



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 21, 2022

Thomas M. Hodgson, Sheriff
Bristol County Jail, Ash Street Facility
400 Faunce Corner Road
Dartmouth, MA 02747 (electronic copy)

Re: Facility Inspection – Bristol County Jail, Ash Street Facility, New Bedford

Dear Sheriff Hodgson:

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 Bristol County Jail, Ash Street Facility on November 15, 2022 accompanied by Lieutenant Andrew Mitzan, Environmental Health and Safety Officer. Violations noted during the inspection are listed below including 44 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
Nalina Narain, 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)
Terrence Reidy, Secretary, EOPSS (electronic copy)
Timothy Gotovich, Director, Policy Development and Compliance Unit (electronic copy)
Steven Souza, Superintendent (electronic copy)
Lieutenant Andrew Mitzan, EHSO (electronic copy)
Damon Chaplin, Health Director, New Bedford Health Department (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)

Main Lobby

Bathroom

No Violations Noted

(4th Floor)

4 Alley

Cells

105 CMR 451.353*
105 CMR 451.353

Interior Maintenance: Wall surface damaged in cell # 52 and 55
Interior Maintenance: Floor surface damaged in cell # 60 and 62

8 Alley

Shower

105 CMR 451.123

Maintenance: Door frame rusted

Cells

105 CMR 451.130

Plumbing: Plumbing not maintained in good repair, handwash sink not draining properly in cell # 122

105 CMR 451.130

Plumbing: Plumbing not maintained in good repair, toilet fixture not secured to wall in cell # 125

12 Alley

Cells

105 CMR 451.353*
105 CMR 451.353

Interior Maintenance: Wall surface damaged in cell # 165, 169, 172, and 176
Interior Maintenance: Wall surface damaged in cell # 174

Slop Sink

No Violations Noted

16 Alley

Cells

105 CMR 451.353*
105 CMR 451.353
105 CMR 451.130

Interior Maintenance: Wall surface damaged in cell # 213, 215, and 219
Interior Maintenance: Wall surface damaged in cell # 214
Plumbing: Plumbing not maintained in good repair, faucet leaking in cell # 221

Plant 4

105 CMR 451.353

Interior Maintenance: Floor paint damaged in common area

Showers

105 CMR 451.123*
105 CMR 451.123*
105 CMR 451.123

Maintenance: Floor surface damaged outside showers
Maintenance: Ceiling dirty in shower # 1 and 2
Maintenance: Electrical outlet damaged outside showers

Cells

105 CMR 451.353
105 CMR 451.353
105 CMR 451.353

Interior Maintenance: Ceiling dirty in cell # 1 and 5, possible mold/mildew
Interior Maintenance: Ceiling paint damaged in cell # 5 and 6
Interior Maintenance: Wall paint damaged in cell # 5

(3rd Floor)

3 Alley

Cells

105 CMR 451.353*
105 CMR 451.103*
105 CMR 451.353
105 CMR 451.103

Interior Maintenance: Wall paint damaged in cell # 33, 34, and 44
Mattresses: Mattress damaged in cell # 42
Interior Maintenance: Ceiling paint damaged in cell # 44
Mattresses: Mattress damaged in cell # 35 and 41

7 Alley

Showers

Unable to Inspect – Both Showers Off-line

Cells

105 CMR 451.353*
105 CMR 451.353*
105 CMR 451.353

Interior Maintenance: Wall surface damaged in cell # 109
Interior Maintenance: Ceiling surface damaged in cell # 100
Interior Maintenance: Ceiling paint damaged in cell # 98

11 Alley

Showers

Unable to Inspect – Both Showers Off-line

Cells

105 CMR 451.353*
105 CMR 451.353
105 CMR 451.353
105 CMR 451.353

Interior Maintenance: Ceiling surface damaged in cell # 157
Interior Maintenance: Ceiling paint damaged in cell # 160
Interior Maintenance: Wall paint damaged in cell # 162
Interior Maintenance: Wall surface damaged in cell # 164

15 Alley

Cells

No Violations Noted

Plant 3

Showers

105 CMR 451.123*
105 CMR 451.123
105 CMR 451.123

Maintenance: Ceiling dirty in shower # 2
Maintenance: Bolts rusted on shower frame
Maintenance: Ceiling dirty in shower # 1

Cells

105 CMR 451.353
105 CMR 451.353

Interior Maintenance: Ceiling dirty in shower # 3
Interior Maintenance: Ceiling paint damaged in shower # 3, 4, and 7

(2nd Floor)

