

The Rhode Island Fire Safety Code Board of Appeal and Review met at its headquarters located at 2 Regan Court, Mathias Building #56, in Cranston, RI on Tuesday, October 7, 2014 at 1:00 P.M.

Called To Order:

Chairman Newbrook called the meeting to order at 1:05 P.M.

Roll Call:

Present were Chairman Newbrook and Commissioners Booth, Filippi, Thornton, Jackson and Pearson.

Absent were Vice Chairman Blackburn and Commissioners Sylvester, Richard and Walker.

Also present were Executive Director W. Keith Burlingame, Esq. and Administrative Assistant Desiree Campanini.

New Business:

APPEAL #140112: Attorney John Lombardi, for the property located at 301 Atwells Avenue, Providence. ADSFM Keith Maine appeared for the Providence Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioner Jackson, to grant the Applicant a time variance of one hundred fifty (150) days for the installation of a fire alarm system with emergency forces notification throughout this facility at the direction and to the satisfaction of the Providence Fire

Marshal's Office. The Board granted the Providence Fire Marshal's Office the authority to extend the above deadline, if a good faith effort is being shown. The motion passed unanimously with Commissioner Thornton abstaining from the vote.

APPEAL #140125: Spooky World Haunted House, for the property located at 1000 New London Avenue, Cranston. Chief Scott Caron appeared for the State Fire Marshal's Office. ADSFM Stephen MacIntosh appeared for the Cranston Fire Marshal's Office. Commissioner Thornton made a motion, seconded by Commissioner Booth, to reaffirm and modify a previous decision made by the Board for (File #130124). The Cranston Fire Marshal's Office is authorized to lower the firefighter detail to one (1) person with maximum of three (3) firefighter's details if deemed necessary by Cranston Fire Marshal's Office, in conjunction with the State Fire Marshal's Office. The motion passed unanimously.

APPEAL #140113: Mr. Rick Farrick, for the property located at 27 Clarke Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioners Filippi and Booth, to grant the Applicant a time variance of one hundred fifty (150) days for the installation of a fire alarm system and to bring the sprinkler system in this facility into full compliance with the fire code and any other deficiencies deemed necessary by the Newport Fire Marshal's Office. The Board authorized the Newport Fire Marshal's Office to extend the

above deadline, if a good faith is being shown by the Applicant. The Board granted the Applicant a variance to allow use of the kitchen cooking equipment for reheating and warming breakfast items. The motion passed unanimously.

APPEAL #140114: Mr. Rick Farrick, for the property located at 28 Clarke Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Thornton made a motion, seconded by Commissioner Pearson, to grant the Applicant a time variance of thirty (30) days to submit a plan of action for a fully compliant fire alarm system with emergency forces notification and to bring the sprinkler system into full compliance, along with any other deficiencies deemed necessary by the Newport Fire Marshal's Office and an additional one hundred fifty (150) days to implement that plan.

The Board granted the Newport Fire Marshal's Office the authority to extend the above deadlines, if a good faith effort is being shown by the Applicant. The Board granted the Applicant fifteen (15) days from the date of this hearing, to provide all guest rooms with approved emergency instructions, at the direction and to the satisfaction of the Newport Fire Marshal's Office. The motion passed unanimously.

APPEAL #140115: Mr. Rick Farrick, for the property located at 31 Clarke Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioners Booth, to grant the Applicant a time variance of thirty (30) days to submit a plan of action for the

installation of a fire alarm system with emergency forces notification and to bring the sprinkler system into full compliance with the RI Fire Code, along with any other deficiencies deemed necessary by the Newport Fire Marshal's Office and an additional one hundred fifty (150) days to implement that plan. The Board granted the Newport Fire Marshal's Office the authority to extend the above deadlines, if a good faith effort is being shown by the Applicant. The Board granted the Applicant fifteen (15) days from the date of this hearing, to provide all guest rooms with approved emergency instructions, at direction and to the satisfaction of the Newport Fire Marshal's Office. The Board granted the Applicant a variance to allow the Applicant limited use of the kitchen cooking equipment, to be utilized only for reheating and warming breakfast items. The motion passed unanimously.

