

Geauga County General Health District  
Board of Health Meeting Minutes  
November 17, 2014, 7:00 p.m.  
Geauga County Health District Office  
470 Center Street, Bldg. 8, Chardon, OH 44024

I. Call to Order

Mr. Goergen, President, called the monthly meeting of the Geauga County Board of Health to order at 7:03 p.m.

Board members present: Mr. Timothy Goergen, President, Mrs. Christina Livers, Pro-Tempore, and Mr. David Gragg were present. Mr. J. David Benenati and Dr. Janet O'Hara were not present.

Staff members present: Robert Weisdack, Health Commissioner; Dan Mix, Personal Health Services Director, and Michael Tusick, Registered Sanitarian.

Others present: Robert Kramer.

II. Pledge of Allegiance

Mr. Goergen asked everyone to stand and recite the Pledge of Allegiance.

III. Approval of Minutes

**Mrs. Livers moved to approve the minutes for the October 20, 2014 Board of Health meeting. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

IV. Current Expenses/Financial Report

**Mr. Gragg moved to approve the Current Expenses and Financial Reports, October 16, 2014 to November 14, 2014. Dr. O'Hara seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

V. Administrative Hearings

a. Nick & Diane Stazzone

Nick & Diane Stazzone were not present. Mr. Tusick was sworn in again and stated his experience. This case was tabled from the October 2014 meeting.

Mr. Tusick stated this was an alleged violation to the property owned by Nick & Diane Stazzone located at 10925 Fairmount Rd., Newbury Twp. This case is based on following sections of the Geauga County Household Sewage Disposal System Regulations:

3701-29-02 (D) states: "No household sewage disposal system or part thereof shall create a nuisance."

3701-29-17 (A) states: "The Health Commissioner may at any reasonable time during the course of construction or any time thereafter inspect any household sewage disposal system or part thereof, sample the effluent, or take any other steps which he deems necessary to insure proper compliance with regulations 3701-29-01 through 3701-29-23 of the Household Sewage Disposal System Regulations of the Geauga County Health District. The Health Commissioner may utilize inspection reports or other data submitted or obtained from reliable sources to determine compliance."

3701-29-02(F) states: "No person shall discharge or permit to cause to be discharged, treated or untreated sewage, the drainage or contents of a sewage tank, or other putrescible or offensive wastes onto the surface of the ground, into any street, road, alley, open excavation, or underground drain."

This case also pertains to Section 3718.011 of the Ohio Revised Code-Conditions under which a sewage treatment system causes a public health nuisance:

- 3718.011 (A) For purposes of this chapter, a sewage treatment system is causing a public health nuisance if any of the following situations occurs and, after notice by a board of health to the applicable property owner, timely repairs are not made to that system to eliminate the situation:
- (A) (3) An inspection conducted by, or under the supervision of the environmental protection agency or a sanitarian registered under Chapter 4736 of the Revised Code documents that there is ponding of liquid or bleeding of liquid onto the surface of the ground or into surface water and the liquid has a distinct sewage odor, a black or gray coloration, or the presence of organic matter and any of the following:
    - (A) (3)(b) The presence of fecal coliform at a level that is equal to or greater than five thousand colonies per one hundred milliliters of liquid as determined in two or more samples of the liquid when five or fewer samples are collected or in more than twenty percent of the samples when more than five samples of the liquid were collected. Discussion followed.

This case was based on a nuisance complaint. The system was sampled and found to be failing. No action has been taken by the owner to repair or replace the system. Discussion followed.

**Mr. Gragg moved that a code violation exists on the property owned by Nick & Diane Stazzone, located at 10925 Fairmount Rd., Newbury Twp. Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

**Mrs. Livers moved that Nick & Diane Stazzone be required to obtain the necessary permits and install a new sewage disposal system within 30 days of receipt of Board order. Failure to follow this order will result in referral to the Prosecutor's Office for legal action. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

b. Robert Kramer

Robert Kramer was present and sworn in by Mr. Goergen. Mr. Tusick was also sworn in again by Mr. Goergen and stated his experience. This case was tabled from the October 2014 meeting.

Mr. Tusick stated that this is an alleged code violation to the property owned by Robert Kramer located at 7456 Jackson Rd., Bainbridge Twp. This case is based on following sections of the Geauga County Household Sewage Disposal System Regulations:

3701-29-02 (D) states: "No household sewage disposal system or part thereof shall create a nuisance."

3701-29-02(F) states: "No person shall discharge or permit to cause to be discharged, treated or untreated sewage, the drainage or contents of a sewage tank, or other putrescible or offensive wastes onto the surface of the ground, into any street, road, alley, open excavation, or underground drain."

