

TOWN of HINGHAM BOARD OF HEALTH

Board of Health Public Meeting

February 28, 2017

A posted public meeting of the Town of Hingham, Board of Health (the Board) was held in East Meeting Room, 210 Central Street, Hingham, MA.

The meeting was called to order by Mr. White at 7:10pm.

Members Present:

Stephan White, Chairman
Peter Bickford, Member
Kirk Shilts, D.C., Member

Staff Present (at various times):

Bruce Capman, R.S., Executive Health Officer
Elizabeth Nee, Health Agent
Paul Brogna, Consultant Engineer

Agenda:

The agenda for the meeting was established with additions.

Minutes:

The Board reviewed the draft minutes from the January 23, 2017 public meeting.

Thereafter, a Motion was made by Dr. Shilts and seconded by Mr. Bickford it was VOTED (unanimous); **to approve the public meeting minutes of January 23, 107 as drafted.**

Hingham Recycling and Dumpster Regulations:

Proposed Update

- Ms. Nee said she would like to revisit last month's recommendation to eliminate Section VI(C) of the town's Recycling and Dumpster Regulation. She suggested to instead change the current quarterly reporting requirement for recycling haulers to just once a year, and have the report serve as a condition for the hauler's annual renewal.
- Members of the Hingham Long-range Waste Disposal & Recycling Committee (LRWD&RC) in attendance stressed the importance of having a reporting requirement. They said it helps ensure hauler compliance and assists the Town in obtaining state grants for recycling-related initiatives.
- Members of the LRWD&RC supported the proposed change from quarterly to annual.
- Ms. Nee reviewed with the Board a proposed simple form for recycling haulers to use for their annual report.
- The Board asked Ms. Nee to draft a synopsis of this proposal and post all of the information on the website for public comment.

Thereafter, a Motion was made by Dr. Shilts and seconded by Mr. Bickford it was VOTED (unanimous); **to amend the Hingham Recycling and Dumpster Regulations section VI(C) changing the itemized quarterly report requirement to annually, and have submission of said report conditional to RTDP renewal.**

Proposed Sewage Disposal Systems, Variance Request:

39 Canterbury Street & 47 Canterbury Street

Spokespersons: John Woodin (applicant) and Gary James

- The applicant plans to construct two new 4-bedroom homes at 39 and 47 Canterbury St.
- The applicant is seeking variances from the Town of Hingham Board of Health Supplementary (septic) Rules and Regulations Section VI.12(a) and Section VI.14. Mr. Capman said a variance from Section VI.9 is also required.
- Mr. Brogna said percolation test were completed and satisfactory. He said the most recent revised plans dated 12/16/16 as revised on 2/22/17 satisfactorily addressed his concerns.
- Mr. Capman described a number of current products and applications for basement waterproofing. He said the W.R. Grace ‘sprayed’ exterior waterproofing system is superior to the ‘Tuff-N-Dry’ system the Board has previously recommended.
- The applicant said each of the home’s foundation drains would daylight to the surface.

Thereafter, a Motion was made by Dr. Shilts and seconded by Mr. Bickford it was VOTED (unanimous); **to grant variances from the Hingham Board of Health Supplementary Rules and Regulations Sections VI.14, VI.9 and VI.12(a) for the proposed new residences at 39 & 47 Canterbury St. conditional that the basement waterproofing include the W.R. Grace ‘sprayed’ exterior waterproofing system, and that all foundation drains drain to daylight and are protected, and receipt of revised plans that reflect these changes.**

Request for Variance from 1999 Federal Food Code:

White’s Bakery, Derby Street Shoppes

Spokesperson: David White (owner)

- Mr. White is asking for a variance from section 5-204.11 of the 1999 Food Code regarding Hand-washing Facilities, Location and Placement.
- Mr. White provided a diagram of the proposed location of a single hand-washing sink that shows its accessibility to all countertop work stations. He said there is a staff of five employees for this establishment.
- Mr. Capman stated a single hand-washing sink , as shown, would appear to provide a reasonable level of sanitation for operating this type of a retail food establishment.

Thereafter, a Motion was made by Dr. Shilts and seconded by Mr. Bickford it was VOTED (unanimous); **to grant a variance from the 1999 Food Code, Section 5-204.11 that White’s Bakery at Derby Street Shoppes is only required to have one hand-washing sink as shown on the plans drawn to date.**

Semiprivate Pool Lifeguard Waiver Requests:

- **The Meadow’s Condominium**
- **Black Rock Country Club, Adult Only Pool**

Dr. Shilts reminded the Board that last year it had given Executive Health Officer Capman the authority to grant lifeguard waivers from the state’s pool regulations to those semiprivate pools the Board has previously granted a waiver.

Both The Meadow’s Condominium and the Black Rock Country Club waiver requests are removed from the agenda.

Thereafter, a Motion was made by Dr. Shilts and seconded by Mr. Bickford it was VOTED (unanimous); **to delegate to the Executive Health Officer for the 2017 calendar year the granting of waivers from the state’s semi-private pool regulation the lifeguard requirement to any facility, post inspection, the Board granted a lifeguard waiver in the past.**

Definitive Subdivision Plan:

Downer Estates

Spokesperson: Thomas Pozerski

- The applicant would like to sub-divide this parcel off of Planters Field Rd. into three (3) house lots.
- Mr. Capman said the applicant submitted a preliminary plan and modeled the plan at a department head meeting.
- Mr. Capman said the definitive application was received on 2/6/17 and the Board has 45-days to respond.
- Mr. Pozerski said that public sewer is available.
- Mr. Pozerski said due to high groundwater in this area, he would be requesting a variance from the Hingham Supplemental (septic) Regulations Section VI.14 at the time of individual house lot permitting. He said the lots are in Zone X relative to floodwater consideration. He also said ledge will need to be removed from the site.
- Mr. Capman said issues about roof drainage, foundation drains, basement waterproofing, and detention ponds can be addressed at the time of individual house lot permitting.

Thereafter, a Motion was made by Mr. Bickford and seconded by Dr. Shilts it was VOTED (unanimous); **to forward a favorable letter to the Hingham Planning Board regarding the proposed Downer Estates definitive subdivision plan dated 1/23/17, conditional on the submission of acceptable evidence the applicant is granted town Sewer services for the three lots, and a letter from Aquarion Water Co. that it can service the subdivision, and descriptions of the maximum square footage of each dwelling that is deemed reasonable by the Board.**

Executive Health Officer's Report:

- **Hingham Health Office Personnel, Mr. Bruce Capman**
Mr. Capman informed the Board of his intent to shortly retire as the Town's Executive Health Officer. The Board briefly discussed timeframes and schedules.
- **Claire's Icing, 94 Derby Street Shoppes**
Mr. Capman reviewed his 2/23/17 email to this establishment including its permit to operate a Body Art Establishment in Hingham that includes p ear piercing cartilage.
- **9 Ship Street**
Mr. Capman said the last inspection of this property revealed that it is now in compliance with the health-related items listed in the Board's previous housing inspection order of violations.

Scheduling:

Next public meeting of the Board was not scheduled.

Adjournment:

The February 28, 2017 public meeting of the Hingham Board of Health adjourned at 9:00 pm.

Respectfully submitted,
Elizabeth Nee, Health Agent