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**Public Health**  
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DARTMOUTH BOARD OF HEALTH  
DARTMOUTH TOWN HALL - ROOM 315 - 6:00 P.M.  
**MEETING MINUTES - Wednesday, May 27, 2015**

*Executive Session pursuant to M.G.L. Ch. 30A, Sec 21: was cancelled.*

The Board of Health meeting was called to order at 6:30 P.M. on May 27, 2015 in room 315.

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

The minutes of the meeting of May 13, 2015 were approved as amended by Leslie E.J. McKinley, chair, Lynne Brodeur and Thomas W. Hardman.

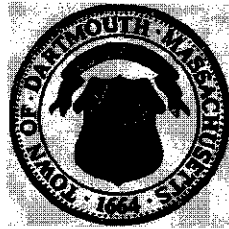
Fisher Road and Songbird Acres composting - articles and correspondence/"The Dartmouth/Westport Chronicle"/"Southcoast Today" - Fishy odor mystifies and frustrates Dartmouth residents, officials/email from Al Tavares regarding odor complaints in Songbird Acres -The Board perused the articles, email from Mr. Tavares, as well as, a GIS map of the area of Songbird Acres which Mr. Hardman had provided. The Board would like an opportunity to visit the composting operation on Highland Avenue that is the suspected source of the odors. How the Board should handle, and what actions should be taken regarding these odor complaints was discussed. Mr. Michaud will attempt to set up a date and time for the Board to visit the Highland Avenue operations.

On a further note, Mr. Michaud has received a public information request from Wildred Francis regarding Kingfisher odor complaints. Mr. Michaud explained the investigation is ongoing with potential for enforcement; the office cannot release information relative to the findings at this time. Mr. Michaud will send Mr. Francis correspondence that he cannot fully act on his request.

➤ ***No further action required by the Board of Health at this time.***

Scott Barton, Owner/Moby Dick Motel, Inc. - residency - verbal - update- Mr. Michaud has spoken with Detective Kyle Costa regarding the situation at the Moby Dick Motel, Inc. Detective Costa informed Mr. Michaud that Moby Dick Motel, Inc. is not obligated to have their current resident there longer than what the Town of Dartmouth Guest Establishment Regulations allow. The Board feels it is their responsibility that all individuals are provided with a safe and sanitary place to live. At this time the, Moby Dick Motel, Inc. does not meet the requirements of the regulations to provide individuals with extended stay exceeding twenty-eight (28) days at this property.

***Thomas W. Hardman motioned and seconded by Lynne Brodeur that Moby Dick Motel, Inc.'s one extended stay resident will have to vacate the premises within fourteen (14) days, thereafter, a representative of the Board of Health will conduct an inspection upon the expiration of the timeframe established for compliance motion made unanimous by Leslie E.J. McKinley.***



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78 Gidley Town Road - Residential garage alteration to office space and change of use impacts on septic system - update- The Board reviewed the draft Grant of Restrictive Covenant for 78 Gidley Town Road. Mr. Michaud made a suggestion about renaming the structure on the document that is to be recorded to include language that ties the covenant's restriction to onsite wastewater disposal, and if sewer becomes available then the restriction will no longer apply. Also, Attorney Tierney provided language on the covenant to prevent any sun setting expiration.

- ***Thomas W. Hardman motioned to approve Attorney Tierney's draft restrictive covenant and seconded by Lynne Brodeur motion made unanimous by Leslie E.J. McKinley.***

Little Moss Restaurant / memorandum update Janice Young, Health and Sanitary Inspector- The Board read Janice Young, Health and Sanitary Inspectors memorandum updating them on Little Moss Restaurant status.

- ***No action required by the Board at this time.***

Septic System Plans

**Septic System Plans - not requiring action of the Board of Health**

- Long Built Homes, Inc./Map 73, Lot 11-1, Map 73, Lot 1-4, and Map 77, Lot 29 on Sunflower Court
- T Gomes/Map 45, Lot 19 on 242 Chase Road

**Septic System Plans - requiring action of the Board**

- Marsha King/Map 176, Lot 47 on 36 Bellevue Street, Betterment, Waiver requested for a 3' separation to groundwater- The Board members discussed the proposed reduction in groundwater separation from 4 feet to 3 feet.

- ***Thomas W. Hardman motioned to approve the reduction from 4 feet to 3 feet between the bottom of the soil absorption system and the estimated seasonal high groundwater elevation as designed with a grant of restrictive covenant seconded by Lynne Brodeur and made unanimous by Leslie E.J. McKinley.***

**Director's Report - topics for discussion**

IPad update- Mr. Michaud briefed the Board that he has spoken with Greg Barnes, Director of Budget and Finance/Treasurer and he has given the okay for Mr. Michaud to purchase the iPads from the Board of Health budget.

- ***No action required by the Board at this time.***



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Underage Drinking Grant awarded to coalition- Mr. Michaud informed the Board that the grant for the prevention of underage drinking has been awarded.

- **No action required by the Board at this time.**

Tobacco and Nicotine Delivery Devices Regulation Revisions - update- Mr. Michaud is currently working on the tobacco regulations. Mr. Michaud explained he is trying to stay focused on licensing and enforcement, but there is language elsewhere that needs to be addressed.

- **No action required by the Board at this time.**

Complaint log from 05/11/2015- 05/22/2015 - Complaints were reviewed by the Board.

- **No action required by the Board at this time.**

Discussion for any item not know 48 hours in advance - Community Nurse and Hospice Care - verbal updated/Community Nurse and Hospice Care letter/Email from Bank of America - Mr. Michaud explained that Community Nurse and Hospice Care (CNHC) didn't come to this meeting because their counsel wasn't directly notified. Mr. Michaud clarified for the Board that the office had forwarded the letter about tonight's meeting to Jane Stankiewicz via email and first class mail. The Board of Health had not received any correspondence that the Board was to notify CNHC's counsel. Furthermore, Town Administrator, David Cressman had spoken with CNHC's counsel Susan Weiner about the need for an agreement with CNHC and the Town before any money can be dispersed. The Board will now wait for CNHC to approach them on when CNHC is ready to meet.

- **No action required by the Board at this time.**

Brandon Woods of Dartmouth -Mr. Michaud updated the Board that as of next Tuesday, we have a new public health nurse. Her name is Erica Hanks. Mr. Michaud will be meeting with Ms. Hanks on Friday.

- **Nothing further at this time.**

At 7:25 P.M. Leslie E.J. McKinley, Chair entertained a motion to close the regular Board of Health Meeting. Roll call vote -Thomas W. Hardman - yes; Lynne Brodeur - yes; and Leslie E.J. McKinley-yes.

Respectfully submitted,

Donna Farias  
Administrative Clerk