



The Commonwealth of Massachusetts  
 Executive Office of Health and Human Services  
 Department of Public Health  
 Bureau of Environmental Health  
 Community Sanitation Program  
 5 Randolph Street  
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February 7, 2023

Donna Buckley, Sheriff  
 Barnstable County Correctional Facility  
 6000 Sheriff's Place  
 Bourne, MA 02532 (electronic copy)

Re: Facility Inspection - Barnstable County Correctional Facility, Bourne

Dear Sheriff Buckley:

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: Minimum Requirements for the Management of 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 2013 Food Code; 105 CMR 500.000 Good Manufacturing Practices for Food; and 105 CMR 205.000 Minimum Standards Governing Medical Records and the Conduct of Physical Examinations in Correctional Facilities; the Department's Community Sanitation Program (CSP) conducted an inspection of the Barnstable County Correctional Facility on February 3, 2023 accompanied by Lieutenant Ken Shaffer. Violations noted during the inspection are listed below including 66 repeat violations:

Should you have any questions, please don't hesitate to contact me.

Sincerely,

Patrick Wallace  
 Environmental Health Inspector, CSP, BEH

- cc: Margret R. Cooke, Commissioner, DPH (electronic copy)  
 Nalina Narain, Director, BEH (electronic copy)  
 Steven Hughes, Director, CSP, BEH (electronic copy)  
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 Terrence Reidy, Secretary, EOPSS (electronic copy)  
 Timothy Gotovich, Director, Policy Development and Compliance Unit (electronic copy)  
 Robert Ahonen, Special Sheriff/Superintendent (electronic copy)  
 Lieutenant Kenneth R. Shaffer, Policies Procedures and Compliance, EHSO (electronic copy)  
 George Hairston, Facilities Director (electronic copy)  
 Terri Guarino, RS, Health Agent, Bourne Board of Health (electronic copy)  
 Clerk, Massachusetts House of Representatives (electronic copy)  
 Clerk, Massachusetts Senate (electronic copy)

## **HEALTH AND SAFETY VIOLATIONS**

(\* indicates conditions documented on previous inspection reports)

### **Entrance**

*Male Bathroom*

No Violations Noted

*Female Bathroom*

No Violations Noted

### **Administration Area**

*Staff Break Room*

No Violations Noted

*Fitness Room*

105 CMR 451.350\*

105 CMR 451.353\*

Structural Maintenance: Ceiling leaking

Interior Maintenance: Ceiling tiles water damaged

*Female Locker Room*

105 CMR 451.350\*

Structural Maintenance: Ceiling leaking

*Male Locker Room*

No Violations Noted

### **House 1**

#### **Triage**

105 CMR 451.126

Hot Water: Hot water temperature 70°F at handwash sink

#### **Pod A**

*Main Area*

No Violations Noted

*Storage Room*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Interview Room*

No Violations Noted

*Lower Showers*

105 CMR 451.123

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 2 and 3

Maintenance: Soap scum on floor in shower # 2 and 3

*Upper Showers*

105 CMR 451.123

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 1, 2, and 3

Maintenance: Soap scum on floor in shower # 1, 2, and 3

*Janitor's Closet*

105 CMR 451.353

Interior Maintenance: Wall paint damaged

<i>Cells</i> 105 CMR 451.321	Cell Size: Inadequate floor space in cells, cells double banded
<i>Recreation Area</i>	No Violations Noted
<b>Pod B</b>	
<i>Main Area</i>	No Violations Noted
<i>Storage Room</i>	No Violations Noted
<i>Staff Bathroom</i> 105 CMR 451.130*	Plumbing: Plumbing not maintained in good repair, faucet leaking at handwash sink
<i>Multi-Use Room</i>	No Violations Noted
<i>Interview Room</i>	No Violations Noted
<i>Showers</i> 105 CMR 451.123 105 CMR 451.123	Unable to Inspect Shower # 1 – In Use Maintenance: Walls dirty in shower # 2 Maintenance: Floor dirty in shower # 2
<i>Janitor's Closet</i> 105 CMR 451.353*	Interior Maintenance: Wet mop stored in slop sink
<i>Cells</i> 105 CMR 451.321*	Cell Size: Inadequate floor space in cells, cells double banded
<i>Recreation Area</i>	No Violations Noted
<b>Pod B/C Bubble</b>	
<i>Staff Bathroom</i>	No Violations Noted
<b>Pod C</b>	
<i>Main Area</i>	No Violations Noted
<i>Storage Room</i>	No Violations Noted
<i>Staff Bathroom</i> 105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet leaking
<i>Multi-Use Room</i>	No Violations Noted