3701-29-17 (A) states: "The Health Commissioner may at any reasonable time during the course of construction or any time thereafter inspect any household sewage disposal system or part thereof, sample the effluent, or take any other steps which he deems necessary to insure proper compliance with regulations 3701-29-01 through 3701-29-23 of the Household Sewage Disposal System Regulations of the Geauga County Health District. The Health Commissioner may utilize inspection reports or other data submitted or obtained from reliable sources to determine compliance." Discussion followed.

This case was based on a nuisance complaint. The sanitarian observed black effluent discharging from a pipe in the road ditch from this property. The owner had previously agreed to install a new system by May 2014 and had not followed through on the agreement.

Mr. Kramer stated that he has cleared trees from the property to install the system. He has been unable to get financing to install the system. Mr. Kramer indicated he is willing to put in the system, but cannot get the money to do it.

Mr. Weisdack suggested that as a temporary measure, he recommended installing a surface sand filter.

**Mrs. Livers moved that Robert Kramer, 7456 Jackson Rd., Bainbridge Twp. be ordered to install a temporary 35 square foot sand filter with discharge to an acceptable discharge point within 30 days. The permanent system must be installed by May 15, 2015. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

c. Middlefield Farm/Pierre Hodgins, Apartment 4 Units/Thompson Auto, Chadwick Farm/John Redmond, Grace Evangelical Lutheran Church, Paul Robison, Michael Farinacci, Chester Place, Gino Notarian, Patricia Garbo, Kinetico, Lighthouse United Methodist Church, 9755 Plank Rd. LLC, 9755 Plank Rd. LLC, MMC Company, Midwest Land Partners, and IMS Company

None of the above mentioned were present. Mr. Weisdack was sworn in again by Mr. Goergen and stated his experience.

This is an alleged code violation to the properties owned by Middlefield Farm/Pierre Hodgins, 15980 Georgia Rd., Middlefield Twp., Apartment 4 Units/Thompson Auto, 6709 Madison Rd., Thompson Twp., Chadwick Farm/John Redmond, 18860 Jug St., Troy Twp., Grace Evangelical Lutheran Church, 8091 Plank Rd., Thompson Twp., Paul Robison, 6767 Madison Rd., Thompson Twp., Michael Farinacci, 13144 GAR Hwy., Hambden Twp., Chester Place, 11630 Chillicothe Rd., Chester Twp., Gino Notarian, 12841 Mayfield Rd., Claridon Twp., Patricia Garbo, 8123 Dines Rd., Russell Twp., Kinetico, 10755 Kinsman Rd., Newbury Twp., Lighthouse United Methodist Church, 14780 Mayfield Rd., Claridon Twp., 9755 Plank Rd. LLC, 16399 GAR Hwy., Montville Twp., 9755 Plank Rd. LLC, 9755 Plank Rd., Montville Twp., MMC Company, 10385 Kinsman Rd., Newbury Twp., Midwest Land Partners, 10986 Washington St., Auburn Twp., and IMS Company 10373 Stafford Rd., Auburn Twp.

These cases are in regards to the following sections of Article V, of the Geauga County Health District Semi-Public Sewage Disposal System Regulations, which states:

Section 52.05.02: "APPLICATION – Any person, firm, association, or corporation who, subsequent to the first day of September of that year, has intent of operating a semi-public sewage disposal system must obtain an inspection certificate from the Geauga County Health Department."

Section 52.05.04: "CERTIFICATE ISSUANCE – Certificate renewal forms will be mailed the last week of July. Owners of the property are responsible for returning the completed form and proper payment to the Geauga County Health Department by the filing deadline of September 1 of that year. All applications post marked later than the September 1 date shall be regarded as late and be subject to a 25% late fee. The fee schedule shall be adopted by the Geauga County Board of Health."

**Mr. Gragg moved that a code violation exists on the properties owned by Middlefield Farm/Pierre Hodgins, 15980 Georgia Rd., Middlefield Twp., Apartment 4 Units/Thompson Auto, 6709 Madison Rd., Thompson Twp., Chadwick Farm/John Redmond, 18860 Jug St., Troy Twp., Grace Evangelical Lutheran Church, 8091 Plank Rd., Thompson Twp., Paul Robison, 6767 Madison Rd., Thompson Twp., Michael Farinacci, 13144 GAR Hwy., Hambden Twp., Chester Place, 11630 Chillicothe Rd., Chester Twp., Gino Notarian, 12841 Mayfield Rd., Claridon Twp., Patricia Garbo, 8123 Dines Rd., Russell Twp., Kinetico, 10755 Kinsman Rd., Newbury Twp., Lighthouse United Methodist Church, 14780 Mayfield Rd., Claridon Twp., 9755 Plank Rd. LLC, 16399 GAR Hwy., Montville Twp., 9755 Plank Rd. LLC, 9755 Plank Rd., Montville Twp., MMC Company, 10385 Kinsman Rd., Newbury Twp., Midwest Land Partners, 10986 Washington St., Auburn Twp., and IMS Company 10373 Stafford Rd., Auburn Twp. Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

