

**The Rhode Island Fire Safety Code Board of Appeal and Review met at their headquarters located at 1 Regan Court, Varley Building #46 in Cranston, RI on Tuesday June 14, 2011 at 1:00 P.M. Present were Chairman Newbrook, Vice Chairperson Filippi and Commissioners Richard, Blackburn, Burlingame, Sylvester and Dias. Commissioners Pearson, Jackson and Jasparro were absent. Also present were Executive Director Thomas B. Coffey Jr. and Administrative Assistant Desiree Campanini.**

**The following cases were heard.**

**APPEAL #090109: Mr. Donald LaChapelle, for the property located at 706 St. Paul Street, North Smithfield. ADSFM Brian Gartland appeared for the North Smithfield Fire Marshal's Office. The Applicant advised the Board that he would be willing to close off, and not occupy, the second floor of this facility (with the exception of a single bathroom at the top of a stairway) until this building is provided with an approved fire alarm system. Commissioner Dias made a motion, seconded by Vice Chairperson Filippi, to grant the Applicant a time variance to allow the Applicant to maintain the first floor and the second floor bathroom space of this facility without a fire alarm system due to the reduction of the second floor occupied space not being used. Also the Board granted the Applicant a time variance of thirty (30) days from date of this decision to provide the "D&J ATV" portion of this facility with an approved fire extinguisher with proper testing, in the Donada Inc. portion of this facility. The**

**Applicant was granted a time variance of thirty (30) days to provide this building with approved address marking at the direction and to the satisfaction of the North Smithfield Fire Marshal's Office. The motion was unanimous.**

**APPEAL # 110105: Mr. George Blacksmith, for the property located at 175 Eddie Dowling Highway, North Smithfield. DSFM Paul Manning appeared for the State Fire Marshal's Office and ADSFM Brian Gartland appeared for the North Smithfield Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Dias, to grant the Applicant a time variance of thirty (30) days to submit a plan of action to the North Smithfield Fire Marshal's Office for the cited second means of egress and an additional (150) days to implement that plan. The Board granted the Applicant a time variance of thirty (30) days to provide the North Smithfield Fire Marshal's Office with a revised floor plan for the lower level of this facility which would limit its total occupancy to (300) people and to limit the night club area to (150) people. The Board shall maintain this file open during the above time period in order to address any further issues that may arise by either party with regard to this plan of action. The motion was unanimous.**

**APPEAL #090038: Berean Baptist Church, for the property located at 474 Chapel Street, Burrillville (Harrisville). DSFM Christine Kent appeared for the State Fire Marshal's Office and ADSFM Mark St. Pierre appeared for the Harrisville Fire Marshal's Office.**

**Commissioner Blackburn made a motion, seconded by Commissioner Sylvester, to grant the Applicant a variance to maintain the existing separation between the occupancies and the common egress corridor, with the condition that the Applicant replaces the solid core wood door with an approved fire rated door which is properly equipped and labeled at the direction and to the satisfaction of the State Fire Marshal's Office**

**APPEAL #090160: Radial Builders Inc., for the property located at 4995 Chapel Street, Charlestown. DSFM Wade Palazini appeared for the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Sylvester, to reaffirm the original variance from a previous Decision to allow the Applicant to maintain the open stair between the upper and lower levels of this facility. The motion was unanimous.**

**APPEAL #090278A: Mr. Mario Mancebo, for the property located at 663 Charles Street, Providence. DSFM Wade Palazini and DSFM Cynthia Dehler appeared for the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by Vice Chairperson Filippi, to grant the Applicant a time variance of (120) days beyond the Providence Zoning Board's appeal period in order to secure zoning and the proper permits and to complete the remaining work necessary to comply with the original plan of action as outlined in the decision in file #090278. The motion passed with Commissioner Blackburn abstaining from the vote.**

**APPEAL #110106: Diocese of Providence, for the property located at 153 Dean Street, Providence. DSFM Paul Manning appeared for the State Fire Marshal's Office. The Board was advised by the Board and finds that the ownership of this facility was transferred to new owners who appeared before the Board and participated during the June 14, 2011 hearing. Commissioner Richard made a motion, seconded by Vice Chairperson Filippi to grant the Applicant a variance to allow the new owners to maintain the existing cited headroom in the means of egress exit from the dining room area. The new owner was advised by the Board to correct the exit sign by removing and/or relocating the exit sign at the direction and to the satisfaction of the State Fire Marshal's Office. The motion was unanimous.**

**Respectfully submitted**

**Desiree Campanini**

**Administrative Assistant**