



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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November 13, 2019

Thomas Bowler, Sheriff  
 Berkshire County Jail and House of Correction  
 467 Cheshire Road  
 Pittsfield, MA 01201

(electronic copy)

Re: Facility Inspection - Berkshire County Jail and House of Correction, Pittsfield

Dear Sheriff Bowler:

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 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 Berkshire County Jail and House of Correction on November 8, 2019 accompanied by Captain Shelby Williamson and Lieutenant Ian Taylor, Compliance and Training Supervisor. Violations noted during the inspection are listed below including 88 repeat violations:

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

Sincerely,

Scott Koczela  
 Environmental Analyst, CSP, BEH

cc: Monica Bharel, MD, MPH, Commissioner, DPH  
 Jana Ferguson, Director, BEH  
 Steven Hughes, Director, CSP, BEH  
 Marylou Sudders, Secretary, Executive Office of Health and Human Services (electronic copy)  
 Carol A. Mici, Commissioner, DOC (electronic copy)  
 Thomas Turco, Secretary, EOPSS (electronic copy)  
 Nelson Alves, Director, Policy Development and Compliance Unit (electronic copy)  
 John Quinn, Superintendent (electronic copy)  
 Alan Cetti, Fire and Safety Officer (electronic copy)  
 Lieutenant Ian C. Taylor, Compliance and Training Supervisor (electronic copy)  
 Gina Armstrong, Health Director, Pittsfield 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)

### **FRONT ENTRY**

*Lobby*  
No Violations Noted

*Mail Room*  
No Violations Noted

*Female Bathroom*  
No Violations Noted

*Male Bathroom*  
No Violations Noted

### **ADMINISTRATION (OUTSIDE)**

*Female Staff Bathroom*  
105 CMR 451.126 Hot Water: Hot water temperature recorded at 99°F at handwash sink

*Male Staff Bathroom*  
No Violations Noted

*Break Room*  
No Violations Noted

**STAFF GYM**  
No Violations Noted

*Break Area*  
No Violations Noted

*Janitor's Closet*  
No Violations Noted

*Female Locker Room*  
105 CMR 451.126 Hot Water: Hot water temperature recorded at 97°F at handwash sink

*Male Locker Room*  
105 CMR 451.126 Hot Water: Hot water temperature recorded at 94°F at handwash sink  
105 CMR 451.130 Hot Water: Shower water temperature recorded at 84°F

### **INTAKE/BOOKING**

*Female Search Room # 1*  
No Violations Noted

*Male Search Room # 2*  
No Violations Noted

*Male Staff Bathroom*  
105 CMR 451.126 Hot Water: Hot water temperature recorded at 98°F at handwash sink

*Female Staff Bathroom*

105 CMR 451.123

Maintenance: Ceiling vent dusty

105 CMR 451.123

Maintenance: Wall dirty under soap dispenser

*Cells*

No Violations Noted

*Medical Screening Room*

No Violations Noted

*Records*

No Violations Noted

*Urinalysis Lab*

No Violations Noted

*Storage Room # BR18*

No Violations Noted

*Janitor's Closet # BR20*

105 CMR 451.353

Interior Maintenance: Wet mop stored on floor

*Transportation Room*

105 CMR 451.200

Food Storage, Preparation and Service: Food preparation not in compliance with 105 CMR 590.000, interior of microwave oven dirty

