

Edgartown Board of Health  
Minutes of March 11, 2014

Harold T. Zadeh, Chair.

Kathie N. Case

The meeting was called to order at 5:30PM. Minutes of February 11, 2014 were approved as written. Payrolls and permits were signed. Chairman Zadeh signed a revised deed restriction submitted by R. Barbini on behalf of his client Susan Plaine, property owner at # 24 Manaca Hill Rd.

**At 5:45PM** Phil Miller of Miller/Starbuck Construction was before the Board to discuss proposed plans to construct a guest house and pool cabana for his client S. Olsson, off Chapel Ave. Mr. Miller provided the Board a narrative of the existing conditions and bedroom layout drawn by Mr. Olsson for his home at # 7 Chapel Ave. Mr. Miller was made aware of the Board concerns and outstanding issues related to the manner in which Mr. Olsson has advertized and rented the property in excess of the bedroom limits. The Board indicated to Mr. Miller they could not review any new plans for Mr. Olsson without first discussing the issues related to # 7 Chapel Ave. Chair. Zadeh informed Mr. Miller the Board would need a scaled drawing of the existing conditions for the home and the manner in which it is furnished. He added Mr. Olsson has a history with the Board based upon an inspection of the home made by Agent Poole in the summer of 2013. Additional information was provided to Mr. Miller with regard to the BOH definition of a bedroom and the limits that were placed on the property and the fact there is a finished basement which was deed restricted as non-sleeping space, now used as a bedroom. Mr. Miller added he has not had a chance to inspect the interior of the house and has relied only on what his client has provided. Agent Poole stated if this were to be considered a four bedroom house the sleeping limits would be limited to 8, not 16 as Mr. Olsson has advertised. At this time Mr. Miller stated he would like to return to the Board with a drawing labeling the actual bedroom spaces to clarify the occupant limits. The Board indicated it would be a good idea to suggest Mr. Olsson appears before the Board to clarify the manner in which the property is advertised for rent. Mr. Miller thanked the Board and left the meeting at 6:10PM.

**Agent's Report**

Agent Poole provided the Board with an update of the on-going process to adopt a BOH regulation for fertilizer and turf management. An article was submitted which will appear on the annual town meet to be held on Tuesday, April 8, 2014. There will also be a public hearing before the MV Commission scheduled for Thursday, March 27, at 7:10 PM. Mention was also made to an article submitted for the special town meeting co-sponsored with the Board of Assessors for a new vehicle to be used between the two departments.

Information was provided to the Board of news that Vineyard Nursing Association has closed their doors effect March 11, 2014. He added a meeting did take place with the island health agents where it was explained how VNA of Cape Cod will take over patient care. Mary Devlin, VNA of Cape Cod director will meet with the agents in the next few days to update the manner in which patience care will continue. An open hire was extended by Cape Cod VNA to a majority of existing nursing staff. Ms. Devlin has set up a small office in Tisbury and will follow up with a contract addendum which will run thru June 30, 2014 the fiscal year. No action was taken by the Board at this time.

A discussion took place concerning an application received by Wharf Wine & Spirits for the sale of tobacco products in the retail space formerly known as Town Provisions. The application could not be process at this time due to the number of permits limited to 11 under the new Tobacco Sales regulations. After further review of the process it was suggested that operator G. Coogan speaks with Agent Poole concerning the new application be considered part of the permit issued to The Wharf Pub.

**Correspondence**

The Board reviewed merit evaluation forms for Agent Poole and Assistant Hathaway. The completed forms will be forwarded to the Personal Board.

A review of a Zoning Board hearing notice was conducted for applicant Lahinch, LLC at # 82 Mattakesett Way. The Board discussed the number of bedrooms allowed on the property with the renovation to include a new on-site septic system. The Board took no action at this time.

There being no further business before the Board, the meeting was adjourned at 7:05PM

Respectfully submitted,  
Janet A. Hathaway, Assistant

Approved on: \_\_\_\_\_

Harold T. Zadeh, Chairman

Kathie N. Case