

BOARD OF HEALTH MEETING AGENDA

**Monday, December 17, 2007
5:30 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Interview of Prospective Board of Health Members
 1. Evelyn Hayes
 2. Kulin Shah
 3. Mark Lindsay

Other Business
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING AGENDA

Monday, December 17, 2007

3:00 PM

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health Meeting of December 3, 2007
2. Public
3. Discussion/ 2008 Motel License
Decision
 1. Surfcomber Motel, 107 South Shore Drive, South Yarmouth
 2. Blue Rock Club, Inc., 39 Todd Road, South Yarmouth
 3. Gull Wing Suites, 822 Route 28, South Yarmouth
 4. Yarmouth Resort, 343 Route 28, West Yarmouth
 5. Pier 7 Condominium Trust, 711 Route 28, West Yarmouth
 6. Red Jacket Resort, 1 South Shore Drive, South Yarmouth
 7. Green Harbor Village, 182 Baxter Avenue, West Yarmouth
 8. Bass River Motel, 891 Route 28, South Yarmouth
 9. Red Mill Motel, 793 Route 28, South Yarmouth
 10. Quality Inn, 1314 Route 28, South Yarmouth
4. Discussion 2008 Motel License (Denial/Conditional)
 1. Jolly Captain Motor Lodge Condominium Trust, 1376 Bridge Street, South Yarmouth (Filing with Board of Appeals)
 2. Yarmouth Gardens Motor Lodge, 497 Route 28, West Yarmouth
 3. Knotty Pine Motel, 24 Vineyard Street, South Yarmouth (Filing with Board of Appeals)
5. Discussion Town of Yarmouth Agricultural Commission
Tanya Johansen, Commission Member
6. Discussion Wording of Fluoride Ballot Summary for 2008 Town Election
Summary of Pro Position

Other Business
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health Town Administrator/Selectmen Town Clerk
Channel 18 File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, December 17, 2007

3:00 PM

1. Approval of Minutes of Board of Health Meeting of December 3, 2007
2. 2008 Motel License – Motel Census
 1. Surfcomber Motel
 2. Blue Rock Club, Inc.
 3. Gull Wing Suites
 4. Yarmouth Resort
 5. Pier 7 Condominium Trust
 6. Red Jacket Resort
 7. Green Harbor Village
 8. Bass River Motel
 9. Red Mill Motel
 10. Quality Inn
3. 2008 Motel License – Motel Census – Denial/Conditional
 1. Jolly Captain Motor Lodge Condominium Trust
 2. Yarmouth Gardens Motor Lodge
4. Town of Yarmouth Agricultural Commission
 1. Proposed Article for 2008 Town Meeting
 2. Photocopy of Right to Farm Bylaw
5. Wording of Fluoride Ballot Summary for 2008 Town Election
 1. Draft of Summary
6. Photocopy of Article from Falmouth News Re: Old Hotel Development Options
7. 2008 Board of Health Meetings

BOARD OF HEALTH MEETING AGENDA

Monday, November 19, 2007
3:00 PM

Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664

1. Approval of Minutes of Board of Health Meeting of October 15, 2007
2. Public
3. Discussion – Motel Licensing – Violation of Transient Use of Property for Long Term Rentals
 - A. Brentwood Motel
4. 3:30 PM Hearing - Violation of Town of Yarmouth Tobacco Control Regulation
 - A. Christy's of Cape Cod, 441 Route 28, West Yarmouth – First Offense - \$100.00 Fine
5. Discussion/ 2008 Motel License
Decision
 - A. All Seasons Motor Inn, 1199 Route 28, South Yarmouth
 - B. Riverview Resort, 37 Neptune Lane, South Yarmouth

Other Business
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, November 19, 2007
3:00 PM

1. Approval of Minutes of Board of Health Meeting of October 15, 2007
2. Hearing - Violation of Town of Yarmouth Tobacco Control Regulation
 - A. Letter of October 23, 2007 from Health Director to Christy Mihos d/b/a Christy's of Cape Cod Re: Tobacco Sales Compliance Check
 - B. Letter and List of October 22, 2007 from Health Director to Owners Re: Tobacco Sales Compliance Check
 - C. Compliance Check Spreadsheet
4. Discussion/ Decision - 2008 Motel License – Motel Census
 - A. All Seasons Motor Inn
 - B. Riverview Resort
3. Letter of October 17, 2007 from Francis Webb to Town Administrator Re: Fluoride
4. In the Main, Fall 07
5. Memo of November 13, 2007 from Town Administrator to Board of Health Re: Election Question Explanation
6. Memo of November 15, 2007 from Karen Greene, Director of Community Development, Re: Accounting of Guest Rooms
7. Fax of November 7, 2007 from Town Counsel Re: Guest Units
8. Email of November 15, 2007 from Assistant Town Administrator Re: Conflict of Interest/Open Meeting Law Workshop

