

**BOARD OF HEALTH  
MINUTE SUMMARY**

August 13, 2014  
3:00 PM

**MEMBERS PRESENT:**

Jeff Burrows, Minutes  
Paul Carlson  
Dr. Wayne Chilcote  
Renaë Harding  
Dr. Michael Turner

**STAFF PRESENT:**

John Palacio RCEH  
Dan Hooten RCEH  
Judy Griffin, PHN

**Staff absent:** Carol Calderwood.

**Guests Present:** Steve Lilburn.

July 09, 2014 draft minutes:

**Mick made a motion to approve the July 09, 2014 minutes as read. Renaë seconded the motion. All voted “aye”. (4-0) Paul absent for vote.**

**CORRESPONDENCE:** None.

**DEPARTMENT REPORTS:**

Health Officer: None

Public Health Nurse: Judy Griffin

Handed out a report with monthly stats. She and staff has attended suicide prevention training and a DPHHS conference in Billings.

RCEH: John Palacio

John handed out his May monthly stats sheet. Fair is coming up and with the food violations at Missoula fair, the food programs will be under more scrutiny. The junk vehicle hauling contract was awarded to Honey Enterprises. There was an update on 875 Bowman Road, Dan is continuing monitoring and the level is still 2-3 inches from the top, there is no evidence of any surface discharge.

**OLD BUSINESS**

Smoke Free Housing Policy Support Letter

Lyndsay Stover thanked the board for their support, the letter is currently at the MT Board of Housing and she will let us know how it progresses.

BOH By-Laws

Mick had concerns about some of the language in the BOH By-Laws, but he had not seen the most recent version of the By-Laws amended in December of 2013 by the BCC. BOH members asked if the amended version could be emailed and put on the agenda for discussion and possible decision on amendments.

**NEW BUSINESS:**

Appeal for RCEH decision at 144 Hannon Lane, Darby (Steve Lilburn)

John gave a staff report and reason for denial based on a usage change per the regulations. Mr. Lilburn gave a history of the property and his reason for bringing the appeal to BOH. Currently he can rent the property on a month to month basis, but cannot rent more frequently without a Public Accommodations License, and he desires to obtain a license. He stated his proposal will generate less waste than having renters in there on a month to month or annual basis. There was discussion by the board including setting a precedent by approving this appeal, questions about the existing system, plans for usage, proximity to surface water, well depth, septic tank depth.

**Paul made a motion to approve the appeal to the decision by RCEH. Mick seconded the motion.**

In addition to the Findings of Fact proposed by RCEH the board added one additional finding of fact:

- 1) The proposed usage will generate less annual waste flow than the current potential generation of waste flow based on the rental cycle.

RCEH then recommended that if the BOH were to approve the appeal, approval be contingent on some requirements:

- 1) A Poly riser ring be installed on the septic tank
- 2) An effluent filter be installed on the outlet of the septic tank
- 3) Allow RCEH to come up with a solution to the 18" minimum height requirement for the well casing above the ground that does not include utilizing on of the other existing wells on the property
- 4) Approve and define a dedicated replacement system area

Renaë expressed concerns over the "do nothing" attitude towards the Bowman Road issues and does not think it is right to approve this appeal.

**The motion was amended to approve the appeal to the decision by RCEH and to add the additional finding of fact and to make the approval contingent upon a successful final inspection by RCEH of the four suggested requirements. Motion passed (4-1), Renaë with dissenting vote.**

**OTHER BUSINESS:** none.

**PUBLIC COMMENT:** Kevin Mackey showed up late to the meeting and had several questions about the Bowman Road property. Discussion included options by the BOH to hold a special meeting to condemn, have a discussion and decision added to next month's agenda or do nothing and allow the process to proceed through the County Attorneys and the court.

The board would like to have it agenda'd for a discussion and possible decision on 875 Bowman Road for the September meeting.

**NEXT MEETING:** September 10, 2014 @ 3:00 PM

**MEETING ADJOURNMENT**

**Chairman adjourned the meeting at 5:30 PM.**