

**The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, Cranston, RI on Tuesday, February 26, 2008 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Richard, Blackburn, Preiss, Jackson, Jasparro and Filippi. Also present was Executive Director Thomas Coffey. The following cases were heard.**

**APPEAL #080019: RIDOT, for the property located on Jefferson Boulevard, Warwick. DSFM Steve Lally appeared for the State Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioners Jasparro and Jackson, to grant the Applicant a variance to not install a fire alarm system in this facility, due to the fact that the only electricity provided in this facility is for lighting, and due to the nature of the occupancy, salt storage. The motion passed with Commissioner Blackburn abstaining from the vote.**

**APPEAL #050570A: West Warwick Elks Lodge 1697 for the property located at 60 Clyde Street in West Warwick. Acting Chief Gerald Tellier and ADSFM Albert Heroux appeared for the West Warwick Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Richard, to grant the Applicant the following relief. The applicant is granted a time variance of 120 days from the hearing date in order to provide the cited hood with an approved make up air system, and a time variance of sixty days from the hearing date in which to make the remaining corrections to the facility. The West**

**Warwick Fire Marshal's office is granted the authority to extend the above timetables for good faith efforts shown by the Applicant. The motion was unanimous.**

**APPEAL #060701: Rev. George Peters, for the property located at 11 Walnut Street in Pawtucket. DSFM James Moore appeared for the State Fire Marshal's office. Commissioner Richard made a motion, seconded by Commissioners Jackson and Newbrook to grant the following relief. A variance is granted to allow the Applicant to maintain the existing cited headroom in this facility and a variance to allow the cited doors to maintain their existing width. The motion was unanimous.**

**APPEAL #050479: Mr. Gary Lulli, for the property located at 80 Washington Street in Providence. Deputy State Fire Marshals Cionfola and Kent appeared for the State Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Jasparro, to grant the Applicant a time variance of sixty days from the date of the decision in which to correct all outstanding deficiencies. The motion was unanimous.**

**APPEAL #050814: Ms. Linda Oden, for the property located at 324 Hope Street in Providence. DSFM David Cionfola appeared for the State Fire Marshal's office. Commissioner Richard made a motion, seconded by Vice Chairman Newbrook, to grant the following relief. The Applicant is granted a variance to maintain the cited dimensions**

of the existing stairs in the day care that lead to the outside door. The Applicant is granted a variance to allow the cited handrails to remain at their current height. The Applicant is granted a variance to be able to utilize a common corridor as a means of egress. Finally, the Applicant is directed to correct deficiency within 60 days of the date of the decision. The motion was unanimous.

**APPEAL #050845:** Jesse Metcalf Associates, for the property located at 101 Friendship Street in Providence. DSFM David Cionfolo appeared for the State Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Vice Chairman Newbrook, to reinstate the previously granted variance which allowed the Applicant to maintain the spacing of the sprinkler heads in the atrium at eight feet for this facility. The motion was unanimous.

**APPEAL #050928:** Mr. Martin Diraimo Jr., for the property located at 158 Lincoln Street, Woonsocket. ADSFM David Beaubien appeared for the Woonsocket Fire Marshal's office. This facility had been previously scheduled and the Applicant did not appear. The Applicant failed to appear to this hearing, and on a motion made by Vice Chairman Newbrook, seconded by Commissioner Jasparro, the Applicant's relief was denied. The motion was unanimous.

**APPEAL #060054:** Mr. Scott Donahue, for the property located at 228-230 Logee Street in Woonsocket. ADSFM Francis Dunton appeared for the Woonsocket Fire Marshal's office. Commissioner

**Filippi made a motion, seconded by Commissioners Jasparro and Richard, to grant the Applicant's requested relief provided that the correction is made at the direction and to the satisfaction of the Woonsocket Fire Marshal's office within sixty days from the date of the decision. The motion was unanimous.**

**APPEAL #060085: Mirlande Philemond, for the property located at 5 John Street in Woonsocket. ADSFM Francis Dunton appeared for the Woonsocket Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioners Jasparro and Richard, to grant the following relief. The Applicant is directed to provide this facility with approved smoke detection within one (1) week of the date of this hearing and approved fire extinguishers within two (2) weeks of the date of this hearing. The Board further directs the Applicant to comply with any additional safeguards deemed necessary by the Woonsocket Fire Marshal's office within a timetable established by that office to ensure the safety of the residents of this facility. In the event the Applicant wishes to return to address any additional deficiencies, the Applicant is free to request that the file be reopened and that the fee accordingly be waived.**

**Respectfully submitted,**

**Carol Marsella**