

The Fire Safety Code Board of Appeal & Review met at 260 West Exchange Street in Conference Room 109, Providence, RI on Tuesday, January 10, 2006 at 1:00 PM. Present were Acting Chairman Coutu and Commissioners Blackburn, Preiss, Newbrook, Burlingame, and Richard. Also present were Executive Director Thomas Coffey, Jr., Esq. and Assistant Administrative Officer Carol Marsella. The following were considered.

Appeal #050545: For the property located at 16, Fraternity Circle, Kingston. DSFM Christine Kent appeared for the State Fire Marshal's office. Commissioner Preiss recused himself from consideration of this case. Commissioner Newbrook made a motion, seconded by Commissioner Blackburn, to reconfirm the original decision in this matter. The motion was unanimous.

Appeal #050299: Mr. Lawrence Leonard, for the property located at 75 Providence Street, West Warwick. Commissioners Blackburn and Burlingame recused themselves from consideration of this case. Chief David Pastore appeared for the West Warwick Fire Marshal's office. Mr. Stanley Pikul appeared as the alternate building official for the city and Tim Larose appeared for Hughes Associates on behalf of the Applicant. Vice Chairman Coutu made a motion, seconded by Commissioner Richard to reaffirm the Board's original conclusion in item #13 from the 8-20-05 hearing on this matter. The motion was unanimous.

Appeal #060000: Mr. Stephen Leighton for the property located at 2375 South County Trail, east Greenwich. ADSFM Susan Hawksley appeared for the East Greenwich Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Richard, to approve the Applicant's alternate plan of action and directs the Applicant to make the corrections at the direction and to the satisfaction of the East Greenwich Fire Marshal's office.

Appeal #050692: Mr. Mark Gasbarro for the property located at 359-361 Atwells Avenue, Providence. ADSFM Michael Brown appeared for the Providence Fire Marshal's office. Commissioner Burlingame made a motion, seconded by Commissioner Blackburn to grant the Applicant the following relief. The Applicant is granted a variance to allow the winders to remain in this facility, based on structural hardship. The Applicant is given a time variance of 15 days in which to install fire extinguishers in this facility, and 120 days from the date of the decision in which to correct all other outstanding deficiencies. The motion was unanimous.

Commissioner Pearson is now in attendance.

Appeal #050901: Rev. James Ruggieri for the property located at 244 Smith Street in Providence. ADSFM Lisa Krapf and George Calise appeared for the Providence Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioner Richard, to approve the plan of action for this facility as presented by the

Applicant and agreed to by the AHJ, with the modifications made by the Board. This file is to remain open. The motion was unanimous.

Appeal #050892: Mr. Jesus Rodriguez, for the property located at 971 Broad Street in Providence. Inspector Richard Fournier appeared for the Providence Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Vice Chairman Coutu, to grant the Applicant a time variance of 120 days in which to correct deficiency #4. Additional time can be extended by the AHJ for good cause shown, but this deficiency shall be corrected, and the facility shall be in compliance, no later than October 1, 2006. The motion was unanimous.

Appeal #050917: Mr. Richard Shappy, for the property located at 31 Aborn Street in Providence. Inspector Richard Fournier appeared for the Providence Fire Marshal's office. It was determined that the AHJ will re-inspect this facility and then meet with the Applicant's engineer to review the plan of action for the installation of the sprinkler and master box. This file will remain open.

**Respectfully submitted,
Carol Marsella**