*Interview Room*

No Violations Noted

*Lower Showers*

105 CMR 451.123\*

Maintenance: Floor dirty in shower # 1, 2, and 3

*Upper Showers*

105 CMR 451.123\*

105 CMR 451.123\*

Maintenance: Floor dirty in shower # 1, 2, and 3

Maintenance: Soap scum on walls in shower # 1, 2, and 3

*Janitor's Closet*

105 CMR 451.353

Interior Maintenance: Wall paint damaged

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in cells, cells double banded

*Recreation Area*

No Violations Noted

**House 2**

**Main Hallway**

*Triage Room*

No Violations Noted

**Pod D**

*Main Area*

No Violations Noted

*Storage Room*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Day Room Shower*

105 CMR 451.123

Maintenance: Floor dirty

*Shower – 2<sup>nd</sup> Floor*

105 CMR 451.123

Maintenance: Floor dirty

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

No Violations Noted

*Cells*

105 CMR 451.321

Cell Size: Inadequate floor space in cells, cells double banded

*Recreation Area*

No Violations Noted

**D/E Corridor**

*Staff Bubble*

No Violations Noted

<i>Staff Bathroom</i>	No Violations Noted
<i>Triage</i>	No Violations Noted
<i>Unit Manager's Office</i>	No Violations Noted
<i>Storage</i>	No Violations Noted
<b>Pod E</b>	
<i>Main Area</i>	No Violations Noted
<i>Storage Room</i>	No Violations Noted
<i>Shower – 1<sup>st</sup> Floor</i>	No Violations Noted
<i>Day Room Shower</i>	No Violations Noted
<i>Janitor's Closet – 1<sup>st</sup> Floor</i>	No Violations Noted
<i>Showers – 2<sup>nd</sup> Floor</i>	No Violations Noted
<i>Janitor's Closet – 2<sup>nd</sup> Floor</i>	No Violations Noted
<i>Cells</i> 105 CMR 451.321*	Cell Size: Inadequate floor space in cells, cells double bunked
<i>Recreation Area</i>	No Violations Noted
<b>Pod F</b>	
<i>Main Area</i>	No Violations Noted
<i>Storage</i>	No Violations Noted
<i>Shower</i>	No Violations Noted
<i>Janitor's Closet</i> 105 CMR 451.353	Interior Maintenance: Standing water in mop bucket

<i>Cells</i>	No Violations Noted
<i>Recreation Area</i>	No Violations Noted
<b>F/G Bubble</b>	No Violations Noted
<i>Staff Bathroom</i>	No Violations Noted
<b>Pod G</b>	
<i>Main Area</i>	No Violations Noted
<i>Storage Closet</i>	No Violations Noted
<i>Shower – 1<sup>st</sup> Floor</i> 105 CMR 451.123*	Maintenance: Floor dirty in shower # 1
<i>Janitor’s Closet – 1<sup>st</sup> Floor</i>	No Violations Noted
<i>Shower – 2<sup>nd</sup> Floor</i>	No Violations Noted
<i>Janitor’s Closet – 2<sup>nd</sup> Floor</i>	No Violations Noted
<i>Cells</i> 105 CMR 451.321*	Cell Size: Inadequate floor space in cells, cells double bunked
<i>Recreation Area</i>	No Violations Noted
<b>Pod H</b>	
<i>Main Area</i>	No Violations Noted
<i>Shower – 1<sup>st</sup> Floor</i> 105 CMR 451.123*	Maintenance: Floor dirty
<i>Janitor’s Closet – 1<sup>st</sup> Floor</i>	No Violations Noted
<i>Shower – 2<sup>nd</sup> Floor</i>	No Violations Noted
<i>Janitor’s Closet – 2<sup>nd</sup> Floor</i>	No Violations Noted

