

Edgartown Board of Health
Minutes of March 10, 2015

Harold T. Zadeh, Chair.

Kathie N. Case

Garrett Orazem, DMD

The meeting was called to order at 5:30PM. Payrolls and permits were signed. The Minutes of February 14, 2015 were approved as written.

Correspondence

ZBA public hearing notice was reviewed:

M. Torcia to re-build a single family residence at # 14 Mockingbird Drive which was destroyed by fire. The existing septic was designed for four bedrooms which is what will be proposed. No action was taken by the Board at this time.

R. Parham at # 8 Woodhaven Drive to construct a swimming pool and adjacent pergola and construct a 12 foot by 16 foot addition. Agent Poole did speak to the contractor and a deed restriction will be added as part of the permit process.

Rosewater MV, LLC located at # 20 So. Summer St. as a request for a market with food service and outdoor seating at # 20 S. Summer Street. Discussion took place regarding seating proposed and the design plans to include a patron bathroom. Agent Poole will contact the applicant and plumbing contractor for a full set of floor plans as part of the food permit application.

Planning Board notices reviewed:

Bad Martha Farmer's Brewery located at # 270 Upper Main Street request to modify their special permit to hold small scale events and clarify the service of food on the premise was discussed by the Board. Agent Poole added the existing "kitchenette" will be upgraded to include a food and a hand sink to match the food items listed for sale on the food permit application.

Island Holdings LLC d/b/a Winnetu Resort at # 31 Dunes Road requests to modify services to clambake guests and to allow food service and beverages on the restaurant deck until 9 PM. A letter to Planning Board will be provided after review of their wastewater requirements.

Conservation Commission notice was received for demolition and renovations to the dwelling located at # 125 The Blvd, Castellucci no new septic work is proposed.

At 5:50pm the public hearing held on 3/10 was continued with Jonathan Buchman property owner and Doug Cooper, RS. Agent Poole distributed a draft modification of conditions of approval to DWP # 91/2004 at 94 Edgartown Bay Rd. The document detailed the changes based upon town water in place and the use of two of the three wells to be considered for minimal irrigation of the natural vegetation. Mr. Cooper added the monitoring well has not provided accurate tests results based upon the salt water table and poor construction quality, they would like it to remain in service for non-drinking purposes. Agent Poole listed new numerical conditions some in place of the out dated and re-defined approval modifications (See attached #1 thru #11). A discussion took place to the limits of the 2500 sq. foot managed lawn with adjacent planting beds and the testing requirements imposed prior to approval to remain in place. Mention was made to an inventory of the properties that are currently serviced by town water as conditions were imposed based upon on-site wells in use abutting properties. At this time a motion was made to continue the hearing for a final order of conditions to be presented to the Board on March 24th once Mr. Buchman and Mr. Cooper have finalized Agent Poole's draft covenants. Mr. Cooper and Mr. Buchman thanked the Board and left the meeting at 6:55PM.

Agents Report

A discussion took place regarding the permitting of "seasonal" tobacco licenses within the current rules and regulations. Section 12 details the total number of permits will not be more than 11 based upon all permit renewals annually by December 1st. At this time a motion was made and duly seconded all in favor to permit 9 tobacco licenses for 12 months of the year and to permit 3 seasonal permits for sales between April 1 and December 31st.

An update was provided to the Board for the upcoming fertilizer regulation class to be held on Saturday March 21st at the MVRHS. The ACE MV sponsored class will also include the test and issuance of a certification of passing with a license application provided by each island town available as of April 1st.

Agent Poole discussed an ongoing matter with an elderly resident he is working will to restore water service to her home. Some funding will be necessary for repairs before she can return to the home.

There being no further business before the Board, the meeting was adjourned at 7:15PM.

Respectfully submitted,
Janet A. Hathaway, Assistant

Approved on: _____4/28/2015

Harold T. Zadeh, Chair.

Kathie N. Case

Garrett Orazem, DMD