

The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
Bureau of Climate and Environmental Health
Division of Environmental Health Regulations and Standards

MAURA T. HEALEY
Governor

KIMBERLEY DRISCOLL
Lieutenant Governor

5 Randolph Street
Canton, MA 02021
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KATHLEEN E. WALSH
Secretary

ROBERT GOLDSTEIN, MD, PhD
Commissioner

Tel: 617-624-6000
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March 24, 2025

To: Shawn Jenkins, Commissioner, Department of Corrections (electronic copy)
Kathleen E. Walsh, Secretary, Executive Office of Health and Human Services (electronic copy)
Clerk, Massachusetts House of Representatives (electronic copy)
Clerk, Massachusetts Senate (electronic copy)
Andrew Mitzan, Environmental Health and Safety Officer (electronic copy)

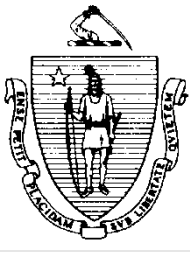
Greetings,

Pursuant to 105 CMR 451.403, please find the inspection report for Bristol County Jail, Ash Street Facility, the Plan of Correction (POC) from the facility and the POC acceptance letter from the Division of Environmental Health Regulations and Standards (EHRS).

Sincerely,

Patrick Wallace
Environmental Health Inspector, EHRS, BCEH

Cc: Robert Goldstein, MD, PhD, Commissioner, DPH (electronic copy)
Terrence Reidy, Secretary, Executive Office of Public Safety and Security (electronic copy)
Stephanie Sloan, Director, New Bedford Health Department (electronic copy)
Brianna Arruda, Director, Policy Development and Compliance Unit (electronic copy)
Joseph Oliver III, Superintendent (electronic copy)



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
Bureau of Climate and Environmental Health
Division of Environmental Health Regulations and Standards
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January 14, 2025

Paul Heroux, 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

The Massachusetts Department of Public Health (Department) Division of Environmental Health Regulations and Standards (EHRS) conducted an inspection of the Bristol County Jail, Ash Street Facility on November 14, 2024, accompanied Officer Justin Monteiro, Environmental Health and Safety Officer, in accordance with Department regulations 105 CMR 451.000: Minimum Health and Sanitation Standards and Inspection Procedures for Correctional Facilities.

The inspection identified 159 total deficiencies: 52 deficiencies under the Required Standards (.100 and .200 series), 18 repeat deficiencies under the Required Standards, 45 deficiencies under the Recommended Standards (.300series), 43 repeat deficiencies under the Recommended Standards, and 1 deficiency under 105 CMR 451.402(B) (other conditions that may constitute a threat to health or safety).

Overview

Section 1 provides details of all deficiencies, including repeat deficiencies, found during the inspection. These are categorized by Required Standards, Recommended Standards, or additional applicable regulatory standards.

Section 2 provides information on areas that EHRS found to be compliant.

Section 3 documents the areas that EHRS did not inspect.

Section 4 provides information on submitting a Plan of Correction for the identified deficiencies.

Section 5 outlines observations and recommendations related to the inspection.

SECTION 1: Health and Safety Deficiencies

Deficiencies under the Required Standards (.100 and .200 series)

52 new deficiencies and 18 repeat deficiencies (indicated by an *) were found during the inspection:

1.	1st Floor	1 Alley	Cells	105 CMR 451.103	Mattresses: Mattress damaged in cell # 3 and 4
2.	1st Floor	1 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 5
3.	1st Floor	1 Alley	Cells	105 CMR 451.103*	Mattresses: Mattress damaged in cell # 7
4.	1st Floor	13 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, handwash sink out-of-order in cell # 185
5.	1st Floor	13 Alley	Showers	105 CMR 451.123	Maintenance: Soap scum on walls in shower # 2
6.	1st Floor	13 Alley	Showers	105 CMR 451.123	Maintenance: Soap scum on curtain in shower # 1 and 2
7.	1st Floor	13 Alley	Showers	105 CMR 451.123*	Maintenance: Floor paint damaged outside showers
8.	1st Floor	5 Alley	Cells	105 CMR 451.103	Mattresses: Mattress damaged in cell # 70 and 80
9.	1st Floor	9 Alley	Showers	105 CMR 451.123*	Maintenance: Floor paint damaged outside showers
10.	1st Floor	Basement	Maintenance Area	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, steam pipe leaking
11.	1st Floor	Basement	Maintenance Area	105 CMR 451.200	Food Storage, Preparation and Service: Food preparation not in compliance with 105 CMR 590.000, interior of microwave oven dirty
12.	1st Floor	Day Room	Showers	105 CMR 451.123	Maintenance: Floor damaged in shower # 5
13.	1st Floor	Day Room	Showers	105 CMR 451.123	Maintenance: Gap between floor and wall in shower # 1, 2, 3, and 5
14.	1st Floor	Day Room	Showers	105 CMR 451.130	Hot Water: Shower water temperature 92°F in shower # 1
15.	1st Floor	Day Room	Showers	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, shower # 1 leaking
16.	1st Floor	Day Room	Showers	105 CMR 451.126	Hot Water for Bathing and Hygiene: No hot water supplied to handwash sink outside shower area
17.	1st Floor	Day Room	Showers	105 CMR 451.123	Maintenance: Wall board missing under bench outside shower area
18.	1st Floor	Day Room	Showers	105 CMR 451.123	Maintenance: Bench damaged outside shower area
19.	1st Floor	Day Room	Showers	105 CMR 451.123*	Maintenance: Floor damaged in shower # 4
20.	1st Floor	Day Room	Showers	105 CMR 451.123*	Maintenance: Soap scum on floor and walls throughout area
21.	1st Floor	Day Room	Showers	105 CMR 451.123*	Maintenance: Floor paint damaged throughout shower area
22.	1st Floor	Day Room	Showers	105 CMR 451.123*	Maintenance: Floor and walls dirty throughout shower area
23.	1st Floor	Intake	Holding Cells	105 CMR 451.123	Maintenance: Shower curtain missing
24.	1st Floor	Intake	Holding Cells	105 CMR 451.123	Maintenance: Shower generally dirty

