

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING
DIVISION OF PROFESSIONAL REGULATION
MECHANICAL BOARD**

1511 Pontiac Avenue

Building 70 – 2nd Floor Conference Room

Cranston, RI

401.462.8538

WEDNESDAY, NOVEMBER 3, 2004

9:00 A.M.

In attendance: Chester Stewart

Harold A. Gill

Kenneth Aurecchia

Stanley Davies

Peter Lombardi

Ronald Cronin

Board Members, Bobby Joe Harris and Frank Babbitt are not in attendance at today's meeting.

Mr. Davies called the meeting to order at 9:10 a.m.

There are six (6) hearings scheduled for today, for which there is a court stenographer.

HEARINGS:

- 1. ST Smith Oil Burner Service - # 2064**
- 2. ST Smith Oil Burner Service - # 2065**

The first and second appeal hearings on the agenda pertain to ST Smith Oil Burner Service Co. Mr. Stephen Smith, Attorney Dale Quatrucci, Mr. Charles Wright and Mr. Ted Whittaker (RIDLT Investigators) are present and sworn in for today's hearings.

Mr. Whittaker read violation # 2064: It is alleged that on August 10, 2004, Mr. Charles Wright, RIDLT Investigator found that S.T. Smith Oil Burner Service installed an air conditioning system at 10 Church Cove Road, Bristol, RI without a valid RI refrigeration license. This is a violation of RIGL 28-27-28 "practices for which a license is required". Further, there was no permit issued from the Town of Bristol for this work. This is a violation of RIGL 28-27-20 "municipal inspections and installation permits".

Based on the testimony provided today, Mr. Gil made a motion to dismiss the violation of RIGL 28-27-28 and to uphold the fine in the amount of five hundred (\$500.00) dollars for violating RIGL 28-27-20.

Mr. Aurecchia seconded the motion. All members voted in favor.

Mr. Whittaker read violation # 2065: It is alleged that on August 23, 2004, Mr. Charles Wright, RIDLT Investigator found that S.T. Smith Oil Burner Service installed a steam boiler at 30 Ingleside Drive,

Cranston, RI without a permit issued from the Town of Cranston. This is a violation of RIGL 28-27-20 “municipal inspections and installation permits”.

Based on the testimony provided today, Mr. Webster made a motion to uphold the violation. Mr. Stewart seconded the motion. All members voted in favor.

3. Thomas Cabral – Violation # 2063

The third appeal hearing for today is with regard to Thomas Cabral. Mr. Cabral is present today and sworn in by the court stenographer.

Mr. Whittaker read the violation: It is alleged that Mr. Edward J. Whittaker, RIDLT Investigator found that Thomas Cabral installed heating equipment at 9 William Sisson Road, Little Compton, RI without a valid RI Pipefitter Contractor license. This is a violation of RIGL 28-27-28 “practices for which a license is required”. Further, there was no permit issued from the Town of Little Compton for this work. This is a violation of RIGL 28-27-20 “municipal inspections and installation permits”.

Based on the testimony provided today, Mr. Aurecchia made a motion to uphold the fines. Mr. Cronin seconded the motion. All members voted in favor.

4. Wesco Oil Company – Violation # 1981

The next appeal hearing today is with regard to Wesco Oil. Mr. Chad Sirois and Mr. Bob Bartell are present and sworn in by the court stenographer.

Mr. Whittaker read the violation: It is alleged that on June 22, 2004, a complaint was reported to Mr. Charles Wright, RIDLT Investigator from Mr. Frank Babbitt, Chief Mechanical Inspector, City of Providence, that there were three (3) unlicensed alleged employees of Wesco Oil Company (Philip C. Tollier, 11 Thorton Ave., Esmond, RI, Mathew Conner, 26 Little Tree Lane, Bellingham, MA and Lawrence J. Mariel(sic), 631 Victory Highway, Pascoag, RI) installed air conditioning at 149 Hillside Avenue, Providence, RI. Also, there is no master refrigeration license holder listed in the corporate paperwork of Wesco Oil Company. These are violations of RIGL 28-27-28 “Practices for which a license is required”. (4 Violations) Further, no permit was issued from the City of Providence for this project. This is a violation of RIGL 28-27-20 “municipal inspections and installation permits”.

Based on the testimony provided today, Mr. Aurecchia made a motion to suspend the violations for a 12-month period. Mr. Lombardi seconded the motion. All members voted in favor.

5. FG Lees & Son - Violation # 2106

The next appeal hearing today is with regard to FG Lees & Son. Mr. David Lund and Attorney Thomas Fay are present and sworn in by the court stenographer.

Mr. Whittaker read the violation: It is alleged that a complaint was received from Mr. Robert DeChairo, City of Providence Plumbing Inspector that F.G. Lees & Son Inc., did not obtain a permit for heating installation that was performed at 27 John Street, Providence, RI. This is a violation of RIGL 28-27-20 “municipal inspections and installation permits”. Further two alleged employees (Neal Lund and Shawn Connors) of F.G. Lees & Son Inc., are not properly licensed in the State of RI to do this work. This is a violation of RIGL 28-27-28 “practices for which a license is required”.

Based on the testimony provided today, Mr. Stewart made a motion to uphold the violations. Mr. Aurecchia seconded the motion. All members voted in favor.

6. GM Refrigeration Co. – Violation # 2109

The final appeal hearing today is with regard to GM Refrigeration. Mr. George Mercier of GM Refrigeration and RIDLT Investigator, Glenn Dusablou are present and sworn in by the court stenographer.

Mr. Whittaker read the violation: It is alleged that September 10, 2004, Mr. Glenn Dusablon, RIDLT Investigator did find three (3) alleged employees (Kristopher Demelo, 11 Anthony Terrace, New Bedford, MA 02740, Herman Medeiros, 44 Norman Street, Fall River, MA 02721 and Gary Demelo, 61 Katherine Street, New Bedford, MA 02744) of G.M. Refrigeration Co., installing copper heating piping at Carnegie Harbor, Portsmouth, RI without valid RI mechanical licenses. This is a violation of RIGL 28-27-28 “practices for which a license is required”. (3 Violations)

Based on the testimony provided today, Mr. Aurecchia made a motion to uphold the violations. Mr. Gill seconded the motion. All members voted in favor

This concludes the appeal hearings.

Other Business:

Mr. Davies asked the board if they had an opportunity to review the minutes of the previous meeting held on October 6, 2004. Mr. Lombardi made a motion to approve the minutes as submitted. Mr. Aurecchia seconded the motion. All members voted in favor.

Mr. Wright informed the board that the department has received a request from Mr. William McCarthy, who is present today, requesting

permission to take a Refrigeration and Pipefitter Journeyman exam.

After reviewing the information presented, Mr. Aurecchia made a motion to allow Mr. McCarthy to sit for both exams. Mr. Lombardi seconded the motion. All members voted in favor.

With no further business, Mr. Gill made a motion to adjourn the meeting at 10:30 am. Mr. Webster seconded the motion. All members voted in favor.

The next meeting of the Mechanical Board is scheduled for Wednesday, December 1, 2004 at 9:00 a.m. in Building 70, second floor conference room.