

**Island County Board of Health**  
**Monday, October 21, 2002**

**Members Present:** Commissioners Mac McDowell, William F. Thorn, Mike Shelton; Barbara Saugen, WGH Commissioner; Mayor Patty Cohen, Oak Harbor; Captain Donald Jensen, MC, USN (Ex-Officio Member); Roger S. Case, MD, Executive Secretary to the Board

**Absent:** None

Commissioner Mike Shelton called this regularly scheduled meeting of the Island County Board of Health to order at 1:15 p.m.

**Agenda:** There were no additions or changes to the agenda.

**Minutes:** Commissioner Bill Thorn moved that the minutes from the September 16, 2002 meeting be approved as written. Mayor Patty Cohen seconded. The minutes were approved for the Chair to sign on behalf of the Board.

There was no input from the public.

**Issues:**

**Enebrad-Request for reduction of sanitary well radius:** Keith Higman, Environmental Health Director, detailed the Enebrad waiver request. On March 18, 2002, Patrick Hanis on behalf of Timothy and Sumi Enebrad submitted a well site inspection application for Assessor's Parcel Number R33130-145-1130. On April 5, 2002 a request for a waiver from the siting requirements of ICC 8.09.070 was submitted, since a restrictive covenant could not be obtained from Larry Ordonia, one of the owners of the parcel to the north that is encumbered by 55' of the required pollution control radius. Tim Enebrad is requesting that the property to the north be encumbered with 55' of the required one hundred foot (100') pollution control radius of the existing individual well.

Health Department Conclusions: (1) The proposed well site would encumber the property to the north. The area in question is the potential well site for this property. This would not impact the development potential of the area in question. (2) The well was drilled with the assumption that a restrictive covenant was already obtained.

The Health Department recommends that the waiver be approved, if the signed and notarized restrictive covenant provided by Timothy & Sumi Enebrad is recorded with the Island County Auditor. Commissioner Bill Thorn moved for approval of the waiver, Mayor Cohen seconded. As there was no further discussion of the issue, the waiver was approved.

**Pacific Rim Materials-Request for reduction of sanitary well radius:** Keith Higman, Environmental Health Director, detailed the Pacific Rim waiver request. On November 9, 2001, Robert Lint on behalf of Pacific Rim Materials, Ltd. Submitted a well site inspection application with a request for a waiver from the siting requirements of ICC 8.09.070 for Assessor's Parcel Number R33004-308-1070. On January 8, 2002 the well site was inspected by the Environmental Health Department.

Mr. Robert Lint, President, Pacific Rim Materials Ltd., P.O. Box 1799, Stanwood, WA 98292 was present to answer questions of the Board.

Health Department Conclusion: (1) The applicant's waiver varies substantially from the requirements of ICC 8.09.070. (2) The stratigraphy of the area indicates that the 100' pollution control radius should be maintained. (3) The proposed well site would encumber the property to the east. This land is currently used for grazing livestock, and voluntary compliance with the provision of the restrictive covenant is considered low. This landowner was not willing to sign the restrictive covenant as noted above.

The Health Department recommends that the waiver be denied based on the Island County Hydrogeologist's findings and the refusal of adjacent property owner, John Gould, to grant a restrictive covenant. Mr. Robert Lint, appellant, provided a written review of the proposed well placement by James B. Scott, P.E., Geotechnical Consultant with J.B. Soctt & Associates, copy attached, and availed himself for questions from the Board. Commissioner McDowell moved to reduce the required 100' pollution control radius by 35 feet in order to place the issue on the table for discussion. Commissioner Thorn seconded the motion. A discussion followed exploring potential solutions, concluding that the waiver be approved with the following requirements:

1. The well site will be moved 10 feet (10') to the west so that the sanitary radius will impact 10' of the adjacent property to the west and 25' of the adjacent property to the east.
2. Increase the sanitary seal from 18 feet to 30 feet to provide additional protection from contaminants.
3. Relocate the planned septic system on this lot so that it will not prevent the adjacent lot owner's (to the west) ability to obtain an acceptable well radius. This waiver would therefore entail encumbering the property with a 35 foot restrictive covenant to accommodate, at some future date, granting to the property owner to the west the 35 feet necessary to obtain the required 100 foot pollution control radius for an individual well on that property.

As the Board has a motion and a 2<sup>nd</sup>, the waiver was approved with the stated requirements.