BOARD OF HEALTH MEETING AGENDA

Monday, October 15, 2007

3:00 PM

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health Meeting of October 1, 2007
2. Public
3. Discussion – Motel Licensing – Violation of Transient Use of Property for Long Term Rentals
 - A. Tidewater Inn
 - B. Hunter's Green Motel
 - C. Brentwood Motel
4. Discussion – Letters From Attorneys for Motel Condominium Associations
 - A. Jolly Captain Motor Lodge
 - B. Cape Cod Vacation Condominiums
5. Reorganization of the Board of Health
 - A. Chair
 - B. Vice Chair
 - C. Clerk

Other Business

Public

Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, October 15, 2007

3:00 PM

1. Approval of Minutes of Board of Health Meeting of October 1, 2007
 - A. Minutes of October 1, 2007
2. Discussion – Motel Licensing – Violation of Transient Use of Property for Long Term Rentals
 - A. Copies of Letters of October 3, 2007 from Health Director to Tidewater Inn, Hunter’s Green Motel, Brentwood Motor Inn Re: Meeting
3. Discussion – Letters From Attorneys for Condominium Associations
 - A. Letter of September 28, 2007 from Attorney Troy Wall to Health Director Re: Cape Cod Vacation Condominium
 - B. Letter of September 26, 2007 from Attorney Lester J. Murphy, Jr. to Town Planner Re: Jolly Captain Motor Lodge Condominium
4. Memo of October 10, 2007 from Amy vonHone, Assistant Health Director to Board of Health Re: Raccoon Rabies Baiting
5. Memo of October 3, 2007 from Town Administrator to Board of Health Re: Work Force Housing Meeting
6. Letter of October 9, 2007 from Town Administrator to Motel Owners Re: Workshop Meeting
7. Memo of October 9, 2007 from Town Administrator to Harris Contos Re: Yarmouth Board of Health
8. Letter from Harris Contos to James Hoben, Appointments Chair Re: Reappointments to Board of Health (previously passed out)
9. Cape Cod Chronicle, October 11, 2007, Harwich Health Board Examining Flouridation of Town Water

BOARD OF HEALTH MEETING AGENDA

Monday, October 1, 2007

3:00 PM

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health Meeting of September 17, 2007
2. Public
3. Hearing – Variance Request – 37 Vernon Street, West Yarmouth
(Septic System Repair)
Title 5, Section 15.211 (1), Minimum Setback Distances:
 - A. Soil Absorption System to Rear and Side Property Lines, 10’ Required, 5’ Provided, 5’ Variance
 - B. Soil Absorption System to Existing Crawl Space, 12’ Provided
 - C. Septic Tank to Side Property Line, 5’ Provided
 - D. Reserve Area to Proposed Foundation Wall, 20’ Required, 12’ Provided, 8’ Variance
 - E. Reserve Area to Front and Side Property Lines, 10’ Required, 5’ Provided, 5’ Variance
 - F. Water Line to Remain in Place Until Such Time as the Reserve Area is Needed
4. Discussion – Motel Licensing
Violation of Transient Use of Property for Long Term Rentals
 - A. Cape Cod Irish Village, Mayflower Motel, Cape Traveler Motor Inn, Gull Wing Suites
 - B. Yankee Village Motel
 - C. Captain Gladcliffe
 - D. Yarmouth Gardens Motor Lodge
 - E. American Host Motel
 - F. EconoLodge
 - G. Knotty Pine Motel

Other Business
Public
Adjournment

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cc: Board of Health Town Administrator/Selectmen Town Clerk Channel 18 File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, October 1, 2007

3:00 PM

1. Approval of Minutes of Board of Health Meeting of September 17, 2007
2. Hearing – Variance Request – 43 Vernon Street, West Yarmouth
 - A. Application for Variance Approval
 - B. Locus Map
 - C. Abutter List
 - D. Abutter Letter
 - E. Proposed Septic Plan
 - F. Proposed Floor Plan
3. Discussion – Motel Licensing
 - A. Letters of September 21, 2007 from Health Director to Owners Re:
Meeting
4. Letter of September 7, 2007 from Chair, Yarmouth Board of Selectmen to Christopher Schultze, Manager, Beach ‘N’ Towne Motel
5. Motel Spreadsheet – Number of Units/Efficiencies/Long Term Rentals/Kids

BOARD OF HEALTH MEETING AGENDA

Monday, September 10, 2007
3:00 PM

Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664

1. Approval of Minutes of Board of Health Meetings
 - A. Meeting of August 6, 2007
 - B. Meeting of August 20, 2007

2. 3:10 PM Hearing – Variance Request - 7 Stone Avenue, West Yarmouth
(Septic System Repair)
Title 5, Section 15.211 (1), Minimum Setback Distances:
 - A. Septic Tank to Property Line, 10’ Required, 8’ Provided, 2’ Variance
 - B. Pump Chamber to Property Line, 10’ Required, 2’ Provided, 8’ Variance
 - C. Pump Chamber to Cellar Wall, 10’ Required, 5’ Provided, 5’ Variance
 - D. Soil Absorption System to Property Line, 10’ Required, 4’ Provided, 6’ VarianceTown of Yarmouth Amendments to Title 5, Section 3.7:
 - A. Septic Tank to Wetlands, 50’ Required, 45’ Provided, 5’ Variance
 - B. Soil Absorption System, to Top of Bank, 100’ Required, 70’ Provided, 30’ Variance

