

The Fire Safety Code Board of Appeal & Review met in the Conference Room located adjacent to 55 Cedar Street, Providence, RI on Tuesday, July 19, 2005 at 1:00 PM. Present were Chairman Farrell, Vice Chairman Coutu and Commissioners Blackburn, Preiss, Newbrook, Burlingame, Evans, Pearson, O'Connell, Richards and Filippi. Also present were Executive Director Thomas Coffey, Esq. and Assistant Administrative Officer Carol Marsella. The following appeals were considered.

Appeal # 040163: Mr. Peter Squatrito, for the property located at 29 State Street in Bristol (The Elbow Room). Chief Robert Martin appeared for the Bristol Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Vice Chairman Coutu, to grant the following relief. The Applicant is granted a time variance of 120 days in which to replace or remove the cited rug and 120 days in which to replace or repair the cited ceiling tiles. The Applicant has indicated that all other deficiencies, with the exception of items #2, 8 and 12, have been corrected. Items 2, 8 and 12 are the responsibility of the owner of this building and will have to be corrected by the owner. The motion carried over the opposition of Commissioner Burlingame. This case is closed. If the owner of this building wishes to apply for a variance as to items 2, 8 and 12, he will have to open a new file.

Appeal #050186: Ms. Catherine Murphy for the property located at 140-142 Humboldt Avenue in Providence. DSFM Fournier appeared

for the Providence Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Blackburn, to grant the following relief. The Applicant has fifteen days to install portable fire extinguishers in this facility, and 120 days to correct the balance of the cited deficiencies. The Board granted the Providence Fire Marshal's office the authority to grant the Applicant additional time beyond the 120 days specified by the Board if the Applicant needs additional time to comply, only if the Marshal feels the Applicant is making substantial progress towards correction. The motion was unanimous.

Appeal #050262: Mr. William Connerton and Mr. Michael Leber, for the property located at 44 Ochre Point Avenue in Newport. Captain Harry Halgring appeared for the Newport Fire Marshal's office. Commissioner Evans made a motion, seconded by Commissioner Pearson, to grant the following relief. The Board hereby approves the plan of action proposed by the Applicant with the timetables contained therein. The Board approves three options for a sprinkler system for this facility: 1. A dry system, 2. A pre-action system, or 3. a "mist" system, subject to a third party review and agreeable to the fire Marshal and the Applicant. The motion was unanimous.

Appeal #040186: Ms. Kimberley Cavanaugh, for the property located at 464-466 Thames Street in Newport. Captain Harry Halgring appeared for the Newport Fire Marshal's office. Vice Chairman Coutu made a motion, seconded by Commissioner Filippi, to grant the

following relief. All previously granted variances will be reinstated and the Applicant is granted 120 days from the date of the decision in which to upgrade the existing alarm system to a municipal system. Additional time can be granted by the AHJ at his discretion. The motion was unanimous.

Appeal #040480: Mr. John Holmes, for the property located at 1016 Main Street in East Greenwich. Lt. Vespia and Marshal Hawksley appeared for the East Greenwich Fire Marshal's office. A motion was made by Commissioner Newbrook, seconded by Commissioner Richards, to grant the following relief. The Applicant will limit the occupancy of this facility to 125 people, and must report to the Fire Marshal all upcoming events to be held in this facility. All remaining deficiencies will be corrected within 120 days, at the direction and to the satisfaction of the East Greenwich Fire Marshal's office. The motion passed over the objection of Commissioner Burlingame.

Appeals #040465, 040466, 040467, 040468, 050478: Mr. Gordon Richardson, for the properties located at 425 East Avenue (Burrillville High School), 915 Steere Farm Road (Steere Farm Elementary School), 135 Main Street (Austin T. Levy School), 75 Callahan School Street (Callahan School) and 2220 Broncos Highway (Burrillville Middle School) all located in Harrisville. Chief Mark St. Pierre and ADSFM Joe Marcello appeared for the fire service. Commissioners Blackburn and Burlingame abstained from voting on these cases. All files will remain open in the event the Applicant or the Marshals wish

to revisit any of the deficiencies. The plans of action, with any additional requirements deemed necessary by the AHJ, have been approved for these facilities and will address issues such as (but not limited to) replacing the transoms over the doors or sprinkling the egress corridors. The motion was unanimous.

Under subcommittee recommendations, the Board approved the subcommittee's 7-19-05 recommendation to authorize a TCO for the property located at 115 Empire Street in Providence, for a one-time event, pursuant to the conditions proposed by the Applicant.

**Respectfully submitted,
Carol Marsella**