

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, January 8, 2008 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Richard, Blackburn, Walker, Jasparro, Preiss, Pearson and Jackson. Also present were Executive Director Thomas Coffey and Assistant Administrative Officer Carol Marsella. The following cases were heard.

APPEAL # 070514 : Mr. Edward Sanderson, for the property located at 188 Parade Street, Providence. DSFM Richard James appeared for the State Fire Marshal's office. Commissioner Walker made a motion, seconded by Vice Chairman Newbrook, to allow the one-time temporary change of use to assembly for an April event to be hosted by the RI Historical Preservation and Heritage Commission. The motion was unanimous.

APPEAL #070512: Mr. Joseph Fregeau, for the property located at 176 Harrisville Main Street, Harrisville. ADSFM Jason Rhodes appeared for the Harrisville Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioner Jasparro, to grant the Applicant a time variance of 120 days in which to correct any outstanding deficiencies in this facility. The motion passed over the objection of Commissioner Pearson.

APPEAL #060826: Verizon New England Inc., for the property located

at 234 Washington Street and 1 Greene Street, Providence. ADSFM Timothy Lutz appeared for the Providence Fire Marshal's office. Commissioner Jackson made a motion, seconded by Vice Chairman Newbrook, to grant the Applicant's request not to sprinkle the cited switching equipment room. The motion was unanimous.

APPEAL #070528: Mr. John Schoenrock, for the property located at 171 Meeting Street, Providence. ADSFM Timothy Lutz appeared for the Providence Fire Marshal's office. Commissioner Blackburn recused himself from consideration of this case. Vice Chairman Newbrook made a motion, seconded by Commissioner Richard, to approve the Applicant's plan of action for this facility, which includes a time variance of 18 months in which to install a standpipe system and fully sprinkle this facility. The Board grants the Providence Fire Marshal's office the authority to issue a temporary certificate of occupancy when deemed appropriate. The motion was unanimous.

APPEAL #070529: Mr. John Schoenrock, for the property located at 185 Meeting Street, Providence. ADSFM Timothy Lutz appeared for the Providence Fire Marshal's office. Commissioner Blackburn recused himself from consideration of this case. Commissioner Walker made a motion, seconded by Commissioner Pearson, to approve the Applicant's request for an extension of the current temporary certificate of occupancy for this facility for an additional 18 months. The motion was unanimous.

APPEAL #070549: Mr. Ted Castillo, for the property located at 809 Admiral Street, Providence. ADSFM Timothy Lutz appeared for the Providence Fire Marshal's office. It was determined that this case would be held over. No determination was made at this time.

APPEAL #050572: Mr. Gregory Lavoy, for the property located at 130-132 Spring Street, Newport. Marshal Robert Sullivan and Lt. Kevin Garcia appeared for the Newport Fire Marshal's office. Vice Chairman Newbrook and Commissioner Pearson made a motion, seconded by Commissioner Richard, to grant the following relief. The Applicant is granted a variance, based on structural hardship, for items 2, 6, 7, 9 and 13 for the Newport Fire Marshal's January 4, 2008 inspection report. The Applicant is granted a time variance of sixty (60) days in which to correct deficiency #1 y installing compliant guards on the rear exterior stairs. The motion was unanimous.

APPEAL #s 040321A, 040323A, 040324A, 050248A, 050249: Mr. Paul C. Fagan, for the Newport School Department. Marshal Robert Sullivan and Lt. Kevin Garcia appeared for the Newport Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Richard, to approve the Applicant's plan of action for fire safety in the Newport Public schools, and to extend the current variances until the new proposed schools are built. During that time, the Applicant is directed to monitor the basement occupancy until June 2008. After that time, the student occupancy of the basement will be vacated, and the cafeterias in the cited schools will be moved

to a higher floor. The Applicant will return to the Board in the fall of 2008, after the bond vote is taken for the building of new schools, to either review compliance issues until the new schools are built or to hear requests for additional relief in existing schools if the bond fails. The motion was unanimous.

Under old business, at the request of the Rhode Island State Council of Churches and the Catholic Diocese of Providence, and upon the unanimous vote of the Board, the relief offered under the provisions of blanket variance 07-06 is continued until the new regulations are in force and effect.

Under old business, at the request of the Department of MHRH, and pursuant to a motion made by Commissioner Jasparro and seconded by Commissioner Richard, the Board unanimously agreed to extend to March 1, 2008, the time variance granted under blanket variance 06-10. At that time, the Division is to report back to the Board on their progress and plan of action for the cited facilities.

Under old business, at the request of the Bristol and Warren Fire Departments, and pursuant to a motion made by Vice Chairman Newbrook and seconded by Commissioner Pearson, the Board will incorporate new language into their rules and regulations to address the subject of allowing compliant tents to remain erected for longer than the current time of thirty days. This language will be coordinated with building code regulations. The motion passed over

the objection of Commissioner Walker.

Respectfully submitted,

Carol Marsella

Assistant Administrative Officer