

Edgartown Board of Health  
Minutes of February 26, 2019

Harold T. Zadeh, Chair.

E. Garret Orazem, DMD

The meeting was called to order at 6:00PM. Payrolls and permits were signed. The bills listed for payment were approved by the Board after a brief discussion. Up-coming agenda listed items were discussed by the Board

**Agents Report/Correspondence**

The Board reviewed a notice from Eversource Energy dated February 7<sup>th</sup> informing the public of their intent to selectively apply herbicides along power line rights of way that pass thru town. Mention was also made to a town meeting article submitted by petition which will require “governmental agencies and public utilities to undergo review and approval from the BOH prior to such use” of herbicide products.

Mention was made to the resignation of the food inspector Kiley and the placement of an advertisement for a new employee search to be conducted.

The Board discussed the process for a third member to be appointed by the office of the Board of Selectman. Two resumes were received and dates were discussed where each applicant can be interviewed.

**At 6:15 PM** the public hearing posted for Ellen & Peter Bloomer of # 20 Metells Way, Map 36, and Lot 42 as a variance to Section 2.32 was opened. C. Alley and J. Baker were present on behalf of the owners. Alfred and Kristy Noyes notified abutters were also present. The notice was read into the record which if granted the variance would allow five bedrooms on the 27,516 sq. foot lot in the area designated “north & east of the groundwater divide” with the use of a MicroFast denitrification unit. Plans were displayed to the Board indicating the new structured proposed by Sam Sherman architect were the proposed “pool cabana” would be consider a one bedroom guest house based on the level of finished space and future use. There is an existing four bedroom dwelling which will undergo renovation in the fall with both dwellings utilize the proposed on-site septic system. Mr. Noyes inquired if the home will be occupied seasonally and how the Board with monitor the existing home to remain as four bedrooms. Agent Poole responded the guest house will have a full bath and a small kitchen area along with a washer and dryer. He also added, he has not done a “walk thru” of the home as of yet. The Board discussed the benefits of nitrogen removal technology and the treatment requirements that are associated with use. At this time a motion was made all in favor of the variance request with the condition no other “non-bedroom” spaces that would require a deed restriction are allowed on the lot. The group thanked the Board and left the meeting at 6:40PM.

**At this time Douglas & Carla Cooper** were before the Board for a request to vary Coastal District Regulations 14.1 e 6 & e 8, along with BOH Section 3.21 Katama Area for Frank DellaCarpini property owner of # 11 Dunes Rd. Mr. Cooper displayed plans to the Board indicating the location of the existing septic system permitted in the 1970’s. Town water will be provided to the lot along with a new 1500 gallon tank with a pump chamber with relief from the well separation eliminated once the property is on town water. He added this is the best possible solution for the upgraded system as there will be no increase in bedrooms and the home is owner occupied. At this time a motion was made all voting in favor of the variance request as the applicant has proved the same degree of environmental protection can be achieved without strict application of the provision. Mr. & Mrs. Cooper thanked the Board and left the meeting.

**At 6:47PM George Sourati, Atty. Richard Dubin and Atty. Martin Tomassian** were present as a request for variances from the Coastal District regulations on Map # 29, Lot # 134 at # 44 Green Hollow Road, Wuerth Realty Trust as DWPermit # 12/2019 to permit a new five bedroom residence along with a one bedroom detached structure. Coastal District variances were listed as; 14.1e 6, 14.1e 8, 14.1e 8. Plans were displayed to the Board by Mr. Sourati pointing out the location of five abutting wells of which three are less than 200 feet from the proposed septic disposal. He added it was a difficult site based upon the locations of all the wells as the entire lot is located in the Coastal District, existing on-site septic systems and the location of a salt marsh with the plans as having the best solution possible. Agent Poole stated he did conduct a walk thru of the home and the exiting garage to confirm the bedroom count. Atty Tomassian representing abutter Reilly Family inquired to the location of the new well and septic system and its effect on his client's drinking water. It was determine the well in question is irrigation well and if necessary can be relocated on the Reilly property for non-potable water use. The locus parcel will have a new well with mention made to further review by the Conservation Commission with regards to the wetlands and the distances required from the harbor. After a brief discussion by the Board to consider the possible re-configuration of the leaching trenches based upon an abutters well a motion was made and duly second to approve the plans as presented as the applicant has proven the same degree of environment protection can be achieved without strict application of the provision. The group thanks the Board and left the meeting.

The Board discussed the annual April town meeting and the two articles that have reference to the office of the BOH. Agent Poole will speak to town council with regards to the effect the passing of these articles will have town wide.

There being no further business before the Board the meeting was adjourned at 7:25PM.  
Respectfully submitted,

Janet Anthony-Hathaway, Assistant

Approved on: 5/14/2019

Harold T. Zadeh, Chair.

E. Garrett Orazem, DMD