25. 1st Floor	Intake	Inmate Bathroom B-1	105 CMR 451.124	Water Supply: No cold water supplied to handwash sink
26. 1st Floor	Intake	Inmate Bathroom B-1	105 CMR 451.126	Hot Water for Bathing and Hygiene: Hot water temperature 82°F at handwash sink
27. 1st Floor	Intake	Inmate Bathroom B-2	105 CMR 451.123	Maintenance: Wall damaged behind door and under outlet
28. 2nd Floor	10 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 144
29. 2nd Floor	14 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, plumbing out-of-order in cell # 198
30. 2nd Floor	2 Alley	Cells	105 CMR 451.103	Mattresses: Mattress damaged in cell # 30
31. 2nd Floor	2 Alley	Cells	105 CMR 451.130*	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 26
32. 2nd Floor	6 Alley	Shower	105 CMR 451.123	Maintenance: Mold on ceiling outside showers
33. 2nd Floor	6 Alley	Shower	105 CMR 451.123*	Maintenance: Ceiling surface damaged outside showers
34. 2nd Floor	6 Alley	Shower	105 CMR 451.123*	Maintenance: Floor paint damaged outside showers
35. 2nd Floor	Health Services	Exam Room	105 CMR 451.126	Hot Water for Bathing and Hygiene: Hot water temperature 100°F at handwash sink
36. 3rd Floor	3 Alley	Cells	105 CMR 451.103	Mattresses: Mattress damaged in cell # 33
37. 3rd Floor	7 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 111
38. 3rd Floor	15 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 203 and 208
39. 4th Floor	16 Alley	Cells	105 CMR 451.103	Mattresses: Mattress damaged in cell # 216
40. 4th Floor	8 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 126 and 127
41. 4th Floor	8 Alley	Cells	105 CMR 451.130*	Plumbing: Plumbing not maintained in good repair, toilet fixture not secured to wall in cell # 125
42. 4th Floor	8 Alley	Shower	105 CMR 451.130*	Plumbing: Plumbing not maintained in good repair, shower out-of-order
43. 4th Floor	Plant 4	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, handwash sink clogged in cell # 5
44. 4th Floor	Plant 4	Showers	105 CMR 451.123	Maintenance: Soap scum on floor in shower # 1 and 2
45. 4th Floor	Plant 4	Showers	105 CMR 451.123	Maintenance: Soap scum on walls in shower # 2
46. 4th Floor	Plant 4	Showers	105 CMR 451.123	Maintenance: Soap scum on curtain in shower # 1 and 2
47. 4th Floor	Plant 4	Showers	105 CMR 451.123*	Maintenance: Floor paint damaged outside of showers
48. Food Service	3-Compartment Sink		105 CMR 451.200*	Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, Ecolab chemical dispenser not working appropriately. Standard found in 105 CMR 590; FC 4-501.11(A).

49. Food Service	Dining Area	105 CMR 451.200	Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not in good repair, wooden wall abutting Freezer water damaged. Standard found in 105 CMR 590; FC 6-501.11.	
50. Food Service	Dining Area	105 CMR 451.200	Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary; floor dirty near Freezer. Standard found in 105 CMR 590; FC 6-501.12(A).	
51. Food Service	Freezer	105 CMR 451.200*	Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, door handle rusted. Standard found in 105 CMR 590; FC 4-501.11(A)	
52. Food Service	Handwash Sink (across from ovens)	105 CMR 451.200	Numbers and Capacity; Handwashing Sinks: No hand drying method available at handwash sink (Pf). Standard found in 105 CMR 590; FC 6-301.12(A).	Corrected On-site
53. Food Service	Handwash Sink (near 3-Compartment sink)	105 CMR 451.200	Numbers and Capacity; Handwash Sinks: No hand drying method available at handwash sink (Pf). Standard found in 105 CMR 590; FC 6-301.12(A).	Corrected On-site
54. Food Service	Ice Machine	105 CMR 451.200	Cleaning of Equipment and Utensils, Objective: Nonfood contact surfaces of equipment dirty, exterior lid of ice machine dirty. Standard found in 105 CMR 590; FC 4-601.11(C).	
55. Food Service	Ice Machine	105 CMR 451.200*	Cleaning of Equipment and Utensils, Frequency: Accumulation of soil/mold observed on interior surfaces of ice machine. Standard found in 105 CMR 590; FC 4-602.11(E)(4)(b).	
56. Food Service	Inmate Bathroom	105 CMR 451.110(A)	Hygiene Supplies at Toilet and Handwash Sink: No soap at handwash sink	
57. Food Service	Inmate Bathroom	105 CMR 451.110(A)	Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink	
58. Food Service	Inmate Bathroom	105 CMR 451.117	Toilet Fixtures: Toilet fixture dirty	
59. Food Service	Main Area	105 CMR 451.200*	Design, Construction, and Installation; Functionality: Outer openings not protected against the entry of insects and rodents, door not tight-fitting. Standard found in 105 CMR 590; FC 6-202.15(A)(3).	

