

**Town of Dartmouth  
Board of Health  
Minutes of the Meeting of  
20 June 2013**

Approved  
BO: TMG/WHF  
July 18, 2013

RECEIVED  
2013 JUL 22 10:57  
DARTMOUTH TOWN TELLER/K

The meeting notice was duly posted.

This meeting was called to order at 6:05 p.m.

Thomas W. Hardman, Leslie E.J. McKinley and Lynne Brodeur, were present. Wendy Henderson, Director of Public Health was also present.

The Minutes of the meeting of June 06, 2013 were accepted as corrected by Thomas Hardman, Leslie E.J. McKinley and Lynne Brodeur.

RE: State Road Cement Block/Plat 164, Lot 46, 656 State Road – Dust Complaint – 7/21/2010 – No new complaints were received. The Board perused a memo from Christopher Michaud, Health and Sanitary Inspector informing the Board that since June 03, 2013, he has been monitoring the dust abatement controls at State Road Cement Block, sprinklers and other measures were observed in operation every time.

RE: Public Information Meeting Sponsored by D.E.P. Relative to Clean Communities (Cecil Smith Landfill) Capping and Closure/Plat 72, Lot 6 Old Fall River Road – Wendy Henderson, Director of Public Health informed the Board that she had started to read the water quality analysis “EXECUTIVE SUMMARY OF GROUNDWATER ASSESSMENT FINDINGS” from Haley & Aldrich. Leslie McKinley asked if Ms. Henderson had a sense of the water quality and was there any exceedance of water quality standards. Ms. McKinley also asked if they would be installing deeper wells. Wendy Henderson stated that she has not yet fully perused the 491 pages. Ms. Henderson noted that the groundwater flow seems to flow southwest. Robert Michaud questioned if the samples taken were tested for the sixty contaminants previously found by the E.P.A. Mr. Michaud further stated for each well owner to have their water tested would cost about \$1048.00. Mr. Michaud questioned what the towns consultant thoughts of the groundwater assessment findings. Ms. Henderson stated that the consultant agreed it was a reasonable first step. Leslie McKinley questioned if additional water quality assessments will be required for the Comprehensive Site Assessment. Notice was received from D.E.P. of two public hearings that will be held on June 27 and July 11, 2013.

The Board was also informed that a new organization has formed called No Pollution Solution. Theresa Brum questioned the NOI page ten about designation by the state for critical concerns. Thomas Hardman explained that the NOI is Conservation Commission and questions should be addressed to Michael O'Reilly. Robert Michaud had concerns about private well siting from D.E.P. which only requires 200' for a landfill. Mr. Michaud is not confident with D.E.P. He feels that the state is risking with residents future. Mr. Michaud also distributed to the Board articles about PCB's which he states never go away and Petroleum-Contaminates Soils Fact Sheet. The Board thanked residents for their concerns however would not act on anything at this time.

RE: Compost Situations & Complaints/Wilfred Francis Plat 37, Lots 36 & 27 Fisher Road – At this time, Thomas W. Hardman recused himself from the discussion.

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Wendy Henderson, Director of Public Health informed the Board that there is no new information from Mr. Francis or Sumner Martinson at D.E.P.

RE: Dartmouth Lodging Regulation – Draft – 01/09/2013 – The final draft is not ready yet.

RE: Adelino Cordeiro/Plat 138, Lot 182 Gorham Street – Animal Complaint – 10/04/12 – The Clerk informed the Board that Mr. Cordeiro came into the office on Friday June 14, 2013 and informed her that he had given Kenneth Ferreira of Ferreira Engineering the consent form from Edward Diogenes to use his property to keep the farm animals and permission to file an application with Conservation Commission. Wendy W. Henderson, Director of Public Health informed the Board that Mr. Cordeiro is passed the date that he was required to submit the information to the Board. The Clerk informed the Board that she would call Kenneth Ferreira of Ferreira Engineering to find out when it will be submitted. The Board discussed this matter and will allow the animals to stay for the time being provided that Ferreira Engineering is working on plans.

