

**Fire Safety Code Board
Of Appeal and Review
Hearing Minutes August 30, 2011**

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 30, 2011 at 1:00 P.M. Present were Chairman Newbrook and Commissioners Dias, Walker, Jackson, Sylvester, Burlingame, Blackburn and Richard. Vice Chair Filippi and Commissioners Jaspardo and Pearson were absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella.

The following cases were heard.

APPEAL #090377: Town of Cumberland, for the property located at 1464 Diamond Hill Road in Cumberland. DSFM Robert Couture appeared for the State Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Walker, to grant the Applicant a time variance of sixty (60) days to correct all items on the 8-3-11 inspection report with the exception of the sprinkler installation. The Board granted the Applicant a time variance, until the third floor is reoccupied, in which to install sprinkler coverage. The Applicant is directed to have the current 3rd floor tenant vacate that space by November 1, 2011. The Applicant is further granted a time variance of sixty (60) days to prepare a plan of action with the

State Fire Marshal's Office addressing the new occupancy, if that becomes necessary. The Applicant is directed to return to the Board on October 18, 2011 if further relief is sought. The motion was unanimous.

APPEAL #080313A: Robert Verri, Esq., for the property located at 4 Sharpe Drive in Cranston. ADSFM Glenn Bathgate appeared for the Cranston Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Jackson, to grant the Applicant a time variance of thirty (30) days in which to upgrade (reliable) the existing cited fire alarm panel. If the occupancy of this facility changes and the panel is found to be inadequate for that occupancy classification, the Applicant is directed to bring the fire alarm into compliance at that time. The motion passed over the objection of Commissioners Burlingame and Blackburn.

APPEAL #090404: Windmill Auto Body, for the property located at 16 Humbert Street in North Providence. ADSFM Gregory Unsworth appeared for the North Providence Fire Marshal's Office. Commissioner Blackburn made a motion, seconded by Commissioner Sylvester, to grant the Applicant a time variance of thirty (30) days in which to present a plan of action for the correction of the outstanding deficiencies in this facility to the North Providence Fire Marshal's Office and an additional 150 days in which to implement those plans. The motion was unanimous.

APPEAL #100274: DePetrillo Real Estate Holdings, for the property located at 12 Humbert Street in North Providence. ADSFM Gregory Unsworth appeared for the North Providence Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Jackson, to grant the Applicant a time variance in which to complete the correction of the outstanding deficiencies in this facility. The motion was unanimous.

APPEAL #080193A: Mr. Nick Bamford, for the property located at 1153 Main Street in West Warwick. Assistant Deputy State Fire Marshals Bobola and Traficante appeared for the West Warwick Fire Marshal's Office. Commissioner Blackburn made a motion, seconded by Commissioner Walker, to grant the Applicant a variance in order to maintain the cited windows at their current size. The motion was unanimous.

APPEAL #110138: Frank Karpowicz Architects, for the property located at 144 Wayland Avenue in Providence. ADSFM Timothy Lutz appeared for the Providence Fire Marshal's Office. Commissioner Dias recused himself from consideration of this case. Commissioner Walker made a motion, seconded by Commissioner Jackson, to reinstate the previously granted variance. The motion passed with no objection by the Providence Fire Marshal's Office.

APPEAL #080233: Mr. Edward Catelli, for the property located at 145 Taunton Avenue in East Providence. Assistant Deputy State Fire

Marshals Elmasian, Bellamy and Powers appeared for the East Providence Fire Marshal's Office. Commissioner Walker did not participate in this hearing. Commissioner Sylvester made a motion, seconded by Commissioner Richard, to grant the Applicant a time variance until June 2012 in which to install a sprinkler system within this facility. The motion was unanimous.

APPEAL #080210A, 080211A, 080212A, 080213A, 080214A, 080215A, 080216A, 080217A, 080258A, 110033A: East Providence Superintendent of Schools, for public schools in East Providence. Assistant Deputy State Fire Marshals Elmasian, Bellamy and Powers appeared for the East Providence Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Jackson, to grant the following relief. The Applicant is granted a time extension until November 31, 2011 in which to complete the installation of the cited sprinkler systems. The East Providence Fire Marshal's Office may extend this deadline for good faith efforts being made by the applicant. Additionally, the Applicant is granted a time variance until January 1, 2012 in which to complete the fire alarm and separation for the boiler rooms in the Watters School, with additional time to complete other alterations, including but to limited to rating the cited stair enclosures. The Applicant is directed to prepare a plan of action to address any intensity of occupancy/use of the first floor of this facility. The motion was unanimous.

Respectfully submitted

Carol Marsella