

# Town Of Sandwich

THE OLDEST TOWN ON CAPE COD

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## BOARD OF HEALTH

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### MINUTES OF THE BOARD OF HEALTH MEETING OF JULY 14, 2008

The Board of Health held a public meeting on July 14, 2008. Sandra Lee Tompkins, Sean P. Grady and Rebecca Lovell Scott were the Board members in attendance. David B. Mason, Health Agent was also present.

#### Map 50, Lot 046, 12 Cranberry Trail/Paul A. Ludden & Rona Panaggio/Falmouth Engineering

Michael J. Borselli, P.E. of Falmouth Engineering was present, as well as his clients, Paul A. Ludden and Rona Panaggio to request the following variances for new construction:

1. Minimum setback of 100-feet from the S.A.S. to the bordering vegetated wetland - 100' to 50'.
2. Minimum distance from a property line to a well 10' – Requested variance to allow proposed well to be 5' from both the sideline and front property line.

The written request for the variances states:

“Due to the severe restriction on the area available on this property for installation of a subsurface sewage disposal system, we believe that the installation of a nitrogen removal system mitigates the concerns of potential impact on the wetlands, and that there is no additional threat to public health by the installation of this system as compared to a system that would meet the strict requirements of Title V and the Town of Sandwich Board of Health.”

The Board members reviewed the plan drawn by Falmouth Engineering dated July 07, 2008, Sheets 1, 2 and 3. The plans include a Singular Nitrogen Removal System suitable for a three bedroom dwelling. In addition, the system includes an ultraviolet light water purification system.

After discussion, the Board members unanimously approved the requested variances. The motion was made by Mr. Grady and seconded by Ms. Scott.

Map 50, Lot 046, 12 Cranberry Trail/Paul A. Ludden & Rona Panaggio/Falmouth Engineering  
(Continued)

The variances were granted with the following stipulations:

1. Modified plans must be submitted indicating the location of the wells and septic systems for the abutting properties.
2. A deed restriction must be placed on the property limiting the number of bedrooms to three (3).
3. A Singular Nitrogen Removal System shall be supplied, installed, operated, and maintained in compliance with the manufacturer's requirements, and in compliance with DEP and Sandwich Health Department's requirements. Throughout its life, the system shall be under an operation and maintenance agreement, as required by the DEP General Use Certification.
4. The existence of the Singular Nitrogen Removal System and its requirements must be noted on the deed to alert future owners.

Hearing closed .....

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46 Roos Road/Peter Wild

Mr. Mason apprised the Board members of the opinion from Gregg J. Corbo, Town Counsel regarding the property owner's assertion that he is exempt from the Board of Health's composting regulations because the property is in agricultural use. Mr. Corbo is aware of no general agricultural exemption for Board of Health regulations, but if the property owner were to present the Board with some specific information to the contrary, town counsel would be happy to evaluate it in light of the general laws and the Board's regulation.

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Review/Approval of Minutes

The Board members unanimously approved, as written, the minutes of the Board of Health meeting of May 12, 2008. The motion was made by Ms. Scott and seconded by Mr. Grady.

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Barn Book

Mr. Mason informed the Board members that he has completed the inspections and the barn book has been sent to Boston by certified mail.

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NSTAR 2008 Yearly Operational Plan for Proposed Herbicide Treatment Methods

The Board members briefly discussed the plan for Liberty Street, Jarves Street and Main Street.

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Animal Inspector

Mr. Mason advised the Board members that he will be handling the dog bites and the quarantine of animals.

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GEOTMS

The Board members discussed the request made by the Permit Review Committee to have complete access to GEOTMS. The Board members are of the opinion that there is no reason to make the software available to the committee members.

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Communicable Disease

Mr. Mason advised the Board members that the Department of Public Health is in the process of setting up a new electronic program entitled: "Maven", which will include communicable diseases.

The Board members discussed the age groups, which are most susceptible to Hepatitis C.

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Water Quality Advisory Committee

Mr. Grady advised the Board members that he is the new chairman of the Water Quality Advisory Committee.

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Meeting adjourned at 8:00 p.m. The motion was made by Mr. Grady, seconded by Ms. Scott and the vote was unanimous.

Respectfully submitted,

Katherine D. Walter, Secretary  
Sandwich Board of Health

(Minutes 07-14-2008)