RE: Dartmouth Supplemental Regulations 12/17/2011 – Ms. Henderson informed the Board that she has not received any review comments from Town Counsel.

RE: Animal Permit Application – The following application for an Animal Permit was reviewed by the Animal Inspector. Abutters were notified and comments were received.

Maria Bento/Plat 138, Lot 20, 157 Arnold Street – 20 Chickens – No Roosters – The Board reviewed the application for an Animal Permit from Ms. Bento. The Board was concerned with the amount of chickens being asked for on such on small lot. The Board also took into consideration abutter's concerns. The following abutters sent comments: Laurie O'Rourke Accousti/165 Arnold Street – rodent concerns; Cynthia Thomas/162 Arnold Street – wildlife & rodent concerns and allergy concerns; John, Jose & Maria Carreiro/161 Arnold Street – noise, odor & rodents.

The Board discussed the aforementioned and with Leslie E.J. McKinley motioning and Lynne Brodeur seconding, it was the unanimous decision of the Board to approve a temporary six month Animal Permit for 10 Meat Chickens only.

The Animal Inspector will conduct an inspection after six months of permit issuance and report findings to the Board of Health. At that time the Board of Health will grant an annual Animal Permit if no problems are cited. If complaints are filed and substantiated, action will be taken by the Board which may include removal of all chickens and revocation of the Animal Permit. In addition, the chickens must be kept on the property and not allowed to free roam. Also request Ms. Bento to work with neighbors as to resolve any other concerns they have.

RE: Christopher Michaud, Health and Sanitary Inspector - Summary – The Board perused a summary of Board of Health issues that have occurred and been addressed by Christopher Michaud from June 03, 2013 to June 14, 2013.

RE: Complaints: – The following complaint were investigated by Lori Biggs, Animal Inspector and reviewed by the Board:

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Isabel Britton/Plat 132, Lot 57, 1 Vieira Court – Rodents, Wood Pile, Tall Grass, Cat Abandoned in House – Ms. Britton is in a Nursing Home – Lori Biggs, Animal Inspector inspection revealed tall grass, front door tagged relative to cat.

Mary Ellis Wood/Plat 159, Lot 36, 51 Ryder Street – Odor from Dog Feces and Urine in a Bucket Thrown onto Driveway – Lori Biggs, Animal Inspector inspection revealed dog is always on front porch with owner. A couple of dog droppings in yard, no smell detected. Kennel has a few droppings not overly dirty or odorous. No urine odor noticed in driveway. Driveway dry. Ms. Biggs requested owner to clean kennel.

RE: Complaint Log – June 01, 2013 to June 14, 2013 – The Board perused the copy of the complaint log from June 01, 2013 to June 14, 2013. No action required.

RE: Beach Test Results for June 11, 2013 – Water Quality Testing for area beaches was conducted on the aforementioned date by Health and Sanitary Inspector Janice Young. Results are as follows:

DARTMOUTH BEACHES 2012													
ENTEROCOCCI PER 100ML													
DATE													
	June 11	June 18	June 25	July 02	July 09	July 16	July 23	July 30	Aug 6	Aug 13	Aug 20	Aug 27	Re Test
Hidden Bay	>500												
Oak Hill	4												
Anthony's Beach	20												
Bay View	<2												
Mishaum Point/Salter's Point South	<2												
Salter's Point Main Beach	16												
Nonquitt	<2												
Jone's Beach-Town South	40												
Jone's Beach-Town North	34												
Apponagansett - Town	276												
Moses Creek - Town	198												
Round Hill - Town (Bi-weekly)	96												

**\*\* GEO. MEAN = 39 beach closed**

*\*Violation of bacteriological standard for Enterococci (>104 colonies/100 mL in marine water, >61 colonies/100 mL in fresh water) beach closed*