*Sally Port*

No Violations Noted

**Mental Health Interview Room**

No Violations Noted

*Inmate Bathroom*

No Violations Noted

**PROPERTY**

No Violations Noted

*Office*

No Violations Noted

**HOUSING**

**A-POD**

*Triage Office*

No Violations Noted

*Counselor's Office*

No Violations Noted

*Recreation Deck*

No Violations Noted

*Cells*

No Violations Noted

*Lower Janitor's Closet*

No Violations Noted

*Storage Closet*

No Violations Noted

*Lower Showers # 1-3*

105 CMR 451.123

Maintenance: Caulking damaged in shower # 2 and 3

105 CMR 451.123\*

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

105 CMR 451.123\*

Maintenance: Shower # 1 dirty

*Upper Showers # 4-7*

105 CMR 451.123\*

Maintenance: Ceiling vent dusty in shower # 4-7

*Upper Janitor's Closet*

No Violations Noted

**Sub Day Room**

No Violations Noted

*Cells*

No Violations Noted

*Shower*

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower, floor surface cracked

**A and B POD CONTROL**

No Violations Noted

*Control Bathroom*

No Violations Noted

**B-POD**

*Offices*

No Violations Noted

*Staff Bathroom*

105 CMR 451.126

Hot Water: Hot water temperature recorded at 104°F at handwash sink

*Recreation Deck*

No Violations Noted

*Cells*

No Violations Noted

*Lower Janitor's Closet*

No Violations Noted

*Storage Closet*

No Violations Noted

*Lower Showers # 1-3*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower # 2 out-of-order  
105 CMR 451.123 Maintenance: Mold observed on ceiling in shower # 3  
105 CMR 451.123\* Maintenance: Soap scum on walls in shower # 1 and 3  
105 CMR 451.123\* Maintenance: Soap scum on floor in shower # 3  
105 CMR 451.123\* Maintenance: Floor not easily cleanable in shower # 1-3, floor finish damaged

*Upper Showers # 4-7*

105 CMR 451.123 Maintenance: Soap scum on walls in shower # 4 and 5  
105 CMR 451.123\* Maintenance: Soap scum on walls in shower # 7  
105 CMR 451.123\* Maintenance: Floor not easily cleanable in shower # 4-7, floor finish damaged  
105 CMR 451.123\* Maintenance: Ceiling vent dusty in shower # 4-7  
105 CMR 451.123 Maintenance: Mold observed on walls in shower # 7

*Upper Janitor's Closet*

No Violations Noted

**Sub Day Room**

No Violations Noted

*Cells*

No Violations Noted

*Shower*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower fixture damaged  
105 CMR 451.123\* Maintenance: Soap scum on floor in shower  
105 CMR 451.123\* Maintenance: Floor not easily cleanable in shower, floor finish damaged  
105 CMR 451.130\* Hot Water: Shower water temperature recorded at 80°F

**C-POD**

*Triage Office*

No Violations Noted

*Offices*

No Violations Noted

*Staff Bathroom*

105 CMR 451.126 Hot Water: Hot water temperature recorded at 90°F at handwash sink  
105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

*Recreation Deck*

No Violations Noted

*Cells*

No Violations Noted

*Lower Janitor's Closet*

No Violations Noted

*Storage Closet*

No Violations Noted

*Lower Showers # 1-3*

105 CMR 451.130  
105 CMR 451.123  
105 CMR 451.123

Plumbing: Plumbing not maintained in good repair, shower # 2 out-of-order  
Maintenance: Floor not easily cleanable in shower # 1-3, floor finish damaged  
Maintenance: Soap scum on walls in shower 3

*Upper Showers # 4-7*

105 CMR 451.123  
105 CMR 451.123  
105 CMR 451.123  
105 CMR 451.123\*  
105 CMR 451.123  
105 CMR 451.123\*

Maintenance: Soap scum on floor in shower # 4  
Maintenance: Soap scum on walls in shower # 4, 5, and 7  
Maintenance: Floor not easily cleanable in shower # 4 and 7, floor finish damaged  
Maintenance: Floor not easily cleanable in shower # 5 and 6, floor finish damaged  
Maintenance: Ceiling vent rusted in shower # 4, 6, and 7  
Maintenance: Ceiling vent dusty in shower # 5

*Upper Janitor's Closet*

No Violations Noted

**Sub Day Room**

No Violations Noted

*Cells*

No Violations Noted

*Shower*

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower, floor finish damaged

**D-POD**

*Offices*

No Violations Noted

*Staff Bathroom*

105 CMR 451.126

Hot Water: Hot water temperature recorded at 104°F at handwash sink

*Recreation Deck*

No Violations Noted

*Cells*

No Violations Noted

*Lower Janitor's Closet*

No Violations Noted

*Storage Closet*

No Violations Noted

*Lower Showers # 1-3*

105 CMR 451.123\*  
105 CMR 451.123

Maintenance: Floor not easily cleanable in shower # 1-3, floor finish damaged  
Maintenance: Soap scum on walls in shower # 3

*Upper Showers # 4-7*

105 CMR 451.123\*  
105 CMR 451.123\*  
105 CMR 451.123  
105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 4-7, floor finish damaged  
Maintenance: Ceiling vent dusty in shower # 4-7  
Maintenance: Soap scum on walls in shower # 4  
Maintenance: Soap scum on walls in shower # 5 and 6

