



TOWN OF TISBURY

Office of

THE BOARD OF HEALTH

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Meeting Minutes – October 23, 2018 – 4:00 PM

The Tisbury Board of Health (BOH) met on Tuesday, October 23, 2018, at the Tisbury Town Hall Annex.

Commissioners in attendance were Chairman Michael Loberg, Malcolm Boyd, and Jeff Pratt. Maura Valley, Health Agent, Catie Blake, Assistant Health Agent and Valerie Soushek, Administrative Secretary, were also in attendance.

Chairman Loberg presided and called the meeting to order at 4:01 PM.

The commissioners voted to approve the meeting minutes of September 25 and October 9, 2018, as presented.

APPOINTMENT(S)

4:30 PM Josh Goldstein / Mansion House re: license renewal

Mr. Goldstein requested an appointment to inquire about a newly imposed licensing requirement for the Mansion House.

Ms. Blake explained that in preparing for an inspection at the Mansion House, as requested by Mr. Goldstein for his innkeeper's license, she realized the Mansion House had been inadvertently omitted from the licensing requirement for the past four years. Due to ownership changes, the omission was determined to be an oversight by the BOH so Ms. Blake presented the application to Mr. Goldstein during the inspection. Ms. Blake explained that the BOH is not asking for financial restitution for the oversight, but that Mr. Goldstein needs to be brought into compliance this year and for the future. Ms. Blake confirmed to the commissioners that the license application could be signed and she did so; however, the fee was not collected from Mr. Goldstein.

HEALTH AGENT OPERATIONAL UPDATE

Septic upgrade / Richard Washington / 23 Sanborn Way / 21-B-33.1

Ms. Maura Valley reported that she has had conversations with Mr. Washington and Mr. Daly. She explained that some time ago, Mr. Daly designed a septic plan, of which Mr. Washington didn't approve due to the proposed location of the leaching field over the driveway. Since the last BOH meeting, Mr. Washington has decided that he would prefer Mr. Daly's original plan as it doesn't require piping around the house. Also, space at the driveway allows for a full-size system and does not require any variances.

Ms. Valley stated that as long the commissioners are agreeable, she will sign-off on the plan once she receives three (3) copies from Mr. Daly.

Mr. Washington indicated that he is anxious to put this matter behind us and his installer, Nick Peters, is waiting to construct the new system.

In response to Ms. Valley's question about assigning a new deadline, the commissioners agreed that Mr. Washington should provide an update of the installation at the next BOH meeting on November 13, 2018.

BOH Priorities / Innovative/Alternative (I/A) systems / BOH Role in Sanitation/Zoning

Chairman Loberg explained that given the successes to date with the NitROE and SanTOE (a larger version of NitROE) systems, zoning approval for development could be relaxed.

Commissioner Pratt reminded that the under-capacity municipal sewer was implemented to avoid high-rise hotels on the waterfront. The same tactic is being used to stop affordable housing, i.e. the Kuehn's project. He further stated that we can't lose sight of controlling mosquitos and the use of herbicides and pesticides. Hard data of the efficacy of advanced treatment (septic) systems is paramount for the board for reliability, cost effectiveness, and for obtaining additional grants and funding to subsidize installation of more systems.

Ms. Valley concurred with Commissioner Pratt and added that part of the discussion should be concerning the DCPC and Coastal districts, where the BOH regulates the size of construction and septic systems. Zone 2 districts and drinking water concerns are State regulated areas. The BOH has always regarded the Lagoon Pond DCPC as a sanitation issue, where we don't want wastewater contaminating the pond. It was not considered a nitrogen issue because when the areas of concern were adopted, nitrogen mitigation was not an issue. The Town of Oak Bluffs, on the other hand, views development as a zoning, not a wastewater, issue. The Oak Bluffs BOH is beginning to consider potential sanitation issues that come with development and is interested in Tisbury's program to promote sanitation at the ponds. Otherwise, the DCPC regulations for Tisbury and Oak Bluffs are basically the same. Ms. Valley believes it is time to hold a joint BOH meeting with Oak Bluffs to discuss issues with Lagoon Pond and the possibility of revising the DCPC regulations.

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Chairman Loberg commented: in addition to the DCPC, the Martha's Vineyard Commissions' position on developing larger houses is that some land must be retired. Ms. Valley clarified that this is regulated by the State according to Title 5. You can achieve development with extra bedrooms in a Zone 2 by using credit land, a piece of land that is the size needed for development, located in the same district, and is not going to be developed. Ms. Valley recalled that this is to address sanitation according to Title 5. Additionally, the nitrogen credit rule has nothing to do with the Lagoon Pond, it has to do with drinking water. This rule was adopted back in 1995 and was not part of the Mass Estuaries project or to mitigate nitrogen mitigation. It was adopted as a sanitation issue to protect drinking water.

