

**Fire Safety Code Board  
Of Appeal and Review  
Hearing Minutes October 18, 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, October 18, 2011 at 1:00 P.M. Present were Chairman Newbrook, Vice Chairperson Filippi and Commissioners Blackburn, Burlingame, Sylvester, Jackson, Jasparro, Pearson and Dias. Commissioners Richard and Walker were absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella.**

**APPEAL #110217: Chief Jeffrey Lynch, for the property located at 321 East Main Road in Portsmouth. ADSFM Joseph Bento appeared for the Portsmouth Fire Marshal's Office. This case will be held over to October 25, 2011 in order that a representative from the Town Administrator's Office could be in attendance.**

**APPEAL #110204: Mr. Peter Holland, for the property located at 28 Columbia Street in South Kingstown. ADSFM Chris Hiener appeared for the Union Fire District Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Jackson, to grant the Applicant time to correct the outstanding deficiencies within this facility. The motion was unanimous.**

**APPEAL #100142: Ms. Marie Resendes, for the property located at 234 Warren Avenue, east Providence. Assistant Deputy State Fire Marshals Bellamy and Powers appeared for the East Providence Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Jackson, to grant the Applicant a time variance of thirty (30) days to submit a plan of action for the correction of all outstanding deficiencies to the East Providence Fire Marshal's Office, and an additional 150 days in which to implement those plans. The East Providence 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 #100272A: Mr. Michael Bertone, for the property located at 412-414 Taunton Avenue, East Providence. Assistant Deputy State Fire Marshals Bellamy and Powers appeared for the East Providence Fire Marshal's Office. Commissioner Blackburn recused himself from consideration of this case. Commissioner Sylvester made a motion, seconded by Commissioner Jackson, to approve the Applicant's plan of action, with the time to comply beginning from the hearing date, and with the directive to have the cited fire extinguishers installed within thirty (30) days. The motion passed over the opposition of Commissioner Burlingame.**

**APPEAL #110187: Mr. Joseph Caito, for the property located at 2399 Pawtucket Avenue, East Providence. Assistant Deputy State Fire**

**Marshals Bellamy and Powers appeared for the East Providence Fire Marshal's Office. Commissioner Jasparro made a motion, seconded by Commissioner Dias, to grant the Applicant a time variance of thirty (30) days to install portable fire extinguishers in this facility. The Applicant is granted a time variance of thirty (30) days in which to provide the East Providence Fire Marshal's Office with a plan of action for the correction of all other outstanding deficiencies within this facility, and an additional 150 days in which to implement that plan. The East Providence Fire Marshal's Office is granted the authority to extend the above timelines for good faith efforts being demonstrated by the Applicant. The motion was unanimous.**

**APPEAL #110213: Mr. Robert DeCristofaro, for the property located at 7416-7418 Post Road in North Kingstown. Chief Gardiner appeared for the North Kingstown Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioners Sylvester and Jasparro, to grant the following relief. The building is to be classified as assembly use, and the overall occupancy of the two (2) dance rooms is to be reduced to fifty (50) persons. Item two is deemed moot, and the Applicant is granted a time variance of thirty (30) days in which to submit a plan for the correction of items 3-10 of the plan review denial letter. The Applicant is further granted an additional 150 days in which to implement the above plan, with the North Kingstown Fire Marshal's Office having the authority to extend the above timeline for good faith efforts being shown by the Applicant. The motion was unanimous.**

**Respectfully submitted**

**Carol Marsella**