

Edgartown Board of Health
Minutes of April 27, 2022

Christopher Edwards

Candace A. Nichols

The meeting was called to order at 4:33PM. Payrolls and permits submitted were approved. AC officer Kimberly Andrade was present to participate in a discussion concerning a proposed animal (K9) excrement disposal bylaw.

Agents Report

The Board was briefed by Agent Poole with regards to the payment made by Poole for the bill submitted. He has been working with staff at **MVCommunity Service** who is assisting a family in Morgan Woods with some issues. He was able to purchase moving boxes and discussed possible payment request for **disposal costs** of household items that will need to be removed.

The covid **mobile vaccine unit** will be on site at the MVRHS Sunday May 1, 2022. The online registration is experiencing a large number of appointment requests for the **second booster dose**.

Information was provided to the Board's request for the **one year member term**. Agent Poole added he has three written submittals received and an additional call from a fourth individual. He suggested time is set-aside on Wednesday May 11 for each interest party to **attend the Zoom meeting**.

The Board endorsed a letter to Senators **Markey & Warren** in support of a grant request made by Island Health Care for FY2023 **Rural Dental Center** start up. The group (IHC) is working to obtain a lease at the State Rd. Business Park in Tisbury where staff, supplies and other necessary and important expenses are needed for the first 12 months of dental clinic operation.

At this time the Board continued the discussion with regards to draft regulation to be proposed for animal (K9) excrement/waste matter with AC office K. Andrade. Ms Andrade briefly provided the Board with regulations in place based upon Mass. General Laws she is responsible for and the fine structure for unlicensed dog, leash law and an impound fee based upon a calendar day. The Board had previously reviewed regulations for Tisbury and Oak Bluffs which stated what areas in town dogs are not allowed and the fines issued for failing to remove dog excrement/waste matter. Ms. Andrade stated she and her staff are willing to provide enforcement as long as the regulation is in place with proper signage. Agent Poole added the BOH will post a meeting notice for the draft regulation which may be received by both positive and negative opinions. The group agreed to format a regulation for the town with regards to beaches, parks and public space for further review. Agent Poole will research language which with regards to dog waste removal on private property. Ms. Andrade thanked the Board and left the meeting at 4:58PM.

At 5:01PM the public hearing posted for **Holly Bear Lane Realty Trust**. Atty. R. Dubin, Trustee was opened. Those present for the variance request were D. Dowling, PE, Paul Adler and Bill Brine. The four lots were received as DWP# 35/2022 4 bedrooms on 21,791 sq. feet, DWPermit # 36/2022 4 bedrooms on 24,691 sq. feet, DWPermit # 37/2022 4 bedrooms on 21,795 sq. feet and DWPermit # 38/2022 4 bedrooms on 21,796 sq. feet. Mr. Dowling read into the record the variance from EBOH Rules & Regulations **1.2.2.32 North & East of the ground water divide**. All lots will be served by town water and each system will include IAT unit in the form of MicroFAST. The septic systems are all located outside of the **Lily Pond area**. The applications included an easement/restrictive covenant where a portion (23,356 sq.feet) of abutting lot Map 21, Lot # 128 (Laughing Cow, LLC) listed as "Easement area" will be used for the purpose of calculating minimum lot size. Mr. Adler added his group did **close on the property with all taxes owed to the Town as being paid and he has been appointed manager of the Trust**. Member Nichols inquired to a signed agreement between Holly Bear Lane Trust and Laughing Cow, LLC as being recorded and having a clear title. Mr. Adler stated he can provide a copy of the signed document ASAP. At this time Mr. Dowling displayed the **site plans** and discussed the manner in which the bedroom calculations were determined. He added **Lots 1 & 2** will be gravity fed with Lots 3 & 4 will include a **pump chamber**.

The group discussed **finished living** areas that would need to be deed restricted as the variance proposed does not allow areas in the procedure and appear as a den, office, media room or a finished basement. At this time a **motion was made** and duly seconded both voting to approve the variances listed for each lot with the conditions no finished space which would facilitates use of a deed restricted will be allowed, a standard maintenance and monitor for the IAT units are in place, confirmation that the easement is held on file at the registry of deeds and a letter from the Trust manager (P. Adler) that he acknowledges the on-going treatment approved shall run with future owners. Mr. Dowling & Mr. Adler thanked the Board and left the meeting at 5:56PM.

Agent Poole informed the Board that a **site visit** is to be held at # 219 Edg-VH Rd for the **MV Hospital Green House Skilled Nursing** facility on Tuesday, May 17th. No time has been set as of yet and an open invitation is being made which will include State regulators and USDA officials.

There being no further business before the Board, the meeting was adjourned at 6:10PM.

Respectfully submitted,
Janet Anthony-Hathaway, Assistant

Approved on: June 8, 2022

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