3. 3:30 PM Hearing – Variance Request – 43 Vernon Street, West Yarmouth
(Septic System Repair)
Title 5, Section 15.211 (1), Minimum Setback Distances:
 - A. Soil Absorption System to Rear Property Line, 10’ Required, 5’ Provided, 5’ Variance
 - B. Soil Absorption System to Existing and Proposed Foundation Wall, 10’ Provided
 - C. Septic Tank to Rear Property Line, 5’ Provided
 - D. Reserve Area to Proposed Foundation Wall, 20’ Required, 11’ Provided, 9’ Variance
 - E. Reserve Area to Front and Side Property Lines, 10’ Required, 5’ Provided, 5’ Variance
 - F. Water Line to Remain in Place Until Such Time as the Reserve Area is NeededTown of Yarmouth Amendments to Title 5, Section 3.7:
 - A. Soil Absorption System to Wetlands, 100’ Required, 86.2’ Provided, 13.8’ Variance
 - B. Reserve Area to Wetlands, 100’ Required, 77.1’ Provided, 22.9’ Variance

4. 4:00 PM Hearing – Variance Request – 7 Pawnee Road, West Yarmouth
(Septic System Repair)
Title 5, Section 15.211 (1): Soil Absorption System to Dwelling, 20’ Required, 8’ Plus Barrier Provided, 12’ Variance
Title 5, Section 15.248: No Reserve Area Provided
Title 5, Section 15.255 (5): 5’ Soil Removal Required, 3’ Provided, 2’ Variance
Title 5, Section 15.223 (1): Cover over Septic Tank, 9” Required, 6” Provided, 3” Variance
Town of Yarmouth Amendments to Title 5, Section 3.7:
Soil Absorption System to Wetlands, 100’ Required, 52’ Provided, 48’ Variance

5. 4:45 PM Discussion – Motel Licensing - Jolly Captain Condominiums, 1376 Bridge Street, South Yarmouth

Other Business
Public
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health Town Administrator/Selectmen Town Clerk Channel 18 File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, September 10, 2007

3:00 PM

1. Approval of Minutes of Board of Health Meetings
 - A. Meeting of August 6, 2007
 - B. Meeting of August 20, 2007

2. Hearing – Variance Request - 7 Stone Avenue, West Yarmouth
 - A. Application for Variance Approval
 - B. Letter of August 23, 2007 from Eagle Surveying to Health Director Re: 7 Stone Avenue, West Yarmouth
 - C. Abutter Letter
 - D. Abutter List
 - E. Locus Map
 - F. Existing Floor Plans
 - G. Proposed Floor Plans
 - H. Proposed Septic Plans

3. Hearing – Variance Request – 43 Vernon Street, West Yarmouth
 - A. Application for Variance Request
 - B. Locus Map
 - C. Abutter List
 - D. Abutter Letter
 - E. Proposed Septic Plan and Floor Plan

4. Hearing – Variance Request – 7 Pawnee Road, West Yarmouth
 - A. Application for Variance Request
 - B. Letter from Ronald J. Cadillac, PLS, to Health Director Re: 7 Pawnee Road, West Yarmouth
 - C. Locus Map
 - D. Abutter List
 - E. Abutter Letter
 - F. Letter of August 30, 2007 from Ted Sisley, Presby Environmental, Inc. Re: Enviro-Septic
 - G. Presby Environmental, Inc., The Enviro-Septic Wastewater Treatment System
 - H. Proposed Septic Plan with Floor Plan

5. Discussion – Motel Licensing - Jolly Captain Condominiums, 1376 Bridge Street, South Yarmouth
 - A. Letter of August 13, 2007 from Health Director to George Blair, Trustee, Re: Board of Health Hearing

6. Letter of August 30, 2007 from Christopher Schultze, Manager, Beach ‘N’ Towne Motel, to Chairman, Board of Selectmen Re: Transient Occupant Definition

BOARD OF HEALTH MEETING AGENDA

Monday, August 6, 2007

3:00 PM

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Meeting of July 16, 2007

2. 3:10 PM Hearing – Variance Request – 10 Misty Lane, South Yarmouth
Repair of Septic System
Title 5, Section 15.211 (1):
 1. Setback from Property Line to Leaching Field and Property Line (North), 10’ Required, 7’ Provided, 3’ Variance
 2. Setback from Property Line to Leaching Field and Property Line (East), 10’ Required, 6’ Provided, 4’ Variance
 3. Setback from Pump Chamber to Property Line (East), 10’ Required, 7’ Provided, 3’ Variance
 4. Setback from Edge of Leaching Field and Existing Building, 20’ Required, 18’ Provided, 2’ Variance
 5. Setback from Edge of Septic Tank and Existing Building, 10’ Required, 7’ Provided, 3’ Variance
 6. Setback from Pump Chamber and Existing Building, 10’ Required, 7’ Provided, 3’ VarianceTown of Yarmouth Amendments to Title 5, Section 3.7:
 1. Setback from Edge of Leaching Field and Bordering Vegetated Wetland, 100’ Required, 57’ Provided, 43’ Variance

