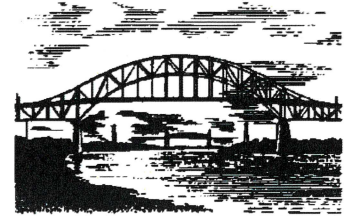


Terri A. Guarino
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TOWN OF BOURNE BOARD OF HEALTH

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Meeting MINUTES October 11, 2023

Meeting was called to order at 05:30 P.M.

This meeting was televised and recorded by Bourne Community TV for replay.

TOWN CLERK BOURNE

2023 DEC 14 PM 3:06

RECEIVED

1. Attendance.

Board Members in Attendance: William Doherty, William Meier, Robert Collett, Donald Uitti.

Professional Staff: Stacey Burgess, Terri Guarino (Zoom), Kaitlyn Shea (Zoom), Deon Wills (Zoom).

2. James Giles – vote on septic installer license to be issued.

Mr. Collett makes a motion to allow Mr. Giles to speak. Mr. Meier seconds the motion. No discussion. All were in favor, and the motion passed unanimously.

Mr. James Giles presents his case on why he would like his septic installer license to be issued. The Board discussed his case.

Mr. Meier made a motion to approve James Giles his septic installer's license. Mr. Collett seconded the motion. All were in favor and the motion passed unanimously.

3. 89 Bellavista Dr – Carmen Shay, R.S., C.S.E, on behalf of owner, Joseph Frew – CONTINUED from 9/27/23: Requesting relief from 310 CMR 15.405 and Bourne Board of Health 150' Setback Regulations for a septic system upgrade.

Mr. Carmen Shay presents as the representative of 89 Bellavista Dr.

Mr. Doherty highlights how Mr. and Mrs. Barber, an abutter, provided a letter to the BOH objecting to the project.

Mr. Shay described how the project could impact the abutting property, defending that it will not encroach upon it.

Mr. Keith Barber of 93 Bellavista Dr. came to the podium. He emphasized his concerns about the project, specifically regarding the location of the tank. Mr. Barber suggested alternatives to the current plan.

Mr. Shay disputed the alternative plans Mr. Barber suggested.

Mr. Doherty asked Miss Guarino's opinion. Ms. Burgess described that Miss Guarino is having technical difficulties.

Mr. Doherty expressed concern over a lack of input from Miss Guarino.

Mr. Collett makes a motion to table this item until later in the meeting when Miss Guarino is no longer having technical difficulties. Mr. Uitti seconded the motion. All were in favor and the motion passed unanimously.

The Board returns to discuss the item at 6:53pm.

Mr. Carmen Shay returns to the podium to further discuss the project.

Miss Guarino responds to the abutter's concerns. She discusses moving the tank so that it does not interfere with a landscape feature. Mr. Doherty asked about the perspective of the Conservation Commission.

Mr. Barber of 93 Bellavista Dr. came to the podium and questioned why the tank cannot be on the other side of the house.

Mr. Shay responds to Mr. Barber's concerns and how it would not be ideal to move the tank.

Mr. Barber came back to the podium to reemphasize his concerns, specifically in regards to the trees.

The Board discussed possibly repositioning the tank 90 degrees so that it does not uproot the tree. Mr. Barber states that he does not want it closer to his property.

Mr. Shay proposes changes he could make that could be helpful to meeting Mr. Barber's concerns.

Mr. Barber returns to the podium to further discuss his feelings on the project.

Ms. Kaitlyn Shea, Assistant Health Agent, provides more clarification on the nitrogen loading of the project.

Mr. Meier made a motion to approve 89 Bellavista Dr. septic system as presented on the plans. Mr. Uitti seconded the motion. Mr. Meier, Mr. Uitti, and Mr. Collett approved. Mr. Doherty abstained. The motion passed.

4. Public Hearing on amending the Regulation of the Bourne Board of Health Restricting the Sale of Tobacco Products to incorporate modernized U.S. FDA minimum standards, Massachusetts state law and regulations, and update local policy decisions: CONTINUED from 9/27/23.

Mr. Collett highlights that he cannot vote but does engage in the discussion. Mr. Doherty highlights the various amendments that they were striving to include. They discussed the incorporation of new language.

Miss Guarino reenters the conversation and raises her concerns and points. She went through the changes and educated the Board on the prior policy and the changes that they are proposing. The Board did discuss the fining structure in regards to renewal times.

Mr. Meier made a motion to approve the regulations as changed. Mr. Uitti seconded. No discussion. Mr. Collett abstained. Mr. Doherty, Mr. Uitti, and Mr. Meier approved. The motion passed.

5. Update on 7-Day Warning Letter dated 9/20/23 & responses – Notice of enforcement of Town of Bourne Board of Health Regulations.

The Board discussed that they are not allowed enforce the regulations against those in need of emergency assistance housing. The Board discussed the letter that they received from the state and from the attorney of Eastern Inn.

Miss Guarino adds that the Board is not without any authority, and that they will be requesting more complete information from the Eastern Inn and the Executive Office of Housing and Livable Communities. She emphasizes that it would be nice to have a vote from the Board to request that information from those two parties. The Board discussed what would be considered a timely manner for a response. Mr. Doherty suggested that Miss Guarino draft a sample letter and then they will vote at the next meeting.

6. Workshop on Duties of Boards of Health – Discussion and possible vote.

Miss Guarino explains the information that she provided to the Board of the duties of the Board of Health.

A member of the audience came to the Board to see if they could revisit 89 Bellavista Dr since Miss Guarino's technological difficulties have been resolved. Mr. Doherty explained that they could do so following this discussion.

Miss Guarino described what the Board handles versus what the Health Agent works on.

Mr. Doherty highlights an editorial article from the Boston Globe for the Board of Health to read.

Miss Guarino and the Board discussed mental health within the scope of public health, and how the Town of Bourne handles that area.

The Board discussed the effectiveness and impact of the Integrated Solid Waste Management station within Bourne and how it contributes to the health of the Town of Bourne.

The Board discussed rodents in town and the balance between public health and personal responsibilities.

Mr. Doherty also asked about Lyme disease in town. Miss Guarino discussed the topic further, providing her understanding of the disease in town.

Miss Guarino discusses various procedures of the town in regards to projects with the Board rather than the Health Department. The Board discusses how they feel about administrative approval on certain plan approvals.

Mr. Collett makes a motion to revisit item #3 regarding 89 Bellavista Dr. Mr. Uitti seconded the motion. All were in favor and the motion passed unanimously.

7. Health Agent's report.

This was covered during the discussion in the workshop.

8. Approve Minutes – Approve the minutes from the previous meetings dated August 23rd, Sept. 13th, Sept. 19th, & Sept. 27th.

There were no minutes to approve of.

Mr. Doherty encouraged the members to review the documents about the duties of the Board of Health that Miss Guarino provided.

9. Adjourn

Mr. Meier made a motion to adjourn the meeting. Mr. Uitti seconded the motion. All were in favor and the motion passed unanimously. The meeting adjourned at 7:18pm.

Taped by: Terri Guarino, Health Agent

Typed by: Viveca Stucke, Recording Secretary

Edited by: Stacey Burgess, Administrative Assistant