



The Commonwealth of Massachusetts  
 Executive Office of Health and Human Services  
 Department of Public Health  
 Bureau of Environmental Health  
 Community Sanitation Program

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December 8, 2014

James M. Cummings, Sheriff  
 Barnstable County Correctional Facility  
 6000 Sheriff's Place  
 Bourne, MA 02532

Re: Facility Inspection - Barnstable County Correctional Facility, Bourne

Dear Sheriff Cummings:

In accordance with M.G.L. c. 111, §§ 5, 20, and 21, as well as Massachusetts Department of Public Health (Department) Regulations 105 CMR 451.000: Minimum Health and Sanitation Standards and Inspection Procedures for Correctional Facilities; 105 CMR 480.000: Storage and Disposal of Infectious or Physically Dangerous Medical or Biological Waste (State Sanitary Code, Chapter VIII); 105 CMR 590.000: Minimum Sanitation Standards for Food Establishments (State Sanitary Code Chapter X); the 1999 Food Code; and 105 CMR 205.000 Minimum Standards Governing Medical Records and the Conduct of Physical Examinations in Correctional Facilities; I conducted an inspection of the Barnstable County Correctional Facility on November 19, 2014 accompanied by Paul O'Donnell, Maintenance. Violations noted during the inspection are listed below including 78 repeat violations:

**HEALTH AND SAFETY VIOLATIONS**

(\* indicates conditions documented on previous inspection reports)

**Entrance**

*Male Bathroom*

No Violations Noted

*Female Bathroom*

No Violations Noted

**House 1**

**Pod A**

*Main Area*

No Violations Noted

*Showers – 1<sup>st</sup> Floor*

Unable to Inspect - Renovation

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Showers – 2<sup>nd</sup> Floor*

Unable to Inspect - Renovation

*Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in cell # A1-A36

*Recreation Area*

No Violations Noted

**Pod B**

*Main Area*

No Violations Noted

*Showers*

105 CMR 451.123

Maintenance: Ceiling tiles rusted outside showers

*Janitor's Closet*

105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

105 CMR 451.353

Interior Maintenance: Vent dusty

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in cell # B1-B16

*Storage Room*

105 CMR 451.350\*

Structural Maintenance: Wall cracked

*Officer's Bathroom*

No Violations Noted

*Recreation Area*

No Violations Noted

**Pod C**

*Main Area*

105 CMR 451.110(A)\*

Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

105 CMR 451.126\*

Hot Water: Hot water temperature recorded at 86<sup>0</sup>F at handwash sink

*Officer's Bathroom*

No Violations Noted

*Showers – 1<sup>st</sup> Floor*

105 CMR 451.123\*

Maintenance: Soap scum on walls in shower # 1-3

105 CMR 451.123\*

Maintenance: Floor damaged, cement floor dividers not easily cleanable in shower # 2 and 3

105 CMR 451.123

Maintenance: Mold on ceiling in shower # 1-3

105 CMR 451.123

Maintenance: Floor tiles missing in shower # 1 and 2

*Janitor's Closet – 1<sup>st</sup> Floor*

105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

*Showers – 2<sup>nd</sup> Floor*

105 CMR 451.123\*

105 CMR 451.123\*

105 CMR 451.123\*

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 3

Maintenance: Floor damaged, cement floor dividers not easily cleanable in shower # 1-3

Maintenance: Floor damaged, cement floor not easily cleanable in shower # 1-3

Maintenance: Standing water under floor mat outside showers

*Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321

Cell Size: Inadequate floor space in cell # C1-C32

*Recreation Area*

No Violations Noted

**House 2**

**Pod D**

*Main Area*

FC 4-601.11(A)\*

Cleaning of Equipment and Utensils, Objective: Food contact surface dirty, interior of coffee-maker dirty

*Shower – 1<sup>st</sup> Floor*

No Violations Noted

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Shower – 2<sup>nd</sup> Floor*