3. 3:30 PM Motel Discussion with Yarmouth Area Chamber of Commerce and Community Economic Development Committee

4. 4:15 PM Hearing – Suspend, Revoke or Modify Motel License
Thunderbird Resort, 216 Route 28, West Yarmouth

5. Fluoride Update
Status of Legal Notice

6. Discussion – Annual Meeting of Board of Selectmen and Board of Health

Other Business
Public
Adjournment

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cc: Board of Health Town Administrator/Selectmen Town Clerk
Channel 18 File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, August 6, 2007

3:00 PM

1. Approval of Minutes of Board of Health Meeting of July 16, 2007
2. Hearing – Variance Request – 10 Misty Lane, South Yarmouth
 1. Variance Approval Application
 2. Abutter Letter
 3. Abutter List
 4. Locus Map
 5. Proposed Septic Plan
3. Motel Discussion with Yarmouth Area Chamber of Commerce and Community Economic Development Committee
 1. Memo of July 3, 2007 from Health Director to Town Administrator Re: Motel Issues
 2. Memo of July 24, 2007 from Health Director to Peter Smith & Bob DuBois Re: Motel and Economic Issues
 3. Memo of August 2, 2007 from Health Director to Karen Greene & Terry Sylvia Re: Motel Bylaw Revision
4. Hearing – Suspend, Revoke or Modify Motel License - Thunderbird Resort, 216 Route 28, West Yarmouth
 1. Letter of July 20, 2007 from Health Director to Ronald A. Loparto/Thunderbird Motel, Motel Ordered Closed
 2. Letter of July 25, 2007 from Health Director to Ronald A. Loparto/Thunderbird Resort, Inc. Re: Thunderbird Motel
 3. Copy of MGL Chapter 140, Section 32B
 4. Memo of July 25, 2007 from Deputy Robert Kelleher to Health Director Re: Thunderbird Motel
 5. Notice Unsafe Structure or Parts Thereof, July 23, 2007 from Andrew Arnault, Building Inspector
 6. Notice of Violation from Andrew Arnault, Building Inspector
 7. Yarmouth Police Department, July 25, 2007, Health Code Violation
 8. Notice of Public Hearing
 9. Memo of July 31, 2007 from Health Director to Board of Health Re: Thunderbird Motel and Pictures
5. Fluoride Update
 1. Email of July 24, 2007 from Assistant Town Administrator to Health Director Re: Fluoride Legal Notice, Response from Health Director and Copy of Legal Notice
 2. MGL Chapter 111, Section 8C
6. Discussion – Annual Meeting of Board of Selectmen and Board of Health
 1. Memo of July 24, 2007 from Town Administrator to Health Director Re: Annual Meeting with Selectmen
 2. Selectmen Goals, 06-07, Board of Health Goals 06-07 and Corresponding Selectmen Goals, Selectmen Goals 07-08

7. NALBH NewsBrief, Second Quarter, 2007

BOARD OF HEALTH MEETING AGENDA

**Monday, July 16, 2007
3:00 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Meeting
 - A. Meeting of June 4, 2007
 - B. Meeting of June 18, 2007

2. Discussion Fluoride Update

3. Discussion Motel Permits

Other Business
Public
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, July 16, 2007

3:00 PM

1. Approval of Minutes of Board of Health Meeting
 - A. Meeting of June 4, 2007
 - B. Meeting of June 18, 2007

2. Fluoride Update
 - A. Memo from Health Director to Board of Selectmen Re: Board of Health Fluoride Vote
 - B. Legal Notice, July 5, 2007 – Fluoride
 - C. Memo from Town Administrator to Thomas Cambareri Re: Letter to Editor

3. Motel Permits
 - A. Memo from Health Director to Board of Health Re: Motel Discussion
 - B. Memo from Town Administrator to Health Director Re: Outstanding Issues and Response from Health Director
 - C. Memo from Assistant Town Administrator to Town Administrator Re: Motel Enforcement and Inspections

4. Notice of Household Hazardous Waste Collection, July 14, 2007

BOARD OF HEALTH MEETING AGENDA

**Monday, June 18, 2007
3:00 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Meeting
Meeting of May 21, 2007 (afternoon)

2. Update – Cape Cod Mosquito Control Project, Gabrielle Sakolsky,
Staff Entomologist
 - A. Monitoring and Testing
 - B. Maintaining Ditches
 - C. Spraying Areas
 - D. Eastern Equine Encephalitis
 - E. West Nile Virus
 - F. Green Head Flies

3. Discussion/ Fluoridation of Town’s Water Supply
Decision

Other Business
Public
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, June 18, 2007