60. Food Service	Warewash Machine Area	105 CMR 451.200*	Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Non-functional equipment not repaired or removed from premises, warewash machine out-of-order. Standard found in 105 CMR 590; FC 6-501.114(A).
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Deficiencies under the Recommended Standards (.300 series)

45 new deficiencies and 43 repeat deficiencies (indicated by an *) were found during the inspection:

1. 1st Floor	1 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 6 and 14
2. 1st Floor	1 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 10
3. 1st Floor	1 Alley		105 CMR 451.353*	Interior Maintenance: Floor surface damaged in hallway
4. 1st Floor	13 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling damaged in cell # 181
5. 1st Floor	13 Alley	Slop Sink – Maintenance Closet	105 CMR 451.353	Interior Maintenance: Unlabeled chemical bottle
6. 1st Floor	5 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling surface damaged in cell # 73 and 74
7. 1st Floor	5 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 70
8. 1st Floor	5 Alley		105 CMR 451.353*	Interior Maintenance: Floor surface damaged in hallway
9. 1st Floor	5 Alley		105 CMR 451.350*	Structural Maintenance: Area not rodent and weathertight, large gap at bottom of fire exit door
10. 1st Floor	9 Alley	Barbershop	105 CMR 451.353	Interior Maintenance: Side of countertop damaged
11. 1st Floor	9 Alley	Barbershop	105 CMR 451.353*	Interior Maintenance: Upholstery damaged on chair
12. 1st Floor	9 Alley	Barbershop	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged
13. 1st Floor	9 Alley	Cells	105 CMR 451.353	Interior Maintenance: Mold on ceiling in cell # 138
14. 1st Floor	9 Alley	Cells	105 CMR 451.353	Interior Maintenance: Mold-stained walls in cell # 133
15. 1st Floor	9 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 133
16. 1st Floor	9 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 138
17. 1st Floor	9 Alley		105 CMR 451.353*	Interior Maintenance: Floor surface damaged in hallway
18. 1st Floor	Basement	Maintenance Area	105 CMR 451.353	Interior Maintenance: Excessive moisture present due to steam pipe leak throughout area
19. 1st Floor	Day Room	Main Area	105 CMR 451.360	Protective Measures: Insects observed near buckets under water spigots

20. 1st Floor	Day Room	Main Area	105 CMR 451.353*	Interior Maintenance: Floor surface damaged
21. 1st Floor	Day Room	Main Area	105 CMR 451.353*	Interior Maintenance: Wall paint damaged
22. 1st Floor	Day Room		105 CMR 451.353*	Interior Maintenance: Threshold damaged at entrance
23. 1st Floor	Intake	Holding Cells	105 CMR 451.353	Interior Maintenance: Floor paint damaged in Holding Cell # 3
24. 1st Floor	Laundry Room		105 CMR 451.353	Interior Maintenance: Wet mop stored in bucket
25. 2nd Floor	10 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 148
26. 2nd Floor	10 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall damaged under handwash sink in cell # 142
27. 2nd Floor	10 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 148 and 150
28. 2nd Floor	10 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 147
29. 2nd Floor	10 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling surface damaged in cell # 152
30. 2nd Floor	14 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 189 and 192
31. 2nd Floor	14 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 191
32. 2nd Floor	2 Alley	Cells	105 CMR 451.353	Interior Maintenance: Walls dirty in cell # 25
33. 2nd Floor	2 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Walls dirty in cell # 20, 23, and 26
34. 2nd Floor	6 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wooden threshold damaged outside cell # 89
35. 2nd Floor	6 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling water damaged in cell # 84
36. 2nd Floor	Health Services	Exam Room	105 CMR 451.353	Interior Maintenance: Mold on refrigerator gaskets
37. 2nd Floor	Health Services	Offices	105 CMR 451.353	Interior Maintenance: Upholstery on blue chair damaged
38. 3rd Floor	11 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 162 and 164
39. 3rd Floor	11 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 155 and 162
40. 3rd Floor	15 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 210
41. 3rd Floor	15 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 202 and 203
42. 3rd Floor	3 Alley	Cells	105 CMR 451.353	Interior Maintenance: Mold on walls in cell # 34 and 44
43. 3rd Floor	3 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 34
44. 3rd Floor	3 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling water damaged in cell # 43
45. 3rd Floor	7 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 97 and 102

46. 3rd Floor	7 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 99
47. 3rd Floor	7 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall dirty near toilet in cell # 101
48. 3rd Floor	Plant 3	Cells	105 CMR 451.353	Interior Maintenance: Mold on ceiling in cell # 6 and 8
49. 3rd Floor	Plant 3	Cells	105 CMR 451.353	Interior Maintenance: Mold on walls in cell # 8
50. 3rd Floor	Plant 3	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 7
51. 3rd Floor	Plant 3	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 1
52. 3rd Floor	Plant 3	Cells	105 CMR 451.353*	Interior Maintenance: Mold on ceiling in cell # 1
53. 3rd Floor	Plant 3	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 1 and 6
54. 3rd Floor	Plant 3		105 CMR 451.353*	Interior Maintenance: Floor paint damaged in common area
55. 3rd Floor	Plant 3		105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in common area
56. 4th Floor	12 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall surface damaged in cell # 171 and 176
57. 4th Floor	12 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Wall surface damaged in cell # 169
58. 4th Floor	4 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall damaged in cell # 55
59. 4th Floor	Plant 4	Cells	105 CMR 451.353	Interior Maintenance: Mold on ceiling in cell # 10
60. 4th Floor	Plant 4	Cells	105 CMR 451.353*	Interior Maintenance: Mold on ceiling in cell # 2, 5, and 6
61. 4th Floor	Plant 4	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 2, 3, 5, 6, 7, and 10
62. 4th Floor	Plant 4	Cells	105 CMR 451.353*	Interior Maintenance: Wall paint damaged in cell # 5
63. 4th Floor	Plant 4	Cells	105 CMR 451.353*	Interior Maintenance: Floor paint damaged in cell # 3 and 4
64. 4th Floor	Plant 4	Cells	105 CMR 451.353*	Interior Maintenance: Walls dirty in cell # 2 and 3
65. 4th Floor	Plant 4		105 CMR 451.353*	Interior Maintenance: Floor paint damaged in common area

Deficiencies under 105 CMR 451.402(B) (other conditions that may constitute a threat to health or safety)

1 new deficiency was found during the inspection:

1. 2nd Floor	Health Services	Nurse's Station	105 CMR 451.402(B)	Procedures; Records; Record-Keeping Log: Generator lacked written procedures for safe handling within the facility, missing written documentation of spill kit location. Standard found in 105 CMR 480.500(A)(2).
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SECTION 2: Areas Found to be in Compliance

EHRS inspected 48 additional areas of the facility which were found to be in compliance.