**Mrs. Livers moved that Middlefield Farm/Pierre Hodgins, 15980 Georgia Rd., Middlefield Twp., Apartment 4 Units/Thompson Auto, 6709 Madison Rd., Thompson Twp., Chadwick Farm/John Redmond, 18860 Jug St., Troy Twp., Grace Evangelical Lutheran Church, 8091 Plank Rd., Thompson Twp., Paul Robison, 6767 Madison Rd., Thompson Twp., Michael Farinacci, 13144 GAR Hwy., Hambden Twp., Chester Place, 11630 Chillicothe Rd., Chester Twp., Gino Notarian, 12841 Mayfield Rd., Claridon Twp., Patricia Garbo, 8123 Dines Rd., Russell Twp., Kinetico, 10755 Kinsman Rd., Newbury Twp., Lighthouse United Methodist Church, 14780 Mayfield Rd., Claridon Twp., 9755 Plank Rd. LLC, 16399 GAR Hwy., Montville Twp., 9755 Plank Rd. LLC, 9755 Plank Rd., Montville Twp., MMC Company, 10385 Kinsman Rd.,**

**Newbury Twp., Midwest Land Partners, 10986 Washington St., Auburn Twp., and IMS Company 10373 Stafford Rd., Auburn Twp. be required to make application, pay for the yearly certificate along with any associated late fees 30 days of receipt of Board order. Failure to follow this order will result in referral to the Prosecutor's office for legal action. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

VI. Environmental Health Program Update

a. Sewage Rules Update

Mr. Weisdack received an email from Representative Matt Lynch's office regarding HB 525. This bill would allow the county commissioners to reject the new sewage rules. There will be a hearing this week to see if there is enough support to push this bill through. Mr. Weisdack and another health commissioner provided information to Rep. Lynch to provide at the hearing.

We have been asked to allow two interns from Kent State to shadow our staff. Mr. Weisdack has made arrangements with the staff for these interns.

Mr. Weisdack stated that Dr. Janet O'Hara has resigned from the Board of Health. He has been in contact with the secretary of the HDAC to find a replacement to finish out Dr. O'Hara's term.

Mr. Weisdack reviewed the number and type of sewage installation permits that have been issued to date. It appears that there is an increase in the number of permits issued. This could be in reaction to the new rules going into effect.

It appears that we may have to publish the sewage rules in their entirety in the newspaper. We have forwarded the code section and other information to the assistant prosecutor for an opinion of what needs to be done. If publication is required, it will be quite costly.

VII. Personal Health Services Update

a. Public Health Emergency Preparedness

Mr. Mix stated that the monitoring of 3 travelers for Ebola is completed. There are still more people being monitored across the state.

We have received a new shipment of KI tablets. We are hoping to distribute the packets by January 1, 2015.

b. Disease Surveillance

Mr. Mix stated there were 24 communicable disease cases in October. There have been a few cases of people hospitalized with influenza.

c. Nursing Services

During the month of September, the nursing staff provided two Amish Well Child Clinics, 6 children and adolescent immunization clinics, four Friday Morning Adult clinics, 3 Senior Center clinics, 18 flu clinics at nursing homes and private companies, and 2 TB clinics at private companies. Included were physician visits for 34 seniors at the Department on Aging, 37 children at the well child clinics, 529 vaccinations given to 211 children, 70 adult immunizations, 629 flu shots, 29 TB tests and 34 blood pressure screenings. The nurses also provided 28 vision screenings that resulted in providing glasses for 22 children. There were 4 newborn and 4 BCMH home visits. Twenty-three communicable disease investigations were conducted in September.

The Board was asked to appoint Mr. Mix to represent the Geauga County Health District on the Geauga Family First Council.

d. WIC

The WIC caseload for October was 826. This is a 14% increase since September.

The Farmers Market program has concluded for the 2014 season. Geauga WIC distributed \$8,640.00 in coupons, which were used by families to purchase local fruits and vegetables at Geauga County farmers markets.

e. Administration

Mr. Mix shared an article that was published by the Ohio Township Association regarding inside assessments. The Geauga County Health District does not currently charge inside assessments to the townships. We have been fortunate with the passing of our levy. The Board discussed the history behind inside assessments.

Mr. Mix provided information to the Board regarding issues for employers to consider in confronting Ebola.

Four candidates were interviewed for the nursing director position. Mr. Weisdack and Mr. Mix will be making a final recommendation sometime this week.

f. Accreditation

Mr. Mix stated that the Partnership for a Healthy GEAUGA has met two times since October to prepare the Community Health Improvement Plan. There has been an average of 30 to 36 people attending the meetings. Three priority areas have been identified and will be the focus of the improvement plan. They include Increase access and awareness of mental health issues; increase access to healthcare; and increase awareness and treatment options for substance abuse. It is expected that the Community Health Improvement Plan will be published late December or early next year.