Classroom

No Violations Noted

Library

No Violations Noted

Health Services

Female Staff Bathroom

No Violations Noted

Copy Room

No Violations Noted

Nurse's Station

No Violations Noted

Offices

No Violations Noted

Exam Room

105 CMR 451.353*

Interior Maintenance: Upholstery damaged on examination table

14 Alley

Showers

Unable to Inspect – Both Showers Off-line

Cells

105 CMR 451.353*

Interior Maintenance: Ceiling surface damaged in cell # 189

10 Alley

Showers

Unable to Inspect – Both Showers Off-line

Cells

105 CMR 451.353

Interior Maintenance: Wall paint damaged in cell # 149

105 CMR 451.353

Interior Maintenance: Ceiling surface damaged in cell # 149 and 150

6 Alley

Shower

105 CMR 451.123*

Maintenance: Ceiling surface damaged outside showers

105 CMR 451.123

Maintenance: Ceiling surface dirty outside showers, possible mold/mildew

105 CMR 451.123

Maintenance: Bolts rusted and damaged on shower frame

Cells

105 CMR 451.353*

Interior Maintenance: Wall surface damaged in cell # 89

105 CMR 451.353*

Interior Maintenance: Ceiling surface damaged in cell # 81

105 CMR 451.353

Interior Maintenance: Wall paint damaged in cell # 85

105 CMR 451.353

Interior Maintenance: Ceiling paint damaged in cell # 82 and 83

2 Alley

Property Storage

No Violations Noted

<i>Cells</i>	
105 CMR 451.353*	Interior Maintenance: Wall surface damaged in cell # 18
105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 25 and 30
105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 25
105 CMR 451.353	Interior Maintenance: Ceiling dirty in cell # 28
(1st Floor)	
<i>Janitorial Supply Room</i>	
	No Violations Noted
<i>Main Property</i>	
105 CMR 451.353*	Interior Maintenance: Ceiling dirty, possible mold/mildew
<i>Staff Bathroom</i>	
	No Violations Noted
<u>1 Alley</u>	
105 CMR 451.353	Interior Maintenance: Floor surface damaged in hallway
<i>Property Storage</i>	
	No Violations Noted
<i>Cells</i>	
	No Violations Noted
<u>5 Alley</u>	
105 CMR 451.353*	Interior Maintenance: Floor surface damaged in hallway
105 CMR 451.360	Protective Measures: Building not protected against infestation, emergency egress door not rodent/weather tight
<i>Showers</i>	
105 CMR 451.123	Maintenance: Ceiling dirty in shower # 1 and 2
<i>Cells</i>	
105 CMR 451.353*	Interior Maintenance: Wall surface damaged in cell # 74
105 CMR 451.353	Interior Maintenance: Wall surface damaged in cell # 73
105 CMR 451.353	Interior Maintenance: Ceiling surface damaged in cell # 73
<u>9 Alley</u>	
105 CMR 451.353*	Interior Maintenance: Floor surface damaged in hallway
105 CMR 451.360*	Protective Measures: Building not protected against infestation, emergency egress door not rodent/weather tight
105 CMR 451.353	Interior Maintenance: Wall paint damaged in hallway
<i>Barbershop</i>	
105 CMR 451.353*	Interior Maintenance: Upholstery damaged on chair
<i>Showers</i>	
105 CMR 451.123	Maintenance: Strong odor present
<i>Cells</i>	
105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 138
105 CMR 451.353	Interior Maintenance: Floor surface damaged in cell # 139

13 Alley

105 CMR 451.353* Interior Maintenance: Wall paint damaged in hallway

Slop Sink – Maintenance Closet

No Violations Noted

Showers

No Violations Noted

Cells

No Violations Noted

FOOD SERVICE

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

Main Area

FC 6-202.15(A)(3)* Design, Construction, and Installation; Functionality: Main exterior door not vermin proof

Ice Machine

FC 4-501.11(A)* Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, paint damaged on exterior of ice machine

FC 4-501.11(A) Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, water leaking from ice machine

Cooler # 1

No Violations Noted

Mop Closet

No Violations Noted

Kitchen Office

No Violations Noted

Handwash Sink (across from ovens)

No Violations Noted

Handwash Sink (near 3-Compartment sink)

No Violations Noted

3-Compartment Sink

No Violations Noted

Warewash Machine Area

FC 6-101.11(A)(1)* Warewash Machine Not Operational
Materials for Construction and Repair; Indoor Areas: Floor surface not smooth and easily cleanable, floor surface damaged near warewash machine

Dry Storage

No Violations Noted

Dining Area

FC 6-202.15(A)(3)* Design, Construction, and Installation; Functionality: Rear exterior door not vermin proof

Freezer

No Violations Noted

Inmate Bathroom

No Violations Noted

Day Room

105 CMR 451.353*

Interior Maintenance: Threshold damaged at entrance

Main Area

105 CMR 451.353*

Interior Maintenance: Floor surface damaged

105 CMR 451.353*

Interior Maintenance: Wall paint damaged

Showers

105 CMR 451.123*

Maintenance: Floor damaged in shower # 4

105 CMR 451.123

Maintenance: Soap scum on walls/floor throughout shower area

105 CMR 451.130

Plumbing: Plumbing not maintained in good repair, shower head damaged in shower # 3

Janitor's Closet

No Violations Noted

Laundry Room

No Violations Noted

Intake

Inmate Bathroom B-1

No Violations Noted

Inmate Bathroom B-2

No Violations Noted

Holding Cells

105 CMR 451.353*

Interior Maintenance: Floor tiles damaged in holding cell # 1 and 2

105 CMR 451.353*

Interior Maintenance: Floor surface left unfinished in cell # 3

Vehicle Trap

No Violations Noted

Staff Break Room with Lockers

No Violations Noted

Roll Call Area

No Violations Noted

Officer's Bathroom

No Violations Noted

Staff Break Room

No Violations Noted

Basement

Maintenance Area

No Violations Noted

Observations and Recommendations

1. The inmate population was 113 at the time of inspection.
2. At the time of inspection:
 - a. The kitchen was not fully operational. All food is prepared and transferred daily from the Bristol County Jail & House of Correction.
 - b. The CSP was informed all kitchen cooking and serving items are pre-washed at this location prior to retuning to the House of Corrections in Dartmouth where they are put through the mechanical warewashing machine to be washed and sanitized. The CSP recommended any items that are used at this facility be washed, rinsed and sanitized in the 3-Compartment sink.

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 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 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 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