

The Fire Safety Code Board of Appeal & Review met in the Conference Room located adjacent to 55 Cedar Street, Providence, RI on Tuesday, July 26, 2005 at 1:00 PM. Present were Vice Chairman Coutu and Commissioners Blackburn, Preiss, Newbrook, Burlingame, Pearson and O'Connell. Also present were Executive Director Thomas Coffey, Esq. and Assistant Administrative Officer Carol Marsella. The following appeals were considered.

Appeal # 020116: Mr. William Bryan for the property located at 115 Tripps Lane, East Providence. Captain Curtis Wise appeared for the East Providence Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Blackburn, to approve the request that the standard applied in decision #020116 be approved for an additional data center in the same facility. The motion was unanimous.

Appeal #050480: Mr. Al Ferrullo and Mr. Tim Harrington for the property located at 251 New London Avenue in Warwick. Marshal Arthur Lowe appeared for the Warwick Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Preiss, to grant the Warwick Fire Marshal's office the authority to grant a temporary certificate of occupancy for a portion of the building for a three-day event to be held at the Country Club. The Applicant has agreed to hire a firefighter on duty during this time. There was no objection from the Warwick Fire Marshal's office and the motion was unanimous.

Appeal #050482: Ms. Lenore Schmidt, for the property located at 51 Front Street in Cumberland. Lt. Berry and Chief Walsh appeared for the Cumberland Fire Marshal's office. DSFM Steven Day appeared for the State Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioner O'Connell, to grant the Cumberland Fire Marshal's office the authority to issue a temporary certificate of occupancy for any portions of this facility that are ready to come on line. The motion was unanimous.

Appeal #040193: Mr. Kevin Coffey for the property located at 421 Hope Street in Providence. Chief of Inspections William Howe and DSFM Steven Day appeared for the State Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioner Preiss, to grant the Applicant the following relief. The Applicant is granted 120 days from the date of this decision in which to correct the landing cited in deficiency #7, at the direction and to the satisfaction of the State Fire Marshal's office. The penetrations of the basement ceiling should be repaired during this time, also at the direction and to the satisfaction of the State Fire Marshal's office. This case is to remain open until these deficiencies are corrected. The motion was unanimous.

Appeal #040199: Mr. Joseph Dziobek, for the property located at 1257 Cranston Street in Cranston. DSFM Groff appeared for the State Fire Marshal's office. Commissioner Newbrook made a motion, seconded

by Commissioner Preiss, to grant the Applicant a time variance of 120 days from the date of this decision in which to correct all cited deficiencies with the exception of #s 2, 3, 5 and 10, for which variances have been granted based on structural hardship. The motion was unanimous.

Appeal #040299: Mr. Jim Belanger and Mr. Lawrence Leonard, for the property located at 75 Providence Street in West Warwick. It was determined that a decision could not be reached until an on-site inspection of this facility is made by the Board. This inspection is tentatively scheduled for the week of August 8, 2005.

Appeal #050389: Mr. John O'Reilly, for the property located at 270 Jenckes Hill Road in Smithfield. Commissioner Newbrook made a motion, seconded by Commissioner O'Connell to accept the Applicant's plan of action, corrections to be made at the direction and to the satisfaction of the Smithfield Fire Marshal's office. The motion was unanimous.

Mr. Kevin Culley appeared for the University of Rhode Island to present the University's request for a blanket variance from the provisions of sections 7.2.1.5.1 and 7.2.1.5.2. Chief Deputy R. Michael DiMascolo and Chief of Inspections William Howe appeared for the State Fire Marshal's office. After lengthy discussion, it was determined that this matter will be continued at the August 2, 2005 hearing.

Respectfully submitted,
Carol Marsella