3:00 PM

1. Approval of Minutes of Board of Health Meeting Meeting of May 21, 2007 (afternoon)
2. Letter of June 9, 2007 from L.A. Andrews to Board of Health Re: Opposition to Fluoride
3. Memo of June 12, 2007 from Town Administrator to Health Director Re: Fluoride Cost Estimate

BOARD OF HEALTH MEETING AGENDA

**Monday, June 4, 2007
3:00 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Meetings
 - A. Meeting of May 7, 2007 (evening)
 - B. Meeting of May 21, 2007 (evening)

2. Discussion/Decision - New Massage Business – Gull Wing Suites, 822 Route 28, South Yarmouth

3. 3:30 PM Discussion - Cost of Fluoridation - Dan Mills, Yarmouth Water Superintendent
SEA Consultants Report, May 30, 2007

4. Discussion - Tattoo Regulations
Comments on Proposed Revisions

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

Other Business
Public
Adjournment

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, June 4, 2007

3:00 PM

1. Approval of Minutes of Board of Health Meetings
 - A. Meeting of May 7, 2007 (evening)
 - B. Meeting of May 21, 2007 (evening)
2. Discussion/Decision - New Massage Business – Gull Wing Suites, 822 Route 28, South Yarmouth
Please bring your copy of massage regulations.
3. Photocopy of Fluoridation Cost Estimating Task Order Draft Report to Dan Mills, Water Superintendent, from SEA Consultants, Inc.
4. Revisions of Tattoo Regulations
5. Photocopy from Mobile Dentist Website
6. Photocopy of Letter to the Editor, Cape Cod Times, May 29, 2007
7. Photocopy of Email Forwarded from Town's Website
8. Photocopy of Agenda and Minutes of Board of Selectmen's Meeting of January 9, 2007

BOARD OF HEALTH MEETING AGENDA

**Monday, May 21, 2007
7:00 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Public Hearing – Fluoridation of the Town’s Water Supply

**Please limit comments to three (3) minutes per individual.
There will be no debate or action taken by the Board. The
Board will take comments under advisement.**

Other Business
Public
Adjournment

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING AGENDA

**Monday, May 21, 2007
3:00 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health Meeting
A. Meeting of May 7, 2007 (afternoon)
2. Discussion – Tattoo Regulations
A. Lorna Berger, owner, Great Island Tattoo
3. Discussion – Request for Public Records – May 7, 2007
Requested by Harris Contos
Board of Health Records on Fluoridation

ALL TIMES ARE APPROXIMATE

Other Business
Public
Adjournment

cc: Board of Health
Town Clerk
Town Administrator/Board of Selectmen

Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, May 21, 2007
3:00 PM

1. Approval of Minutes of Board of Health Meeting
A. Minutes of May 7, 2007 (afternoon)
2. Town of Yarmouth Tattoo Regulations
(Please bring your copy.)
3. Request for Records from Harris Contos, May 7, 2007
4. Memo of May 17, 2007 from Health Director to Town Clerk
Re: Request for Information
5. Letter of May 11, 2007 from Board of Health to Board of Selectmen
Re: Fluoridation
6. Memo of May 10, 2007 from Town Administrator Re: Fluoride Process
7. Resume of Harris Contos
8. Meeting Notice – Cape Cod Times, May 15, 2007
9. Editorial of May 12, 2007, Cape Cod Times, “Truth Decay”
10. Memo of May 10, 2007 from Town Administrator to Town Boards
Re: Conflict of Interest
11. Letter of May 15, 2007 from Harris Contos to Chairman, Board of Health
12. Photocopy of Page 1 Article of May 17, 2007 Edition of the
Register, “Fighting Over Fluoride in Yarmouth” and Meeting Notice
13. Letter Received on May 18, 2007 from Barbara Gould Against Fluoridation
14. Mailing of May 7, 2007 from James Mei, News Article, “State Ties Tainted
Water to Error” (Against Fluoridation)
15. Public Health Dispatch, May, 2007, Oral Health Update

BOARD OF HEALTH MEETING AGENDA

**Monday, May 7, 2007
7:00 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Presentation – Dr. Paul Connett, Fluoride Action Network
2. Public Comment

**Please limit comments to three (3) minutes per individual.
There will be no debate or action taken by the Board. The
Board will take comments under advisement.**

Other Business
Public
Adjournment

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING AGENDA

**Monday, May 7, 2007
3:00 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health Meetings
 - A. Meeting of March 5, 2007
 - B. Meeting of April 23, 2007

2. 3:00 PM Hearing – Variance Request – 26 Minden Lane, Yarmouth Port
Title 5, Section 15.211:
 - 1) Setback from SAS to Southern Property Line, 10’
Required, 3.9’ Provided, 6.1’ Variance
 - 2) Setback from SAS to Northern Property Line, 10’
Required, 3.9’-4.2’ Provided, 6.1’ Variance
 - 3) Reduction of Soil Removal from 5’ to 3’ on Removal on
Eastern and Southern Sides of SAS Due to Close Proximity
of Lot LinesTown of Yarmouth Amendments to Title 5, Section 3.7:
 - 1) Setback from Reserve Area to Well, 150’ Required, 143.9’
Provided, 6.1’ Variance