No Violations Noted

*Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in cell # D1-D12

*Storage Room*

105 CMR 451.353

Interior Maintenance: Water damage on ceiling

*Recreation Area*

No Violations Noted

**Pod E**

*Main Area*

105 CMR 451.110(A)

Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

*Showers – 1<sup>st</sup> Floor*

No Violations Noted

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Showers – 2<sup>nd</sup> Floor*

No Violations Noted

*Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in cell # E1-E24

*Storage Room*

No Violations Noted

*Recreation Area*

No Violations Noted

**Pod F**

*Main Area*

No Violations Noted

*Showers*

No Violations Noted

*Janitor's Closet*

105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

*Cells*

No Violations Noted

*Recreation Area*

No Violations Noted

**Pod G**

*Main Area*

No Violations Noted

*Shower – 1<sup>st</sup> Floor*

105 CMR 451.123\*

105 CMR 451.123

Maintenance: Ceiling dirty

Maintenance: Soap scum on walls in shower

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Shower – 2<sup>nd</sup> Floor*

No Violations Noted

*Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in cell # G1-G12

*Storage Closet*

No Violations Noted

*Recreation Area*

No Violations Noted

**Pod H**

*Main Area*

No Violations Noted

*Shower – 1<sup>st</sup> Floor*

No Violations Noted

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Shower – 2<sup>nd</sup> Floor*  
105 CMR 451.123\*

Maintenance: Soap scum on walls in shower

*Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*  
105 CMR 451.321\*

Cell Size: Inadequate floor space in cell # H1-H12

*Recreation Area*

No Violations Noted

**House 3**

**Main Hallway**

*Triage Room*

No Violations Noted

**Pod J**

*Main Area*  
FC 4-601.11(A)\*

Cleaning of Equipment and Utensils, Objective: Food contact surface dirty, interior of coffee-maker dirty

105 CMR 451.110(A)\*  
FC 4-204.112(A)

Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink  
Design and Construction, Functionality: No functioning thermometer in white refrigerator

*Showers – 1<sup>st</sup> Floor*  
105 CMR 451.123\*

Maintenance: Floor damaged, cement floor divider not easily cleanable in shower # 1-2

105 CMR 451.123\*

Maintenance: Ceiling damaged, pitted in shower # 1-3

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Showers – 2<sup>nd</sup> Floor*  
105 CMR 451.123\*

Maintenance: Floor damaged, cement floor divider not easily cleanable in shower # 1-3

105 CMR 451.123\*  
105 CMR 451.123\*

Maintenance: Floor damaged, tiles missing outside showers  
Maintenance: Ceiling dirty in shower # 1 and 2

105 CMR 451.123 Maintenance: Ceiling tiles rusted outside of shower # 2

*Janitor's Closet – 2<sup>nd</sup> Floor*

105 CMR 451.353\* Interior Maintenance: Wet mop stored in bucket  
105 CMR 451.353 Interior Maintenance: Floor damaged outside closet

*Cells*

105 CMR 451.321 Cell Size: Inadequate floor space in cell # J1-J36  
105 CMR 451.140 Adequate Ventilation: Inadequate ventilation, wall ventilation grille blocked in cell # J9

*Storage Closet*

No Violations Noted

*Recreation Area*

No Violations Noted

**Pod K**

*Main Area*

105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

*Showers – 1<sup>st</sup> Floor*

105 CMR 451.123\* Maintenance: Floor damaged, tiles missing outside showers  
105 CMR 451.123\* Maintenance: Floor damaged, cement floor divider not easily cleanable in shower # 2 and 3  
105 CMR 451.123\* Maintenance: Ceiling damaged, pitted in shower # 3

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Showers – 2<sup>nd</sup> Floor*

105 CMR 451.123\* Maintenance: Floor damaged, tiles missing outside showers  
105 CMR 451.123\* Maintenance: Floor damaged, cement floor divider not easily cleanable in shower # 1-3  
105 CMR 451.123\* Maintenance: Floor damaged, cement floor not easily cleanable in shower # 1-3

*Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321 Cell Size: Inadequate floor space in cell # K1-K36  
105 CMR 451.353\* Interior Maintenance: Wall paint peeling in cell # 12  
105 CMR 451.353 Interior Maintenance: Wall paint peeling in cell # 26