<i>Cells</i> 105 CMR 451.321*	Cell Size: Inadequate floor space in cells, cells double bunked
<i>Recreation Area</i>	No Violations Noted
<b><u>Chapel</u></b>	No Violations Noted
<b><u>House 3</u></b>	
<b>Main Hallway</b>	
<i>Triage Room</i>	No Violations Noted
<i>PRC Corridor</i>	No Violations Noted
<b>Pod J</b>	
<i>Main Area</i> 105 CMR 451.126*	Hot Water: Hot water temperature 90°F at handwash sink
<i>Staff Bathroom</i>	No Violations Noted
<i>Storage Closet</i>	No Violations Noted
<i>Showers – 1<sup>st</sup> Floor</i> 105 CMR 451.123* 105 CMR 451.123* 105 CMR 451.123*	Maintenance: Floor dirty in shower # 2 and 3 Maintenance: Walls dirty in shower # 2 and 3 Maintenance: Bench dirty in shower # 3, possible mold/mildew
<i>Janitor's Closet – 1<sup>st</sup> Floor</i> 105 CMR 451.353 105 CMR 451.353	Interior Maintenance: Wet mop in bucket Interior Maintenance: Standing water in mop bucket
<i>Showers – 2<sup>nd</sup> Floor</i> 105 CMR 451.123* 105 CMR 451.123* 105 CMR 451.123	Maintenance: Wall tile grout dirty in shower # 2 Maintenance: Floor dirty in shower # 2 Maintenance: Walls dirty in shower # 2
<i>Janitor's Closet – 2<sup>nd</sup> Floor</i> 105 CMR 451.353*	Interior Maintenance: Unlabeled chemical bottle
<i>Cells</i> 105 CMR 451.321* 105 CMR 451.353*	Cell Size: Inadequate floor space in cells, cells double bunked Interior Maintenance: Wall surface damaged near door in cell # 24
<i>Recreation Area</i>	No Violations Noted

## Pod K

### *Main Area*

105 CMR 451.126\* Hot Water: Hot water temperature 100°F at handwash sink

### *Staff Bathroom*

No Violations Noted

### *Storage Closet*

No Violations Noted

### *Showers – 1<sup>st</sup> Floor*

105 CMR 451.123\* Maintenance: Floor dirty in shower # 2 and 3  
105 CMR 451.123\* Maintenance: Soap scum on bench in shower # 1  
105 CMR 451.123 Maintenance: Walls dirty in shower # 2  
105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower head leaking in shower # 1

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

No Violations Noted

### *Showers – 2<sup>nd</sup> Floor*

105 CMR 451.123 Maintenance: Floor dirty in shower # 3

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

105 CMR 451.353 Interior Maintenance: Standing water in mop bucket  
105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

### *Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cells, cells double bunked  
105 CMR 451.353 Interior Maintenance: Wall paint damaged in cell # 28  
105 CMR 451.103 Mattresses: Mattress damaged in cell # 29

### *Recreation Area*

No Violations Noted

## Pod L

### *Main Area*

105 CMR 451.126 Hot Water: Hot water temperature 85°F at handwash sink  
105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, instant hot water faucet out-of-order

### *Staff Bathroom*

105 CMR 451.123 Maintenance: Wall paint damaged around handwash sink

### *Storage Room*

No Violations Noted

### *Showers – 1<sup>st</sup> Floor*

105 CMR 451.123\* Maintenance: Floor dirty in shower # 1 and 3  
105 CMR 451.123\* Maintenance: Floor epoxy damaged in shower # 1  
105 CMR 451.123\* Maintenance: Walls dirty in shower # 3  
105 CMR 451.123\* Maintenance: Ceiling dirty in shower # 3  
105 CMR 451.123\* Maintenance: Bench dirty in shower # 3  
105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower # 3 running continuously



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

No Violations Noted

*Showers – 2<sup>nd</sup> Floor*

105 CMR 451.123\*

Maintenance: Floor dirty in shower # 1 and 3

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

105 CMR 451.353

Interior Maintenance: Wet mop in bucket

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in cells, cells double bunked

