

**BOARD OF HEALTH  
MINUTES OF MEETING  
AUGUST 15, 2018**

**PRESENT:** Amy Wiegandt, M.D., Chairman  
Glenn M. Monterio, Member  
Catherine Phinney, Member  
Thomas L. Gleason, M.D., Associate Member  
Robert M. Ethier, Director  
Patrick MacDonald, Inspector  
Suzanne Burke, Recording Secretary

**EXCUSED:** Lawrence Perry, Associate Member

Chairman Dr. Amy Weigandt called the meeting to order at 4:30 p.m. on the Third Floor, Wareham Town Hall, Rm 27.

**4:30 p.m.      Signing of Minutes- August 1, 2018**

The minutes of meeting held on August 1, 2018 were reviewed and accepted.

**Catherine Phinney made a motion to accept the minutes. Glenn Monterio 2<sup>nd</sup>. All in favor. 3-0-0 Minutes of August 1, 2018 accepted.**

**4:35 p.m. 28 Windship Avenue, Mr. William Clemmey- Septic Discussion**

The Board requested Mr. Clemmey's presence to discuss the existing septic system located at 28 Windship Avenue. Mr. Clemmey did not attend. Mr. Ethier will try to contact Mr. Clemmey and discuss the system in use on the property. If no response, Mr. Ethier will file in court.

**4:40 p.m.      Kool Kone, 374 Marion Road, Mr. Thomas Strom- Violation**

Mr. Thomas Strom owner of Kool Kone was ordered before the Board due to violations to the Massachusetts General Laws, 105 CMR 590.000, State Sanitary Code for Food Establishments. Upon inspection of the premises Mr. Ethier and Mr. MacDonald witnessed side doors to the kitchen open without screens and a heavy presence of insects.

Covers were left off the ice-cream. Poor general housekeeping in the kitchen, multiple areas were found to be dirty including the refrigerator. Food was found to be at improper cold holding temperatures. The owner was not on site at the time of inspection and did not attend the hearing. Discussion arose of creating a new Board of Health policy to require one (1) Serve Safe Certified Manager per shift. Inspector, Patrick MacDonald stated this is already a regulation and is located in the Regulation Book under Food Service, Section 2.- Provisions. After discussion, the Board agreed to fine Kool Kone \$300.00 for failure to keep the establishment clean.

**On a motion of Catherine Phinney and seconded by Glenn Monterio a \$300.00 fine was issued to Kool Kone for violations to the State Sanitary Code for Food Establishments. All in favor. 3-0-0**

**HEALTH AGENTS REPORT-** Robert Ethier reported. See attached.

#### **NEW BUSINESS-**

1. Maureen Thomas is the Water Resource Specialist of the Buzzards Bay Coalition. Ms. Thomas submitted a letter requesting the support in waiving the local Board of Health fees associated with the voluntary installation of an innovative, pilot, nitrogen-reducing leach field technology at 18 Maritime Drive that is part of a Layer Cake Demonstration Project throughout the Buzzards Bay Watershed. The Coalition is working with homeowners in the town of Wareham who have existing cesspools or Title 5 systems to voluntarily install the pilot Layer Cake system that is a novel, nitrogen reducing approach in the New England region. These homeowners are not required to install pilot systems, but are electing to do so to help the Barnstable County Department of Health and Environment and Buzzards Bay Coalition demonstrate the efficacy of the Layer Cake. This voluntary action will provide essential information to the town and region by evaluating how well these systems can function to remove nitrogen from septic effluent. Therefore, the Coalition is requesting a Board of Health vote to waive the fees associated with the permitting of the pilot Layer Cake leach field system in order to support this innovative nitrogen –reducing technology. After discussion, Board Members agreed to waive the fees for 18 Maritime Drive. Any future requests will have to be submitted to the Board for discussion.

**On a motion of Catherine Phinney and seconded by Glenn Monterio all fees associated with the permitting of the pilot Layer Cake leach field system located at 18 Maritime Drive will be waived. All in favor. 3-0-0**

2. The following two (2) policies will be added to the Board of Health Regulations.

#### **Event and Festival Policy**

Permit Policy: All vendors must submit the required applications and relevant paperwork to obtain food service permits and food handlers permits 14 days prior to the date of the event.

Inspection Policy: All Board of Health inspections of temporary food service operations will be performed the day of the event or festival from 11:00 a.m. to 2:00 p.m. All vendors must be fully set up during the hours of inspections. All vendors not set up and inspected by 2:00 p.m. will not be allowed to participate per order of the Board of Health.

**State and Federal Food Code Violation Policy**

All violations to the state and federal food code deemed to be excessive or egregious will be brought before the board of Health for a hearing to determine the proper actions to be taken against the owner/operator of the business in violation.

First Violation- \$150.00 fine

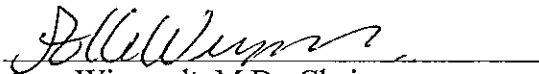
Second Violation- \$300.00 fine


Third Violation- \$300.00 fine and possible revocation of license

**Catherine Phinney made a motion to close the meeting at 5:35 p.m. Seconded by Glenn Monterio. All in favor.**

Respectfully submitted: Suzanne Burke

Signed and dated: September 5, 2018

  
Amy Wiegandt, M.D., Chairman

  
Glenn M. Monterio, Member

  
Catherine Phinney, Member



## Health Agent's Report

August 15, 2018

Last Meeting August 1, 2018

Performed 5 (Alternative ) Title 5 plan reviews.  
Performed 3 (Conventional) Title 5 plan reviews

### PERCOLATION TESTS

(4)

### EMERGENCY RESPONSE

Roosters

### EVENTS

Cape Verde Festival

### INSPECTIONS

Restaurant inspections complete for 2018.

Motel Inspections continue for 2018.

### PUBLIC HEALTH NURSE

Julie Silva on staff

### COURT CASES

(2) Wareham District Court (arraignments) Friday 8/17/2018

**OLD BUSINESS**

Gateway Plaza  
2 & 4 Carmicheal Road  
Gault Road Apartments  
81 Edgewater Drive

Robert M. Ethier, Director  
Wareham Board of Health

## RENTAL REPORT

REPORT AS OF: 8/1/2018

HOME LISTINGS            1337  
REGISTERED               1209  
INSPECTED                839

INCOME        \$ 91,000.00  
LATE FEES     \$ 2,700.00

APARTMENT LISTINGS       630  
REGISTERED                495  
INSPECTED                 585

INCOME        \$ 12,825.00

REPORT AS OF: 8/15/2018

HOME LISTINGS            1345  
REGISTERED               1236  
INSPECTED                870

INCOME        \$ 93,100.00  
LATE FEES     \$ 3,000.00

APARTMENT LISTINGS       630  
REGISTERED                495  
INSPECTED                 585

INCOME        \$ 12,825.00

Robert M. Ethier, Director  
Wareham Board of Health

RME