<i>Upper Janitor's Closet</i>	No Violations Noted
<b>Sub Day Room</b>	No Violations Noted
<i>Cells</i>	No Violations Noted
<i>Shower</i> 105 CMR 451.123*	Maintenance: Floor not easily cleanable in shower, floor finish damaged
<b><u>E-POD</u></b>	
<i>Triage Office</i>	No Violations Noted
<i>Offices</i>	No Violations Noted
<i>Staff Bathroom</i>	No Violations Noted
<i>Recreation Deck</i>	No Violations Noted
<i>Cells</i>	No Violations Noted
<i>Lower Janitor's Closet</i>	No Violations Noted
<i>Storage Closet</i>	No Violations Noted
<i>Lower Showers # 1-3</i> 105 CMR 451.123*	Maintenance: Floor not easily cleanable in shower # 1-3, floor finish damaged
<i>Upper Showers # 4-7</i> 105 CMR 451.123 105 CMR 451.123* 105 CMR 451.123	Maintenance: Floor not easily cleanable in shower # 5, floor finish damaged Maintenance: Floor not easily cleanable in shower # 4, 6, and 7, floor finish damaged Maintenance: Soap scum on walls in shower # 6
<i>Upper Janitor's Closet</i>	No Violations Noted
<b>Sub Day Room</b>	No Violations Noted
<i>Cells</i>	No Violations Noted
<i>Shower</i> 105 CMR 451.123*	Maintenance: Floor not easily cleanable in shower, floor finish damaged

**F-POD**

Unable to Inspect – Decommissioned and Not in Use

**G-POD**

*Triage Room*

No Violations Noted

*Office*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Recreation Deck*

No Violations Noted

*Cells*

No Violations Noted

*Lower Janitor's Closet*

No Violations Noted

*Storage Closet*

No Violations Noted

*Lower Showers # 1-3*

105 CMR 451.123\*

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

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 3

105 CMR 451.123\*

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

105 CMR 451.123

Maintenance: Soap scum on floor in shower # 3

105 CMR 451.123\*

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

*Upper Showers # 4-7*

105 CMR 451.123

Maintenance: Soap scum on floor in shower # 4-7

105 CMR 451.123\*

Maintenance: Soap scum on walls in shower # 4-7

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 4-7, floor finish damaged

105 CMR 451.123\*

Maintenance: Ceiling vent dusty in shower # 4-7

*Upper Janitor's Closet*

No Violations Noted

**Sub Day Room**

No Violations Noted

*Cells*

No Violations Noted

*Shower*

105 CMR 451.123

Maintenance: Soap scum on walls in shower

105 CMR 451.123

Maintenance: Fixture dirty in shower

**MULTI-PURPOSE ROOMS (Outside G and H PODS)**

No Violations Noted

## **H-POD**

### *Triage Room*

No Violations Noted

### *Staff Bathroom*

No Violations Noted

### *Recreation Deck*

No Violations Noted

### *Cells*

No Violations Noted

### *Lower Janitor's Closet*

No Violations Noted

### *Storage Closet*

No Violations Noted

### *Lower Showers # 1-3*

105 CMR 451.123\*

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

105 CMR 451.123\*

Maintenance: Soap scum on floor in shower 1-3

105 CMR 451.123\*

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

### *Upper Showers # 4-7*

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 4 and 5

105 CMR 451.123\*

Maintenance: Soap scum on walls in shower # 7

105 CMR 451.123

Maintenance: Soap scum on floor in shower # 4

105 CMR 451.123\*

Maintenance: Soap scum on floor in shower # 5

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 4, 5, and 6, floor finish damaged