Section 3: Areas EHRS did not inspect

EHRS did not inspect 8 areas of the facility because they were either in use, locked, or under construction.

1.	1st Floor	1 Alley	Cells	Unable to Inspect – Cell # 9 Under Construction
2.	2nd Floor	Health Services	File Room	Unable to Inspect – Locked
3.	2nd Floor	Health Services	Offices	Unable to Inspect – Caseworker's Office Locked
4.	2nd Floor	14 Alley	Showers	Unable to Inspect – Shower # 1 and 2 Off-line
5.	2nd Floor	10 Alley	Showers	Unable to Inspect – Shower # 1 and 2 Off-line
6.	3rd Floor	7 Alley	Showers	Unable to Inspect – Shower # 1 and 2 Off-line
7.	3rd Floor	11 Alley	Showers	Unable to Inspect – Shower # 1 and 2 Off-line
8.	3rd Floor	Plant 3	Showers	Unable to Inspect – In Use

SECTION 4: Plan 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 which includes:

1. Specific corrective steps to be taken
2. A timetable for the corrective actions for larger projects
3. The date by which correction will be achieved
4. Any interim measures being implemented to ensure the health and safety of incarcerated individuals and facility staff
5. The plan should be signed by the Superintendent or Administrator and submitted to my attention, at the address listed above.

SECTION 5: Observations and Recommendations

1. The inmate population was 82 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 in North Dartmouth.
 - b. The EHRS 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 EHRS recommended any items that are used at this facility be washed, rinsed and sanitized in the 3-Compartment sink.
 - c. The EHRS recommended a paper towel dispenser be installed near the handwash sink located to the right of the 3-compartment sink.
 - d. The EHRS noted the following cell blocks to be unoccupied: 1 Alley, 2 Alley, 3, Alley, and 4 Alley.


To review the specific regulatory requirements please visit our website at www.mass.gov/dph/dcs and click on "Correctional Facilities" [105 CMR 451.000](#) available in both PDF and RTF formats. For more specific information about the food standards, you can download the merged food code, which can be found [here](#).

An inspection may also include observations of other conditions which could constitute a threat to the health or safety of inmates or employees, including but not limited to the standards set forth by the Department as follows, and report on such pursuant to 451.402(B). You can use these links below to review these standards:

- [105 CMR 205.000](#): Minimum Standards Governing Medical Records and Conduct of Physical Examinations in Correctional Facilities
- [105 CMR 480.000](#): Minimum requirements for the Management of Medical or Biological Waste
- [105 CMR 500.000](#): Good Manufacturing Practices for Food

This inspection report is true and accurate to the best of my knowledge.

Sincerely,



Kerry Wagner, MPH
Field Supervisor, EHRS, BCEH



THE COMMONWEALTH OF MASSACHUSETTS

OFFICE OF THE

BRISTOL COUNTY SHERIFF

400 Faunce Corner Road
North Dartmouth, Ma 02747

TEL. (508) 995-1311
FAX. (508) 995-7835

PAUL HEROUX
SHERIFF

**January 15, 2025
Department of Public Safety
Division of Community Sanitation
5 Randolph St
Canton MA 02021**

Dear Mr. Wallace,

Attached, please find the response from the Bristol County Sheriff's Office for the November 14th, 2024 DPH inspection of the Ash Street Facility located at 226 Ash Street in New Bedford.

Please be aware that the Bristol County Sheriff's Office is committed to ongoing improvements within this facility and is attempting to correct or has already corrected all areas of non-compliance.

Should you have any questions or concerns, please feel free to contact me at 508-995-6400 ext. 2831.

Respectfully,

**Lt. Andrew R. Mitzan
Environmental Health and Safety**

**Paul Heroux
Sheriff of Bristol County**



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KATHLEEN E. WALSH
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ROBERT GOLDSTEIN, MD,
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Tel: 617-624-6000
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January 14, 2025

Paul Heroux, 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

The Massachusetts Department of Public Health (Department) Division of Environmental Health Regulations and Standards (EHRS) conducted an inspection of the Bristol County Jail, Ash Street Facility on November 14, 2024, accompanied Officer Justin Monteiro, Environmental Health and Safety Officer, in accordance with Department regulations 105 CMR 451.000: Minimum Health and Sanitation Standards and Inspection Procedures for Correctional Facilities.

The inspection identified 159 total deficiencies: 52 deficiencies under the Required Standards (.100 and .200 series), 18 repeat deficiencies under the Required Standards, 45 deficiencies under the Recommended Standards (.300series), 43 repeat deficiencies under the Recommended Standards, and 1 deficiency under 105 CMR 451.402(B) (other conditions that may constitute a threat to health or safety).

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Section 3 documents the areas that EHRS did not inspect.

