



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 12, 2018

Robert Ogden, Sheriff
Dukes County Jail and House of Correction
P.O. Box 252
Edgartown, MA 02539 (electronic copy)

Re: Facility Inspection - Dukes County Jail and House of Correction, Edgartown

Dear Sheriff Ogden:

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; I conducted an inspection of the Dukes County Jail and House of Correction on November 27, 2018 accompanied by James Neville, Special Sheriff. Violations noted during the inspection are listed below including 30 repeat violations:

HEALTH AND SAFETY VIOLATIONS

(* indicates conditions documented on previous inspection reports)

POLICE LOCK-UP AREA

Bail Office

No Violations Noted

Hallway

No Violations Noted

Booking Area

105 CMR 451.353

Interior Maintenance: Floor tiles damaged

Male Holding Cell

105 CMR 451.320*

Cell Size: Inadequate floor space

Female/Juvenile Holding Cell

105 CMR 451.341*

Natural Light in Cell: No natural light source in cells

105 CMR 451.320*

Cell Size: Inadequate floor space

105 CMR 451.353	Interior Maintenance: Wall surface damaged around sink
105 CMR 451.353	Interior Maintenance: Wall surface damaged where bunk connects to wall

HOUSE OF CORRECTIONS

Control Area

No Violations Noted

Visit Room

No Violations Noted

Attorney Visit Room

105 CMR 451.350*	Structural Maintenance: Exterior door not rodent and weathertight
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Food Service Area

Office

FC 6-201.11*	Design, Construction and Installation: Floor not easily cleanable, floor tiles damaged
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Kitchen

3-Compartment Sink

No Violations Noted

Mechanical Warewashing Machine

No Violations Noted

Stove and Hood

No Violations Noted

Prep Table and Sink

No Violations Noted

Coffee Station and Small Refrigerator

No Violations Noted

Handwash Sink

No Violations Noted

Back Room

FC 4-501.11(B)	Maintenance and Operation, Equipment: Equipment components not maintained in a state of good repair, True refrigerator gaskets damaged
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Pantry

FC 3-304.12(A)	Preventing Contamination from Utensils: Service utensils handle stored below the food and container line, scoop stored in flour
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Dining Room

No Violations Noted

First Floor Units

Pre-Release Unit

105 CMR 451.353*	Interior Maintenance: Hallway floor tiles damaged around floor vent
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Laundry Area

No Violations Noted

Bathroom

No Violations Noted

Showers

Unable to Inspect Shower # 2 – No Longer Used
No Violations Noted

Property Room

105 CMR 451.350*

Structural Maintenance: Missing junction box left a hole in the ceiling

Cells

105 CMR 451.320*

Cell Size: Inadequate floor space in all cells

Day Room

105 CMR 451.353

Interior Maintenance: Loose outlet cover

Canteen Room

No Violations Noted

Administrative Segregation Unit

Janitor's Closet

No Violations Noted

Hallway

105 CMR 451.353*

Interior Maintenance: Wires exposed

105 CMR 451.353*

Interior Maintenance: Wall paint damaged

105 CMR 451.353*

Interior Maintenance: Floor surface damaged outside cell # 3

105 CMR 451.353

Interior Maintenance: Radiator paint damaged

Cells

105 CMR 451.320*

Cell Size: Inadequate floor space in cell # 2 and 3

105 CMR 451.353*

Interior Maintenance: Floor paint damaged in cell # 1

105 CMR 451.353*

Interior Maintenance: Wall paint damaged in cell # 2

105 CMR 451.130

Plumbing: Plumbing not maintained in good repair, access panel loose on toilet unit in cell # 2

105 CMR 451.130

Plumbing: Plumbing not maintained in good repair, sink not working in cell # 2

Unit # 1

Hallway

No Violations Noted

Cells

105 CMR 451.320*

Cell Size: Inadequate floor space in cell # 2 and 3

105 CMR 451.320

Cell Size: Inadequate floor space in cell # 1

Shower Stall

No Violations Noted

Unit # 2

Day Room

No Violations Noted

Hallway

No Violations Noted

Dorm Shower

No Violations Noted

Dorm Bathroom

No Violations Noted

Dorm Room

105 CMR 451.320*
105 CMR 451.353*

Cell Size: Inadequate floor space in dorm
Interior Maintenance: Floor tile damaged in corner

Storage Closet

105 CMR 451.353

Interior Maintenance: Floor tile damaged outside closet

Second Floor Units

Main Hallway

105 CMR 451.353

Interior Maintenance: Floor tiles damaged at the entrance to Block 4

Education Room

No Violations Noted

Nurse's Office

No Violations Noted

Nurse's Office Bathroom

No Violations Noted

Unit # 3

Hallway

105 CMR 451.353*
105 CMR 451.353*
105 CMR 451.141*

Interior Maintenance: Floor surface damaged
Interior Maintenance: Radiator paint damaged
Screens: Screen damaged in window # 2

Cells

105 CMR 451.320
105 CMR 451.353*

Cell Size: Inadequate floor space in cell # 1, 2, and 3
Interior Maintenance: Floor paint damaged in cell # 1, 2, and 3

Shower Stall

No Violations Noted

Unit # 4

Hallway

105 CMR 451.353*
105 CMR 451.353*

Interior Maintenance: Radiator paint damaged
Interior Maintenance: Floor paint damaged

Cells

105 CMR 451.320*
105 CMR 451.353*
105 CMR 451.353

Cell Size: Inadequate floor space in cell # 3
Interior Maintenance: Floor paint damaged in cell # 1 and 2
Interior Maintenance: Wall paint damaged in cell # 2

Shower Stall

105 CMR 451.123

Maintenance: Threshold paint damaged

Administration Area

Human Services

No Violations Noted

Staff Bathroom

No Violations Noted

3rd Floor

No Violations Noted

Office Bathroom

No Violations Noted

Hallway

No Violations Noted

Outside Areas

Outside Gym Area

No Violations Noted

Training Building

Unable to Inspect – Closed

Male Locker Room

No Violations Noted

Staff Bathroom

No Violations Noted

Female Locker Room

No Violations Noted

Staff Bathroom

No Violations Noted

Observations and Recommendations

1. The inmate population was 13 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 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 and click on "Retail Food". Then under "Regulations" click "2013 Food Code Merged with 105 CMR 590 and 2013 Food Code"

To review the Labeling regulations please visit the Food Protection website at www.mass.gov/dph/fpp and click on "Food Processing". Then under "Regulations" 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,



Nicholas Gale
Environmental Health Inspector, 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, Acting Commissioner, DOC (electronic copy)
Thomas Turco, Secretary, EOPSS (electronic copy)
Nelson Alves, Director, Policy Development and Compliance Unit (electronic copy)
James Neville, Superintendent (electronic copy)
Bob Graves, EHSO (electronic copy)
Matthew Poole, Health Agent, Edgartown Health Department (electronic copy)
Clerk, Massachusetts House of Representatives
Clerk, Massachusetts Senate