*\*Violation of geometric mean standard for Enterococci (>35colonies/100 mL in marine water, >33 colonies/100 mL in fresh water) NT\_not tested*

RE: Dartmouth Shelter Planning – Wendy Henderson, Director of Public Health informed the Board that Ed Pimental of Dartmouth's Emergency Management held a Shelter Plan meeting relative to Community Nurse and Hospice care in an emergency event. Ms. Henderson requested that Jane Stankiewicz attend or Kathy Bohan. Ms. Stankiewicz stated that CNHC would not be able to make a commitment regarding shelters as their goal is to accept people out of the hospital and care for them at home. They do not have staff for shelters. She suggested volunteers or the

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school nurses. Kathy Bohan, who was in attendance for this part of the meeting stated that Ms. Stankiewicz was willing to consider a 24/7 Nurse on call availability for telephone support services. There is an issue with people being dropped off with medical needs and a protocol should be developed and instituted. Coast Line Elderly offered a Per Diem Nurse for Clinical Assessments with a cost to the Town. Kathy Bohan thought that Cert Training would be needed. The Board questioned what other towns do? Ms. Henderson stated that it is the general feeling that people are not willing to go beyond their neighborhood. Ms. Henderson suggestion would be a regional shelter with South Coast Hospital involvement. No action required at this time.

RE: Septic Plans - The following septic plan was reviewed by Health and Sanitary Inspector, Christopher Michaud and approved by the Board.

Amelia Leontire/Plat 19, Lot 40, 573 Potomska Road - The Board discussed the aforementioned septic plans and pursuant to the provisions of 310 CMR 15.000, Title 5, with Leslie E. J. McKinley motioning and Lynne Brodeur seconding, the Board of Health voted unanimously to approve the aforementioned plans with the following stipulations:

- At the open hole inspection - designer/soil evaluator must report soil conditions in writing to the Board of Health. If conditions vary from the design, the subsurface sewage disposal plans must be revised.
- Prior to release of the plans and before commencing with construction of the subsurface sewage disposal system, the Operation & Maintenance Agreement/Contract must be submitted to the Board of Health for the yearly cleaning of the outlet tee filter in accordance with the general use approved for effluent tee filter.

RE: Discussion of any item not know 48 hours in advance- None

RE: Board Signatures - The Board signed an estimate to install a subsurface sewage disposal system for a betterment repair at 1058 Fisher Road. The Chair signed two personnel sheets.

RE: Kathleen Bohan, Public Health Nurse and Kathleen Rodrigues and Sharon Gaydou, Dartmouth Public School Nurses - School Nursing Situation - Kathy Bohan addressed the Board and explained that there is a lack of communication with the School Nurses and School Administration. School Nurses Concerns Relative to Public Health - Federally Mandated Wellness Committee Cancelled Due to Scheduling Conflict, Vision and Hearing Screening for Kindergarten - Cancelled, Loss of School Nurses - Use of Agency Nurses. Nurse Rodrigues explained that the School Nurses have always had a lead Nurse who represented them to Administration, and her role was a very important connection to what was going on in the schools. Colleen Clark - School Nurse Lead left and no one has yet to replace her. Other concerns are relative to the shortage of School Nurses at the schools and the use of temporary Agency Nurses who are not qualified or are not at the schools long enough to get acquainted with student's needs. The Lead Nurse ran meetings and is essential for health school services. Unfortunately Jim Keily was thrust into the position and cannot be expected to know the needs and requirements of the School Nurse. The School Nurses feel they need a stronger infrastructure and better communication. At this time the Nurses have been unable to utilize sick or personal days due to shortages. With the number of students with medical issues, there needs to be a School Nurse at each school