105 CMR 451.353\*

Interior Maintenance: Floor surface damaged in cell # 30

105 CMR 451.103

Mattresses: Mattress damaged in cell # 20

*Recreation Area*

105 CMR 451.353\*

Interior Maintenance: Wall paint damaged

**Pod M**

*Main Area*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Education Room*

No Violations Noted

*Storage Closet*

No Violations Noted

*Showers – 1<sup>st</sup> Floor*

105 CMR 451.123\*

Maintenance: Floor dirty in shower # 1

105 CMR 451.123\*

Maintenance: Wall tile grout dirty in shower # 1 and 3, possible mold/mildew

105 CMR 451.123\*

Maintenance: Water pooling on floor outside showers

105 CMR 451.123\*

Maintenance: Floor dirty in shower # 2

105 CMR 451.123\*

Maintenance: Bench dirty in shower # 1, possible mold/mildew

105 CMR 451.123\*

Maintenance: Walls dirty in shower # 1, possible mold/mildew

105 CMR 451.123

Maintenance: Walls dirty in shower # 3, possible mold/mildew

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

105 CMR 451.130

Plumbing: Plumbing not maintained in good repair, pipes leaking

105 CMR 451.353

Interior Maintenance: Water pooling on floor

105 CMR 451.353

Interior Maintenance: Wet mop stored upside down

*Showers – 2<sup>nd</sup> Floor*

105 CMR 451.123\*

Maintenance: Floor dirty in shower # 1, 2, and 3

105 CMR 451.123\*

Maintenance: Wall tile grout dirty in shower # 1, 2, and 3

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

105 CMR 451.353

Interior Maintenance: Water pooling on floor

105 CMR 451.353

Interior Maintenance: Wet mop stored upside down

105 CMR 451.353

Interior Maintenance: Standing water in mop bucket

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cells, cells double bunked  
105 CMR 451.353\* Interior Maintenance: Wall paint damaged in cell # 7  
105 CMR 451.103 Mattresses: Mattress damaged in cell # 30

*Recreation Area*

105 CMR 451.353 Interior Maintenance: Wall paint damaged

**Food Service**

The following Food Code violations listed in **BOLD** were observed to be corrected on-site.

*Male Staff Bathroom*

No Violations Noted

*Female Staff Bathroom*

No Violations Noted

**Staff Dining**

No Violations Noted

**Kitchen**

*Staff Bathroom # 121*

No Violations Noted

*Inmate Bathroom # 122*

105 CMR 451.123 Maintenance: Door handle loose

*Pots and Pans Storage*

No Violations Noted

*Handwash Sink (near Pots and Pans Storage)*

No Violations Noted

*Ice Machine*

FC 4-602.11(E)(4)(b)\* Cleaning of Equipment and Utensils, Frequency: Accumulation of soil/mold observed on interior surfaces of ice machine

*Handwash Sink (near Ice Machine)*

No Violations Noted

*Chemical Closet # SV123*

No Violations Noted

*Overnight Box Refrigerator*

No Violations Noted

*Tool Room # SV119*

No Violations Noted

*Handwash Sink (near # SV124)*

No Violations Noted

<i>Spice Rack</i> FC 6-501.12(A)*	Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary, rack dirty
FC 4-501.11(A)	Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, food scale damaged
<i>Walk-In Freezer</i> FC 6-501.12(A)*	Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary, ice build-up observed on ceiling
<i>Cooler # 1</i>	No Violations Noted
<i>Cooler # 2</i> FC 4-501.11(A)	Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, food racks rusted
<i>2-Compartment Sink Area</i>	No Violations Noted
<i>Prep Area</i>	No Violations Noted
<i>Oven Area</i>	No Violations Noted
<i>Kettle Area</i>	No Violations Noted
<i>Maxx Cold Refrigerator</i>	No Violations Noted
<i>True Warming Units</i> FC 4-601.11(C)	Cleaning of Equipment and Utensils, Objective: Nonfood contact surfaces of equipment dirty, interior surfaces of right side warmer dirty
<i>Tool Closet # SV 129</i>	No Violations Noted
<i>Dry Storage # SV126</i>	No Violations Noted
<i>Dry Storage # SV125</i>	No Violations Noted
<i>Inmate Break Area</i>	No Violations Noted
<i>Dishwashing Area</i>	No Violations Noted
<i>Loading Dock</i>	No Violations Noted

