

Fire Safety Code Board

Of Appeal and Review

February 14, 2012

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, February 14, 2012 at 1:00 P.M. Present were Chairman Newbrook, Vice Chairperson Filippi and Commissioners Richard, Blackburn, Burlingame, Sylvester, Jasparro, Walker, Pearson and Dias. Commissioner Jackson was absent. Also present were Executive Director Thomas B. Coffey, Jr. and Deputy Director Carol Marsella.

The following cases were heard:

APPEAL #120015: Rhode Island College, for the property located at 600 Mount Pleasant Avenue, Providence (Adams Library). Chief of Plan Review Wade Palazini appeared for the State Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Jasparro, to approve the Applicant's request to install linear heat detection in lieu of sprinkler heads in cited areas in the two lower level mechanical rooms. The motion was unanimous.

APPEAL #120002: St. Augustin's Church, for the property located at 2 Eastnor Road in Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Sylvester made

a motion, seconded by Commissioner Richard, to grant the Applicant a time variance of one (1) year to bring this facility into compliance with the fire code. The Newport Fire Marshal's Office may extend this deadline for good faith efforts being demonstrated by the Applicant. The motion was unanimous.

APPEAL #090240: Newman Congregational Church, for the property located at 100 Newman Avenue in East Providence. Assistant Deputy State Fire Marshals Oscar Elmasian and James Bellamy appeared for the East Providence Fire Marshal's Office. Commissioner Walker recused himself from consideration of this case. Commissioner Dias made a motion, seconded by Commissioners Jasparro and Richard, to grant the Applicant's requested variances for the cited doors. The motion was unanimous.

APPEAL #120009: Mr. Manuel Sousa, for the property located at 22 Waterman Avenue in East Providence. Assistant Deputy State Fire Marshals Oscar Elmasian and James Bellamy appeared for the East Providence Fire Marshal's Office. Commissioner Walker recused himself from consideration of this case. Commissioner Pearson made a motion, seconded by Commissioner Jasparro, to grant the Applicant a time variance of thirty (30) days from the date of the decision in which provide plans to the East Providence Fire Marshal's Office for the installation of a municipally connected fire alarm system in this facility, and an additional 150 days in which to implement that plan of action. The East Providence Fire Marshal's

Office is authorized to extend the above timeline for good faith efforts being demonstrated by the Applicant. The motion was unanimous.

APPEAL #120005: Mr. Robert Gemma, for the property located at 1646 Division Street in East Greenwich. ADSFM Steven Hughes appeared for the East Greenwich Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioner Dias, to grant the following relief. The Applicant is granted a time variance of thirty (30) days to Provide the requested documentation to the East Greenwich Fire Marshal's Office for the certification of the cited membrane structure. The Applicant is granted a variance to maintain the cited stairs in their current configuration provided that handrails are installed. The Applicant is granted a time variance of thirty (30) days to provide plans to the East Greenwich Fire Marshal's Office for the installation of a fire alarm system in this facility and an additional 150 days in which to implement that plan. The East Greenwich Fire Marshal's Office is granted the authority to extend the above timelines for good faith efforts being demonstrated by the Applicant. Finally, the Applicant is granted a variance to maintain the current "membrane structure" without any additional safeguards for ice buildup, based on the design of the membrane structure. The motion passed over the oppositions votes of Commissioners Walker and Burlingame.

APPEAL #090109: Boys and Girls Clubs of Newport County, for the property located at 11 Miner Road in Saunderstown. ADSFM Gordon

Walsh appeared for the North Kingstown Fire Marshal's Office. Vice Chairperson Filippi made a motion, seconded by Commissioners Sylvester and Walker, to allow the Applicant to post the occupancy of this building at 49 people, and directs that tables and chairs be set up in this building for such an occupancy. No alarm is required at that capacity limit. The Applicant is directed to provide emergency lighting and exit signs, at the direction and to the satisfaction of the North Kingston Fire Marshal's Office, and to rate the cited paneling material or remove it. The motion passed over the opposition votes of Commissioners Blackburn and Burlingame.

APPEAL #090188: Mr. Raymond DiPippo, for the property located at 2 Warren Avenue in North Providence. ADSFM John Horan appeared for the North Providence Fire Marshal's Office. Commissioner Blackburn made a motion, seconded by Commissioner Jaspardo, to grant the Applicant a time variance, prior to re-occupancy of this facility, to bring this facility into compliance with the code. The motion was unanimous.

APPEAL #090290: Mr. William Sgambato, for the property located at 2239 Mineral Spring Avenue in North Providence. ADFSM John Horan appeared for the North Providence Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Richard, to allow the Applicant not to provide this facility with a fire alarm, and to grant the Applicant a time variance of thirty (30) days in which to present a plan of action to the North Providence Fire

Marshal's Office for the correction of all other outstanding deficiencies in this facility, with an additional 120 days to implement that plan. The North Providence Fire Marshal's Office has the authority to extend the above timelines for good faith efforts being demonstrated by the Applicant. The motion passed over the opposition vote of Commissioner Burlingame.

APPEAL #090260: Mr. Michael O'Brien, for the property located at 1942 Smith Street in North Providence. ADSFM John Horan appeared for the North Providence Fire Marshal's Office. The Applicant had an emergency and did not appear. However, Marshal Horan indicated that he had seen and approved the Applicant's plan of action for the correction of the outstanding deficiencies within this facility. Accordingly, Commissioner Walker made a motion, seconded by Commissioner Blackburn, to grant the Applicant a time variance of thirty (30) days to present his plan of action to the North Providence Fire Marshal's Office for the correction of all outstanding deficiencies in this facility, and an additional 150 days in which to implement that plan. The North Providence Fire Marshal's Office is granted the authority to extend the above timelines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #090261: For the property located at 1109 Charles Street in North Providence. ADSFM John Horan appeared for the North Providence Fire Marshal's Office. The Applicant failed to appear. Commissioner Burlingame made a motion, seconded by

Commissioner Jasparro, to close the file. The motion was unanimous.

APPEAL #090263: Ms. Laurette Lisi, for the property located at 1251 Douglas Avenue in North Providence. ADSFM John Horan appeared for the North Providence Fire Marshal's Office. Commissioner Burlingame made a motion, seconded by Commissioner Sylvester, to grant the Applicant a time variance of seven (7) days to remove the storage in front of the electrical panels in the basement of this facility.

The Applicant is also granted a time variance of thirty (30) days in which to present to the North Providence Fire Marshal's Office a plan of action for the correction of the remaining deficiencies within this facility, and 120 days in which to implement that plan. The North Providence Fire Marshal's Office is granted the authority to extend the above timeline for good faith efforts being shown by the Applicant. The motion was unanimous.

Respectfully submitted

Carol Marsella