The following case was heard in subcommittee:

APPEAL #140116: Mr. Rick Farrick, for the property located at 39 Clarke Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Jackson made a motion, seconded by Commissioner Thornton present the subcommittee's recommendation to the full Board on October 21, 2014, to grant the Applicant's request for a variance to allow the existing stairwell enclosure to remain as is. The motion passed unanimously.

APPEAL #140117: Mr. Rick Farrick, for the property located at 36 Elm Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Thornton made a motion, seconded by Commissioner Booth, to grant the Applicant a time variance of one hundred and fifty (150) days to submit a plan of action to the Newport Fire Marshal's Office for providing this facility with a 24/7 on-site innkeeper, with a policy for assuring the safety of the guest, if the innkeeper is required to leave this facility unsupervised for a limited time during the day. The Applicant must provide the innkeeper of this facility with fire extinguisher training at direction and to the satisfaction of the Newport Fire Marshal's Office. The Board granted the Applicant a time variance of fifteen (15) days to remove storage obstructing the electrical panel and to post a no smoking signs in this facility. The Applicant was granted two (2) weeks to have the required fire extinguishers installed in this facility. The Board granted the Newport Fire Marshal's Office the authority to extend the above deadlines, if a good faith effort is being made by the Applicant. The motion was unanimously.

APPEAL #140118: Mr. Rick Farrick, for the property located at 232 Spring Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Thornton made a motion, seconded by Commissioner Filippi, to grant the Applicant a time variance of thirty (30) days to submit plan of action to the Newport Fire Marshal's Office for the installation of a fire alarm system, to bring the sprinkler system in this facility into compliance

with the RI Fire Code and any other deficiencies deemed necessary by the Newport Fire Marshal's Office and an additional one hundred fifty (150) days to implement that plan. The Newport Fire Marshal's Office is authorized to extend the above deadlines, if a good faith effort in being shown by the Applicant. The Board granted the Applicant a variance to allow the Applicant limited use of the kitchen cooking equipment, to be utilized only for reheating and warming breakfast items. The motion passed unanimously.

APPEAL #140126: Fort Adams Trust, for the property located at 100 Forte Adams Drive, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Thornton made a motion, seconded by Commissioner Pearson, to grant the Applicant a variance in order to allow the Applicant not to equip the above temporary facility with automatic sprinkler system and smoke detection during the fall of 2014. In granting this temporary variance, the Board notes that the Applicant will provide training for Forte Adams staff, along with RI DEM Police and detailed Newport Fire Fighters will be equipped with two way radios. The motion passed unanimously.

Old Business:

Commissioner Booth made a motion, seconded by Commissioner Pearson to approve the Fire Board hearing minutes from September 30, 2014. The motion passed unanimously.

APPEAL #140106: Bristol Veteran's for the property located at 480 Metacom Avenue Bristol. The September 30, 2014 Subcommittee's recommendations were presented at the October 7, 2014 meeting, a motion was made by Commissioner Pearson and seconded by Commissioner Booth to modify the subcommittee's recommendations and grant the Applicant relief as outlined herein. Items 5 through 7 the Board grants the Applicant a time variance of sixty (60) days to correct these deficiencies at the direction and to the satisfaction of the State Fire Marshal's Office. The Board granted the Applicant a time variance of thirty (30) days to correct deficiency [14-125VN] or return to the Board with an alternate plan of action to bring this issue into compliance. The motion passed unanimously Commissioner Thornton recused and did not participate in the consideration of this case.

Correspondences / Announcements:

Open Forum / Public Comment:

Adjournment:

Commissioner Thornton made a motion, seconded by Commissioner Booth to adjourn meeting at 2:35 P.M.