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SECTION 1: Health and Safety Deficiencies

Deficiencies under the Required Standards (.100 and .200 series)

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1.	1st Floor	1 Alley	Cells	105 CMR 451.103	Mattresses: Mattress damaged in cell # 3 and 4 <i>Mattress has been replaced.</i>
2.	1st Floor	1 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 5 <i>Toilet has been repaired</i>
3.	1st Floor	1 Alley	Cells	105 CMR 451.103*	Mattresses: Mattress damaged in cell # 7 <i>Mattress has been replaced.</i>
4.	1st Floor	13 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, handwash sink out-of-order in cell # 185 <i>Sink has been repaired</i>
5.	1st Floor	13 Alley	Showers	105 CMR 451.123	Maintenance: Soap scum on walls in shower # 2 <i>Walls have been cleaned</i>
6.	1st Floor	13 Alley	Showers	105 CMR 451.123	Maintenance: Soap scum on curtain in shower # 1 and 2 <i>Curtains have been cleaned</i>
7.	1st Floor	13 Alley	Showers	105 CMR 451.123*	Maintenance: Floor paint damaged outside Showers <i>Floor to be repainted by 2/28/25</i>
8.	1st Floor	5 Alley	Cells	105 CMR 451.103	Mattresses: Mattress damaged in cell # 70 and 80 <i>Mattresses have been replaced.</i>
9.	1st Floor	9 Alley	Showers	105 CMR 451.123*	Maintenance: Floor paint damaged outside Showers <i>Floor to be repainted by 2/28/25</i>
10.	1st Floor	Basement	Maintenance Area	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, steam pipe leaking <i>Leak has been repaired</i>
11.	1st Floor	Basement	Maintenance Area	105 CMR 451.200	Food Storage, Preparation and Service: Food preparation not in compliance with 105 CMR 590.000, interior of microwave oven Dirty <i>Microwave oven has been cleaned</i>
12.	1st Floor	Day Room	Showers	105 CMR 451.123	Maintenance: Floor damaged in shower # 5 <i>Floor to be repaired by 3/28/25</i>
13.	1st Floor	Day Room	Showers	105 CMR 451.123	Maintenance: Gap between floor and wall in shower # 1, 2, 3, and 5 <i>Gaps to be filled by 3/28/25</i>
14.	1st Floor	Day Room	Showers	105 CMR 451.130	Hot Water: Shower water temperature 92°F in shower # 1 <i>Water temp has been adjusted</i>
15.	1st Floor	Day Room	Showers	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, shower # 1 leaking <i>Shower has been repaired</i>
16.	1st Floor	Day Room	Showers	105 CMR 451.126	Hot Water for Bathing and Hygiene: No hot water supplied to handwash sink outside shower area <i>Sink has been repaired</i>

17. 1st Floor	Day Room	Showers	105 CMR 451.123	Maintenance: Wall board missing under bench outside shower area Wall board to be replaced by 2/28/25
18. 1st Floor	Day Room	Showers	105 CMR 451.123	Maintenance: Bench damaged outside shower area Bench to be repaired by 2/28/25
19. 1st Floor	Day Room	Showers	105 CMR 451.123*	Maintenance: Floor damaged in shower # 4 Floor to be repaired by 3/28/25
20. 1st Floor	Day Room	Showers	105 CMR 451.123*	Maintenance: Soap scum on floor and walls throughout area Floors and walls have been cleaned
21. 1st Floor	Day Room	Showers	105 CMR 451.123*	Maintenance: Floor paint damaged throughout shower area Floor to be repainted by 2/28/25
22. 1st Floor	Day Room	Showers	105 CMR 451.123*	Maintenance: Floor and walls dirty throughout shower area Floors and walls have been cleaned
23. 1st Floor	Intake	Holding Cells	105 CMR 451.123	Maintenance: Shower curtain missing Curtain has been replaced
24. 1st Floor	Intake	Holding Cells	105 CMR 451.123	Maintenance: Shower generally dirty Shower has been cleaned
25. 1st Floor	Intake	Inmate Bathroom B-1	105 CMR 451.124	Water Supply: No cold water supplied to handwash sink Plumbing has been repaired to this sink
26. 1st Floor	Intake	Inmate Bathroom B-1	105 CMR 451.126	Hot Water for Bathing and Hygiene: Hot water temperature 82°F at handwash sink Water temperature has been adjusted
27. 1st Floor	Intake	Inmate Bathroom B-2	105 CMR 451.123	Maintenance: Wall damaged behind door and under outlet Wall to be repaired by 3/28/25
28. 2nd Floor	10 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 144 Toilet has been repaired
29. 2nd Floor	14 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, plumbing out-of-order in cell # 198 Plumbing to be repaired by 2/28/25
30. 2nd Floor	2 Alley	Cells	105 CMR 451.103	Mattresses: Mattress damaged in cell # 30 Mattress has been replaced
31. 2nd Floor	2 Alley	Cells	105 CMR 451.130*	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 26 Toilet has been repaired
32. 2nd Floor	6 Alley	Shower	105 CMR 451.123	Maintenance: Mold on ceiling outside Showers Ceiling has been cleaned
33. 2nd Floor	6 Alley	Shower	105 CMR 451.123*	Maintenance: Ceiling surface damaged outside showers Ceiling to be repaired by 2/28/25
34. 2nd Floor	6 Alley	Shower	105 CMR 451.123*	Maintenance: Floor paint damaged outside Showers Floor to be repainted by 2/28/25
35. 2nd Floor	Health Services	Exam Room	105 CMR 451.126	Hot Water for Bathing and Hygiene: Hot water temperature 100°F at handwash sink Water temperature has been adjusted
36. 3rd Floor	3 Alley	Cells	105 CMR 451.103	Mattresses: Mattress damaged in cell # 33 Mattress has been replaced