**Warehouse**

*Maintenance Area* No Violations Noted

*Bathroom* No Violations Noted

**Laundry**

*Inmate Bathroom* No Violations Noted

*Office* No Violations Noted

*Storage* No Violations Noted

**Visiting**

No Violations Noted

**Programs**

*Female Bathroom # PR127* No Violations Noted

*Male Bathroom # PR126* No Violations Noted

*Offices* No Violations Noted

**Education**

*Classrooms* No Violations Noted

*Library* No Violations Noted

*Inmate Bathroom # PR117* No Violations Noted

*Inmate Bathroom # PR116* No Violations Noted

**H.S.U.**

*Inmate Bathroom # 138* No Violations Noted

*Lab # 135* No Violations Noted

<i>Exam Room # 136</i>	No Violations Noted
<i>Watch Cell # 134</i>	No Violations Noted
<i>Exam Room # 128</i>	No Violations Noted
<i>Biohazard Closet # 132</i>	No Violations Noted
<i>Storage Closet # 131</i>	No Violations Noted
<i>Storage Closet # 130</i>	No Violations Noted
<i>Janitor's Closet # 133</i>	No Violations Noted
<i>Medical Records # 127</i>	No Violations Noted
<i>Conference Room # 125</i>	No Violations Noted
<i>Dental Suite # 124</i>	No Violations Noted
<i>Storage # 123</i>	No Violations Noted
<i>Offices</i>	No Violations Noted
<i>Medical Cart Storage # 116</i>	No Violations Noted
<i>Equipment Storage # 115</i>	No Violations Noted
<i>Office # HLI14</i>	
105 CMR 480.425(A)	Tracking Medical or Biological Waste for Treatment: Generator did not confirm the shipment was received by the treatment facility within 30 days on an approved tracking form, missing tracking form for last 6 pickups
105 CMR 480.500(B)	Procedures; Records; Record-Keeping Log: Generator did not maintain a record-keeping log for waste sent off-site for treatment, record-keeping log did not include information for last 5 pickups
105 CMR 451.200	Food Storage, Preparation and Service: Food storage not in compliance with 105 CMR 590.000, single-use plastic utensils left uncovered and open to contamination
<i>Female Staff Bathroom # 113</i>	No Violations Noted

*Male Staff Bathroom # 111* No Violations Noted

**Booking/Intake**

*Count Office # IN116* No Violations Noted

*Records # IN111* No Violations Noted

*Female Staff Bathroom # 119* No Violations Noted

*Female Release Dressout # 121* No Violations Noted

*Male Release Dressout # 122* No Violations Noted

*Property # 118* No Violations Noted

*Holding Cells # 112-114* No Violations Noted

*Search Showers # 123 and 124* No Violations Noted

*Female Inmate Bathroom # 151* No Violations Noted

*Office # 125* No Violations Noted

*Triage # 128* No Violations Noted

*Male Staff Bathroom # 127* No Violations Noted

*Janitor's Closet # 132* No Violations Noted

*Male Inmate Bathroom # 134* No Violations Noted

*Holding Cells # 135 - 137* No Violations Noted

*Transportation Office* No Violations Noted

*Staff Bathroom # 145* No Violations Noted

*Inmate Bathroom # 147*

No Violations Noted

*Officer's Area*

No Violations Noted

**Wood Shop**

No Violations Noted

**Print Shop**

*Staff Bathroom # 158*

No Violations Noted

*Inmate Bathroom # 159*

No Violations Noted

**Observations and Recommendations**

1. The inmate population was 174 at the time of inspection.

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 or download a copy, please visit the Food Protection website at [www.mass.gov/dph/fpp](http://www.mass.gov/dph/fpp) and click on "Retail food". Then under DPH Regulations and FDA Code click "Merged Food Code" or "105 CMR 590.000 - State Sanitary Code Chapter X - Minimum Sanitation Standards for Food Establishments".

To review the Labeling regulations please visit the Food Protection website at [www.mass.gov/dph/fpp](http://www.mass.gov/dph/fpp) and click on "Food Protection Program regulations". Then under Food Processing click "105 CMR 500.000: Good Manufacturing Practices for Food".

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

Sincerely,



Patrick Wallace  
Environmental Health Inspector, CSP, BEH