Street, Unit# 14, Hyannis, Map/Parcel 308-120-00N, requesting a variance for dumpster location.

Rong Gao, owner, stated he is looking to use the dumpster location in the same spot as prior tenant, which is under the stairwell to upstairs living area.

Mr. McKean stated the health inspector's concerns upon review were: 1) the menu is all seafood/crab and the odor will become very strong very quickly. They recommend having the trash removal company empty more frequently than usual.

Mr. McKean also instructed the owner to contact the Fire Department to make sure they approve of the location.

Mr. Norman said to make sure the trash company supplies the owner will a dumpster with a heavy cover to make sure if anything is tossed inside it in error, it will smolder out rather than become an open flame. The dumpster's cover should also be kept closed.

Upon a motion duly made and seconded, the Board voted to grant the variance for the dumpster location with the condition that they get the approval of the Fire Department, and operate with consideration of neighbors in handling the dumpster. (Unanimously, voted in favor.)

VII. Innovative/Alternative Septic System Monitoring – Status:

Audrey and Miguel Gomes, owners – 42 Tonela Lane, Barnstable, Map/Parcel 336-066, a contract is being signed with All Cape Services, Winston Steadman, by Thanksgiving.

Ms. Crocker said Mr. Gomes contact her stating he has signed the contract and she will be receiving a copy from Mr. Steadman.

VIII. Minutes:

Moved to January 25, 2022 meeting
October 26, 2021.

Voted to Adjourn – 3:35pm