

Edgartown Board of Health
Minutes of September 13, 2016

Harold T. Zadeh, Chair

Kathie N. Case

E. Garrett Orazem, DMD

The meeting was called to order at 6:00PM. Payrolls and permits were signed. The Minutes of August 9, 2016 were approved as written. Katie Donahue of Sandpiper Realty was present.

Correspondence/Agents report

A request was received from Beverly Blackmar for DWPermit # 22/2013 which expired in April 2016 to extend the permit until April of 2017. A renovation is being planned and they didn't realize a request to extend the permit must be received prior to the date of expiration. The permit was issued by the Board based upon a variance request for the existing two bedrooms home. Mr. Zadeh inquired to any plans submitted for the renovation as part of the request, no was the reply. At this time a motion was made to request building plans be submitted and to continue the discussion at the next scheduled meeting.

A public hearing notice from **Con/Com** for work proposed at 106 Edg. Bay rd was discussed by the Board. The bedroom count will remain the same with a renovation proposed for the living area.

Agent Poole provided information concerning the on-site septic systems at # **21 Saddleclub Rd and # 25 Boylston Drive**. Both properties are for sale and are located in the new Zone II for the Nunnepog well each property has different septic issues. The structure at Boylston Drive was consumed by fire two years ago where the house was demolished and septic abandoned. The Saddleclub Drive home has a failed three bedroom system and will need to be repaired as part of the sale and transfer process. As part of plan review for the properties Agent Poole referred to a section of Title V which requires treatment for new construction based upon the nitrogen limit. The Board briefly discussed new versus existing and repaired systems and what is allowed without any increase in the number of bedrooms. At this time it was determined the two systems would not be required to include advance treatment technology as part of the permit process. **Member Orazem joined the meeting.**

At 6:18 PM Mike Tompkins from Vineyard Land Survey, Inc. was before the Board to present for approval DWPermit 78/2016 for a two bedroom upgrade to the septic system at # 9 Mullen Way. Mr. Tompkins displayed plans to the Board for the property which was previously approved as a variance but not installed. There is a purchase and sale agreement in place with the condition the septic work is part of the property transfer. After a brief discussion concerning the schedule for completion and the installer selected for the work, a motion was made all in favor to approve the plan. Mr. Tompkins thanked the Board and left the meeting.

At 6:25PM Richard Torcia was before the Board based upon a recent inspection conducted by Agent Poole for a two bedroom home under construction at 57 11th Street, South. Agent Poole informed the Board of his findings that the plans he approved at the permit level is not what Mr. Torcia has constructed. Mr. Torcia stated he decided to build a three bedroom model and modify the third floor as a loft/TV sitting area and he added a third full bath. Plans were displayed detailing the location of a half bath in the basement which is deed restricted as non-sleeping space. Mr. Torcia stated it was not his intention to deceive the BOH and he would like to continue with a positive relationship with the office staff and the Board. It was mentioned that the home was sold and Mr. Torcia is representing the new owner and she is aware of the issues discussed here today. Agent Poole stated there are not a lot of options for Mr. Torcia other than removing the additional space. After a brief discussion concerning the new restriction placed on the property to clarify the use of the additional space and signed by the

new owner. It was decided Agent Poole will contact town council to clarify what type of restriction will be necessary with Mr. Torcia agreeing to pay all necessary costs. The matter was taken under advisement with Mr. Torcia to return to the Board once the proper paper work is provided. Mr. Torcia left the **meeting at 6:55PM.**

David Ferguson of MV Hot Yoga was present to discuss the possibility of adding a floatation tank/pod at his business located on Mariners Way, formerly occupied by a salon. He provided the Board with information on how the tank works, its therapeutic use and the water filtration system associated with the unit. Agent Poole added, the units are a new product in the industry and in some states they have been granted a variance/waiver from the specialty pool regulations currently in place. Mr. Ferguson stated he is currently talking to manufactures and was before the Board to clarify what would be required with regard to BOH approval. He has been told some of the components of the units do carry a NSF rating (national sanitation foundation) with a re-cycle process every four hours. Dr. Orazem inquired to the size of the unit and the amount of water used and the quantity of salt needed to achieve maximum use. Mr. Ferguson added most tanks use 200 gallons of water with proximally 900 pounds of salt. The theory being the dense liquid is heated to your body temperature and you float which aids in full relaxation and muscle tension release. At this time the Board directed Mr. Ferguson to continue his research and Agent Poole will talk with the DPH with regards to the permitting process. Mr. Ferguson thanked **the Board and left the meeting at 7:20PM.**

Agents Report

Information was provided to the Board concerning a lack of compliance from frozen dessert manufactures (ice Cream) regarding satisfactory sample results. One location did not test at all while another had numerous testing failures. It was determined by the Board permit revocation would be the outcome for all operators who do not provided satisfactory test results in a timely manner.

Mention was made to the annul Flu Clinic scheduled for Saturday, October 1 at the MVR High School. Additional screening will be provided with a "health fair" like atmosphere.

The Board was notified of an All Island BOH meeting to be held at the Tisbury COH on Thursday, October 13th at 6PM.

There being no further business before the Board, the meeting was adjourned at 7:55PM.

*Respectfully submitted,
Janet A. Hathaway, Assistant*

Approved on: _____

Harold T. Zadeh, Chair.

Kathie N. Case

E. Garrett Orazem, DMD