3. Annual Review of the Health Director

Other Business
Public
Adjournment

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cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, May 7, 2007
3:00 PM

Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664

1. Approval of Minutes of Board of Health Meetings
 - A. Meeting of April 23, 2007

2. Hearing – Variance Request – 26 MindenLane, Yarmouth Port
 - A. Application for Variance Approval
 - B. Abutter Letter
 - C. Abutter List
 - D. Certified Mail Receipts
 - E. Proposed House Plans
 - F. Proposed Septic Plans
 - G. Well Testing Results
 - H. Copy of Minutes of Board of Health Meeting of February 26, 2006

3. Copy of Letter from Board of Health Re: 2008 Motel License and List of Motel Owners

4. Copies of Letters of May 1, 2007 and May 3, 2007 from Dr. Harris Contos and Press Releases

5. Copy of Memo of May 3, 2007 from Health Director to Board of Health Re: Fluroide Update

6. Copy of Letter from John L. Newton to Board of Selectmen Re: Fluoride

BOARD OF HEALTH MEETING AGENDA

**Monday, April 23, 2007
3:00 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health Meetings
 - A. Meeting of March 19, 2007
 - B. Meeting of April 2, 2007

2. 3:00 PM Hearings – Violation of Town of Yarmouth Tobacco Control Regulation
 - A. Cumberland Farms, 626 Route 28, West Yarmouth – First Offense - \$100.00 Fine
 - B. Cumberland Farms, 1301 Route 28, South Yarmouth – First Offense - \$100.00 Fine
 - C. Cape Groceries, Inc., 590 Route 28, West Yarmouth – First Offense - \$100.00 Fine
 - D. Union Station Convenience Store, 23L White’s Path, South Yarmouth – First Offense - \$100.00 Fine

3. Discussion/
Decision Massage Therapist Interns/Work Study
Amy Gregory

4. Appointment of Animal Inspector
 - A. Marilyn McIntyre
 - B. Donald McIntyre (Assistant)

Other Business
Public
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, April 23, 2007

3:00 PM

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health Meetings
 - A. Meeting of March 19, 2007
 - B. Meeting of April 2, 2007

2. Hearings – Violation of Town of Yarmouth Tobacco Control Regulation
 - A. Copy of Letter of April 13, 2007 from Health Director to Richard Fournier, Cumberland Farms, 626 Route 28, Re: Tobacco Sales Compliance Check
 - B. Copy of Letter of April 13, 2007 from Health Director to Richard Fournier, Cumberland Farms, 1301 Route 28, Re: Tobacco Sales Compliance Check
 - C. Copy of Letter of April 13, 2007 from Health Director to Abdul Rashid, Cape Groceries, Re: Tobacco Sales Compliance Check
 - D. Copy of Letter of April 13, 2007 from Health Director to Paresh Patel, Union Station Convenience Store Re: Tobacco Sales Compliance Check

3. Copy of List of Establishments Passing Compliance Check and Letter of April 13, 2007 from Health Director to Establishments

4. Massage Therapist Interns/Work Study
 - A. Copy of Letter from Amy Gregory
 - B. Copy of Message Therapy – Applicant Checklist
 - C. Copy of Message Regulations – note pages 5 and 6

5. Appointment of Animal Inspector
 - A. Nomination Forms

6. Copy of Memo of April 3, 2007 from Amy vonHone, RS, to Yarmouth Selectmen and Board of Health Re: Rabies Baiting

7. Fluoride Correspondence
 - A. Copy of Letter from Town Administrator to Lynn Bethel, Office of Oral Health
 - B. Copy of Letter from Harris Contos to Chairman, Board of Health
 - C. Copy of Letter from Harris Contos to Betty Poulin, Corporation Division, Vermont Secretary of State

8. Copy of Memo from Town Administrator to Board of Health Re: Chapter 39, Section 23

BOARD OF HEALTH MEETING AGENDA

Monday, April 2, 2007

3:00 PM

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health Meeting of March 5, 2007
2. 3:00 PM Hearing – Proposed Stable Regulations
3. Appointment of Animal Inspectors
 - A. Bruce Murphy
 - B. Philip Renaud
 - C. Karl vonHone
 - D. Dr. Lawrence Venezia
4. Discussion – Article 20 – Annual Town Meeting Warrant Board of Health - Inter-municipal Agreement
5. Fluoride Update
6. April is Rabies Awareness Month