105 CMR 451.123

Maintenance: Ceiling vent dusty in shower # 4 and 6

105 CMR 451.123\*

Maintenance: Ceiling vent dusty in shower # 5 and 7

### *Upper Janitor's Closet*

Unable to Inspect – Locked

## **Sub Day Room**

No Violations Noted

### *Cells*

No Violations Noted

### *Shower*

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower, floor finish damaged

## **GYM**

No Violations Noted

### *Weight Room*

No Violations Noted

### *Office # RE07*

No Violations Noted

*Storage # RE05*

No Violations Noted

*Janitor's Closet # RE04*

No Violations Noted

*Staff Bathroom # RE03*

No Violations Noted

*Inmate Bathroom # RE02*

105 CMR 451.123

Maintenance: Ceiling vent dusty

### **J-POD**

*Cells*

No Violations Noted

*Shower*

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower, floor finish damaged

### **COMMISSARY**

No Violations Noted

### **KITCHEN HALLWAY**

*Female Staff Bathroom*

No Violations Noted

*Male Staff Bathroom*

105 CMR 451.123

Maintenance: Ceiling vent dusty

*Cert Room # FS02*

Unable to Inspect – Locked

### **KITCHEN**

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

*Handwash Sink*

105 CMR 451.126

Hot Water: Hot water temperature recorded at 82°F at handwash sink

*Cart Room*

No Violations Noted

*Dry Storage*

No Violations Noted

*Walk-in-Cooler*

No Violations Noted

*Walk-in-Freezer*

No Violations Noted

*Produce Cooler*

No Violations Noted

<i>Office</i>	No Violations Noted
<i>Bakery</i>	No Violations Noted
<i>Hobart Coolers</i>	No Violations Noted
<i>Worker's Changing Room</i>	No Violations Noted
<i>Worker's Bathroom # FS09 (located in changing room)</i>	No Violations Noted
<i>Reach-in-Freezer</i>	No Violations Noted
<i>Inmate Bathroom # FS07 FC 5-205.15(B)*</i>	Plumbing System; Operation and Maintenance: Plumbing system not maintained in good repair, handwash sink fixture leaking
<i>Storage Closet # FS06</i>	No Violations Noted
<i>Worker's Serving Line</i>	No Violations Noted
<i>Dishwashing Area</i>	No Violations Noted
<i>Handwash Sink</i>	No Violations Noted
<i>Worker's Dining Area</i>	No Violations Noted
<i>Ice Machine</i>	No Violations Noted
<i>Chemical Storage</i>	No Violations Noted
<b>Staff Dining Area</b>	No Violations Noted
<i>Serving Line</i>	No Violations Noted
<i>Handwash Sink</i> 105 CMR 451.126	Hot Water: Hot water temperature recorded at 82°F at handwash sink

**LAUNDRY**

No Violations Noted

*Bathroom # LA02*

No Violations Noted

*Storage Closet # LA03*

No Violations Noted

*Office # LA04*

No Violations Noted

*Maintenance Closet # LA05*

No Violations Noted

**VOCATIONAL EDUCATION**

*Carpentry Shop*

No Violations Noted

*Maintenance Shop*

No Violations Noted

*Graphic Arts*

No Violations Noted

*IT Office*

No Violations Noted

*Staff Bathroom*  
105 CMR 451.126\*

Hot Water: Hot water temperature recorded at 78°F at handwash sink

*Inmate Bathroom*

No Violations Noted

**Maintenance Area # MA01A**

*Chemical Closet # MA02*

No Violations Noted

*Trash Room # MA09*

Unable to Inspect – Locked

*Dumpster Area*

No Violations Noted

**Office Area**

No Violations Noted

*Bathroom # MA05*

No Violations Noted

*Bathroom # MA06*  
105 CMR 451.123

Maintenance: Ceiling vent dusty

*Supply Closet # MA07*  
No Violations Noted

**Education Area**

*Classrooms*  
No Violations Noted

*Library*  
No Violations Noted

*Inmate Bathroom*  
No Violations Noted

**HUMAN SERVICES**

*Staff Bathroom # HS10*  
No Violations Noted

*Break Room # HS13*  
No Violations Noted

**MEDICAL**

*Medical Storage # MS07*  
No Violations Noted

*Medical Waste Storage # MS06*  
No Violations Noted

*Janitor's Closet # MS05*  
No Violations Noted

**Dental**

*Dental Office # MS12*  
No Violations Noted

*Exam Room # 1*  
No Violations Noted

*Exam Room # 2*  
Unable to Inspect – In Use

*Staff Bathroom # MS04*  
No Violations Noted

*Tub Room*  
No Violations Noted

**Inmate Waiting Area**  
No Violations Noted

*Storage (former Inmate Bathroom)*  
No Violations Noted

**VISITING AREA**

No Violations Noted

*Strip Search Room*

No Violations Noted

*Non-Contact Visiting*

No Violations Noted

**CENTRAL CONTROL**

No Violations Noted

*Control Bathroom*

No Violations Noted

*Key Room*

No Violations Noted

**WAREHOUSE**

No Violations Noted

*Office*

No Violations Noted

*Walk-in-Cooler*

No Violations Noted

*Walk-in-Freezer*

No Violations Noted

*Bathroom*

No Violations Noted

*Storage Room*

No Violations Noted

*Vehicle Maintenance Garage*

No Violations Noted

**Observations and Recommendations**

1. The inmate population was 190 at the time of inspection.
2. At the time of the inspection the medical waste shipping log was being kept in the medical waste storage room.
3. Hot water temperature range for handwash sinks is 110<sup>0</sup>F to 130<sup>0</sup>F.
4. Hot water temperature range for showers is 100<sup>0</sup>F to 112<sup>0</sup>F.

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,

A handwritten signature in blue ink that reads "Scott Koczela". The signature is cursive and fluid.

Scott Koczela  
Environmental Analyst, CSP, BEH