

Forsyth County Board of Health



- Dr. Linda L. Petrou, PhD, Chair
- Dr. James K. Doub, OD, Vice Chair
- Mr. John Davenport, Jr., PE
- Dr. Allen S. Hudspeth, MD
- Dr. Calvert B. Jeffers, Jr., DVM
- Dr. Charles F. Massler, DDS, M.Ed.
- Dr. Willard L. McCloud, Jr., MD
- Ms. Jane Bradner Mosko, RN, CRNA
- Mr. J. Phil Seats, R.PH.
- Dr. Ricky Sides, DC
- Ms. Gloria D. Whisenhunt, County Commissioner

BOARD OF HEALTH MINUTES February 15, 2012

MEMBERS PRESENT

Dr. Linda Petrou, Chair
Dr. James K. Doub, Vice Chair
Mr. John Davenport, Jr.
Dr. Calvert B. Jeffers, Jr.
Dr. Charles F. Massler
Dr. Willard L. McCloud, Jr.
Mr. J. Phil Seats
Ms. Gloria Whisenhunt

MEMBERS ABSENT

Dr. Allen S. Hudspeth
Ms. Jane Bradner Mosko
Dr. Ricky Sides

OTHERS PRESENT

Ms. Delores Vogt
Mr. Gordon Watkins, Assistant County Attorney

Call to Order:

On Wednesday, February 15, 2012, the Forsyth County Board of Health held a called meeting in the Board Room at the Forsyth County Department of Public Health (FCDPH). Dr. Linda Petrou, called the meeting to order at 5:35 p.m. and welcomed the 7 Board members present, staff and guests.

New members Dr. Charles F. Massler and Mr. J. Phil Seats were sworn in as Board Members.

Public Comment Section:

The Board Members, staff and guest introduced themselves.

Ms. Delores Vogt Appeal of the Denial of a Health Department Release for the Construction of a Garage at 4839 High Point Road, Kernersville, NC

Dr. Linda Petrou started the meeting by saying this public hearing is an appeal by Delores Vogt of the determination by Forsyth County Health Department in the denial of its release for the

construction of an attached garage relating to the property located at 4839 High Point Road, Kernersville, NC.

The purpose of this hearing will be to determine if the action by the department should be affirmed, modified or reversed. She concluded by saying the meeting will be a rather informal hearing.

The floor was then turned over to Mr. Bob Whitwam, at which time he said the first order of business would be to swear in the witnesses either one at a time or all of them together. Dr. Petrou made the decision to swear in all the witnesses all together.

Mr. Vogt started out by stating the specifics of her case and why she was there seeking a decision from the Board regarding issues with her well and the construction of an attached garage to her home. She spoke about the well in question, being on her property for 54 years. Health Department staff had spoken to Ms. Vogt on several occasions outlining the details of what needed to take place and giving her options for a solution. Ms. Vogt also presented pictures to help explain her situation to the Board and Dr. Petrou asked if they could keep the pictures for their files, in which Ms. Vogt responded yes they could keep them.

Once Ms. Vogt was done giving her presentation, Mr. Whitwam was then allowed to cross-examine and asked Ms. Vogt some questions and afterwards the Board would be allowed to ask questions. Mr. Whitwam summarized the sequence of events leading to the appeal. He stated that Ms. Vogt had submitted her application and site plan to the Division regarding your garage attachment in December 2011 and asked her if that was an accurate depiction of the site plan as you submitted in your application. Ms. Vogt commented that she was not sure if the driveway is as big as the depiction. Mr. Whitwam then asked Ms. Vogt to verify documents in the packages given at the meeting and Ms. Vogt did.

Mr. Whitwam asked Ms. Vogt if Environmental Health staff had informed her of issues regarding the construction of a garage at the site and that the well would have to be abandoned in order to construct the garage in the location she preferred. He asked if she was given options about the well and the construction of the attached garage. Ms. Vogt replied that she had.

The meeting continued on with other witnesses giving their statements.

A motion was made and seconded to affirm the action of the Department. The motion passed unanimously.

Adjourn:

Upon the conclusion of the appeal hearing, the motion to adjourn was made, seconded and passed.

Marlon B. Hunter
Secretary to the Board
MBH/lgc