*Recreation Area*

No Violations Noted

**Pod L**

*Main Area*

105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

*Showers – 1<sup>st</sup> Floor*

105 CMR 451.123\* Maintenance: Floor damaged, tiles damaged outside showers

105 CMR 451.123\* Maintenance: Floor damaged, cement floor divider not easily cleanable in shower # 1 and 2

*Janitor's Closet – 1<sup>st</sup> Floor*  
105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

*Showers – 2<sup>nd</sup> Floor*

105 CMR 451.123\*

Maintenance: Floor damaged, cement floor not easily cleanable in shower # 1-3

105 CMR 451.123\*

Maintenance: Floor damaged, cement floor divider not easily cleanable in shower # 1-3

105 CMR 451.123

Maintenance: Floor tile missing outside showers

*Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in cell # L1-L36

*Recreation Area*

No Violations Noted

## **Pod M**

*Main Area*

105 CMR 451.110(A)\*

Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

FC 4-204.112(A)

Design and Construction, Functionality: No functioning thermometer in white refrigerator

*Showers – 1<sup>st</sup> Floor*

105 CMR 451.123\*

Maintenance: Soap scum on walls in shower # 1-3

105 CMR 451.123\*

Maintenance: Floor damaged, cement floor divider not easily cleanable in shower # 2 and 3

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Showers – 2<sup>nd</sup> Floor*

105 CMR 451.123\*

Maintenance: Soap scum on walls in showers # 1-3

105 CMR 451.123\*

Maintenance: Floor damaged, cement floor divider not easily cleanable in shower # 1-3

105 CMR 451.123\*

Maintenance: Floor damaged, cement floor not easily cleanable in shower # 1-3

*Janitor's Closet – 2<sup>nd</sup> Floor*

105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

*Cells*

105 CMR 451.321

Cell Size: Inadequate floor space in cell # M1-M36

*Officer's Bathroom*

No Violations Noted

*Storage Closet*

No Violations Noted

*Recreation Area*

No Violations Noted

**Food Service**

*Male Staff Bathroom*

No Violations Noted

*Female Staff Bathroom*

No Violations Noted

**Staff Dining**

FC 4-601.11(A)\*

Cleaning of Equipment and Utensils, Objective: Food contact surface dirty, juice machine nozzles dirty

FC 4-601.11(A)\*

Cleaning of Equipment and Utensils, Objective: Food contact surface dirty, interior of coffee-machine dirty

FC 6-501.114(A)

Maintenance and Operations; Maintaining Premises: Nonfunctional equipment not repaired or removed from premises, grey cooler out-of-order

FC 6-501.12(A)

Maintenance and Operation; Cleaning: Facility not cleaned properly, grill ventilation hood dirty

*Ice Machine*

FC 4-602.11(E)(4)(b)

Cleaning of Equipment and Utensils, Frequency: Interior surfaces of ice machine dirty

*Handwash Sink (near Ice Machine)*

No Violations Noted

*Chemical Closet – SV123*

No Violations Noted

*Tool Room – SV119*

No Violations Noted

*Walk-In Freezer*

No Violations Noted

*Cooler # 1*

FC 3-302.11(A)(4)

Preventing Food and Ingredient Contamination: Preventing cross contamination, food not appropriately covered

*Cooler # 2*

No Violations Noted

*2-Bay Sink Area*

No Violations Noted

*Prep Area*

No Violations Noted

*True Cooler*

No Violations Noted

*True Warming Units*

FC 4-501.11(B)\*

Maintenance and Operation, Equipment: Equipment components not maintained in a state of good repair, gaskets damaged in warming unit # 1

FC 4-501.11(B)

Maintenance and Operation, Equipment: Equipment components not maintained in a state of good repair, gaskets damaged in warming unit # 2

*Tool Closet # 2*

No Violations Noted

*Dishwashing Area*

FC 6-501.12(A)

Maintenance and Operation; Cleaning: Facility not cleaned properly, ceiling tiles dirty

