

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, December 3, 2013 at 1:00 P.M. Present were Chairman Newbrook, Vice Chairperson Filippi and Commissioners Booth, Thornton, Richard, Blackburn, Burlingame and Jackson. Commissioners Walker, Pearson and Sylvester were absent from the hearing. Also present were Executive Director Thomas B. Coffey, Jr. and Administrative Assistant Desiree Campanini.

The following cases were heard.

Request from BHDDH for a time extension of their blanket variance. Chief of Inspections Scott Caron appeared for the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by Vice Chairperson Filippi, to grant the Applicant's request for an additional time extension until December 31, 2014. The motion was unanimous.

APPEAL #130029: Mr. Jason Palerno, for the property located at 343 Simmonsville Avenue, Johnston. Chief of Inspections Scott Caron and DSFM Michael Macaruso appeared for the State Fire Marshal's Office. Commissioner Burlingame made a motion, seconded by Commissioner Booth, to grant the Applicant's request for a time extension until December 31, 2014. The Applicant was granted a time variance of thirty (30) days to have the dryer ventilation pipe repaired.

The Applicant was granted a time variance of sixty (60) days to have the remainder of this facility inspected by the Johnston Fire Marshal's Office, with the assistance of the State Fire Marshal's Office. The motion was unanimous.

APPEAL #130069: MWL Consulting Company, for the property located at 596 Bellevue Avenue, Newport (Marble House). ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office.

Commissioner Booth recused himself from consideration of this case. Commissioner Thornton made a motion, seconded by Commissioner Burlingame, to accept the Applicant's proposed plan of action to bring this facility into compliance with a time variance of thirty (30) days to submit the Applicant's plan of action to the Newport Fire Marshal's Office and an additional 150 days to implement that plan. The Board also granted the Applicant several structural and historical variances. The motion passed.

APPEAL#130070: MWL Consulting Company, for the property located at 44 Ochre Point Avenue, Newport (Breakers). ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office.

Commissioner Booth recused himself from consideration of this case. Commissioner Thornton made a motion, seconded by Commissioner Richard, to accept the Applicant's proposed plan of action to bring this facility into compliance with a time variance of thirty (30) days to submit the Applicant's plan of action to the Newport Fire Marshal's Office and an additional 150 days to

implement that plan. The Board also granted the Applicant several structural and historical variances. The motion passed.

APPEAL #130071: MWL Consulting, for the property located at 548 Bellevue Avenue, Newport (Rosecliff). ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Booth recused himself from consideration of this case. Commissioner Thornton made a motion, seconded by Commissioner Richard, to accept the Applicant's proposed plan of action to bring this facility into compliance with a time variance of thirty (30) days to submit the Applicant's plan of action to the Newport Fire Marshal's Office and an additional 150 days to implement that plan. The Board also granted the Applicant several structural and historical variances. The motion passed.

APPEAL#130186: Ms. Marilyn Salzberg Bennett, for the property located at 95 St. Paul Street, North Smithfield. ADSFM Brian Gartland appeared for the North Smithfield Fire Marshal's Office. Commissioner Burlingame made a motion, seconded by Commissioner Blackburn, to grant the Applicant's request for a time variance to maintain this facility as is until this facility becomes occupied and to allow the North Smithfield Fire Marshal's Office to certify that this facility has battery operated smoke/CO detectors. The motion was unanimous.

APPEAL #130185: Berkshire Place Nursing Center, for the property

located at 455 Douglas Avenue, Providence. DSFM Thomas Dettore appeared for the State Fire Marshal's Office. Commissioner Burlingame made a motion, seconded by Commissioner Blackburn to grant the Applicant a variance based on structural hardship regarding the remote means of egress from the fourth floor multi-purpose assembly rooms. The motion was unanimous

Respectfully submitted

Desiree Campanini

Administrative Assistant