

**The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, September 30, 2008 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Pearson, Jasparro, Jackson, Blackburn, Dias and Walker. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella. The following cases were heard.**

**APPEAL #050899: Wakefield Baptist Church, for the property located at 236 Main Street, Wakefield. ADSFM Christopher Heiner and ADSFM Bruce Rice appeared for the Union Fire District Fire Marshal's office. Commissioner Dias made a motion, seconded by Vice Chairman Newbrook, to grant a variance from the provisions of section 13.2.2.2.3 for the cited hardware on the exit doors, and to reaffirm the time variance for the correction of all other outstanding deficiencies to be December of 2009. The motion was unanimous.**

**APPEAL #080268: Camp Jori, for the property located at 1065 Wordens Pond Road in South Kingstown. ADSFM Rice, Emmot and Heiner appeared for the Union Fire District Fire Marshal's office. Commissioner Walker made a motion, seconded by Vice Chairman Newbrook, to allow four (4) students to occupy the female residence hall on the first floor until all the corrections are made, provided that temporary smoke and CO detection is installed in the facility. The Union Fire Marshal's office objected to any relief. The motion was unanimous.**

**APPEAL #060208: Mr. Jary Vele, for the property located at 575 South Main Street in Woonsocket. Lt. Francis Dunton appeared for the Woonsocket Fire Marshal's office. The Applicant's wife testified that that the mercantile space on the first floor is being converted to an apartment, which will change the occupancy of this building to a three-family dwelling. Therefore, upon receipt of a letter from the building official in Woonsocket that there is an official change of use for this building, no relief need be granted in this case.**

**APPEAL #070570, 070579: Governor Dyer Cooperative Market, for the property located at 33-77 Hemlock Street, Providence. ADSFM Joseph Michalczyk appeared for the Providence Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioner Jaspardo, to grant the Applicant a time extension of fifteen (15) days in which to comply with the fire extinguisher provisions of the code, and a time variance until February 1, 2009 in which to correct all other outstanding deficiencies. The motion was unanimous.**

**APPEAL #080263: Dimeo Properties, for the property located at 204 South Main Street in Providence. ADSFM Richard Fournier and ADSFM Paul Doyle appeared for the Providence Fire Marshal's office. Commissioner Newbrook recused himself from consideration of this case. Commissioner Walker made a motion, seconded by Commissioners Jackson and Blackburn, to grant the Applicant a variance based on structural hardship, for the headroom in the rear**

**stairway. The Applicant is directed to construct an additional means of egress from this facility at the direction and to the satisfaction of the Providence Fire Marshal's office. This file is to be left open until the above correction is made. The motion was unanimous.**

**Commissioner Walker left at this point and therefore did not vote on the following cases.**

**APPEAL #050354: Agwam Hunt, for the property located at 15 Roger Williams Avenue, East Providence. ADSFM James Bellamy and ADSFM Robert Powers appeared for the East Providence Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioners Blackburn and Richard, to grant the Applicant a variance, based on structural hardship, for the cited landing. The motion was unanimous.**

**APPEAL #050537: Mr. Joseph Marshall, for the property located at 1-3 Grosvenor Avenue, East Providence. ADSFM James Bellamy and ADSFM Robert Powers appeared for the East Providence Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioners Dias and Richard, to grant the Applicant a time variance of ninety (90) days to correct the deficiencies outstanding from the June 20, 2005 inspection report. The motion was unanimous.**

**APPEAL #050613: Mr. James Lombardo, for the property located at**

**26-28 Lincoln Avenue, Riverside. ADSFM James Bellamy and ADSFM Robert Powers appeared for the East Providence Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Jaspardo, to grant the Applicant a time variance of thirty (30) days for submission and approval of plans for the local fire alarm system, and an additional 120 days to complete the installation.**

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

**APPEAL #050649: Mr. Roman Nazaretov, for the property located at 14 North County Street, East Providence. ADSFM James Bellamy and ADSFM Robert Powers appeared for the East Providence Fire Marshal's office. Commissioner Richard made a motion, seconded by Vice Chairman Newbrook, to grant the Applicant a time variance of thirty days for the submission and approval of plans, and an additional 120 days for the completion of all outstanding deficiencies.**

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

**APPEAL #050695: Mr. John Meola, for the property located at 3062 Pawtucket Avenue, East Providence. ADSFM James Bellamy and ADSFM Robert Powers appeared for the East Providence Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioners Pearson and Dias, to grant the Applicant a time**

**variance of thirty days for the submission and approval of plans, and an additional 120 days for the completion of all outstanding deficiencies. The East Providence Fire Marshal's office is granted the authority to extend the above timelines for good faith efforts shown by the Applicant. The motion was unanimous.**

**APPEAL #070376, 070377, 070378: Under old business, the property known as Moshassuck Square Apartments was back before the Board. The Applicant's representative requested that cited portions of the ceilings in the above captioned facilities be allowed to remain "as is" without providing fire protection or detection in the spaces above. By letter, the Providence Fire Marshal's office indicated that they had no objection to the relief. So moved by Commissioner Jackson and seconded by Commissioners Pearson and Richard. Vice Chairman Newbrook recused himself from consideration of this case. Commissioner Blackburn left the hearing prior to this case being called, and therefore did not vote on this case.**

**Respectfully submitted,**

**Carol Marsella**

**Deputy Director**