

**Fire Safety Code Board
Of Appeal and Review
Hearing Minutes for July 16, 2009**

A subcommittee of 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 Thursday, July 16, 2009 at 9:30 am. Present were Acting Chairman Jasparro and Commissioners Dias and Jackson. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella. The following cases were heard.

Below are the findings of the subcommittee, with recommendations to the full Board. These recommendations will be considered by the full Board at their July 21, 2009 meeting.

APPEAL #060222 For the property located at 707 Main Street in West Warwick. The Applicant failed to appear. Assistant Deputy State Fire Marshals Perkins, Heon and Pimental appeared for the West Warwick Fire Marshal's office and testified that the facility is currently in compliance. Commissioner Jackson made a motion, seconded by Commissioner Dias, to close the file.

APPEAL #060587: Mr. Michael Pinga, for the property located at 15-21 Factory Street in West Warwick. Commissioner Jackson recused himself from consideration of this case. Assistant Deputy

State Fire Marshals Perkins, Heon and Pimental appeared for the West Warwick Fire Marshal's office. Although this facility is currently in compliance, the Applicant requested that the file be held open. Commissioner Jaspardo made a motion, seconded by Commissioner Dias, that a meeting to determine the facts of this case be held, with members of the West Warwick Fire Marshal's office, the State Fire Marshal's office, the State Fire Board and the Applicant be in attendance.

APPEAL #060739: Mr. Krzysztof Mitura, for the property located at 802 Main Street in West Warwick. Assistant Deputy State Fire Marshals Perkins, Heon and Pimental appeared for the West Warwick Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioner Jackson, that the Applicant be granted a variance, based on structural hardship, for the dimension of the window used for emergency egress, provided that the window itself be changed to a hinged-type of window. The recommendation is to grant the Applicant a time variance of thirty (30) days to submit his plan to the West Warwick Fire Marshal's office and an additional 120 days in which to have the window installed.

APPEAL #060814: Mr. Roman Drozdowski, for the property located at 1399 Main Street in West Warwick. Assistant Deputy State Fire Marshals Perkins, Heon and Pimental appeared for the West Warwick Fire Marshal's office. Commissioner Jackson made a motion, seconded by Commissioner Dias, to allow the Applicant to install

domestically supplied sprinklers in the egress system of this facility. The recommendation is that he be granted a time variance of thirty (30) days to submit his plans for the above to the West Warwick Fire Marshal's office and an additional 120 days in which to install the sprinklers.

APPEAL #060820: For the property located at 1229 -1231 Main Street in West Warwick. Assistant Deputy State Fire Marshals Perkins, Heon and Pimental appeared for the West Warwick Fire Marshal's office and testified that the facility is in compliance. The Applicant failed to appear. However, property abutter Mr. Michael Pinga testified that the conduit for the Applicant's alarm system had been installed illegally on the outside of Mr. Pinga's facility. Commissioner Dias made a motion, seconded by Commissioner Jackson, to grant the applicant a time variance of 120 days in which to remove the illegally applied conduit.

APPEAL #060888: Mr. Serge Bouyssou, for the property located at 747 Main Street in West Warwick. Assistant Deputy State Fire Marshals Perkins, Heon and Pimental appeared for the West Warwick Fire Marshal's office. Commissioner Jackson made a motion, seconded by Commissioner Dias, to grant the Applicant a variance not to change the swing of the front entrance door, which now opens against egress, as doing so would impede pedestrian traffic on the sidewalk. There was no objection from the West Warwick Fire Marshal's office.

APPEAL #070232, 070233, 070234: Mr. Jason Palermo, for the three buildings located at 72 Gough Avenue in West Warwick. Assistant Deputy State Fire Marshals Perkins, Heon and Pimental appeared for the West Warwick Fire Marshal's office. Commissioner Jackson made a motion, seconded by Commissioner Dias, to recommend the following. First, that the Applicant be granted a variance to not require additional heat detection in the bedrooms with gas heaters, provided that the smoke detectors are wired into the municipal system and CO detection is provided separately. Additionally, the Applicant is directed to provide heat detection the carports of these facilities. The recommendation is that the Applicant be granted a time variance of thirty (30) days to submit plans to the West Warwick Fire Marshal's office and an additional 120 days in which to implement the plans.

For all of these cases, the subcommittee recommends that the West Warwick Fire Marshal's office be granted the authority to extend the above timelines for good faith efforts shown by the Applicants.

Respectfully submitted,

Carol Marsella

Deputy Director