

Fire Safety Code Board

Of Appeal and Review

March 20, 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 20, 2012. Present were Chairman Newbrook and Commissioners Burlingame, Sylvester, Jackson, Walker, Pearson and Dias. Vice Chairperson Filippi and Commissioners Richard, Blackburn and Jasparro were absent. Also present were Executive Director Thomas B. Coffey, Jr. and Deputy Director Carol Marsella.

The following cases were heard:

APPEAL # Ferland Corporation, for the following properties located in Woonsocket:

050670B 41-45 Village Road

050671B 75 Village Road

050672B 104 Village Road

050673B 136 Village Road

050674B 156-160 Village Road

050675B 216-220-226 Village Road

050676B 346-350-366 Village Road

050677B 385-399-403 Village Road
050678B 461-465-471 Village Road
050679B 2542-2557-2573-2581 Diamond Hill Road
050680B 2491-2503-2515 Diamond Hill Road
050681B 2419-2431 Diamond Hill Road
050682B 2385-2391 Diamond Hill Road
050683B 432 Diamond Hill Road
050684B 470 Diamond Hill Road
050685B 530-544 Diamond Hill Road
050686B 1140-1148-1150-1154-1156-1164 Diamond Hill Road
050687B 1194 Diamond Hill Road
050688B 1240 Diamond Hill Road
050689B 127 Mendon Road

Chief of Inspections Scott Caron appeared for the State Fire Marshal's Office and Assistant Deputy State Fire Marshals Michael Morin and David Degrange appeared for the Woonsocket Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioners Jackson and Walker, to approve the Applicant's plan of action for compliance in the above captioned buildings. The motion passed over the opposition vote of Commissioner Burlingame.

APPEAL #090292: Mr. Paul Laperriere, for the property located at 375 Putnam Pike in Smithfield. ADSFM James Waterman appeared for the Smithfield Fire Marshal's office. Commissioner Walker made a

motion, seconded by Commissioner Jackson, to grant the Applicant's request for a variance to maintain the cited rear exit in its current configuration, provided there is no pallet storage at that location and further provided that a temporary hand rail system is installed, at the direction and to the satisfaction of the Smithfield Fire Marshal's Office. The motion passed with Commissioners Burlingame and Dias opposing the vote.

APPEAL #110238: F & D Management, for the property located at 212 Water Street in Block Island. DSFM Cynthia Dehler appeared for the State Fire Marshal's Office. Commissioner Burlingame made a motion, seconded by Commissioner Sylvester, to grant the Applicant a time variance until April 15, 2012, to correct any outstanding deficiencies in this facility, including but not limited to the installation of sprinkler coverage on the level below the residential level of this facility. The State Fire Marshal's Office is authorized to extend the above timeline for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #090169: Mr. Michael Francis, for the property located at 146 Pond Street in Pawtucket. Chief of Inspections Scott Caron appeared for the State Fire Marshals' Office in the absence of representation by the Pawtucket Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Walker, to grant the Applicant a time variance of ninety (90) days in which to provide two-hour

separation between the main house and the three-unit apartment building, after which the Pawtucket Fire Marshals' Office may inspect the three-unit facility for fire code compliance. The Fire Marshal may extend the above time period for good faith efforts being shown by the Applicant. The motion passed with Commissioners Dias and Burlingame opposed.

APPEAL # 080309: Director Karen Lombardi Cox, for the property located at 151 Ridge Street in Pawtucket. DSFM Octavio Vieira appeared for the State Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioners Pearson and Burlingame, to grant the Applicant a time variance of thirty (30) days to prepare and submit a plan of action to the State Fire Marshal's Office for the installation of a local fire alarm system and an additional 150 days in which to implement the plan of action. The State Fire Marshal's Office may extend the above timelines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #090347: Mr. Antonio Lanni, for the property located at 16 Josephine Street in North Providence. ADSFM John Horan appeared for the North Providence Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Jackson, to grant the Applicant a variance, based upon structural hardship, for the lack of a second means of egress from the basement of this facility. The

Applicant is granted a time variance of thirty (30) days from the date of the decision in which to submit plans to the North Providence Fire Marshal's Office for the correction of any outstanding deficiencies in this facility, and an additional 120 days in which to implement that plan of action. The North 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 090356: Mr. Victor Russo, for the property located at 2044 Smith Street in North Providence. ADSFM John Horan appeared for the North Providence Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioner Walker, to grant the Applicant the following relief. The Applicant is granted a variance to maintain the basement and the first floor mercantile area in their current configuration without separation. If he wishes to maintain storage in the basement area in the future, he is directed to install the required separation, at the direction and to the satisfaction of the North Providence Fire Marshal's Office, prior to that occupancy. The Applicant is directed to have the fire extinguishers in this facility inspected within fifteen days. The Applicant is directed to provide the North Providence Fire Marshal's Office with a plan of action for the correction of any other outstanding deficiencies within this facility within thirty (30) days and is granted an additional 120 days to implement that plan. The North Providence Fire Marshal's Office is granted the authority to extend the above time limits for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #090370: Mr. Anthony Petrarca, for the property located at 1350 Mineral Spring Avenue in North Providence. ADSFM John Horan appeared for the North Providence Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioner Sylvester, to grant the Applicant a time variance of fifteen (15) days to provide this facility with approved portable fire extinguishers. The Applicant is granted a time variance of thirty (30) days to provide the North Providence Fire Marshal's Office with plans for the correction of all other outstanding deficiencies in this facility and an additional 120 days in which to implement that plan. The North Providence Fire Marshal's Office is authorized to extend the above timelines for good faith efforts being demonstrated by the Applicant. The motion was unanimous.

Respectfully submitted

Carol Marsella