

**Fire Safety Code Board
Of Appeal and Review
Hearing Minutes November 15, 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, November 15, 2011 at 1:00 P.M. Present were Chairman Newbrook, Vice Chairperson Filippi and Commissioners Richard, Burlingame, Blackburn, Sylvester, Walker, Jasparro and Jackson. Commissioners Dias and Pearson were absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella.

APPEAL #110205: Mr. Kevin Buck, for the property located at 66 Valley Road in Middletown. ADSFM Robert McCall appeared for the Middletown Fire Marshal's Office. Commissioner Burlingame made a motion, seconded by Vice Chairperson Filippi and Commissioner Jasparro, to deny the Applicant's request to not install detection devices above the cited ceiling. The motion went on to grant the Applicant time to comply with the requirements of 13.8.10.5.4.1 at the direction and to the satisfaction of the Middletown Fire Marshal's Office and to leave the file open. The motion passed over the opposition vote of Commissioner Jackson.

APPEAL #100079: Ms. Marie Petrucci, for the property located at 41

America Street, Providence. Assistant Deputy State Fire Marshals Richard Vespia and Timothy Lutz appeared for the Providence Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioners Blackburn, Jasparro and Richard to grant the Applicant a time variance in order to correct the deficiencies outlined in the Marshal's March 15, 2010 inspection report. The Providence Fire Marshal is granted the authority to extend the Board's timelines for good faith efforts being demonstrated by the Applicant. The motion was unanimous.

APPEAL #100096: Steven and Patrick Cresci, for the property located at 93-99 Plainfield Street, Providence. ADSFM Joseph Michalczyk appeared for the Providence Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioners Walker and Jackson, to grant the following relief. The Applicant is directed to correct any outstanding deficiencies listed on the December 9, 2009 inspection report. The Applicant is granted a time variance of thirty days to provide a plan of action for the above corrections to the Providence Fire Marshal's Office and is further granted an additional 120 days in which to implement that plan. The Providence Fire Marshal's Office is authorized to extend either of the above timelines for good faith efforts being shown by the Applicant. The Applicant is granted a variance to correct deficiency 3 by installing a partial sprinkler system, at the direction and to the satisfaction of the Providence Fire Marshal's Office or to vacate the fourth floor sleeping areas, also at the direction and to the satisfaction of the Providence

Fire Marshal's Office. The motion was unanimous.

APPEAL #080318: Director Eileen Hernandez, for the property located at 15 Gates Street in Pawtucket. DSFM Cynthia Dehler appeared for the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Filippi, to grant the Applicant's requested variances, provided the Applicant removes the cited basement door at the direction and to the satisfaction of the State Fire Marshal's Office. The motion was unanimous.

APPEAL #090173: Lacroix Properties, for the property located at 485 Narragansett Park Drive in Pawtucket. ADSFM Steven Parent appeared for the Pawtucket Fire Marshal's Office. Commissioner Blackburn made a motion, seconded by Commissioners Walker and Jasparro, to direct the Applicant work with the Pawtucket Fire Marshal's Office to prepare a plan of action for the correction of all outstanding deficiencies within this facility and return with this plan of action on January 10, 2010. The motion was unanimous.

APPEAL #110024A, 110025A: : Mr. Gary Orleck, for the properties located at 608 Broadway and 87 Gooding Street in Pawtucket. ADSFM Steven Parent appeared for the Pawtucket Fire Marshal's Office and Chief of Inspections Scott Caron appeared for the State Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Richard, to approve the Applicant's plan of action with the time variances as discussed at the hearing. The

motion was unanimous.

Old Business: Commissioner Jackson made a motion, seconded by Commissioner Jasparro, to approve the plan of action for the installation of fire detection and protection systems in BHDDH community residences. The motion was unanimous.

Respectfully submitted

Carol Marsella