

**Fire Safety Code Board
Of Appeal and Review
Hearing Minutes December 6, 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, December 6, 2011 at 1:00 P.M. Present were Chairman Newbrook, Vice Chairperson Filippi and Commissioners Dias, Walker, Jasparro, Jackson, Sylvester, Burlingame and Richard. Commissioner Blackburn was absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella.

APPEAL #100119: Woodcove Condominium Association, for the property located at 11 Babcock Street in West Warwick. Assistant Deputy State Fire Marshals Bobola and Traficante appeared for the West Warwick Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Jackson and Vice Chairperson Filippi, to grant the Applicant a time variance of thirty (30) days in which to present a plan of action for the installation of an approved fire alarm system, smoke and CO detection portable fire extinguishers and a key access box at this facility. The Applicant is further granted a time variance of 150 days in which to implement that plan of action. The West Warwick Fire Marshal's Office is granted the authority to extend the above time for good faith efforts being shown

by the Applicant. The motion was unanimous.

APPEAL #110219: Mr. Frank Ferri, for the property located at 1463 Atwood Avenue, Johnston. ADSFM Richard Matarese appeared for the Johnston Fire Marshal's Office. Commissioner Jackson made a motion, seconded by Commissioner Pearson, to grant the Applicant the following relief. The Applicant is granted a time variance of thirty (30) days in which to provide the required fire extinguishers in this facility. The Applicant is granted a time variance of thirty (30) days in which to present a plan of action to the Johnston Fire Marshal's Office for the correction of all other outstanding deficiencies listed on the September 22, 2011 inspection report. The Applicant is granted an additional 150 days in which to implement the above plan of action. The Johnston 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 #080054: Masi Realty, for the property located at 100 Federal Way, Johnston. ADSFM Richard Matarese appeared for the Johnston Fire Marshal's Office and Deputy State Fire Marshal Paul Manning appeared for the State Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioner Richard, to grant the Applicant a time variance of thirty (30) days in which to provide the State Fire Marshal's Office with a plan of action for the correction of all outstanding deficiencies listed on the October 14, 2011 inspection report, and an additional 150 days in which to implement

that plan. The motion was unanimous.

APPEAL #080204: Mr. David A. Harlow, for the property located at 558 Manton Avenue in Providence. DSFM Cynthia Dehler appeared for the State Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Dias, to grant the Applicant a time variance of thirty (30) days in which to bring the fire alarm of this facility into compliance. The Applicant is granted a time variance of 150 days in which to bring the sprinkler system of this facility into compliance, and must post a sign at the entrance of this facility indicating that the "Sprinkler System Is Not In Operation" until such a time that it is fully operational. The motion was unanimous.

APPEAL #080206: Mr. David A. Harlow, for the property located at 380 Hope Street in Providence. Deputy State Fire Marshals Cynthia Dehler and Kaitlyn Foley appeared for the State Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Richard, to grant the Applicant a time variance of thirty (30) days in which to bring the fire alarm and emergency lighting of this facility into compliance and to cover the cited exposed wiring throughout this facility. The Applicant is granted a time variance of 150 days in which to bring the sprinkler system of this facility into compliance, and must post a sign at the entrance of this facility indicating that the "Sprinkler System Is Not In Operation" until such a time that it is fully operational. The motion was unanimous.

APPEAL #080209: Mr. David A. Harlow, for the property located at 81 Washington Avenue in Providence. Deputy State Fire Marshals Cynthia Dehler and Kaitlyn Foley appeared for the State Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Pearson, to grant the Applicant a time variance of thirty (30) days in which to present the State Fire Marshal's Office with a plan of action for the correction of all outstanding deficiencies within this facility and an additional 150 days in which to implement that plan. The motion was unanimous.

APPEAL #090176: Ms. Renee Bailey, for the property located at 149 Lancaster Street in Providence. Deputy State Fire Marshal Cynthia Dehler appeared for the State Fire Marshal's Office. Commissioner Burlingame made a motion, seconded by Commissioner Walker, to grant the occupant of this facility a time variance of thirty (30) days in which to either vacate this facility or provide the State Fire Marshal's Office with a plan of action for the correction of all outstanding deficiencies within this facility. If the current occupant chooses to correct the deficiencies, it is granted an additional 150 days to comply, at the direction and to the satisfaction of the State Fire Marshal's Office. No matter which option is chosen, the Applicant is directed to have CO detection installed in this facility immediately, at the direction and to the satisfaction of the State Fire Marshal's Office. The motion was unanimous.

Old Business: Commissioner Burlingame made a motion, seconded

by Commissioners Jasparro and Walker, to grant the State Fire Marshal's Office the authority to utilize the cited proposed amendments for adult day care occupancies (door locking arrangements) on a case by case basis, directing that Office to notify the local fire marshal when those amendments have been authorized. The motion was unanimous.

Respectfully submitted

Carol Marsella