**CH I L M A R K B O A R D O F H E A L T H**

**Minutes**

**March 1st, 2023**

**5:00 pm / in-person meeting**

**Chilmark Town Hall**

1. **Middle Road**

**Present:** Katherine L. Carroll, Janet L. Buhrman, Matthew Poole, Cody Coutinho

5:00 Draft Minutes Amended January 18th and February 1st, 2023 minutes were **approved** by the Board.

5:05 Request from Marina Lent to change Fernando Lana’s (COVID-19 contact tracing team member) existing Chilmark email from [brazimex@chilmark.gov](mailto:brazimex@chilmarkma.gov) to [flana@chilmarkma.gov](mailto:flana@chilmarkma.gov) due to MAVEN account preferences was reviewed and **approved** by the Board.

5:15 **Public Hearing 29 Young’s Way (29-20&22)** – The Board reviewed the variances request for the possibility of expanding the existing leaching field as opposed to installing a completely new system. Although BOH approved the new fully compliant septic plan without any waivers or variances on 09/15/2021 (VLS), the goal for the applicant in perusing this variance request is to avoid the large area of disturbance and expense of energy and materials, as there is no environmental or the health benefit to remove the entire existing functioning leaching field. The requested variance was: Leaching facility to leaching facility separation: 300` required: 262` proposed.

According to the proposed plan, the requested 262’ variance is the current distance from the applicant’s existing leaching field (to remain) to the abutter at 22 Tilton Cove Way (29-23). Steven Krause and Peter C Trustees septic only. The applicant’s leaching field will not move; the plan proposes expanding it on the side further away from the abutter. The Board **approved** the proposed plan with the requested variance with the condition that the engineer is to inspect the existing unit bed at the time of the installation to confirm that new and old units match up. This condition will be noted on the plan.

5:45 **Public Hearing 11 Pitch Pine Lane (21-27)** – The Board reviewed the variances request for a proposed septic plan for an existing 3-bedroom dwelling (VLS). The variances were:

* Leaching facility to property line 30`separation required: 10` proposed.
* Leaching facility to well separation 200` separation required (Coastal District): 159`(locus), 183` proposed.
* Leaching facility to leaching facility 300` separation required (Coastal District): 227` &114` proposed.

The 114` leaching to leaching variance requested is not noted on the abutter’s letter but marked on the plan, which was indicated to VLS and BOH by the abutter Dan Elias (4&8 Pitch Pine). Dan Elias also expressed concern to VLS on how this variance could potentially affect his lot in case of his future septic replacement. The Board acknowledged the rights of the neighbor Dan Elias to the future septic repairs in case the proposed variance impacts his rights to do so and could grant some leniency on the cases by case basis.

The existing 3-bedroom house is serviced by the cesspool, which is proposed to be pumped out and filled in. The new system will have a 1500 Gal. septic tank with a 100 gal pump chamber with the 392 GPD. The Board **approved all the variances requested**. The Health Inspector is to write a letter to the owner to replace the current septic system within 120 days of receiving the letter because the current system has failed.

6:00 **35 Menemsha Inn Road (21-50)** – The Board approved the proposed septic system plan for an existing 2-bedroom and 1-bedroom studio (VLS).

6:10 **8 Sam’s Way (24-29.2)** – The Board approved the proposed septic tie-in revision for a proposed pool house (VLS).

6:20 **89 Harlock Pond Road (2-1)** – The Board approved the proposed Septic System upgrade for an existing 5-bedroom house and 1-bedroom guesthouse (VLS). The Health Inspector will write a letter to the owner to replace the current septic system within 120 days of receiving the letter based on the fact that the current system has failed.

6:30 **91 Gosnolds Way (14-31)** – The Board reviewed the well replacement application (VLS&IWS) and approved it conditionally. The property owner is to provide the letter/email acknowledging that the distance between the proposed well and the septic system is 117 feet, less than 150 feet, before the permit is released.

6:40 **17 High Mark (26-76)** – The Board reviewed the well replacement plan (VLS&IWS) and approved the application with the condition that the existing well to be properly decommissioned by Title 5.

6:50 **53 Wequobsque Road (30-115) –** The Board signed off on the building plans to demo the existing dwelling and turn the existing family room into a sleeping space with a bathroom.

**7:00 Updates & FYI:**

8 Fulling Mill Hill (19-37) (main and guest house systems) Title 5 Inspection letter pass

* **Permit application renewals received:**

1. Medeiros Excavation, Disposal System Installer Permit application – approved
2. Homeport restaurant and oyster bar – Food Establishment Renewal and Frozen Dessert (New) applications – pending. The inspector is to request the plan review application with the sketch of where the Frozen Dessert machine is going in the kitchen and request an updated kitchen plan if there are plans to change anything. Inspector also let the owner know that he is obligated to do the frozen dessert testing every 30 days.
3. North Tabor Farm Stand application - pending. The Health Inspector to let the applicant know that we need the additional $40 as the Board determined that the current level of operation doesn’t meet the criteria of the Farm Stand permit but the Retail Food permit ($100).
4. Grey Barn Retail Food application – pending (incomplete payment –awaiting additional $40 check to issue Retail Food Permit).

**Items not reasonably anticipated by the Chair at the time of posting**

The Board also discussed that the Food establishment categories on the Food establishment application need to be reconsidered this year. Some establishments in town don’t quite fit the form’s permit categories, and fees must be updated.

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Katherine L. Carroll, Chair Matthew Poole Janet L. Buhrman

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