



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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January 12, 2016

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

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 1999 Food Code; 105 CMR 520.000 Labeling; 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 Bristol County Jail, Ash Street Facility on December 23, 2015 accompanied by Lieutenant Andrew Mitzan, EHSO. Violations noted during the inspection are listed below including 26 repeat violations:

HEALTH AND SAFETY VIOLATIONS

(* indicates conditions documented on previous inspection reports)

MAIN BUILDING

(4th Floor)

4 Alley

No Violations Noted

Showers

105 CMR 451.123

Maintenance: Soap scum on walls in shower

105 CMR 451.123

Maintenance: Shower curtain ripped

105 CMR 451.123

Maintenance: Floor paint peeling outside shower

8 Alley

No Violations Noted

Slop Sink

No Violations Noted

12 Alley

No Violations Noted

16 Alley

No Violations Noted

Plant 4

Bathroom

105 CMR 451.123*

Maintenance: Ceiling paint peeling in shower area

105 CMR 451.123*

Maintenance: Floor paint peeling in shower area

105 CMR 451.123*

Maintenance: Shower curtain missing in shower # 1

Cells

No Violations Noted

(3rd Floor)

3 Alley

105 CMR 451.350*

Structural Maintenance: Wall damaged around toilet in cell # 33, 43, and 46

105 CMR 451.350

Structural Maintenance: Wall damaged around toilet in cell # 45

105 CMR 451.350*

Structural Maintenance: Floor damaged around toilet in cell # 48

7 Alley

105 CMR 451.353*

Interior Maintenance: Ceiling paint peeling in cell # 106

Showers

105 CMR 451.123

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

105 CMR 451.123

Maintenance: Curtain missing in shower # 1 and 2

11 Alley

No Violations Noted

15 Alley

105 CMR 451.350

Structural Maintenance: Wall damaged around toilet in cell # 208

Plant 3

Bathroom

105 CMR 451.123*

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

105 CMR 451.123*

Maintenance: Ceiling paint peeling outside showers

105 CMR 451.123

Maintenance: Curtain missing in shower # 1

105 CMR 451.123

Maintenance: Debris in shower # 1

Cells

No Violations Noted

(2nd Floor)

Health Services

Female Staff Bathroom

No Violations Noted

Copy Room

105 CMR 451.353*

Interior Maintenance: Ceiling paint peeling

Nurse's Station

105 CMR 451.353

Interior Maintenance: Ceiling paint peeling

Offices
105 CMR 451.353*

Interior Maintenance: Ceiling paint peeling

Exam Room

No Violations Noted

14 Alley

No Violations Noted

10 Alley

105 CMR 451.353

Interior Maintenance: Wall paint peeling in cell # 148 and 151

6 Alley

105 CMR 451.350*

Structural Maintenance: Wall damaged around toilet in cell # 92

2 Alley

No Violations Noted

(1st Floor)

1 Alley

105 CMR 451.350*

Structural Maintenance: Wall damaged in cell # 4, 6 and 7

105 CMR 451.350

Structural Maintenance: Wall damaged in cell # 3

105 CMR 451.350

Structural Maintenance: Ceiling damaged in cell # 11

5 Alley

105 CMR 451.350

Structural Maintenance: Wall damaged in cell # 73

9 Alley

Cells

105 CMR 451.350*

Structural Maintenance: Wall damaged in cell # 136

105 CMR 451.350*

Structural Maintenance: Ceiling damaged in cell # 136

105 CMR 451.350

Structural Maintenance: Ceiling damaged in cell # 137

Showers

105 CMR 451.123

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

Barbershop

105 CMR 451.353

Interior Maintenance: Countertop surface damaged

13 Alley

Property

No Violations Noted

Male Staff Bathroom

105 CMR 451.123

Maintenance: Ceiling paint peeling

105 CMR 451.123

Maintenance: Sink leaking

Cells

No Violations Noted

Showers

105 CMR 451.123

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

Slop Sink – Maintenance Closet

No Violations Noted

KITCHEN

Main Area

FC 4-903.11(A)(2)

Protection of Clean Items, Storing: Single-service items not protected from contamination, utensils left uncovered near ovens

Cooler # 1

Unable to Inspect – No Access

Mop Closet

No Violations Noted

Kitchen Office

Unable to Inspect – No Access

3-Bay Sink

FC 5-205.15(B)

Plumbing System, Operations and Maintenance: Plumbing system not maintained in good repair, sink leaking

Dishwashing Machine Area

FC 6-201.11*

Design, Construction and Installation: Floor not easily cleanable, floor damaged under warewashing machine

FC 6-202.15(A)(2)

Design, Construction, and Installation; Functionality: Outer door not weather and vermin tight

Dry Storage

FC 6-201.16(A)*

Design, Construction, and Installation; Cleanability: Walls not easily cleanable, paint peeling

Dining Area

No Violations Noted

Freezer

Unable to Inspect – No Access

Milk Cooler

Unable to Inspect – No Access

DAY ROOM

105 CMR 451.353*

Interior Maintenance: Wall paint peeling

105 CMR 451.353*

Interior Maintenance: Pipe insulation damaged at entrance

105 CMR 451.353

Interior Maintenance: Floor paint peeling in several areas

Bathroom

105 CMR 451.121(A)*

Privacy: No privacy partition in between showers

105 CMR 451.123

Maintenance: Floor surface damaged

105 CMR 451.123

Maintenance: Ceiling vent dusty

105 CMR 451.123

Maintenance: Soap scum on walls in shower

105 CMR 451.122

Shower Floors: Shower floors not constructed of non-slip material

Mop Closet

No Violations Noted

LAUNDRY ROOM

No Violations Noted

ADMINISTRATION AREA

Intake

Inmate Bathroom B-1

105 CMR 451.123*

Maintenance: Wall damaged in inmate bathroom # 1

Inmate Bathroom B-2

No Violations Noted

Holding Cells

105 CMR 451.353

Interior Maintenance: Wall paint peeling in group cell # 1

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

FC 4-903.11(A)(2)*

Protection of Clean Items, Storing: Single-service items not protected from contamination, utensils left uncovered

FC 4-601.11(A)

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

Observations and Recommendations

1. The inmate population was 195 at the time of inspection.
2. At the time of inspection:
 - a. Inmates were showering in both the Day Room and on the tiers. The Department recommends all showers be cleaned daily and kept in good repair per 105 CMR 451.123; and
 - b. The kitchen was not in use. The food is prepared and transferred from the Bristol County House of Correction.

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 "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](#)".

To review the Labeling regulations please visit the Food Protection website at www.mass.gov/dph/fpp and click on “Food Protection Regulations”. Then under “General Food Regulations” click “105 CMR 520.000: Labeling.”

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

Sincerely,



Nicholas Gale
Environmental Health Inspector, CSP, BEH

cc: Jan Sullivan, Acting Director, BEH
Steven Hughes, Director, CSP, BEH
Jay Youmans, Director of Government Affairs
Marylou Sudders, Secretary, Executive Office of Health and Human Services
Carol Higgins O'Brien, Commissioner, DOC
Steven Sousa, Superintendent
Lieutenant Andrew Mitzan, EHSO
Brenda Weis, PhD, MSPH, Health Director, New Bedford Health Department
Clerk, Massachusetts House of Representatives
Clerk, Massachusetts Senate
Daniel Bennett, Secretary, EOPS