**Board of Health Meeting**

**Tuesday July 25th, 2023**

**2:00 PM**

Meeting attendance by remote Zoom participation

**2:05 PM: Open Meeting**

**Candace Nichols, Chris Edwards, Gretchen Regan, Connor Downing, Emily Godfrey, Chris Alley** (Engineer representing applicants for both hearings) **Tim & Joanie Creato, Clif (Abutter)**

**Bills:** MV Refuse District: $19,761.39 $65.20 cell phone bill

Chris makes motion to approve all bills. Bills **approved.**

**Agent’s Report**

Old/New Business

-Farmers market in Edgartown has gone well the past couple weeks. Drew, Emily and Connor went out on to Edgartown Great Pond to do Cyanobacteria testing with David Bouck to see the testing procedures.

-There are a lot of septic installs happening

-ARPA funding application for the advanced treatment went live late last week on the Dukes county website. Connor will circle back with the county to see what we need to be doing to make sure everything with the application process runs smoothly.

**Variance Hearings:**

**2:10 PM** 9 Suttons Way (AP 36-16.1) DWP #89/2022 – waiting on floor plans until those are available. Connor Let Cody know we are waiting for the revised plans to come through.

Chris made a motion to continue 9 Suttons way. Motion seconded and hearing was **continued.**

**2:15 PM** 40 & 50 Hamblen Way (AP 21-57.113 & 21-57.111) DWP #59/2023 & 58/2023 - Chris Alley joined along with 2 abutters of the properties.

Chris reviewed the map of property and asked the board to approve four bedrooms (2 bedrooms on Mike’s lot and 2 bedrooms on Tim’s lot). Chris explained the property would hold a leaching field instead of leaching trench with the new NitROE system which would give the owner of each property the flexibility to go up to four bedrooms. Chris Alley stated that from a mechanical standpoint it is not that complicated. Properties that fall in the Lilly pond district are subject to more sophisticated regulations. Unlike other regulations, Lilly Pond only mentions nitrogen concentration, not the number of bedrooms a dwelling can hold. It was brought to attention that the regulations for Lilly Pond are more stringent due to it being an important and fragile drinking water sources.

In this case, Chris demonstrated the bedroom count and rate of flow would go up but the amount of nitrogen would be reduced. This would lower the concentration from a 9.22 mg/L to a 6.88 mg/L to equal 22.02 mg/L which is just below the allowable limit. “We are proposing to become consistent with regulations, not asking for anything above the allowable limit”. The Board voiced that development in the Lilly Pond area is a concern but if the math checks out and nitrogen would ultimately be reduced, it would be difficult to negate the Owners request.

Chris Edwards a made motion to approve #40&50 Hamblen way for 2 NitROE systems under the condition there are no new deed restricted spaces added. Motion passes with two yeas and one nay.

**2:45 PM** 3 Adams Way (AP 36-39) DWP #03/2023

2:55pm

The BOH reviewed the proposal to allow a one-bedroom garage at 3 Adams Way to total five bedrooms. In this case, the owner was previously approved for a total of six bedrooms but ultimately decided not to go that route due to cost of bringing town water to the property. Because the property is on a well, the allowable number of bedrooms goes down but the nitrogen flow percentage goes up. Instead of a 1.7% increase there would be a 6.4% increase. Overall, there is a reduction in the total number of bedrooms but an increase in the amount nitrogen produced relative to bedroom counts and land area.

Chris Alley voiced to the owners they would need to take out one of the walls in the original plan and make a 6.5 foot opening.

Chris Edwards made a motion to approve the micro fast system at 3 Adams way for one extra bedroom with the condition there are no new deed restricted spaces.

All in agreement, motion **passes**.

Meeting adjourned at 3:22pm