

BOARD OF HEALTH MEETING MINUTES

MAY 3, 2007

PRESENT: David Merry, Erik Lowe, and Tim Barnett. Agent, John Powers and Asst. Hadden Blair. Theodore Karalekas attended the 7:30 PM public meeting.

DWA's TAKEN UNDER ADVISEMENT: James Ferryn16-80, 71.1, and Catherine Kelly TR 7-17.

DWA'S HELD: Mitch Pennington 35-6.2 (per applicant's request)

DWA PLAN REVIEW: Richard Andre 31-16 ok, pending new well.

TENT PERMIT: Zachery Post 10-30.1

TITLE 5 INSPECTION REPORTS FILED: Patricia Vanderhoop 17-141 (fail)

LANDFILL/REFUSE DISTRICT: Fred Fischer is insured and will contact the Agent regarding mowing of the LDO soon. Agent reminded the Board of the need to put a warrant article before the Selectmen at their 5/9/07 meeting for a discussion about securing the 11 acres next to (behind) the refuse district. Finally, the Agent reported to the Board that a structural engineer would need to be used to sign off on any work done to the retaining wall at the LDO as part of the LDO estimates.

EMERGENCY MANAGEMENT: MRC minutes were made available to the Board, and the Agent informed the Board that the MRC would be making a presentation to the Selectmen at their next meeting and that their attendance would be informative and supportive of the MRC.

7:30 PM Chairman Merry moved to suspend the regular meeting and to open the Public Meeting concerning Ralex Trust 7-104. Theodore Karalekas, Trustee of Ralex Trust, appeared before the Board to discuss the enforcement order with timetable that he had received in the mail 5/3/07. He had been in to see the Agent earlier in the day, and appeared before the Board to re-iterate his desire to, "make things right". The Agent asked if he had any questions concerning the enforcement order. Mr. Karalekas did not. He offered that he had dumped/buried there over the years, and that it was mostly construction waste. He said he took the sweepings of the Longview street sweeper and buried them there. The Agent and Mr. Merry, familiar with those sweepings, commented that they have heavy metals from road run-off, and should not be near the well recharge area. Mr. Karalekas said his wells were well above the area in question. Mr. Karalekas said again that he wishes to, "make it up and desist forever." He also told the Board that he was going to stake hay bales to prevent run-off, and was looking into ordering compost to cap the area. The Agent and the Board advised him not to until the engineers remedy report was completed. Mr. Merry closed the public meeting at 7:39, and reopened the regular meeting.

OLD/NEW BUSINESS: The Board discussed adopting a policy, consistent with recent practice, that would ask owners located on ponds or waterways, or near wetlands or other sensitive areas, if, when proposing septic installation, repairs, or upgrading, they would be interested in information about alternative systems such as de-nitrification systems. Mr. Merry moved the above. Tim Barnett seconded. The vote to adopt the policy was unanimous. The Agent informed the Board of receipt of a farm stand application that has

zoning board approval. The agent will be meeting with the owners. The Agent informed the Board that the proposal for island health services that came from the all-island BOH meeting was no longer viable as participants had not met or committed. The Agent gave the Board copies of an engineers plan to remedy surface water run-off at Vineyard gardens 16-103. The plan consists of 6 deep trenches to be filled with sand to accommodate a "25 year" storm (2-3 inch downpour). The Board approved of the plan. The applicant still has issues to remedy with the Building Department. The Agent reported that the "Living Local" event at the Ag Hall last weekend had some problems like uncovered and unrefrigerated food, and that next year the Board would address the person in charge prior to the event which was a successful one. The Island Childrens' School is under a DEP consent order to do something about their water to bring it into compliance with public water regulations. The Selectmen are not inclined to help them as it is not a town school. At West Tisbury Elementary School, there have been initial healthy improvements such as whole wheat pizza crust and hot dog buns, baked not fried snacks, soups and cut fruit availability. Chartwell (food service), the principal, dietician, the Agent and parents will continue efforts to improve the school food program. The EEE and WNE testing programs will begin in a few weeks.

PERMITS: Island Childrens' School, By the Sea Salt

CORRESPONDENCE:

IN: Dept of Animal Resources, Tisbury BOH, DEP, ZBA 22-55, Pipeline, DEP, MRC, On Tap, Eastern Food Safety, Prevention, treasurer 29-70, Barnstable County Lab (Island Childrens' School), Channing Bete Co., MDPH (3)

OUT: RALEX Trust 7-104, Island Childrens' School

Respectfully Submitted,

Hadden Blair