VIII. Executive Session

**Mrs. Livers moved at 8:13 p.m. to go into Executive Session to discuss matters of personnel relating to the Board of Health. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.** The meeting reconvened at 8:27 pm. Mr. Goergen stated no action would be taken as a result of Executive Session.

IX. Old Business

a. Building

Mr. Weisdack stated that meetings were held with different architects to discuss space needs. At the last meeting, it was determined that a study was needed before discussion could continue. No further action will be taken regarding a new building.

b. Adoption of the State Sewage Rules- 2<sup>nd</sup> reading

**Mrs. Livers moved 11.14-a to approve the second reading of the State Sewage Rules as presented. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

c. Adoption of the Geauga County Health District Land Application Rules- 2<sup>nd</sup> reading

**Mrs. Livers moved 11.14-b to approve the second reading of the Geauga County Health District Land Application Rules as presented. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

d. Proposed Sewage Fees- 2<sup>nd</sup> Reading

Mr. Weisdack reviewed the fees that were tabulated as part of the cost analysis. He indicated he is working on a calculation, which will determine at what point we need to hire additional staff. He updated the Board with the number of extra inspections that need to be done as part of the new sewage rules.

**Mrs. Livers moved 11.14-c to approve the second reading of the proposed sewage fees as presented. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

X. New Business

Mrs. Livers moved 11.14-d to approve the appointment of Dan Mix to the Family First Council on behalf of the Board of Health. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.

Mrs. Livers moved 11.14-e.1 to approve the hiring of a soil evaluator to perform soils analysis for the Gauga County Health District as per section 3701-29-07. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, no; Mrs. Livers, no; and Mr. Gragg, no.

Mrs. Livers moved 11.14-e.2 to require a review of all subdivisions at a Board of Health meeting per section 3701-29-08. Mr. Gragg seconded the motion. Motion failed with a roll call vote. Mr. Goergen, no; Mrs. Livers, no; and Mr. Gragg, no.

Mr. Gragg moved 11.14-e.3 to allow the extension of new, replacement or alteration permits for an additional six months as per section 3701-29-09 (B) (6). Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.

Mrs. Livers moved 11.14-e.4 to approve the hiring of a STS designer as per section 3701-29-10. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, no; Mrs. Livers, no; and Mr. Gragg, no.

Mrs. Livers moved to table 11.14-e.5 which would require electrical inspections be done per section 3701-29-12 (N). until the next meeting. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.

Mrs. Livers moved 11.14-e.6 to allow the Gauga County Health District Environmental Health staff to do standard calculations of system designs and sizing per section 3701-29-17 (J). Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.

Mr. Gragg moved 11.14-e.7 to require a permit for holding tanks based on section 3701-29-18 (C). Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.

Mrs. Livers moved 11.14-e.8 to take responsibility for Small Flows On-lot Sewage Treatment Systems (SFOSTS) per section 3701-29-18 (E). Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, no; Mrs. Livers, no; and Mr. Gragg, no.

Mr. Gragg moved 11.14-e.9 to allow service providers to collection effluent samples per section 3701-29-19 (E) (1). Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, no; Mrs. Livers, no; and Mr. Gragg, no.

Mr. Gragg moved 11.14-e.10 to establish a Household Sewage Treatment District per section 3701-29-19 (F). Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, no; Mrs. Livers, no; and Mr. Gragg, no.

Mr. Gragg moved 11.14-e.11 to provide homeowners with information about financial assistance per section 3701-29-19 (H). Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.

Mr. Gragg moved 11.14-e.12 to adopt Land Application rules limiting or prohibiting land application per section 3701-29-20. Mrs. Livers seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.

Mr. Gragg moved 11.14-e.13 to require a permit to abandon a septic tank per section 3701-29-21. Mrs. Livers seconded the motion. Motion failed with a roll call vote. Mr. Goergen, no; Mrs. Livers, no; and Mr. Gragg, no.

Mr. Weisdack stated that discussion will be needed at the next meeting regarding vertical separation distances.

**Mrs. Livers moved 11.14-f to close the Geauga County Health District offices on December 26, 2014. Mr. Gragg seconded the motion. Motion carried with a roll call vote. Mr. Goergen, yes; Mrs. Livers, yes; and Mr. Gragg, yes.**

XI. Other Business

There was no other business.

XII. Meetings

**Regular Board of Health Meeting**, December 15, 2014, 2014 at 7:00 pm in the meeting room at 470 Center St., Bldg. 8, Chardon, Ohio.

XIII. Adjournment

As there was no further business to come before the Board, the meeting was adjourned at 9:23 p.m.

Respectfully submitted,

Robert K. Weisdack, R.S., M.A., M.P.H.  
Secretary of the Board

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