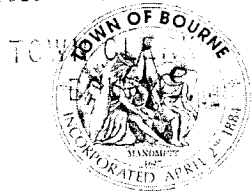


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Terri Guarino  
Health Agent

## TOWN OF BOURNE BOARD OF HEALTH

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Buzzards Bay, MA 02532  
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### MINUTES October 14, 2015

**Members in attendance:** Kathy Peterson, Chairman; Donald Uitti, Secretary, Galon Barlow and Kelly Mastria

**Support Staff in attendance:** Terri Guarino, Health Agent and Lisa Collett, Secretary

- 1. 85-93 MAIN ST BUZZARDS BAY – Daniel F. MacDonald, Esq. – Request hearing before the Board of Health to address the representations set forth in the Board's September 24, 2015 correspondence to M&L Associates and petition the Board for reconsideration. Discuss and possible vote.** Mr. MacDonald was present for this hearing. Ms. Guarino stated that on October 13, 2015 a Board of survey was conducted at the property. It has revealed that some of the work that Mr. MacDonald said would be completed has been completed. Mr. MacDonald asked that the board reconsider the \$300.00 per day fine for non-compliance of health code violations. Mr. MacDonald feels he has complied with what the board has asked of him. Mr. MacDonald stated he has spoken with the Fire Department and the Building Inspector, Roger LaPorte, and they are both in agreement with his plans to fix the building. Ms. Peterson stated that Mr. MacDonald did not appear at the hearing when the Building Inspector, Roger Laporte and Fireman Dave Pelonzi, were present to inform the board of any repairs or discussion regarding future repairs at this property so she felt that a reconsideration was not warranted at this time. **Ms. Peterson made a motion to deny the relief of the fines on M&L Associates, Daniel MacDonald, for 85-93 Main St, Buzzards Bay, until further review. Ms. Mastria seconded the motion. It was unanimous.**
- 2. 41 HARBOR DRIVE – Zachary Basinski of Bracken Engineering for Steve and Nancy Candela – Request a variance from the proposed soil absorption system to a Non-Eroding Coastal Bank from 150 feet to 55 feet (95 foot variance).** Mr. Basinski was present for this hearing to represent Mr. and Mrs. Candela. Mr. Basinski stated that the applicant is proposing to raze the existing structure and build a new house on the property. This will ultimately reduce the number of bedrooms from 6 to 4 bedrooms. This will also reduce the nitrogen

loading to about 5.1ppm. Mr. Barlow asked why a nitrogen removal system is not being proposed. Mr. Basinski stated that the number of bedrooms is being reduced and that the actual water resource is greater than 200ft away from the proposed soil absorption system. This will provide a substantial degree of environmental protection. Ms. Guarino stated that she noticed in the architectural drawings that there are four bedrooms and an office with a cased opening. Mr. Basinski stated that was correct, and will be sure that the number of bedrooms does not exceed the four. **Ms. Mastria made a motion to approve 41 Harbor Drive request for a variance from proposed soil absorption system to a non-eroding coastal bank from 150 feet to 55 feet which is a 95 foot variance. Zac Basinski from Bracken Engineering for Steve and Nancy Candela. Architectural drawings dated August 19, 2015 and the septic plans dated August 19, 2015 received to the board on October 8, 2015. Mr. Barlow seconded the motion. It was unanimous.**

3. **INCREASE IN ALL BOURNE BOARD OF HEALTH FEES – Terri Guarino – Discussion and possible vote** – Ms. Guarino stated after reviewing several abutting towns' schedule of fees, she feels as if it is time to increase the Bourne Board of Health's fees. She is hoping to have these new fees in place by December 1, 2015. Ms. Guarino stated that not all fees will be increased and some new fees should be added. For instance a penalty fee for failure to pay a renewal license on time. The fee may be \$25.00 for every 30 days a license is paid late. Ms. Peterson stated that the new fees sound good but would like to review them for 2 weeks until the next meeting. Ms. Peterson stated that she would like the whole board to review Ms. Guarino's proposal and be ready to vote at the next meeting. Mr. Barlow stated that in the past the board has followed a procedure for increase in fees and feels they should follow those guidelines for these increases as well. **Ms. Peterson made a motion to continue this item until the next meeting. Ms. Mastria seconded the motion. It was unanimous.**
4. **BLIGHT REGULATION – Kathy Peterson – Discuss and possible vote to promulgate a Blight Regulation in the Town of Bourne** – Ms. Peterson stated that the Board of Health has broad powers regarding this. She did start to write something up as just a beginning so that the board has something to start with. Mr. Barlow stated that this clearly only refers to downtown Buzzards Bay and should be written for the entire town. Ms. Peterson agreed. Ms. Peterson read through the document she submitted. Ms. Peterson stated that this regulation should encompass both residential and commercial properties. Ms. Peterson stated that the input from the board and the agent has been great and it is something they will keep working on. **No action was taken at this time.**
5. **APPROVE THE MINUTES from the meeting dated June 10, 2015. Ms. Mastria made a motion to approve the minutes from the meeting dated June 10, 2015. Mr. Uitti seconded the motion. It was unanimous.**

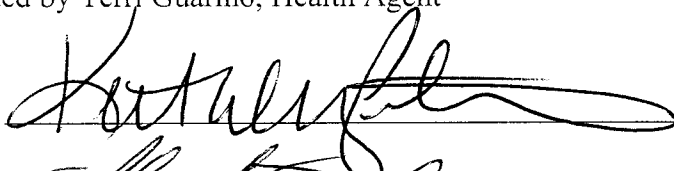
6. **APPROVE THE MINUTES** from the meeting dated July 22, 2015. Ms. Mastria made a motion to approve the minutes from the meeting dated July 22, 2015. Mr. Uitti seconded the motion. It was unanimous.

**Mr. Barlow made a motion to adjourn the meeting. Mr. Uitti seconded the motion. It was a unanimous vote and the meeting adjourned at 8:16 PM.**

Taped and typed by Lisa Collett, Secretary

Reviewed and edited by Terri Guarino, Health Agent

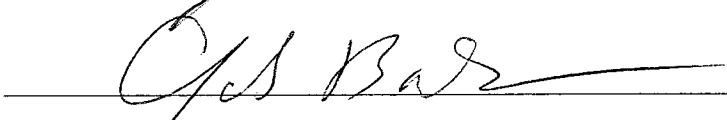
Kathleen Peterson



Stanley Andrews



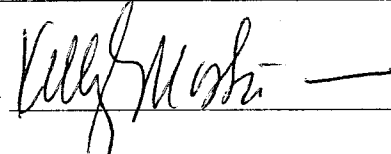
Galon Barlow



Don Uitti



Kelly Mastria -



cc Board of Selectmen Town Clerk