Other Business

Public

Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

**Monday, April 2, 2007
3:00 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Minutes of Meeting of March 5, 2007
2. Hearing – Stable Regulations
 - A. Draft Stable Regulations
 - B. Legal Ad
3. Discussion – Article 20 – Annual Town Meeting Warrant
 - A. Copy of Annual Town Meeting Warrant
 - B. Copy of Memo of June 1, 2006 from Hazardous Waste Inspector to Town Administrator Re: Article for Next Town Meeting
 - C. Copy of Memo of July 20, 2006 from Town Administrator to Hazardous Waste Inspector Re: Special Town Meeting
 - D. Copy of Memo of August 18, 2006 from Carl Lawson, Jr., Hazardous Waste Inspector, Re: Potential Special Town Meeting w/ Draft Language and List of Towns with MOU
4. Fluoride Update
 - A. Copy of Memo from Chairman, Board of Health to Town Administrator Re: Fluoridation
 - B. Copy of Memo of March 28, 2007 from Town Administrator to Health Director Re: Fluoride Hearings
 - C. Copy of Memo of March 29, 2007 from Town Administrator to Health Director Re: Fluoride
 - D. The Non-Fluoridated Consumer, March 2007
 - E. Excerpt – Kingston and Newburg NY Results, 1998
5. Rabies Task Force Press Conference
6. List of Food Service and Swimming Pool Permits
7. 2006 Town Report

BOARD OF HEALTH MEETING AGENDA

**Monday, March 19, 2007
3:00 PM**

**Yarmouth Town Hall
Hearing Room**

1. 3:00 PM Hearing – Variance Request – 43 Route 6A, Yarmouth Port
Septic System Repair
Title 5, Section 15.211:
 - 1) Soil Absorption System to be 25 Feet from a Wetland, 50 Feet Required
 - 2) Soil Absorption System to be 6.4 Feet and 8.0 Feet from the Property Lines, 10 Feet RequiredSection 15.224 (2):
 - 1) First Septic Tank to be 150% (6,000 Gallons) of the Proposed Flow, 200% (8,000 Gallons) Required. Second Tank Will be the 100% (4,000 Gallons)Section 15.405 (1) (c):
 - 1) Soil Absorption System to be 75% of Required SizeTown of Yarmouth Amendments to Title 5, Section 3.7:
 - 1) Soil Absorption System to be 25 Feet from a Drain, 100 Feet Required. 9 Foot Liner to be Installed.
 - 2) Soil Absorption System to be 25 Feet from a Wetland, 100 Feet Required. 9 Foot Liner to be Installed.

2. 3:45 PM Discussion – Dennis Yarmouth Regional School District School Nurses - Oral Health of District Students

Other Business
Public
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health Town Administrator/Selectmen Town Clerk
Channel 18 File

BOARD OF HEALTH MEETING AGENDA

Monday, March 5, 2007

3:00 PM

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health Meeting of February 26, 2007
2. 3:00 PM FY2008 VNA Budget
3. Update on 12 Human Service Budgets
4. 3:30 PM Discussion – Fluoride
A. Dan Mills, Water Superintendent
5. Discussion - Stable Regulations

Other Business
Public
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, March 5, 2007
3:00 PM

Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664

1. Minutes of Meeting of February 26, 2007
2. Copy of Proposed VNA Budget for FY08
3. Spreadsheet from FY06 for Human Services
4. Discussion – Fluoride
 - A. Memo from Town Administrator to Health Director Re: Fluoride
Please bring the question sheet from the last packet.
5. Copy of Article from The Register, March 1, 2007 Re: Growth Zone Considered for Route 28 Motels
6. Stale Regulations – Proposed Wording (Variance and Grandfathering)

BOARD OF HEALTH MEETING ENCLOSURES

Monday, February 26, 2007

3:00 PM

1. Hearing – Variance Request – 43 Route 6A, Yarmouth Port
 1. Application for Variance Approval
 2. Yarmouth Board of Health Variance Request
 3. Abutter List
 4. Locus Map
 5. Proposed Plan
2. Cape Cod Oral Health Task Force – Oral Health 2010
3. Email of March 12, 2007 from Health Director to Judy Dion, Dennis-Yarmouth Regional School District
4. 1999 Chart of Median Incomes for Towns in Barnstable County
5. Memo of February 27, 2007 from Town Administrator to Dr. Janet Martin Re: Oral Rabies Vaccine Program
6. Letter of March 6, 2007 from Frank A. Grisi, Health Director, Township of Roxbury, NJ, to Health Director Re: Amy vonHone

BOARD OF HEALTH MEETING AGENDA

Monday, March 5, 2007

3:00 PM

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health Meeting of February 26, 2007
2. 3:00 PM FY2008 VNA Budget
3. Update on 12 Human Service Budgets
4. 3:30 PM Discussion – Fluoride
A. Dan Mills, Water Superintendent
5. Discussion - Stable Regulations

Other Business
Public
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health
Town Administrator/Selectmen
Town Clerk
Channel 18
File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, March 5, 2007
3:00 PM

Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664

1. Minutes of Meeting of February 26, 2007
2. Copy of Proposed VNA Budget for FY08
3. Spreadsheet from FY06 for Human Services
4. Discussion – Fluoride
 - A. Memo from Town Administrator to Health Director Re: Fluoride
Please bring the question sheet from the last packet.
5. Copy of Article from The Register, March 1, 2007 Re: Growth Zone Considered for Route 28 Motels
6. Stale Regulations – Proposed Wording (Variance and Grandfathering)

