

**MINUTES OF THE BOARD OF HEALTH MEETING
JANUARY 22, 2018**

PRESENT: Donna Bagni (Chair), Gary Fine (Clerk), Gail McSweeney, Sheila Landy (Secretary), Edwin Thorne (Director of Department of Municipal Inspections/Town Administrator), Carolyn Murray (KP Law), Nicholas Zechello (Electrical Inspector), George Verry (Building Inspector), William Danforth (87 Taylor Street), Mary Anne Brown (Advocate for Mr. Danforth), Rick Grady (Grady Consulting), Carol and Mario D'Ambrosio. There was not any media present.

At 6:30 pm Chair Bagni opened the meeting and acknowledged the visitors.

6:30 SCHEDULED APPOINTMENT

EDWIN THORNE – TOWN ADMINISTRATOR/DIRECTOR OF DEPARTMENT OF MUNICIPAL INSPECTION and CAROLYN MURRAY (KP LAW) REGARDING ACTIONS TAKEN BY THE DMI AT 87 TAYLOR STREET.

Carolyn Murray stated the Board of Health had not taken any action regarding 87 Taylor Street. The Department of Municipal Inspections condemned the unit. Danforth stated the electrician has completed his work. Zechello stated no permits have been issued. Danforth wanted to know what makes a two family. At a minimum, a septic tank is required for each unit. They may share a leaching field. There was discussion regarding means of egress. It was stated an emergency ladder from the second floor deck. Murray stated another electrical inspection needs to be conducted. If violations have been corrected, the condemnation order can be lifted. The unit still has no heat as the tenant has no oil which is under the sanitary code (Board of Health). Zechello, Verry, and Cullity will go inspect 87 Taylor Street tomorrow if all the necessary permits have been issued.

6:45 SCHEDULED APPOINTMENT

RICK GRADY FOR VARIANCE AT TWO PROPERTIES - DELAYED TO 7:30

217 Wampatuck St. – Abutters notified – Rick Grady returned to the Board with revised plans (corrected distance to the SAS/Septic/waterways. A deed restriction limiting the property to a two bedroom residence will be filed at the Plymouth County Registry of Deeds. Fine made a motion to accept the four variances as written. McSweeney seconded and all were in favor.

4 Indian Trail – The variance requests were reduced to one: reduction in separation between bottom of soil absorption system and the high groundwater from the required 5 ft. to 4 ft. Fine made a motion to accept the variance as written, McSweeney seconded and all were in favor.

CORRESPONDENCE – a letter from Josh Cutler regarding state grant opportunities that may be available. Bagni asked for it to be passed on to the Health Agent to investigate whether Pembroke would be interested and/or eligible to apply.

6:45 SCHEDULED APPOINTMENT

JOHN POIRIER – FIELDHOUSE/WOLVES'S DEN – 340 OAK STREET SEPTIC FAILURE

Mr. Poirier stated he had a contractor, Nick Pastoré, a big contractor on the Cape. Pastoré would be in this week to pull a license and the permit. He was expecting to have the signed permit tomorrow and would send a copy in to the office secretary. Poirier said it would take 5-6 weeks to complete. Bagni made a motion to revisit this with Mr. Poirier in the first meeting in the month of March. (March 12). Mr. Fine seconded and all were in favor. Poirier apologized for the calls received at the office regarding 340 Oak Street.

87 Taylor St. (cont.) – Bagni stated the discussion regarding 87 Taylor Street was not on the Agenda for discussion. It was on the agenda for an update to the Board from Carolyn Murry advising the habitability of the unit and Edwin Thorne about the DMI's condemnation of 87 Taylor Street. It was not intended to be a debate regarding the landlord/tenant situation. The heat issue may continue to be a problem and falls

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under the Health Office's jurisdiction. Fine stated he was sympathetic to both the landlord and the tenant, and, while he may or may not agree with what has happened so far, the process and the lack of communication, has troubled him as a Board Member. He had hoped to state that to Mr. Thorne and Ms. Murray but the meeting hadn't gone as planned. Fine thinks the Division of Inspectional Services (sic) needs to do a better job, speaking for himself, from the events that transpired from the last meeting, the emergency meeting, the condemnation, he thought the communication was non-existent. Going forward, somebody needs to do a clearer job at communicating. It was frustrating to Mr. Fine. Bagni agreed with him as far as trying to get together and trying to avoid what happened at this meeting. Bagni stated since the Board of Health voted to table it and it was stated at the meeting that this was not a Board of Health issue but a wiring issue, at that point it was felt both the tenant and the landlord were in danger. Fine reiterated the lack of communication was the problem and if the board had heard from someone the severity of the situation, they could have acted. McSweeney echoed the concerns of Fine regarding the lack of communication or the lack of knowledge of what was going on for these people. McSweeney is still perplexed as to why landlord has to supply the heat when the tenant was responsible all along. McSweeney knows it is a civil action but she is still perplexed. McSweeney stated she cannot give them any more advice than what she told Maryann (Brown) today: she needed to talk to Mr. Thorne. McSweeney had a feeling they showed tonight knowing Mr. Thorne was coming tonight. She stated we had no control over that and stated Mr. Danforth should have been informed of what would happen after the Board of Health tabled the condemnation. Bagni stated it was out of the Board of Health's hands once it was tabled. DMI took over and condemned the building for the safety of the inhabitants..

HEALTH AGENT'S REPORT

Pembroke Hospital – plans have been submitted to the state.

Cadete Distribution Co. – A pH balancing system has been installed and is being tested. There has been no further overflow.

GENERAL DISCUSSION

Chair Bagni tabled the General Discussion Develop Reasonable Missions and Attainable Goals for the Pembroke Board of Health until the next meeting.

Chair Bagni asked for a motion to adjourn. McSweeney made a motion to adjourn at 8:00pm. Fine seconded and all were in favor.

Gary Fine