

Town Of Sandwich

THE OLDEST TOWN ON CAPE COD

E-mail: health@townofsandwich.net



BOARD OF HEALTH

16 Jan Sebastian Drive
Sandwich, MA 02563
PHONE: (508) 888-4200
FAX: (508) 833-0018

MINUTES OF THE BOARD OF HEALTH MEETING OF SEPTEMBER 14, 2009

The Board of Health held a public meeting on September 14, 2009. Sandra Lee Tompkins, Sean P. Grady and Rebecca Lovell Scott were the Board members in attendance. David B. Mason, Health Agent was also present.

Tobacco Violations

The following establishments were notified of Illegal Tobacco Sales to Minors and invited to attend tonight's meeting:

Merchant Square Liquors, 8 Merchant's Road

Alice Santovo was present. Her establishment was cited on April 8, 2009. The \$100.00 fine has been paid. She assured the Board members that her employees are trained and will be retrained and this won't happen again.

Forestdale Mobil, Inc., 80 Route 130

Saeed Chaudhry was present. He paid the \$100.00 fine for the citation issued July 8, 2009. He was previously cited on 7-30-2007 and the fee was waived. He assured the Board members that this will not happen again.

CVS Pharmacy, 77 Quaker Meeting House Road

Maryanne Fleury and Jennifer Dropski were present. The \$100.00 fine has been paid for the July 8, 2009 citation. The women stated that CVS has a 0 tolerance for illegal tobacco sales. The employee has been terminated.

Stop & Shop, 71 Quaker Meetinghouse Road

Blaire M. Cote and Robert Dodge, Jr. were present. The \$100.00 fine has been paid for the July 08, 2009 citation. The men stated that Stop & Shop also has a 0 tolerance for illegal tobacco sales. The employee has been terminated.

Tobacco Violations

Hess Express, 273 Cotuit Road

Richard Page and Cindy Lewis were present. A \$300.00 fine has been paid for the citations of April 8, 2009 and July 8, 2009. The Board members were assured by Mr. Page & Ms. Lewis that Hess Corporation has a 0 tolerance for illegal sales of tobacco. Both employees have been terminated.

The current regulation states that the tobacco sales permit shall be suspended for seven (7) business days.

The Board waived the 7-day suspension because the establishment was notified of the two violations at the same time. The establishment was informed that if another violation occurs within 12 months of the April 8th infraction, an additional \$300.00 fine will be levied and the tobacco sales permit shall be suspended for 14 consecutive business days.

1 Crestview Drive/Albert Skirius

Mr. Skirius was present to request a variance from the Fuel Storage Tank Regulation. The tank was installed in 1979 and is now 30 years old. The Board of Health Regulation requires that underground fuel storage tanks be removed at age 30 years.

Mr. Skirius submitted a letter highlighting his reasons for requesting the variance.

After discussion, the Board members unanimously granted an extension of 2 years from the Fuel Storage Tank Regulation. The motion was made by Mr. Grady and seconded by Ms. Scott.

The extension was granted for 2 years from this date until 9-14-2011, with the following stipulation:

The tank and its piping must be pressure tested for tightness annually and a copy of the report forwarded to the Board of Health.

The Board members tried to impress upon Mr. Skirius the fact that his tank is only constructed of a single wall and the huge expense he would incur if the tank were to leak. The Board acknowledged the difficult location of the existing tank and advised Mr. Skirius that his tank can be pumped down and filled with foam.

Flu Vaccine Discussion

The Board members, along with Mr. Mason, had a lengthy discussion regarding the logistics involved in administering both the seasonal flu vaccine and the H1N1 vaccine.

Medical Reserve Corps

Mr. Mason advised the Board members that a new individual has been hired by the Cape Cod MRC. No additional information is available at this time.

Review/Approval of Minutes

The Board members unanimously approved, as written, the Board of Health minutes of July 13, 2009. The motion was made by Mr. Grady and seconded by Ms. Scott.

Meeting adjourned @ 7:45 P.M. The motion was made by Mr. Grady and seconded by Ms. Scott.

Respectfully submitted,

Katherine D. Walter, Secretary
Sandwich Board of Health

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Mr. Albert Skirius
1 Crestview Drive
P. O. Box 52
East Sandwich, MA 02537

September 17, 2009

RE: Variance Underground Storage Tank – 1 Crestview Drive

Dear Mr. Skirius:

This letter is confirmation of the decision rendered by the Board of Health at their regularly scheduled meeting of September 14, 2009.

The Board members unanimously granted an extension of 2 years (until September 14, 2011) from the Fuel Storage Tank Regulation, Section 6, **Tank Removal**.

The extension was granted with the following stipulation:

The tank and its piping must be pressure tested for tightness annually and a copy of the report forwarded to the Board of Health.

The Board acknowledges the difficult location of the existing tank. Therefore, the tank could be pumped down and filled with foam.

For the Board,

Very truly yours,

David B. Mason, R.S., C.H.O.
Director of Public Health

DBM/kdw
(Minutes 09-14-2009)

Cc: Susan Rask, Environmental Health Specialist, Underground Storage Tank Program
Barnstable County Dept. of Health & Environment, P. O. Box 427, Barnstable, MA 02630