

**SPECIAL AND REGULAR MEETINGS  
OF THE  
RAVALLI COUNTY BOARD OF HEALTH**

**REGULAR MEETING 1:00 PM**

**Wednesday, July 14, 2021**

**Commissioners' Meeting Room  
County Administration Building,  
215 S. 4<sup>th</sup> St, Hamilton, MT 59840.**

**I. Roll call**

Jeff Burrows, Dr. Michael Turner, Dr. Wayne Chilcote, Katie Scholl and Roger DeHaan.

**STAFF PRESENT:**

Chris Taggart, minutes  
John Palacio, RCEH  
Tiffany Webber, PHN  
Rory McCarty, Civil Counsel  
Dr. Carol Calderwood, Health Officer

**II. Approval of Meeting Minutes:**

- a. June 09, 2021 minutes

Attachment - DRAFT6 8 2021 minutes

**Roger moved to approve the June 09, 2021 Board of Health minutes as corrected. Seconded by Katie.** Public comment on motion: none. Discussion: none. **All voted "aye" (5-0).**

**III. Correspondence:**

**IV. Department Reports:**

- 1. Health Officer

Dr. Carol Calderwood

- 2. Public Health Nurse's Report/Emergency Preparedness/WIC

Attachment - Report 1 of 2

Attachment - Report 2 of 2

Tiffany Webber, PHN

3. Environmental Health Report

John Palacio, RCEH

**V. New Business:**

1. "Discussion with possible decision on the Variance request by WGM Group on behalf of Marcus Daly Hospital. Variance request to start construction prior to septic permit issuance." – JP

Attachment - Request

Attachment - Ex A

Attachment - Ex B

Attachment - Staff Report

Present:

Abby Indreland, WGM

Pete Dunn, MDMH

Savana Gregory, Architect and General Contractor

Public comment:

Steven Gronbeck

Skip Chisholm

Variance Criteria Review – Conclusions of Law (COL):

**COL1 A: BOH Consensus - is satisfied.**

**COL 1 B: BOH Consensus - is satisfied.**

**COL 1 C: BOH Consensus - is satisfied.**

**COL 1 D: BOH Consensus - is satisfied.**

**COL 1 E: BOH Consensus - is satisfied.**

**COL 1 F: BOH Consensus - is satisfied.**

**COL 1 G: BOH Consensus - is satisfied.**

COL 2:

**Katie, Dr. Turner and Dr. Chilcote - not satisfied.**

**Jeff and Roger - are satisfied.**

**Variance is now denied due to the split of 3 -2 vote on COL 2**

Public comment:  
Steven Gronbeck  
Skip Chisholm

2. "Discussion with possible decision on the appeal by Kathie Butts on behalf of Isamadlog Prop 001 LLC. Appeal to grant a replacement wastewater system permit, denied by RCEH." – JP

#### Attachment - Staff Report

Present:  
Kathie Butts, Representative  
Trel Sildorik, Property Owner

#### Findings of Fact (FOF):

FOF 1: The historical aerial photos show a house on property between 1995 and 2006;  
FOF 2: MDEQ did issue an approval, in 1999, for a replacement system;  
FOF 3: Verbal testimony was given that a house was there;  
FOF 4: The property is located within the flood fringe;  
FOF 5: We did not find any evidence of a septic on site and concluded that the Highway 93 construction took place over the septic site.

**Dr. Chilcote moved that based upon the Findings of Fact to approve the appeal as requested, contingent upon the replacement system being placed in the best location with the most natural soils for a residential/commercial use, not to exceed 300 GPD, and that the determined best location occur with the assistance of RCEH and that a three year deadline for being permitted be in place. Seconded by Dr. Turner. Public comment on motion: Skip Chisholm. Discussion: Katie, John Palacio, Roger and Jeff. All voted "aye" (5-0).**

3. "Discussion with possible decision on the allowance of an Experimental System as an approved Wastewater Treatment System submitted by Scott Moore of Eljen Corporation." - JP

TABLED to August 2021, BOH meeting.

4. "Discussion with a possible decision on a Compliance Order for the Property at 807 Bear Creek Trail, Victor. Failed system, second dwelling without an approved wastewater system, and RV's used as residences." – JP

#### Attachment - Letter

#### Attachment - Compliance Order

**Katie moved to approve issuing a compliance order immediately for 807 Bear Creek Trail, to include the following conditions:**

1. **By July 28, 2021, have all RV's removed from the Property or ceased to be used as Occupied Buildings.**
2. **By July 23, 2021, have the septic tank pumped and the pumper's report sent to Ravalli County Environmental Health by July 23, 2021.**

3. **By July 23, 2021, disconnect the mobile home trailer from the existing septic tank and Wastewater treatment system.**
4. **By October 15, 2021, have a Replacement Wastewater system installed for the house. Enclosed is a copy of the Site Evaluation information and a list of Consultants for designing the Replacement Wastewater system.**

**Seconded by Dr. Chilcote.** Public comment on motion: Skip Chisholm, Heather Jessop, Peter Steel and Randy Mondreon. Discussion: none. **All voted “aye” (5-0).**

#### **VI. Old Business:**

None.

#### **VII. Public comment**

Jeff stepped out from meeting at 4:51 PM (phone call).

Mick Shisker

Jeff returned at 5:07 PM

Peter Steel

Gina Barnes

#### **VIII. Next regular BOH meeting: August 11 2021 at 1:00 PM**

#### **IX. Meeting Adjournment**

**Katie moved to adjourn the meeting. Seconded by Dr. Chilcote. All voted “aye” (5-0).**

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Chris Taggart, Administrative Assistant