

## **Fire Safety Code Board**

### **Of Appeal & Review**

#### **Minutes of the October 6, 2009 hearing**

**The Rhode Island Fire Safety Code Board of Appeal and Review met at their headquarters located at 1 Regan Court, Varley Building #46, Cranston on Tuesday October 6, 2009 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Pearson, Preiss, Jasparro and Dias. Commissioners Jackson, Fillippi, Richard, Blackburn and Walker were absent from the hearing.**

**Also present were Executive Director Thomas B. Coffey and Administrative Assistant Desiree Campanini. The following cases were heard.**

**APPEAL #060930: Fraternal Order of the Eagles, for the property located at 334 Waterman Avenue, East Providence. ADSFM James Bellamy and ADSFM Robert Powers appeared for the East Providence Fire Marshal's Office. Commissioner Dias made a motion, seconded by Vice Chairman Newbrook, to grant the Applicant a time variance of thirty (30) days to prepare a plan of action for the two (2) exits serving the place of assembly that are not remotely located and for the wall separating the one-family dwelling from the place of assembly by a one-hour rated wall. The Board granted the Applicant an additional 120 days in which to correct these and any other outstanding deficiencies, at the direction and to the satisfaction of the East**

**Providence Fire Marshal's Office. The Board granted the East Providence Fire Marshal's Office the authority to the above deadlines, for good faith efforts being made by the Applicant. The motion was unanimous.**

**APPEAL #070101: Elmwood Dodge Realty, for the property located at 625 Taunton Avenue, East Providence. ADSFM James Bellamy and ASDFM Robert Powers appeared for the East Providence Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Vice Chairman Newbrook, to grant the applicant a time variance of thirty (30) days in which to have an engineer verify that the roll-down doors are fire rated and will achieve complete fire separation from the roof to the floor. The Board granted the Applicant and additional 120 days in which to install the roll-down doors and to correct any other deficiencies identified by the East Providence Fire Marshal's Office. The Board granted the East Providence Fire Marshal's Office the authority to grant the applicant more time, if the applicant is showing a good faith effort. The motion was unanimous.**

**APPEAL#:070331: Ms. Elaine Briggs, for the property located at 472 Waterman Avenue, East Providence. ADSFM James Bellamy and ASDFM Robert Powers appeared for the East Providence Fire Marshal's Office. Vice Chairman Newbrook made a motion, seconded by Commissioner Dias, to grant the Applicant a time variance of thirty (30) days to prepare a plan of action for the upgrading of the fire alarm system in this building and an additional 120 days to have the**

fire alarm system installed. The Board granted the East Providence Fire Marshal's Office the authority to grant the Applicant more time, if the Applicant is showing a good faith effort. The motion was unanimous.

**APPEAL # 070457:** Mr. Daniel Wortman, for the property located at 75 New Road, East Providence. ADSFM James Bellamy and ADSFM Robert Powers appeared for the East Providence Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Jasparro, to grant the applicant a time variance of sixty (60) days to submit plans for sprinkler protection throughout the building, in accordance with the plan of action outlined at the October 6, 2009 hearing for this facility. The Board granted the Applicant a time variance until May 1, 2010 for the completion of the sprinkler installation. The East Providence Fire Marshal is granted the authority to extend any of the above deadlines for good faith efforts being shown by the Applicant. The motion was unanimous.

**APPEAL # 090283:** Brown University, for the property located at 77 Waterman Avenue, Providence. ADSFM Timothy Lutz appeared for the Providence Fire Marshal's Office. Vice Chairman Newbrook made a motion, seconded by Commissioner Preiss, to accept the Applicant's plan of action for the correction of the deficiencies in this facility as agreed to by the parties. The Providence Fire Marshal's Office had no objection to the plan of action. The motion was unanimous.

**APPEAL #090284: Brown University, for the property located at 168 Thayer Street, Providence. ADSFM Timothy Lutz appeared for the Providence Fire Marshal's Office. Vice Chairman Newbrook made a motion, seconded by Commissioner Dias to accept the Applicant's request for a variance, based on structural hardship, pertaining to the required dimensions for the doors and windows of this building, and to accept the Applicant's plan of action to bring this facility into compliance. The Providence Fire Marshal's Office has no objection to the Applicant's variance requests. The motion was unanimous.**

**APPEAL #090285: Brown University, for the property located at 1-21 Prospect Street, Providence. ADSFM Timothy Lutz appeared for the Providence Fire Marshal's Office. Vice Chairman Newbrook made a motion, seconded by Commissioner Jasparro, to grant variances based on structural hardship in order to allow the electrical/custodial closets doors to remain in their current configurations. The Applicant also requested relief for the guest rooms located on the south portion of the first floor which open directly into the exit enclosed area, which have two (2) remote means of egress for the occupants. The Applicant will correct all other deficiencies at the direction and to the satisfaction of the Providence Fire Marshal's Office. The motion was unanimous.**

**APPEAL#070016: Mr. Martin DiRaimo, Jr., for the property located at 298-300 Third Avenue, Woonsocket. ADSFM Michael Morin appeared**

for the Woonsocket Fire Marshal's Office. The Applicant failed to appear and the Woonsocket Fire Marshal's Office requested that the Board close the file in this case. Commissioner Pearson made a motion, seconded by Commissioner Preiss to close the file. The motion was unanimous.

**APPEAL #070073:** Ms. Ingrid Wyatte, for the property located at 201 Fourth Avenue Woonsocket. ADSFM Michael Morin appeared for the Woonsocket Fire Marshal's Office. The Applicant failed to appear, and the Woonsocket Fire Marshal's Office requested that the Board close this case. Commissioner Pearson made a motion, seconded by Commissioner Preiss, to close the file. The motion was unanimous.

#### **OLD BUSINESS:**

The RI State Fire Marshal's office requested that the Board adopt the provisions of NFPA 101, 2009 edition, pertaining to alcohol-based hand rub dispensers. Commissioner Jasparro made a motion, seconded by Commissioners Pearson and Newbrook to adopt section 14.3.2.4 of NFPA 101, 2009 edition, for existing educational occupancies. The dispensers will be installed at the direction of the State Fire Marshal's Office. The motion was unanimous.

The State Fire Marshal's Office presented a memorandum from a

**meeting held with representatives from multiple departments and multiple disciplines to address elevator concerns. Commissioner Newbrook made motion, seconded by Commissioner Dias, to accept the RI State Fire Marshal's Office memorandum as presented to the Board. The motion was unanimous.**

**Respectfully submitted,  
Desiree Campanini  
Administrative Assistant**