

The Fire Safety Code Board of Appeal & Review met in Conference Room 109 at 260 West Exchange Street, Providence, RI on Tuesday, February 28, 2006 at 1:00 PM. Present were Chairman Farrell, Vice Chairman Coutu and Commissioners Richard, Blackburn, Newbrook, Preiss, Burlingame, Pearson, Filippi and O'Connell. Also present were Executive Director Thomas Coffey, Jr., Esq. and Assistant Administrative Officer Carol Marsella. The following appeals were considered.

Appeal #050940: Mr. Michael Balaban for the property located at 72 Touro Street, Newport (Touro Synagogue). Assistant Deputy State Fire Marshals Kirwin and Cronin appeared for the Newport Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Vice Chairman Coutu for the following relief. As to the plan of action dated 15 February, 2006, variances were granted for items 1-7 and item 10 on the basis of structural hardship. Item 8 had been corrected, and item 9 shall be corrected at the direction and to the satisfaction of the Newport Fire Marshal's office. This file is left open in case no agreement on item 9 can be made by the parties. As to the 20 December 2005 plan of action, a variance was granted on item 1 to allow for only 1 horn strobe instead of 2. The Applicant will comply with items 2, 9 and 10 and a variance was granted on the basis of structural hardship for items 3-8. The Board granted the Newport Fire Marshal's office the authority to issue a temporary certificate of occupancy for this facility. The motion was unanimous.

Appeal #040423: Ms. Debra Miraglia for the property located at 140 Natick Avenue, Cranston. DSFM Vincent Quintero appeared for the State Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioner Newbrook to grant the Applicant's request to keep a single approved means of egress from the second floor of the facility, based on limited use and structural hardship. The motion was unanimous.

Appeal #060091: Mr. Joel Nordberg for the property located on Map 26, Lot 2 in Portsmouth. ADSFM Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Pearson to grant a variance from the provisions of section 7.2.1.4.4 for the cited door. The motion was unanimous.

Appeal #050014: Mr. Robert Collins for the property located at 3351 East Main Road in Portsmouth. ADSFM Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. Commissioner Burlingame made a motion, seconded by Commissioner Pearson, to grant the Applicant a variance from the provisions of section 13.2.4.1 for the cited means of egress. The motion was unanimous.

Appeal #050068: Mr. Scott Polselli, for the property located at 2461 East Main Road in Portsmouth. ADSFM Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Filippi, to grant the following

relief. A variance is granted on items 2 and 4 for the basement of this facility, for item 5, provided there is no occupancy of the attic, and for the added item #7 for stairwell dimensions. The Applicant is granted a time variance of ninety (90) days to correct any outstanding deficiencies. The motion is unanimous.

Appeal #060046: Joseph and Gail Sharry, for the property located at 308 Shore Road in Westerly. Chief Michael Frink appeared for the Dunn's Corners Fire District. Vice Chairman Coutu made a motion, seconded by Commissioner Burlingame, to deny the Applicant's request to not provide this facility with a compliant fire alarm. The motion was unanimous.

Appeal #050568: Warwick Columbus Corp., for the property located at 475 Sandy Lane, Warwick. ADSFM Dan Bradley appeared for the Warwick Fire Marshal's office. As the Applicant planned to reduce the occupancy of this facility, at the direction and to the satisfaction of the Warwick Fire Marshal's office, the need to request a variance from the provisions of section 13.3.5.1.1 is moot. This file will remain open until the Applicant forwards a copy of his plan of action, approved by the Warwick Fire Marshal's office, to the Board.

Appeal #060073: Mr. Walter Richardson, for the property located at 1551-1555 Centerville Road, Warwick. ADSFM Dan Bradley appeared for the Warwick Fire Marshal's office. Commissioner Preiss made a motion, seconded by Commissioner Filippi, to grant the Applicant 120

days in which to make the necessary corrections to bring this facility up to code. The motion was unanimous.

Under old business, Vice Chairman Coutu made a motion, seconded by Commissioner Blackburn, to accept the subcommittee's recommendations on the questions submitted.

Respectfully submitted,

Carol Marsella