37. 3rd Floor	7 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 111 Toilet has been repaired
38. 3rd Floor	15 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 203 and 208 Toilets have been repaired
39. 4th Floor	16 Alley	Cells	105 CMR 451.103	Mattresses: Mattress damaged in cell # 216 Mattress has been replaced
40. 4th Floor	8 Alley	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # 126 and 127 Toilets have been repaired
41. 4th Floor	8 Alley	Cells	105 CMR 451.130*	Plumbing: Plumbing not maintained in good repair, toilet fixture not secured to wall in cell # 125 Toilet has been repaired
42. 4th Floor	8 Alley	Shower	105 CMR 451.130*	Plumbing: Plumbing not maintained in good repair, shower out-of-order Shower has been repaired
43. 4th Floor	Plant 4	Cells	105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, handwash sink clogged in cell # 5 Sink has been treated and now flows freely
44. 4th Floor	Plant 4	Showers	105 CMR 451.123	Maintenance: Soap scum on floor in shower # 1 and 2 Floors have been cleaned
45. 4th Floor	Plant 4	Showers	105 CMR 451.123	Maintenance: Soap scum on walls in shower # 2 Walls have been cleaned
46. 4th Floor	Plant 4	Showers	105 CMR 451.123	Maintenance: Soap scum on curtain in shower # 1 and 2 Curtains have been cleaned
47. 4th Floor	Plant 4	Showers	105 CMR 451.123*	Maintenance: Floor paint damaged outside of showers Floor to be repainted by 2/28/25
48. Food Service	3-Compartment Sink		105 CMR 451.200*	Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, Ecolab chemical dispenser not working appropriately. Standard found in 105 CMR 590; FC 4-501.11(A). Vendor has repaired the dispenser
49. Food Service	Dining Area		105 CMR 451.200	Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not in good repair, wooden wall abutting Freezer water damaged. Standard found in 105 CMR 590; FC 6-501.11. Wall to be repaired by 3/28/25
50. Food Service	Dining Area		105 CMR 451.200	Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary; floor dirty near Freezer. Standard found in 105 CMR 590; FC 6-501.12(A). Floor has been cleaned

51. Food Service	Freezer	105 CMR 451.200*	Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, door handle rusted. Standard found in 105 CMR 590; FC 4-501.11(A) <i>Door handle to be repaired and repainted by 2/28/25</i>	
52. Food Service	Handwash Sink (across from ovens)	105 CMR 451.200	Numbers and Capacity; Handwashing Sinks: No hand drying method available at handwash sink (Pf). Standard found in 105 CMR 590; FC 6-301.12(A).	Corrected On-site
53. Food Service	Handwash Sink (near 3-Compartment sink)	105 CMR 451.200	Numbers and Capacity; Handwash Sinks: No hand drying method available at handwash sink (Pf). Standard found in 105 CMR 590; FC 6-301.12(A).	Corrected On-site
54. Food Service	Ice Machine	105 CMR 451.200	Cleaning of Equipment and Utensils, Objective: Nonfood contact surfaces of equipment dirty, exterior lid of ice machine dirty. Standard found in 105 CMR 590; FC 4-601.11(C). <i>Lid has been cleaned</i>	
55. Food Service	Ice Machine	105 CMR 451.200*	Cleaning of Equipment and Utensils, Frequency: Accumulation of soil/mold observed on interior surfaces of ice machine. Standard found in 105 CMR 590; FC 4-602.11(E)(4)(b). <i>Ice machine has been cleaned</i>	
56. Food Service	Inmate Bathroom	105 CMR 451.110(A)	Hygiene Supplies at Toilet and Handwash Sink: No soap at handwash sink <i>Soap has been refilled</i>	
57. Food Service	Inmate Bathroom	105 CMR 451.110(A)	Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink <i>Paper towels have been stocked at the sink</i>	
58. Food Service	Inmate Bathroom	105 CMR 451.117	Toilet Fixtures: Toilet fixture dirty <i>Toilet has been cleaned</i>	
59. Food Service	Main Area	105 CMR 451.200*	Design, Construction, and Installation; Functionality: Outer openings not protected against the entry of insects and rodents, door not tight-fitting. Standard found in 105 CMR 590; FC 6-202.15(A)(3). <i>Weather-stripping has been replaced</i>	

60. Food Service	Warewash Machine Area	105 CMR 451.200*	Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Non-functional equipment not repaired or removed from premises, warewash machine out-of-order. Standard found in 105 CMR 590; FC 6-501.114(A). <i>Warewash machine has been repaired</i>
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Deficiencies under the Recommended Standards (.300 series)

45 new deficiencies and 43 repeat deficiencies (indicated by an *) were found during the inspection:

1. 1st Floor	1 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 6 and 14 <i>Walls to be repainted by 2/28/25</i>
2. 1st Floor	1 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 10 <i>Ceiling to be repainted by 2/28/25</i>
3. 1st Floor	1 Alley		105 CMR 451.353*	Interior Maintenance: Floor surface damaged in hallway <i>Floor to be repaired by 3/28/25</i>
4. 1st Floor	13 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling damaged in cell # 181 <i>Ceiling to be repaired by 3/28/25</i>
5. 1st Floor	13 Alley	Slop Sink – Maintenance Closet	105 CMR 451.353	Interior Maintenance: Unlabeled chemical bottle <i>Label has been replaced on this bottle</i>
6. 1st Floor	5 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling surface damaged in cell # 73 and 74 <i>Ceiling to be repaired by 3/28/25</i>
7. 1st Floor	5 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 70 <i>Wall to be painted by 2/28/25</i>
8. 1st Floor	5 Alley		105 CMR 451.353*	Interior Maintenance: Floor surface damaged in hallway <i>Floor to be repaired by 3/28/25</i>
9. 1st Floor	5 Alley		105 CMR 451.350*	Structural Maintenance: Area not rodent and weathertight, large gap at bottom of fire exit door <i>Doors weather-stripping replaced</i>
10. 1st Floor	9 Alley	Barbershop	105 CMR 451.353	Interior Maintenance: Side of countertop Damaged <i>Countertop to be repaired by 3/28/25</i>
11. 1st Floor	9 Alley	Barbershop	105 CMR 451.353*	Interior Maintenance: Upholstery damaged on chair <i>Chair to be repaired by 3/28/25</i>
12. 1st Floor	9 Alley	Barbershop	105 CMR 451.353*	Interior Maintenance: Ceiling paint Damaged <i>Ceiling to be repainted by 2/28/25</i>
13. 1st Floor	9 Alley	Cells	105 CMR 451.353	Interior Maintenance: Mold on ceiling in cell # 138 <i>Ceiling has been cleaned</i>
14. 1st Floor	9 Alley	Cells	105 CMR 451.353	Interior Maintenance: Mold-stained walls in cell # 133 <i>Walls have been cleaned</i>

