

Edgartown Board of Health  
Minutes of March 10, 2021 VIA ZOOM

Meegan M. Lancaster

Christopher Edwards

The meeting was called to order at 4:30PM. The Minutes of January 27, 2021 were approved as written. Payroll was approved along with bills listed for payment.

**At 4:45PM Cody Coutinho** of VLS was present on behalf of client C. Moser Irr. Trust, DWP # 13/2021 for 5 bedrooms at # 12 Loon Cove, APMAP # 44, Lot # 10.3152, as a request to vary BOH regulations Section 1(2.33) Katama Area and Section 8( 8.1) new technology. Abutter Edmund Stevens was also in attendance. The plan was displayed to the Board with Mr. Coutinho detailing the location of the well and septic which will include the use of a MicroFast unit as nitrogen reduction. He added, the 5.2 acre property is located in the Katama District and no guest house or deed restricted space is allowed. Mr. Stevens inquired to the identity of the individuals purchasing the home and how they will use the property as the plan shown includes a swimming pool. Ms. Lancaster added the owner or her agent may provide that information outside of the Board's hearing. After more inquires by Mr. Stevens the Board closed the hearing portion of the meeting. A this time a motion was made and duly seconded to approve the variance unanimously as it was determined the applicant has proven the same degree of environmental protection can be achieved without strict application of the provision. The standard maintenance and monitoring conditions for the MicroFast Unit will be part of the approval. Mr. Stevens left the meeting.

**At 5PM C. Coutinho** continued at the meeting as a variance request for client S. Fuller at # 33 Bankers Way, Map # 36, Lot # 128, and DWP # 11/2021 for three bedrooms. Abutters present were: Seth Taylor, Atty Jennifer Cerenkov for Erica Arcand, James Romo and RE agents K. Donahue & Emma Kennedy. The plan was displayed with the variance listed as a reduction from the septic to well as the Katama area are requires 200 feet separation. The Fuller lot will be served by town water and include a MicroFast unit. Mr. Coutinho stated the well on Lot # 119 as being 181 feet away and the well on Lot # 120 as being 168 feet from the proposed septic. A third well is located within the 200 feet (Lot # 129.2 Dore) which is approved for a town water connection. Member Edwards inquired to an existing structure or septic/cesspool. Mr. Coutinho replied a somewhat run down building stands but they could not locate any part of a septic system. Mention was made to the location of a sewer line by Atty. Cerenkov, which the reply was the only sewer line belongs to the Field Club and does not have permits for any extensions. Ms. Cerenkov also indicated there may be a zoning issue as the lot with her understanding is non-conforming in size to allow a three bedroom structure. She added, it may be premature for the Board to consider this application as zoning may prevail. M. Lancaster stated the BOH's purview is through CMR 310.00 Title V and any other local regulations and not zoning. The request today is to vary the Katama area regulations and they can only act on the request. Mr. Romo stated his concerns for the impact on his well if the permit is approved. After a brief discussion by the Board a motion was made and duly seconded all voting in favor unanimously to approve the variance request with the condition they will refer to any decision allowed by ZBA with the regards to bedroom limits. It was determined the applicant has proven the same degree of environmental protection can be achieved without strict application of the provision. Mr. Coutinho thanked the Board and the group left the meeting.

#### **Agents Report**

An update of recent Covid testing and vaccination process was disuceed by the Board. An "educator only" vaccination clinic will take place at the MV Hospital on March 11, in an effort to re-open all Island schools in mid April. Mention was made to the reduction in cases reported over the last ten days. The All Island Health Agent's have concerns with the traveling public and the arrival of seasonal employees with possible increases in positive cases.

There being no further business before the Board, the meeting was adjourned at 5:38PM.

Restfully submitted,

Janet Anthony-Hathaway, Assistant

Approved on: 4/14/2021

Meegan M Lancaster

Christopher Edwards