Chairman Loberg is asking for the Board's agreement to go before the Tisbury Planning Board to inform them of the parameters as more advanced treatment septic systems are being installed.

Commissioner Pratt agreed that Tisbury and Oak Bluffs should have a meeting of the Boards of Health since the Lagoon is shared by both towns.

Commissioner Boyd added that the BOH should continue to be concerned about the heavy use of fertilizers.

Commissioner Pratt also emphasized home health and falls prevention as a priority.

Chairman Loberg requested a motion to go before the planning board to authorize on the BOH behalf. The commissioners voted to approve the Chairman's request.

Flu Clinic

Ms. Valley reported that all 180 vaccines, all available, were administered in two (2) hours, 10 AM – 12 PM.

Ms. Valley will be scheduling a follow-up meeting with Island HealthCare and employees/volunteers from the other island Boards of Health to review successes and recommended improvements for future clinics.

Request to postpone inspection / Sandra Healy / 17 Martin Road / 8-E-26

Approved

Municipal Vulnerability Workshop

Ms. Valley recently attended a Municipal Vulnerability Workshop, which was attended by several Town officials and members of the business community. Attendees broke out into working groups to discuss the most pressing issues around the Town. Flood and storm surge maps were on hand. Each group had their own discussion but upon review with the full audience, the concerns were very similar in terms of nature and priority. The top concern was the jetty at Eastville Beach and extending it by 400-500 feet to include a barrier for storms. The Steamship Authority, flooding at 5 Corners, and the pump station were other topics addressed and narrowed down to seven (7) top concerns. Mr. William Keefer of Horsley Witten Group, facilitator, will present the results of the

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workshop at a listening session on November 8, 2018 and finalize the final list of concerns for presenting to the State.

Commissioner Boyd was also in attendance and concurred with Ms. Valley's assessment of the workshop. He also mentioned that attention was given to the anticipated development of the Hinckley property, which is considered to be very vulnerable to flooding.

Chairman Loberg also raised the issue of the potential failure of the sewer pump at 5 Corners, again. He stated that this is one of the core competencies that the BOH should develop, i.e. managing the public health consequences based on climate change.

ASSISTANT HEALTH AGENT OPERATIONAL UPDATE

Annual & Unscheduled Inspections

Ms. Blake reported that inspections are being conducted earlier because Jay Grande's office is requiring inspections to be completed by December 1st, so Ms. Blake is supporting this requirement.

Functional Fitness for Seniors

Ms. Blake reported the Tisbury program is a great success and has been asked to add more classes. She is in the beginning phase of working with Mr. Matt Poole, Edgartown BOH, to see if they would be willing to participate and finance an expansion to the program. Ms. Blake has trained one (1) trainer and is in the process of training another for the growth. Mr. Poole has confirmed that they will participate and is agreeable to making payments to Blitz Fitness.

Falls Prevention Group

Ms. Blake reported she went to a meeting regarding this topic earlier today. Ms. Lila Fisher, the public health nurse, has confirmed that she can do one home health visit a week for a month given her current workload. To supplement Ms. Fisher's availability, the Falls Prevention Group will draft a plan and criteria for reviewing homes as well. Ms. Blake is looking for a pool of contractors who can be available, and in some cases donate their time, to install handrails and light sensors, tack carpets, and secure electrical cords for residents.

Commissioner Pratt advised that data be collected to justify future grant requests.

Chairman Loberg recommended consulting with Vineyard Village at Home, Ms. Polly Brown, to which Ms. Blake confirmed her current involvement.

Ms. Blake also reported that she is in the process of working on a campaign for residents to have their prescriptions reviewed for compatibility by local pharmacists. The YMCA is being considered as a possible venue.

DISPOSAL WORKS APPLICATIONS APPROVED BY THE BOARD

4159 Richard Washington / 23 Sanborn Way / 21-B-33.1 – Septic design, only, was approved. Mr. Frank Daly, P.E., will provide copies of the plan for approval by Ms. Valley on Wednesday, October 24, 2018.

NEW BUSINESS

Citation Appeal – Cynthia Mullins / 52 Summer Street / 25-E-7.1

The citation will be dismissed upon receipt of the Title 5 Official Inspection Report from Mr. Thomas Pachico.

INSTALLERS LICENSE APPROVED BY THE BOARD

I-2018-23 / Robert L. Bernard

With no further business to conduct the Board of Health commissioners adjourned the meeting at 5:16 PM.

Respectfully submitted,

Valerie Soushek
Administrative Secretary

Document(s)

The Board of Health accepts the meeting minutes, dated October 23, 2018, as presented.

Date: 27 Nov 2018

Signed: 