



## **TOWN OF TISBURY**

*Office of*

### **THE BOARD OF HEALTH**

PO Box 666, 66 High Point Lane

Vineyard Haven, Massachusetts 02568

Telephone (508) 696-4290

Fax (508) 696-7341

### **MEETING MINUTES – September 17, 2019 – 4:00 PM**

The Tisbury Board of Health (BOH) met on Tuesday, September 17, 2019, at the Tisbury Town Hall Annex.

Chairman Pratt called to order at 4:05 PM.

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

Dr. Michael Loberg, Clerk, was absent.

Selectman Melinda Loberg attended the meeting.

Meeting minutes from August 13, 2019 and August 27, 2019 were approved.

### **APPOINTMENT**

**4:30 PM Brooks Billingham**  
DWA 4215 Ray Maciel / 147 Fairfield Avenue / 26-A-15 - Approved

### **HEALTH AGENT OPERATIONAL UPDATE**

#### **Hall property – 43 Main Street / 7-F-23**

Ms. Valley reported that she contacted Mr. Brian Dudley, Massachusetts Department of Environmental Protection, who confirmed that State regulations do not allow one (1) of two (2) buildings on a parcel to be connected to a municipal sewer system. Mr. Dudley also stated that he considers the repair ordered at 43 Main Street to be an upgrade, not a repair. Ms. Valley has since learned that Mr. Ben Hall, owner of the subject property, called Mr. Dudley because he is concerned that the current tenants for the Cappawock Theater, won't remain if they have to pay

sewer fees. Ms. Valley stated that she will obtain additional information from Mr. Dudley upon his return from vacation.

### **Tisbury School**

Ms. Valley reported that Tisbury School is open and classes are being held in the newer section of the building. Portable toilets have been installed as ordered by the BOH.

### **Kuehn's Way**

Ms. Valley reported that she contacted the attorney for the abutters, Mr. Dennis Murphy, to propose the SanTOE system as an advanced treatment sewage disposal system option at Island Housing Trust's (IHT) project on Kuehn's Way. She reminded the commissioners that a bottomless carbon filter system was approved by the BOH in 2017. Mr. Murphy believes the abutters would be interested and Ms. Valley has sent him information to review with them. Mr. John Smith is also willing to meet with the abutters. IHT is prepared to move forward with submitting an application for a SanTOE system if there is interest.

### **Landfill**

Ms. Valley reported that she walked the landfill with two (2) representatives from Wright Pierce. They reviewed the areas where there is erosion. Ms. Valley also needs to walk the areas with Mr. Kirk Metell, Tisbury Department of Public Works, to show him the areas that are not being maintained; the current contractor is not cutting the "woody" vegetation and only a portion of the area is being mowed. Ms. Valley will address the issues with the contractor once the walk-through has been completed with Mr. Metell.

Ms. Valley has contacted Ms. Suzanne Kennedy in the Finance department, about requesting a reserve fund transfer of \$3,500 for Wright Pierce to file an amendment to the State for a reduction in landfill testing. Even though the annual cost for testing will be reduced by \$3,000, the filing fee is not included in the Fiscal Year (FY) 2020 budget; therefore, according to Ms. Kennedy, the matter must be presented to the Finance Committee.

## **ASSISTANT HEALTH AGENT OPERATIONAL UPDATE**

### **Tisbury School Cafeteria**

Ms. Blake reported that the cafeteria manager for Tisbury School has done a great job of setting up the temporary kitchen and cafeteria at the Town emergency services (EMS) building. Ms. Blake inspected the kitchen before they moved in, the day they moved in and on a day when lunch was being served, with no issues to report.

### **Illegal dumping**

Ms. Blake has received reports of illegal dumping at Wilfred's Pond, Tisbury Dog Park, and Santander Bank, that had to be addressed. In the case of dumping at Wilfred's Pond, a document with a name and address was found and they will be cited and fined.

**Skunk report**

Ms. Blake responded to a report of a misbehaving/potentially rabid skunk. The skunk was euthanized and decapitated, and sent to the State authorities for testing. The report was negative for rabies.

Ms. Valley confirmed to the Commissioners that the Island has only reported positive Rabies tests in two (2) bats. No other animals have tested positive for Rabies.

**Disposal Works Application (DWA) approved by the Commissioners**

- 4212 Susan Harlocker / 129 Winyah Circle / 14-A-15 –  
Denied without prejudice; advanced treatment required regardless of inter-family transfer.
- 4215 Ray Maciel / 147 Fairfield Avenue / 26-A-15 – Approved
- 4217 Margaret Wolontis / 27 Passamaquoddy / 66-A-10 - Approved

**NEW BUSINESS**

**Jay's Septic – Failure to obtain permits for pumping septic systems -**

The Commissioners ordered a hearing to allow Mr. Jay Araujo to show cause why he shouldn't be fined or have his license to operate within the Town of Tisbury suspended. In the meantime, Mr. Araujo should be cited and fined for pump-outs conducted without a permit in advance of the job.

The hearing will be held on October 1, 2019 at 4:30 PM. Notification shall be sent via Certified and Priority Mail, and email.

**Citation appeal – Dorothy & Bruce Campbell –**

The Commissioners ordered to enforce the original fine of \$100 for issuance of the citation. Additional daily fines were waived unless compliance lapses for annual-ordered inspections at which point fines will be begin accruing immediately without consideration of a waiver.

**OLD BUSINESS – N/A**

**BILLS AND PERMITS FOR APPROVAL – N/A**

With no further business to conduct, the Board of Health Commissioners adjourned the meeting at 5:05 PM.

Respectfully submitted,

Valerie Soushek  
Administrative Secretary

Document(s)

The Board of Health commissioners accept the meeting minutes, dated September 17, 2019, as presented.

Date: 1 Oct 2019 Signed: JF Ray