

The Fire Safety Code Board of Appeal & Review met in the Conference Room located adjacent to 55 Cedar Street, Providence, RI on Tuesday, August 23, 2005 at 1:00 PM. Present were Chairman Farrell and Commissioners Blackburn, Preiss, Newbrook, O'Connell, Pearson and Burlingame. Also present were Executive Director Thomas Coffey, Esq. and Assistant Administrative Officer Carol Marsella. The following appeals were considered.

Appeal # 050603: Mr. Vern Oliver for the property located at 35 Martin Street in Cumberland. Chief John Walsh and Lt. Paul Berry appeared for the Cumberland Fire Marshal's office and Chief Deputy Richard James appeared for the State Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioner O'Connell, to grant the following relief. The Board approved the plan of action submitted by Chief Walsh, thereby allowing the Applicant to maintain the business in operation. The Applicant will upgrade the dry chemical system and will install a wt system within one year. The motion was unanimous.

Appeal #040174: Ms. Dianne Browning for the property located at 521 Main Street in South Kingstown. Marshals Bruce Rice and Bob Emmott appeared for the Union Fire District Fire Marshal's office. A subcommittee of the Fire Board toured this facility on August 22, 2005. Commissioner Burlingame made a motion, seconded by Commissioner O'Connell, to accept the subcommittee's recommendation for this facility. There was no objection by the AHJ

to this plan, predicated on the fact that a full sprinkler and fire alarm system will be installed in this facility. The motion was unanimous.

Appeal #040277B, 040278B, 040279B, 040280B: Mr. Mark Saccoccio for the properties located at 5 LeBaron Drive, 1100 Frenchtown Road, 100 Cedar Street and 2 Chestnut Drive in East Greenwich. Marshal Susan Hawksley appeared for the East Greenwich Fire Marshal's office. It was determined that the East Greenwich School Department will conform to the original time frames previously determined by the Fire Board in the matters of Cole Jr. High School and the Meadowbrook School. Commissioner Newbrook made a motion, seconded by Commissioner Blackburn, that the East Greenwich School Department be granted additional time to comply with a previous decision in the matters of Frenchtown School and Hanaford School, and the deficiencies in those two schools will be corrected prior to re-opening of those schools in January of 2006. The motion was unanimous.

Appeal #050485: Ms. Nancy Coll for the property located at 278 ?East Main Road in Portsmouth. Marshal Jeff Lynch appeared for the Portsmouth Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Pearson, to accept the plan of action for this facility presented by MWL Consulting. There was no objection by the AHJ and the motion was unanimous.

Appeal #050488: Mr. Michael McHugh for the property located at

204-210 Broad Street in Providence. Marshal Daniel Isles appeared for the Providence Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioner Blackburn, to grant the following relief. The Providence Fire Marshal's office will be granted the authority to issue a TCO for the first floor tenant space in order to allow two commercial tenants to occupy that space while work is being done in the remainder of this facility. All cooking operations will cease until a compliant hood is installed in the existing restaurant. The motion passed over the objection of Commissioner Preiss.

Appeal #050236: Fr. Bucci and Mr. Mohamed A. Abderlhaman for the property located at 840(R) Providence Street in West Warwick. (Islamic School) Chief Denis Larocque, Captain David Pastore and ADSFM John Peiczarck appeared for the West Warwick Fire Marshal's office. Commissioner Burlingame made a motion, seconded by Commissioner Newbrook, to grant the Applicant a time variance until January of 2006, in which to correct those deficiencies noted in the Fire Marshal's report. The motion was unanimous. This file shall remain open.

Appeal #050309: Fr. Bucci and Mr. Mohamed A. Abderlhaman for the property located at 840(R) Providence Street in West Warwick. (Islamic School – Gymnasium) Chief Denis Larocque, Captain David Pastore and ADSFM John Peiczarck appeared for the West Warwick Fire Marshal's office. Commissioner Preiss made a motion, seconded

by Commissioner Newbrook, to grant the Applicant a time variance until January of 2006, in which to correct those deficiencies noted in the Fire Marshal's report. The motion was unanimous. This file shall remain open.

Appeal #050456: Mr. Michael J. Caparco for the property located at 500 Laten Knight Road in Cranston. Lt. Timothy Hawthorne appeared for the Cranston Fire Marshal's office. The Applicant had requested that he be allowed not to sprinkler this thirty-six stall horse barn which he wanted to use to house horses of non-family members. Commissioner Newbrook made a motion, seconded by Commissioner, to grant the Applicant's request. The motion failed.

Under old business, Mr. Tom Johnson, representing Quizno Sub, returned before the Board requesting acceptance of the hood system proposed for Quizno Sub statewide, to be operated in accordance with Quizno standards as outlined in a previously presented proposal. This hood system, "Q-Vent" is specific to Quizno's process of warming sandwiches and Commissioner Newbrook made a motion, seconded by Commissioner Blackburn, that this system be accepted, on a statewide basis, for use by Quizno Sub only. The motion was unanimous.

Respectfully submitted,
Carol Marsella