



BOARD OF HEALTH

~~ MINUTES ~~

Thursday, August 18, 2024
131 Pleasant St, Room A

This meeting was held via remote participation using ZOOM and YouTube.

Called to order at 4:00 p.m.

Staff in attendance: John Hedden, Chief Environmental Health Officer;
Attending Members: Meredith Lepore, Vice Chair; James Cooper; Ann Smith
Remote Participant: Kerry McKenna; Roque Miramontes, Director of Public Health; Tomeka Gary,
Public Health Coordinator; Malcom Macnab, Chairman.
Late Attendees: Gary arrived at 4:03 pm MacNab arrived at 4:23
pm. Absent: -
Early Departure: -

I. ANNOUNCEMENTS 0:30

Ann Smith announced that this meeting is being audio and video recorded

II. PUBLIC COMMENTS 1:07

Public Comment:	There were no public comments.
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III. APPROVAL OF MINUTES 1:23

Action:	Motion to approve the minutes of July 18,2024, as submitted. (Motion by: Cooper) (Seconded by: Smith)
Roll-Call Vote:	Carried 4-0// Cooper, Smith, McKenna, Lepore (Aye)

IV. Public Hearing Changes to Board of Health Regulation Chapter 303 Madaket Harbor Watershed2:16

Sitting:	Cooper, Smith, McKenna, Lepore
Recused:	-
Discussion: (00:02:16)	John Hedden, Chief Environmental Health Officer - The biggest problem of new construction when you have a tight tank vs trying to protect the environment and getting everyone on a tight tank. - By Title 5 new construction is allow on a tight tank as long as it's not increasing the design flow (you could not add another bedroom)

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- Local level new construction is an increase in square footage
- When last talked to town council chose not to change the definition of new construction and use the title 5 definition

James Cooper

- Question when a person buys a house and what type size of the system can be put on the lot and did they eliminate people to what every they have now.
- He also wanted to know about the one that the board approved last meeting on the IA system

John Hedden

- Only can add a tight tank based off the size of the lot.
- A special variance has been added so that the board can allow for them, but this is only for the vacant lots left out in the area
- The ones with the IA system can add one more.
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Kerry McKenna

- With the new regulation there is no mention of what happens in transfer of a property and does it trigger anything,
- So, I was to transfer my house that is in technical failure when I sell my house, I would have to have a new septic system installed.

James Cooper

- So when the someone transfer property with an IA system do you leave it the way it is.

John Hedden

- Yes we would but it is up to the board to discuss if you want to incorporate. The rest of the Madaket Harbor Water Shed has that but in this case it would be a tight tank if the system is in technical failure or hydraulic failure.

Kerry Mckenna

- Wanted to know if this regulation states this or need to be add to which John says it would need to be added

James Cooper

- If this was to be changed to the way you want then there would be no room for a variance.

John Hedden

- The variance would be more for the vacant lot to put an IA system in.

Meredith Lepore

- If we would want everyone to be on a tight tank system, why would to but this would let us allow an IA system if the board discretion.

John Hedden

- The goal is to get everyone on a tight tank but that with the Title 5 no new built can be done with a tight tank.

Ann Smith

- Stated going throughout this one at a time right now does not make sense to approve it or not and then asked John if the board was ready to get this looked at by the Town Council or should it be postpone have the attorney look at them than take them one at a time.
- There was a letter sent into the Board of Health by a home owner that stated that years ago that sewage was to come out to area and now that has change so should also

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	concept of the only needed to be a tight tank system change. James Cooper - Pointed out that the people only voted for the regulation 6 to 7 years ago because Madaket residents said yes if we are next in line to get sewage but then backed out. - This is only going to affect over the bridge and Millie's Kerry McKenna - The tight tank regulation will only be about Smith Point because they can't get town water nor will they ever get sewage - It is in a environmental sensitive area, and if the drinking water get polluted they will not having any water at all. James Cooper - Did not feel this was right because if he has a system that is not in failure, and he is doing everything to keep it up to code why is should he get penalized for selling his house. Ann Smith - Bought up 303-23 and a lot of confusion came of it until she asked if we can have it taken out or when we send it to the attorney let him deal with it so that he can make it clear
Public Comment:	-
Action:	Motioned to continue the public hearing until next meeting (Motion by: Smith) (Seconded by: Lepore)
Roll-Call Vote:	Carried 5-0// Cooper, Macnab, Lepore, Smith, McKenna (Aye)

V. Fee Waiver Request

Sitting:	MacNab, Cooper, Lepore, Smith, McKenna
Documentation:	Supporting documents and staff recommendations.
cussion: (42.48)	John Hedden, Chief Environmental Health Officer - Looking for the permit their kitchen now down at the Salt Marsh the normal fee would be \$150. and I fell that I don't have the authority in the office to do so
Action:	Motion to give the wavier (Motion by: Cooper) (Seconded by:Lepore)
Roll-Call Vote:	Carried 5-0// Cooper, Smith Lepore, McKenna, MacNab (aye)

VI. DIRECTOR'S REPORT

Sitting:	MacNab, Cooper, Lepore, Smith, McKenna
Documentation:	Supporting documents and staff recommendations.
Discussion: (44:11:00)	Roque Miramontes - Roque did a quick introduction of himself to the board John Hedden - PFAS is a hot topic Mass DEP has agreed to have a public information meeting September 10,2024 - Working with CDM Smith to update our web page - COVID spike around the US, Nantucket is one of the highest case rate for the State - The town will be doing vaccines clinics just don't have a set date - Ticks- Jerico is working with the epidemiologists and with Dr. Leopard on a Tick Summit in September - Staff with their inspection are having problem with pool inspection with their testing 4x

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a day, one had to be closed because it was over the limit for chorine, other receive citations

- Food born illness breakout in late June from oysters and found from one harvest community and investigated by the EPA Steve Rice

BOARD MEMBER COMMENTS

Discussion:

Meredith Lepore

- Asked if we could get the PFAS Action group or scientist to review the information give out to the public so that we make sure we are giving out the correct information.

MacNab

- if we publish something or give guidelines it has to be based on the state or the federal guidelines

Meredith Lepore

- Can we add links to more information on PFAS

Malcom MacNaab

- I will talk to Roque on what we add to the website.

Ann Smith

- Wants to make sure we don't let the variance and continuous for the camps get to far ahead

Tomeka Gary

- Let the Board know the Heather will be getting with the camps after September to set up meeting with them to go over things that they need

ADJOURN

Action: **Motion to Adjourn at 5:08 pm.** (made by: Lepore) (seconded by: MacNab)

Roll-call vote: Carried 5-0// MacNab, Cooper, Lepore, Smith, McKenna (aye)

Submitted by: Tomeka Gary