

**Fire Safety Code Board
Of Appeal & Review
Minutes of August 4, 2009 hearing**

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, August 25, 2009 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Preiss, Blackburn, Richard, Jackson, Jasparro, Dias and Filippi. Commissioners Walker and Pearson were absent from the hearing. Also present were Executive Director Thomas B. Coffey, Jr. and Deputy Director Carol Marsella. The following cases were heard.

APPEAL #060601A: Mr. Michael Pearis, for the property located at 24 School Street, Newport. DSFM Christine Kent appeared for the State Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Vice Chairman Newbrook and Commissioner Dias to grant the Applicant's request to extend the school's stay at that location until December 31, 2009. The motion was unanimous.

APPEAL #070395: Federal Hill House Association, for the property located at 9 Courtland Street, Providence. DSFM Christopher Moore appeared for the State Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Vice Chairman Newbrook, to approve the Applicant's plan of action for this facility, noting that items 1 and 2 will be corrected in Phase I (by October of 2009) and

items 3, 4 and 5 will be corrected in Phase II (by July of 2010). The motion was unanimous.

APPEAL #070500: Mr. James E. Brasil, for the property located at 244 Washington Avenue, Providence. DSFM Kaitlyn Foley appeared for the State Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioner Filippi, to grant the Applicant a time variance of thirty (30) days in which to present a plan of action for the correction of all outstanding deficiencies to the State Fire Marshal's office, and an additional 120 days in which to implement that plan of action. The State Fire Marshal's office is granted the authority to extend the above deadlines for good faith efforts being shown by the Applicant.

APPEAL #060725: Mr. Joseph Zenga, for the property located at 11 Dedford Street, East Greenwich. ADSFM Steven Hughes appeared for the East Greenwich Fire Marshal's office. Vice Chairman Newbrook and Commissioner Richard made a motion, seconded by Commissioner Jackson, to grant the Applicant's request for variance for the cited doors. The motion was unanimous.

APPEAL #060869: Nepaug, LLC, for the property located at 324 Willow Street in Woonsocket. ADSFM Francis Dunton appeared for the Woonsocket Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Filippi, to allow the Applicant not to install sprinklers in this facility, provided he covers

the exterior stairways of the building. The Applicant is granted a time variance of thirty (30) days in which to present a plan for the covering of the cited stairways to the Woonsocket Fire Marshal's office, and an additional 120 days in which to implement that plan. The Woonsocket Fire Marshal's office is granted the authority to extend the above time lines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #070003: Mr. John Vernancio, for the property located at 59 Circle Street in Woonsocket. ADSFM Francis Dunton appeared for the Woonsocket Fire Marshal's office. Commissioner Jasparro made a motion, seconded by Commissioner Richard, to direct the Applicant to correct any outstanding deficiencies at the direction and to the satisfaction of the Woonsocket Fire Marshal's office. The motion was unanimous.

APPEAL #070056: Mr. Richard Parent, for the property located at 49 Summer Street, Woonsocket. ADSFM Francis Dunton appeared for the Woonsocket Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Jackson, to grant the Applicant the following relief. The Applicant is directed to eliminate the grates in the cited bathroom doors, and to achieve separation between the second and third floors at the direction and to the satisfaction of the Woonsocket Fire Marshal's office. The Applicant is granted a variance on item 8 of the Marshal's report, regarding the separation of the sleeping rooms from the primary means of escape.

The file is to be left open until the above corrections are completed. The Applicant is granted a time variance of thirty days to submit plans for the above corrections to the Woonsocket Fire Marshal's office and an additional 120 days in which to implement that plan. The Woonsocket Fire Marshal's office is granted the authority to extend any of the above timelines for good faith efforts being shown by the Applicant. The motion passed over the objection of Commissioner Blackburn.

APPEAL :040032B: Capitol Cove, LLC, for the property located at 80 Smith Street in Providence. ADSFM Lisa Krapf and ADSFM Timothy Lutz appeared for the Providence Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioner Preiss, to grant a variance to allow the Providence Fire Marshal's office the ability to accept the existing cited construction as equivalent. The motion passed with Commissioner Blackburn abstaining.

APPEAL #090232, 090233, 090234, 090235: Eckherd Youth Foundation, for the property known as Camp E-Hun-Tee in Exeter, RI. DSFM Paul Manning and Chief of Inspections Scott Caron appeared for the State Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioner Jasparro and Vice Chairman Newbrook, to approve the Camps July 2009 corrective action plan, incorporating the following deadlines. Any deficiencies regarding smoke and/or CO detection and any deficiencies relating to campsite

items must be corrected prior to the re-lighting of the camp stoves in the winter of 2009. The Applicant is granted a time variance of thirty days in which to submit fire alarm plans to the State Fire Marshal's office, and an additional 120 days in which to implement those plans. The State Fire Marshal's office is granted the authority to extend any of the above timelines for good faith efforts being shown by the applicant. The motion was unanimous.

Respectfully submitted,

Carol Marsella