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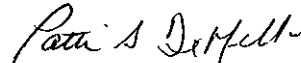
familiar with student's needs. They have tried to meet with administration in an Open Forum and have not gotten anywhere. In addition, they lost their connection with U Mass Student Nurses because of the loss of the Nurse Leader. The grant from D.P.H. requires a Nurse Leader position to apply and get the equipment they need. With the ever changing requirements for School Nurses such as BMI Surveillance in the 1<sup>st</sup>, 4<sup>th</sup>, 7<sup>th</sup> and 10<sup>th</sup> grades, information needs to be logged in on a computer. Agency Nurses do not do this, so a lot of info is being left out. The School Nurses need a liaison. Kathy Bohan explained that Agency Nurses function independently and may be there one day and another one the next day. Agency Nurses need school experience in pediatrics and to meet Department of Education requirements for Schools. Leslie McKinley questioned the Nurses as to what would be the ideal situation. Nurse guidelines and a school nurse for each school. The School Nurses would need a liaison and hopes this happens before the fall. Theresa Brum who is also a Nurse, here on an unrelated matter, stated that there is a standard of care for Pediatric Nurses from D.P.H. There needs to be communication. In addition paperwork should be completed by Agency Nurses.

Thomas Hardman stated that he will request a meeting with Kathy Bohan, Jim Keily and the Chair from the School Committee to help resolve the concerns of the school nurses. The Board thanked the Kathy Rodrigues and Sharon Gaydou and Kathy Bohan for their comments and concerns and for bringing the matter to the Board's attention.

At 7:50 p.m. Thomas W. Hardman, Chair motioned to close the regular Board of Health Meeting. Roll call vote -Thomas Hardman - yes, Leslie E.J. McKinley - yes, Lynne Brodeur - yes.

With no further business to discuss, the Chair adjourned the meeting at 7:50 p.m.

Respectfully submitted,



Patti S. DeMello  
Administrative Clerk

**6:00 P.M. COMMENCE MEETING**

Minutes of the Meeting of June 06, 2013

**Old Business:**

- A. State Road Cement Block/Plat 164, Lot 46, #656 State Road – Dust Complaint – 7/21/2010
- B. Cecil Smith Landfill Capping and Closure – Plat 72, Lot 6 Old Fall River Road –Proposal 02/06/2013
- C. Compost Situations & Complaints 02/06/2013  
Wilfred Francis/Plat 37, Lot 36 Fisher Road  
Wilfred Francis/Plat 37, Lot 27 Fisher Road
- D. Dartmouth Hotel, Motel & Guest Cabins Regulation/Draft –1/9/2013
- E. Adelino Cordeiro/Plat 138, Lot 182 Gorham Street – Animal Complaint – 10/4/13
- F. Dartmouth Supplemental Regulation Update – 12/7/2011  
Coastal Bank Setback  
15.290 Shared System  
D-Box  
Aquifer Requirement from Zoning By-Law

**New Business:**

- A. Animal Permit Application  
Maria Bento/Plat 138, Lot 20, 157 Arnold Street – 20 Chickens – No Roosters
- B. Christopher Michaud – Inspector Report
- C. Complaint:  
Isabel Brittan/1 Vieira Court/Rodents  
Mary Ellis Wood/51 Ryder Street – Dog feces odor  
Copy of Complaint Log from May 31, 2013 to June 14, 2013
- D. Beach Test Results for June 11, 23013
- E. Dartmouth Shelter Planning
- F. Septic Plans  
Amelia Leontire/Plat 19, Lot 40, 573 Potomska Road – Repair – O & M  
Discussion for Any Item Not Known 48 Hours in Advance
- G. Board Signatures

**Appointments:**

- 6:15p.m. Kathleen Bohan, Public Health Nurse and Kathleen Rodrigues – Dartmouth Public Schools – School Nurses Concerns Relative to Public Health – Federally Mandated Wellness Committee Cancelled Due to Scheduling Conflict, Vision and Hearing Screening for Kindergarten – Cancelled, Loss of School Nurses – Use of Agency Nurses