**Resolution No. HD-16-02 – Board of Health Regular Meeting Time Change** – To change the regular meeting time to 1:15 p.m. on the third Monday of each month. With a motion by Commissioner Thorn and a second by Mayor Cohen, the Resolution was adopted.

**Presentation:**

Mary Jane Lungren, DDS and Janet Andrews, Public Health Nurse presented an overview of the ABCD Program which provides access to baby and child dentistry for eligible children from birth to 6 years old and updated the Board on the current status of the program.

**Contracts:**

1. Mayor Cohen moved that Nursing/Oral Health-Mary Jane Lungren, DDS, Contract No. HD-06-01 Amendment 3, contract amount \$24,956 (amendment amount \$2,956) be approved. Commissioner Saugen seconded. The motion passed for the commissioners to sign on behalf of the Board.
2. Commissioner Thorn moved that Nursing/Oral Health-Mary Jan Lungren, DDS, Contract No. HD-11-02, contract amount \$16,637 be approved. Commissioner Saugen seconded. The motion passed for the commissioners to sign on behalf of the Board.
3. Commissioner Saugen moved that Child Profile-DOH, Contract No. HD-12-02, contract amount \$ -0- be approved. Commissioner McDowell seconded. The motion passed for the commissioners to sign on behalf of the Board.
4. Commissioner Thorn moved that Consolidated Contract-DOH, Contract No. C08645, Amendment 8, contract amount \$886,642 (amendment amount \$4,733) be approved. Commissioner Saugen seconded. The motion passed for the commissioners to sign on behalf of the Board.
5. Mayor Cohen moved that Medical Service Consultant/TB Consultation-Christopher Spitters, MD, Contract No. HD-13-02, contract amount \$1,500 be approved. Commissioner McDowell seconded. The motion passed for the commissioners to sign on behalf of the Board.
6. Commissioner Thorn moved that Building Environmental Health Services-CDC, Contract No. HD-13-01, Amendment 2, contract amount \$356,339 (amendment amount \$181,339) be approved. Commissioner Saugen seconded. The motion passed for the commissioners to sign on behalf of the Board.
7. Mayor Cohen moved that Alternative Response-DSHS, Contract No. 23952, Amendment 4, contract amount \$35,082 (amendment amount \$3,458) be approved. Commissioner Saugen seconded. The motion passed for the commissioners to sign on behalf of the Board.
8. Commissioner Thorn moved that MSS/MCM Psychosocial Agreement-Community Mental Health, Contract No. HD-14-02, contract amount \$12,000 be approved. Commissioner Saugen seconded. The motion passed for the commissioners to sign on behalf of the Board.
9. Commissioner Thorn moved that Childcare Consultation-Opportunity Council, Contract No. HD-15-02, contract amount \$8,000 be approved. Commissioner Saugen seconded. The motion passed for the commissioners to sign on behalf of the Board.

**Report from the Health Department:** Tim McDonald, Health Services Director, noted that included in the Board packets is a copy of the proposed 2003 Environmental Health fees for member's further review prior to the formal presentation at the November 18, 2002 Board of Health meeting. He advised that the Health Department will mail the proposed fee schedule to groups that will be affected where we have the database ability to generate mailing information. Additionally, the Health Department will publish a legal notice advising that copies of the proposed fee schedule will be available at the Environmental Health office in Coupeville, the Health Department Camano annex, the South Whidbey Community Health Services Building and the North Whidbey Resource Center. Commissioner McDowell asked that an attempt be made to reach the regular temporary event holders.

Director McDonald also advised that he will be giving a presentation to CHAB (Community Health Advisory Board) at their November meeting to review what the Island County Health Department does. This will be followed-up with a presentation at the December CHAB meeting on the elements of the proposed Health Department budget for 2003, and a discussion of the Board of County Commissioner's request that CHAB report

back with recommendations for budget prioritizations. Director McDonald anticipates that CHAB will elect to appoint a task force to facilitate this process.

There being no further business, Commissioner Mike Shelton adjourned the meeting at 3:15 p.m. The next regularly scheduled Board of Health will reconvene Monday, November 18 at 1:15 p.m.

Submitted: \_\_\_\_\_  
Roger S. Case, MD, Executive Secretary to the Board

Minutes approved this 18<sup>th</sup> day of November 2002

**ISLAND COUNTY BOARD OF HEALTH**

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Mike Shelton, Chairman