FC 6-501.14

Maintenance and Operation; Cleaning: Ventilation Systems, ceiling vents dusty

*Staff Bathroom # 121*

105 CMR 451.123

Maintenance: Wall dirty

*Inmate Bathroom*

No Violations Noted

*Dry Storage # 1*

No Violations Noted

*Dry Storage # 2*

No Violations Noted

*Loading Dock*

No Violations Noted

**Warehouse**

*Bathroom*

No Violations Noted

*Walk-In Freezer*

No Violations Noted

**Laundry**

No Violations Noted

*Inmate Bathroom*

No Violations Noted

*Office*

No Violations Noted

*Storage*

No Violations Noted

**Visiting**

No Violations Noted

**H.S.U.**

*Male Staff Bathroom # 111*

No Violations Noted

<i>Female Staff Bathroom # 113</i>	No Violations Noted
<i>Janitor's Closet # 133</i>	No Violations Noted
<i>Biohazard Closet # 132</i>	No Violations Noted
<i>Room # 128</i>	No Violations Noted
<i>Cell # HL134</i>	No Violations Noted
<i>Dental Suite</i>	No Violations Noted
<i>Medical Cart Storage</i>	No Violations Noted
<i>Inmate Bathroom # 138</i>	No Violations Noted
<b><u>Booking/Intake</u></b>	
<i>Officer's Area</i>	No Violations Noted
<i>Holding Cells</i>	No Violations Noted
<i>Janitor's Closet # 132</i>	No Violations Noted
<i>Search Showers # 1 and 2</i>	No Violations Noted
<i>Male Release Dressout # 122</i>	Unable to Inspect – No Access
<i>Female Release Dressout # 121</i>	Unable to Inspect – No Access
<i>Male Staff Bathroom # 127</i>	No Violations Noted
<i>Female Staff Bathroom # 119</i>	No Violations Noted
<i>Male Inmate Bathroom</i>	No Violations Noted
<i>Female Inmate Bathroom # 151</i>	No Violations Noted

*Staff Bathroom # 145*

No Violations Noted

*Inmate Bathroom # 147*

No Violations Noted

**Education Area**

*Inmate Bathroom # 116*

No Violations Noted

*Inmate Bathroom # 117*

No Violations Noted

*Male Staff Bathroom*

No Violations Noted

*Female Staff Bathroom*

No Violations Noted

**Observations and Recommendations**

1. The inmate population was 418 at the time of inspection.
2. Pod A was empty at the time of inspection. The facility was renovating the showers and the rec deck.

This facility does not comply with the Department's Regulations cited above. In accordance with 105 CMR 451.404, please submit a plan of correction within 10 working days of receipt of this notice, indicating the specific corrective steps to be taken, a timetable for such steps, and the date by which correction will be achieved. The plan should be signed by the Superintendent or Administrator and submitted to my attention, at the address listed above.

To review the specific regulatory requirements please visit our website at [www.mass.gov/dph/dcs](http://www.mass.gov/dph/dcs) and click on "Correctional Facilities" (available in both PDF and RTF formats).

To review the Food Establishment regulations please visit the Food Protection website at [www.mass.gov/dph/fpp](http://www.mass.gov/dph/fpp) and click on "Food Protection Regulations". Then under "Retail" click "105 CMR 590.000 - State Sanitary Code Chapter X - Minimum Sanitation Standards for Food Establishments" and "[1999 Food Code](#)".

This inspection report is signed and certified under the pains and penalties of perjury.

Sincerely,



Nicholas Gale  
Environmental Health Inspector, CSP, BEH

cc: Suzanne K. Condon, Associate Commissioner, Director, BEH  
Steven Hughes, Director, CSP, BEH  
John W. Polanowicz, Secretary, Executive Office of Health and Human Services  
Carol Higgins O'Brien, Commissioner, DOC  
John Rogozenski, Superintendent  
Captain Peter Monterey, EHSO  
Cynthia A. Coffin, RS, CHO, Health Agent, Bourne Board of Health  
Clerk, Massachusetts House of Representatives  
Clerk, Massachusetts Senate  
Andrea Cabral, Secretary, EOPS