

**Fire Safety Code Board
Of Appeal and Review
Hearing Minutes August 10, 2010**

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 10, 2010 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Richard, Pearson, Jackson, Preiss, Dias and Jasparro. Commissioners Filippi, Walker and Blackburn were absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella. The following cases were heard.

APPEAL #080234: Skees Realty, for the property located at 753 East Main Road in Middletown. ADSFM Keith Notarianni appeared for the Middletown Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioners Richard and Jackson, 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 in this facility and an additional 120 days in which to implement that plan. The Middletown Fire Marshal's office is granted the authority to extend the above deadlines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100174: John Clarke Retirement Center, for the property located at 600 Valley Road, Middletown. ADSFM Thomas Reed

appeared for the Middletown Fire Marshal's office. Commissioner Dias made a motion, seconded by Vice Chairman Newbrook and Commissioner Pearson, to grant the Applicant the following relief. The Applicant is granted a variance to allow the cited fire alarm boxes to remain at their current height. The Middletown Fire Marshal is directed to inspect the facility to determine if mini horns are required in this facility. The Applicant is granted a time variance of thirty (30) days in which to present a plan of action for the correction of all outstanding deficiencies in this facility and an additional 120 days in which to implement that plan. The Middletown Fire Marshal's office is granted the authority to extend the above deadlines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100191: Mr. Daniel Gamache, for the property located at 1139 Aquidneck Avenue, Middletown. ADSFM Thomas Reed appeared for the Middletown Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioners Jasparro and Dias, 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 in this facility and an additional 120 days in which to implement that plan. The Middletown Fire Marshal's office is granted the authority to extend the above deadlines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100148: Hames Associates, for the property located at 909 Boston Neck Road, Narragansett. ADSFM Mark Wood appeared for

the Narragansett Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioner Richard and Vice Chairman Newbrook, to grant the following relief. The Applicant is granted a variance, based on structural hardship, to allow him to maintain the egress from this facility in its current configuration. The Applicant is granted a time variance of sixty (60) days to correct any outstanding deficiencies within this facility. The motion was unanimous.

APPEAL #100175: Mr. Jason A Considine, for the property located at 95 Middlebridge Road, Narragansett. ADSFM Mark Wood appeared for the Narragansett Fire Marshal's office. Commissioner Pearson made a motion, seconded by Vice Chairman Newbrook and Commissioner Richard, to direct the Applicant to correct the outstanding deficiency prior to re-opening the facility in May of 2011. The motion was unanimous.

APPEAL #100190: Town of Coventry, for the property located at 191 MacArthur Boulevard, Coventry. DSFM Christopher Moore appeared for the State Fire Marshal's office and Captain Perra appeared for the Coventry Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioners Jackson and Richard, to grant the following relief. The applicant is granted a variance to not have a recall function on the cited elevator and to not install sprinklers in this facility. The Applicant is directed to correct all other outstanding deficiencies, and is granted a time variance of thirty (30) days in which to present a plan of action to the State Fire Marshal's office and

an additional 120 days in which to implement that plan. The State Fire Marshal's office is authorized to extend the above deadlines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100029: Mrs. Judy Capozzi, for the property located at 2015 new London Turnpike in Coventry. ADSFM David Godin appeared for the Central Coventry Fire Marshal's office. This facility is determined to be in compliance. Commissioner Dias made a motion, seconded by Commissioners Richard and Jackson, to close the file. The motion was unanimous.

APPEAL #100173: Ms. Darlene Gelinis, for the property located at 2246 Flat River Road, Coventry. ADSFM David Godin appeared for the Central Coventry 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 in which to present a plan of action for the correction of all outstanding deficiencies in this facility and an additional 120 days in which to implement that plan. The Central Coventry Fire Marshal's office is granted the authority to extend the above deadlines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100176: Johnston School Committee, for the property located at 7 Waveland Street in Johnston. Assistant Deputy State Fire Marshals Matarese and Horan appeared for the Johnston Fire

Marshal's office. Commissioner Richard made a motion, seconded by Vice Chairman Newbrook, that the Johnston Fire Marshal's office re-inspect this facility, and to maintain this file as an open file. If after re-inspection the Applicant is still in need of variances, this case may be rescheduled. The motion was unanimous.

APPEAL #100177: Johnston School Committee, for the property located at 4 School Street in Johnston. Assistant Deputy State Fire Marshals Matarese and Horan appeared for the Johnston Fire Marshal's office. Commissioner Richard made a motion, seconded by Vice Chairman Newbrook, that the Johnston Fire Marshal's office re-inspect this facility, and to maintain this file as an open file. If after re-inspection the Applicant is still in need of variances, this case may be rescheduled. The motion was unanimous.

APPEAL #100178: Johnston School Committee, for the property located at 6 Collins Avenue in Johnston. Assistant Deputy State Fire Marshals Matarese and Horan appeared for the Johnston Fire Marshal's office. Commissioner Richard made a motion, seconded by Vice Chairman Newbrook, that the Johnston Fire Marshal's office re-inspect this facility, and to maintain this file as an open file. If after re-inspection the Applicant is still in need of variances, this case may be rescheduled. The motion was unanimous.

APPEAL #100179, 100180, 100181, 100182, 100183, 100184, 100185, 100186: Ms. Olga Trimmer, for the property located at 1776

Bicentennial Way in North Providence (Buildings K, L, M, N, O, P, Q, R). ADSFM John Horan appeared for the North Providence Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioners Jasparro and Jackson, to grant the Applicant a time variance of one (1) year in which to correct all outstanding deficiencies within these buildings. The North Providence Fire Marshal's office is granted the authority to extend the above timeline for good faith efforts being shown by the Applicant. The motion was unanimous.

Respectfully submitted

Carol Marsella