15. 1st Floor	9 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 133 Wall to be repainted by 2/28/25
16. 1st Floor	9 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 138 Ceiling to be repainted by 2/28/25
17. 1st Floor	9 Alley		105 CMR 451.353*	Interior Maintenance: Floor surface damaged in hallway Floor to be repaired by 3/28/25
18. 1st Floor	Basement	Maintenance Area	105 CMR 451.353	Interior Maintenance: Excessive moisture present due to steam pipe leak throughout area Leak to be repaired by 3/28/25
19. 1st Floor	Day Room	Main Area	105 CMR 451.360	Protective Measures: Insects observed near buckets under water spigots Area has been treated and we will monitor
20. 1st Floor	Day Room	Main Area	105 CMR 451.353*	Interior Maintenance: Floor surface Damaged Floor to be repaired by 3/28/25
21. 1st Floor	Day Room	Main Area	105 CMR 451.353*	Interior Maintenance: Wall paint Damaged Wall to be repainted by 2/28/25
22. 1st Floor	Day Room		105 CMR 451.353*	Interior Maintenance: Threshold damaged at entrance Threshold to be repaired by 3/28/25
23. 1st Floor	Intake	Holding Cells	105 CMR 451.353	Interior Maintenance: Floor paint damaged in Holding Cell # 3 Floor to be repainted by 2/28/25
24. 1st Floor	Laundry Room		105 CMR 451.353	Interior Maintenance: Wet mop stored in Bucket Mop has been stored properly
25. 2nd Floor	10 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 148 Ceiling to be repainted by 2/28/25
26. 2nd Floor	10 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall damaged under handwash sink in cell # 142 Wall to be repaired by 3/28/25
27. 2nd Floor	10 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 148 and 150 Walls to be repainted by 2/28/25
28. 2nd Floor	10 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 147 Ceiling to be repainted by 2/28/25
29. 2nd Floor	10 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling surface damaged in cell # 152 Ceiling to be repaired by 2/28/25
30. 2nd Floor	14 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 189 and 192 Ceilings to be repainted by 2/28/25
31. 2nd Floor	14 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 191 Ceiling to be repainted by 2/28/25

32. 2nd Floor	2 Alley	Cells	105 CMR 451.353	Interior Maintenance: Walls dirty in cell # 25 Walls have been cleaned
33. 2nd Floor	2 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Walls dirty in cell # 20, 23, and 26 Walls have been cleaned
34. 2nd Floor	6 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wooden threshold damaged outside cell # 89 Threshold to be repaired by 3/28/25
35. 2nd Floor	6 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling water damaged in cell # 84 Ceiling to be repainted by 2/28/25
36. 2nd Floor	Health Services	Exam Room	105 CMR 451.353	Interior Maintenance: Mold on refrigerator gaskets Gaskets have been cleaned
37. 2nd Floor	Health Services	Offices	105 CMR 451.353	Interior Maintenance: Upholstery on blue chair damaged Upholstery to be repaired by 3/28/25
38. 3rd Floor	11 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 162 and 164 Ceilings to be repainted by 2/28/25
39. 3rd Floor	11 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 155 and 162 Walls to be repainted by 2/28/25
40. 3rd Floor	15 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 210 Ceiling to be repainted by 2/28/25
41. 3rd Floor	15 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 202 and 203 Ceilings to be repainted by 2/28/25
42. 3rd Floor	3 Alley	Cells	105 CMR 451.353	Interior Maintenance: Mold on walls in cell # 34 and 44 Walls have been cleaned
43. 3rd Floor	3 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 34 Ceiling to be repainted by 2/28/25
44. 3rd Floor	3 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling water damaged in cell # 43 Ceiling to be repainted by 2/28/25
45. 3rd Floor	7 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 97 and 102 Walls to be repainted by 2/28/25

46. 3rd Floor	7 Alley	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 99 Ceiling to be repainted by 2/28/25
47. 3rd Floor	7 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall dirty near toilet in cell # 101 Wall has been cleaned
48. 3rd Floor	Plant 3	Cells	105 CMR 451.353	Interior Maintenance: Mold on ceiling in cell # 6 and 8 Ceiling has been cleaned
49. 3rd Floor	Plant 3	Cells	105 CMR 451.353	Interior Maintenance: Mold on walls in cell # 8 Walls have been cleaned
50. 3rd Floor	Plant 3	Cells	105 CMR 451.353	Interior Maintenance: Ceiling paint damaged in cell # 7 Ceiling to be repainted by 2/28/25
51. 3rd Floor	Plant 3	Cells	105 CMR 451.353	Interior Maintenance: Wall paint damaged in cell # 1 Wall to be repainted by 2/28/25
52. 3rd Floor	Plant 3	Cells	105 CMR 451.353*	Interior Maintenance: Mold on ceiling in cell # 1 Ceiling has been cleaned
53. 3rd Floor	Plant 3	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 1 and 6 Ceilings to be repainted by 2/28/25
54. 3rd Floor	Plant 3		105 CMR 451.353*	Interior Maintenance: Floor paint damaged in common area Floor to be repainted by 2/28/25
55. 3rd Floor	Plant 3		105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in common area Ceiling to be repainted by 2/28/25
56. 4th Floor	12 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall surface damaged in cell # 171 and 176 Walls to be repaired by 3/28/25
57. 4th Floor	12 Alley	Cells	105 CMR 451.353*	Interior Maintenance: Wall surface damaged in cell # 169 Wall to be repaired by 3/28/25
58. 4th Floor	4 Alley	Cells	105 CMR 451.353	Interior Maintenance: Wall damaged in cell # 55 Wall to be repaired by 3/28/25
59. 4th Floor	Plant 4	Cells	105 CMR 451.353	Interior Maintenance: Mold on ceiling in cell # 10 Ceiling has been cleaned
60. 4th Floor	Plant 4	Cells	105 CMR 451.353*	Interior Maintenance: Mold on ceiling in cell # 2, 5, and 6 Ceilings have been cleaned
61. 4th Floor	Plant 4	Cells	105 CMR 451.353*	Interior Maintenance: Ceiling paint damaged in cell # 2, 3, 5, 6, 7, and 10 Ceilings to be repainted by 2/28/25
62. 4th Floor	Plant 4	Cells	105 CMR 451.353*	Interior Maintenance: Wall paint damaged in cell # 5 Wall to be repainted by 2/28/25
63. 4th Floor	Plant 4	Cells	105 CMR 451.353*	Interior Maintenance: Floor paint damaged in cell # 3 and 4 Floors to be repainted by 2/28/25