BOARD OF HEALTH MEETING AGENDA

**Monday, February 26, 2007
3:00 PM**

**Yarmouth Town Hall
Hearing Room
South Yarmouth MA 02664**

1. Approval of Minutes of Board of Health
Meeting of January 22, 2007

2. 3:10PM Hearing - Variance Request – 52 Prince Road, West Yarmouth
Septic System Repair
Title 5, Section 15.211:
 - 1) To Allow the Pump Chamber and Septic Tank to be 9.2 Feet and 8.7 Feet Respectively from the Garage, 10 Feet Required
 - 2) To Allow the Leaching Field to be 42 Feet from the Edge of Wetlands, 50 Feet Required (on both sides)
 - 3) To Allow the Pump Chamber and Septic Tank to be 6.0 Feet from the Water Line, 10 Feet Required
 - 4) To Allow the Leaching Field to be 3 Feet from the Property Line, 10 Feet RequiredTown of Yarmouth Amendments to Title 5:
 - 1) To Allow the Septic Tank and Pump Chamber to be 36 Feet from the Edge of Wetland, 50 Feet Required
 - 2) To Allow the Leaching Field to be 42 Feet from the Edge of Wetlands, 100 Feet Required (on both sides)

3. Hearing – Variance Request - Windrift Village, 115 Route 28, West Yarmouth – Administrative Consent Order – Board of Health
Regulation- 2,000 Gallons Per Day

4. Hearing – Variance Request - Old Yarmouth Inn, 223 Route 6A, Yarmouth Port – Board of Health Regulation – 2,000 Gallons Per Day

5. Fluoride Discussion

Other Business
Public
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health Town Administrator/Selectmen Town Clerk
Channel 18 File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, February 26, 2007

3:00 PM

1. Board of Health Meeting
Minutes of February 5, 2007
2. Hearing - Variance Request – 52 Prince Road, West Yarmouth
 1. Application for Variance Approval
 2. Abutter Letter
 3. Abutter List
 4. Locus Map
 5. Proposed Septic Plan with Floor Plan
3. Hearing – Variance Request - Windrift Village, 115 Route 28, West Yarmouth – Administrative Consent Order – Board of Health Regulation- 2,000 Gallons Per Day
 1. Parcel Locus
 2. Engineered Plan
 3. Board of Health Regulation, 2,000 Gallons Per Day
 4. Draft Consent Order
 5. Letter from Down Cape Engineering
4. Hearing – Variance Request - Old Yarmouth Inn, 223 Route 6A, Yarmouth Port – Board of Health Regulation – 2,000 Gallons Per Day
 1. Parcel Locus
 2. Engineered Plan
 3. Letter from Down Cape Engineering
5. Fluoride Discussion
 1. Questions for Discussion
 2. Email of February 6, 2007
 3. February, 2007 Edition of Vitality – Dangers of Fluoride
 4. Fluoride Concerns – 33 Pages – Available at Meeting and for Review in Health Department
 5. Fluoride Facts: Frequently Asked Questions – 4 Pages
 6. The Oral Health Crisis in Mass., Feb. 2000, - 49 Pages - Available at Meeting and for Review in Health Department
6. Tobacco Sales Compliance Letter of February 6, 2007
7. Letter of February 13, 2007 to Michael Celona, DPH, from Health Director Re: Wilbur Park Beach Sampling
8. Letter of February 14, 2006 to Ann Biglin from Health Director Re: Violation of State Housing Code
9. Memo of January 23, 2007 from Town Administrator Re: Emails as Public Record
10. Standard Charge of Town Committees
11. Cape Cod Times Edition of February 21, 2007 – Yarmouth Student Diagnosed with Meningitis
12. Letter of February 20, 2007 from Molly Crockett, DPH to Yarmouth Parents Re: Meningitis
13. Yarmouth COA Newsletter Excerpt, February, 2007, KI Pills
14. KI Pill Distribution Update

BOARD OF HEALTH MEETING AGENDA

Monday, January 22, 2007
3:00 PM

Yarmouth Town Hall
Hearing Room A
South Yarmouth MA 02664

1. Approval of Minutes of Board of Health
 Meeting of January 8, 2007
2. Discussion – Motel Survey
3. Discussion – Fluoridation of Town’s Drinking Water Supply

Other Business
Public
Adjournment

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

cc: Board of Health
 Town Administrator/Selectmen
 Channel 18
 File

BOARD OF HEALTH MEETING ENCLOSURES

Monday, January 22, 2007

3:00 PM

**Yarmouth Town Hall
Hearing Room A
South Yarmouth MA 02664**

1. Minutes of Board of Health Meeting of January 8, 2007
2. Motel Survey
3. December, 2006 Septic Installation Permits
4. My View, Cape Cod Times, June 13, 2005
(Against Fluoride – Delivered to Office by Citizen)