

Fire Safety Code Board

Of Appeal and Review

March 13, 2012

The Rhode Island Fire Safety Code Board of Appeal and Review met at its headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday March 13, 2012. Present were Chairman Newbrook, Vice Chairperson Filippi and Commissioners Richard, Blackburn, Burlingame, Sylvester, Pearson and Dias. Commissioners Walker, Jasparro and Jackson were absent. Also present were Executive Director Thomas B. Coffey, Jr. and Deputy Director Carol Marsella.

The following cases were heard:

APPEAL #120012: Ms. Cathryn Gibbs, for the property located at 31 Cranston Avenue, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Vice Chairperson Filippi, to grant the Applicant a variance, based upon structural hardship, for the dimensional issues in cited windows in this facility. The Applicant is granted a time variance of thirty (30) days to prepare a plan of action for the correction of all other outstanding deficiencies listed in the Newport Fire Marshal's report, and an additional time variance of 150 days in which to implement that plan of action. The Newport Fire

Marshal's Office is granted the authority to extend the above time lines for good faith efforts being demonstrated by the Applicant. The motion was unanimous.

APPEAL #110102A: Clam Jammers LLC, for the property located at 294 Great Island Road in Narragansett. DSFM Paul Manning appeared for the State Fire Marshal's Office. ADSFM James Given appeared for the Narragansett Fire Marshal's Office. The building owner did not appear; therefore this case is continued until April 24, 2012 when the owner can be in attendance. Commissioner Pearson made a motion, seconded by Commissioner Sylvester, to direct the Applicant to employ a firefighter on duty during certain times when entertainment is provided until sprinklers are installed in this facility. The Applicant is directed to sprinkle the entire building and was given a time variance in which to do so. The Marshal was directed to reevaluate the occupancy load for this facility based upon discharge capabilities. The motion passed over the opposition votes of Commissioners Burlingame and Blackburn.

APPEAL #090114: Lighthouse for Youth, for the property located at 87 Spencer Court, Wakefield. DSFM Kaitlyn Foley appeared for the State Fire Marshal's Office. Vice President Ann Rogan testified that this facility had been changed to a non-licensed program for three (3) or less individuals. Based on that testimony, Commissioner Blackburn made a motion, seconded by Commissioner Dias, to direct

the Applicant to comply with the provisions of a one-family dwelling for this independent living program, and to have no more than three (3) persons living there at any one time. The motion was unanimous.

APPEAL #090115: Lighthouse for Youth, for the property located at 81 Spencer Court in Wakefield. DSFM Kaitlyn Foley appeared for the State Fire Marshal's Office. Commissioner Blackburn made a motion, seconded by Commissioner Dias, to grant the Applicant a time variance of thirty (30) days from the date of this decision in which to prepare plans for the correction of the deficiencies within this facility and an additional 150 days in which to implement those plans. The State Fire Marshal's Office has the authority to extend the above timelines for good faith efforts being demonstrated by the Applicant. The motion was unanimous.

APPEAL # 090316: Buttonwoods Bible Chapel, for the property located at 311 Buttonwoods Avenue in Warwick. Chief of Inspections Scott Caron and Deputy State Fire Marshal Kaitlyn Foley appeared for the State Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Dias, to allow paper to be placed on the cited bulletin Board, at the direction and to the satisfaction of the State Fire Marshal's Office. Alternatively, the Board could be covered with Plexiglass or similar covering. The motion was unanimous.

APPEAL #120016: Picerne Real Estate Group, for the property located at 870 Post Road in Warwick. ADSFM Peter Marietti appeared for the Warwick Fire Marshal's Office. Vice Chairperson Filippi made a motion, seconded by Commissioner Pearson, to grant the Applicant a time variance of thirty (30) days in which to correct item 5 of the inspection report, at the direction and to the satisfaction of the Warwick Fire Marshal's Office. The Applicant is granted a time variance of thirty (30) days to present a plan of action for the correction of any other outstanding deficiencies in this facility, with an additional 150 days in which to implement that plan. The Warwick Fire Marshal's Office has the authority to extend the above time lines for good faith efforts being demonstrated by the Applicant. The motion was unanimous.

APPEAL 080306: Mr. Christopher Ruhling, for the property located at 125 Wharf Road in Warwick. ADSFM Peter Marietti appeared for the Warwick Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Burlingame, to grant the Applicant a time variance of thirty (30) days from the date of the decision in which to install a key access box on this building. The motion was unanimous.

APPEAL #080235: Mr. Christopher Ruhling, for the property located at 252 Second Point Road in Warwick. ADSFM Peter Marietti appeared for the Warwick Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Richard, to grant the

Applicant certain time variances to correct the outstanding deficiencies within this facility. The motion was unanimous.

Respectfully submitted

Carol Marsella