

The Rhode Island Fire Safety Code Board of Appeal & Review met in Conference Room 109 located at 260 West Exchange Street, Providence RI on Tuesday, June 5, 2007 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Richard, Blackburn, Jasparro, Preiss, Jackson and Filippi. Also present were Executive Director Thomas Coffey and Assistant Administrative Officer Carol Marsella. The following cases were heard.

APPEAL # 050250: Carousel Nursery School, for the property located at 16 Miller Street, Warren. Chief Alexander Galinelli appeared for the Warren Fire Department and DSFM Octavio Vieira appeared for the State Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioner Newbrook, to approve the plan of action for the relocation of the nursery school to the first floor of the facility, corrections to be made prior to the re-opening of school in September, 2007. The motion was unanimous.

APPEAL #070239: Mr. Michael Worthen, for the property located at 200 Industrial Drive, North Smithfield. Deputy Chief E. Craig Beausoleil appeared for the North Smithfield Fire Marshal's office. Commissioner Jasparro made a motion, seconded by Commissioner Jackson, to allow the tent to remain from March 1 through December 31. The motion was unanimous.

APPEAL #050289: The American Legion, for the property located at

3064 East Main Road, Portsmouth. Chief Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. Commissioner Filippi made a motion, seconded by Commissioner Blackburn, to grant a variance from the provisions of section 7.1.4.1.1 for the headroom issue. The Applicant will correct the balance of the items at the direction and to the satisfaction of the Portsmouth Fire Marshal's office. The motion was unanimous.

APPEAL #050290: TDS Realty, for the property located at 1 Lagoon Road, Portsmouth. Chief Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. Commissioner Blackburn made a motion, seconded by commissioner Newbrook, to grant the Applicant a time variance of ninety (90) days in which to bring this facility into compliance. The motion was unanimous.

APPEAL #050308: Mr. Arthur Gernt, for the property locate at 804 Park Avenue, Woonsocket. ADSFM Francis Dunton appeared for the Woonsocket Fire Marshal's office. Commissioner Filippi made a motion, seconded by Commissioner Newbrook, to grant the Applicant the following relief. The Applicant is granted a variance from the provisions of section 7.1.5.3 and table 7.2.2.2.1(b) on the basis of structural hardship. The Applicant is granted a time variance of thirty (30) days in which to correct the remaining deficiencies in this facility, at the direction and to the satisfaction of the Woonsocket Fire Marshal's office. The motion was unanimous.

APPEAL #050552: Mr. Paul Latraverse, for the property located at 136 Social Street, Woonsocket. ADSFM Thomas Papa appeared for the Woonsocket Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by commissioners Richard and Blackburn, to grant the Applicant a time variance of 120 days to install a modified sprinkler system in this facility and to correct any remaining deficiencies that exist in this facility. The AHJ is authorized to extend the above time variance for good faith shown. The motion was unanimous.

APPEAL #050283: Allied Investments, LLC, for the property located at 5-6-7-8 Olneyville Square, Providence. ADSFM Michael Brown and ADSFM Richard Silva appeared for the Providence Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioners Jasparro and Jackson, to grant the following relief. A variance is granted for items 6, 7, 12, 13, 14, 18 and 21 on the basis of structural hardship. The Applicant is granted a time variance of thirty (30) days in which to submit sprinkler and fire alarm plans for this facility, and an additional five (5) months from the approval of those plans for installation of those systems. The Applicant is directed to correct any remaining deficiencies within six (6) months, and additional time may be granted by the AHJ for good faith shown. This file may remain open. The motion was unanimous.

APPEAL #070278: Mr. Ramzi J. Loqa, for the property located at 214 Broadway, Providence. Lt. Richard Silva appeared for the Providence

Fire Marshal's office. Commissioner Richard made a motion, seconded by Commissioner Newbrook, to approve the plan of action for this facility, for this occupancy and for this owner only. The motion passed over the objection of Commissioner Blackburn.

APPEAL #050880: Mr. David Golden, for the property located at 125-129 Canal Street, Providence. Lt. Richard Vespia and Lt. Richard Fournier appeared for the Providence Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Jaspardo, to grant the following relief. The Applicant is granted a time variance of thirty (30) days from the hearing date in which to have compliant sprinkler and fire alarm plans drawn up and submitted to the Providence Fire Marshal's office for approval. The Applicant is granted a time variance of thirty (30) days from the initial thirty day time variance in which to have the above plans approved. The Applicant is granted a time variance until November 1, 2007 in which to have the above systems installed, and the AHJ is granted the authority to extend that time variance for good faith shown. All outstanding deficiencies should be corrected within the above timeframes. The motion passed over the objection of Commissioner Blackburn.

Respectfully submitted,

Carol Marsella

Assistant Administrative Officer