64. 4th Floor	Plant 4	Cells	105 CMR 451.353*	Interior Maintenance: Walls dirty in cell # 2 and 3 Walls have been cleaned
65. 4th Floor	Plant 4		105 CMR 451.353*	Interior Maintenance: Floor paint damaged in common area Floor to be repainted by 2/28/25

Deficiencies under 105 CMR 451.402(B) (other conditions that may constitute a threat to health or safety)

1 new deficiency was found during the inspection:

1. 2nd Floor	Health Services	Nurse's Station	105 CMR 451.402(B)	Procedures; Records; Record-Keeping Log: Generator lacked written procedures for safe handling within the facility, missing written documentation of spill kit location. Standard found in 105 CMR 480.500(A)(2). BCSO policies have been updated to comply with above standard.
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SECTION 2: Areas Found to be in Compliance

EHRS inspected 48 additional areas of the facility which were found to be in compliance.

Section 3: Areas EHRS did not inspect

EHRS did not inspect 8 areas of the facility because they were either in use, locked, or under construction.

1. 1st Floor	1 Alley	Cells	Unable to Inspect – Cell # 9 Under Construction
2. 2nd Floor	Health Services	File Room	Unable to Inspect – Locked
3. 2nd Floor	Health Services	Offices	Unable to Inspect – Caseworker's Office Locked
4. 2nd Floor	14 Alley	Showers	Unable to Inspect – Shower # 1 and 2 Off-line
5. 2nd Floor	10 Alley	Showers	Unable to Inspect – Shower # 1 and 2 Off-line
6. 3rd Floor	7 Alley	Showers	Unable to Inspect – Shower # 1 and 2 Off-line
7. 3rd Floor	11 Alley	Showers	Unable to Inspect – Shower # 1 and 2 Off-line
8. 3rd Floor	Plant 3	Showers	Unable to Inspect – In Use

SECTION 4: Plan 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 which includes:

1. Specific corrective steps to be taken
2. A timetable for the corrective actions for larger projects
3. The date by which correction will be achieved
4. Any interim measures being implemented to ensure the health and safety of incarcerated individuals and facility staff
5. The plan should be signed by the Superintendent or Administrator and submitted to my attention, at the address listed above.

SECTION 5: Observations and Recommendations

1. The inmate population was 82 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 in North Dartmouth.

- b. The EHRS was informed all kitchen cooking and serving items are pre-washed at this location prior to returning to the House of Corrections in Dartmouth where they are put through the mechanical warewashing machine to be washed and sanitized. The EHRS recommended any items that are used at this facility be washed, rinsed and sanitized in the 3-Compartment sink.
- c. The EHRS recommended a paper towel dispenser be installed near the handwash sink located to the right of the 3-compartment sink.
- d. The EHRS noted the following cell blocks to be unoccupied: 1 Alley, 2 Alley, 3, Alley, and 4 Alley.

To review the specific regulatory requirements please visit our website at www.mass.gov/dph/dcs and click on "Correctional Facilities" [105 CMR 451.000](#) available in both PDF and RTF formats. For more specific information about the food standards, you can download the merged food code, which can be found [here](#).

An inspection may also include observations of other conditions which could constitute a threat to the health or safety of inmates or employees, including but not limited to the standards set forth by the Department as follows, and report on such pursuant to 451.402(B). You can use these links below to review these standards:

- [105 CMR 205.000](#): Minimum Standards Governing Medical Records and Conduct of Physical Examinations in Correctional Facilities
- [105 CMR 480.000](#): Minimum requirements for the Management of Medical or Biological Waste
- [105 CMR 500.000](#): Good Manufacturing Practices for Food

This inspection report is true and accurate to the best of my knowledge.

Sincerely,

A handwritten signature in blue ink, appearing to read "Kerry Wagner".

Kerry Wagner, MPH
Field Supervisor, EHRS, BCEH



MAURA T. HEALEY
Governor

KIMBERLEY DRISCOLL
Lieutenant Governor

The Commonwealth of Massachusetts

Executive Office of Health and Human Services

Department of Public Health

Bureau of Climate and Environmental Health

Division of Environmental Health Regulations and Standards

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February 20, 2025

Paul Heroux, Sheriff
Bristol County Jail, Ash Street Facility
400 Faunce Corner Road
Dartmouth, MA 02747 (electronic copy)

Re: Plan of Correction – Bristol County Jail, Ash Street Facility, New Bedford

Dear Sheriff Heroux:

The Massachusetts Department of Public Health, Division of Environmental Health Regulations and Standards (EHRS) has received your Plan of Correction in response to the inspection on November 14, 2024. After review, EHRS finds the plan appropriately addresses all of the deficiencies noted.

Thank you for your prompt attention to this matter, should you have any questions please contact me at the address listed above.

Sincerely,

Patrick Wallace
Environmental Health Inspector, EHRS, BCEH

cc: Joseph Oliver III, Superintendent
Lieutenant Andrew Mitzan, EHSO

(electronic copy)
(electronic copy)