

STATE CODES AND STANDARDS COMMITTEE (C&S)
Wednesday, January 10, 2024 – 1:00 PM (Teams-online)

[Instructions for attending the meeting can be found as an attachment of the agenda]

AGENDA

1. CALL TO ORDER

2. ATTENDANCE

3. APPROVAL OF MINUTES OF THE December 13, 2023, MEETING

4. COMMUNICATIONS:

SUBJECT & DATE RECEIVED	FROM - TO	DESCRIPTION
a. Request for Appeal received 12/16/23	Ike Uzoka, New Britain, CT CS	A-23-20 RE: [48 Kimball Drive, New Britain, CT] Richardson Masson, Fire Inspector/New Britain Fire Marshal - Abatement Order of Fire/Life Safety Hazards. ACTION: _____ _____
b. Correspondence received 1/3/24	Peter V. Gelderman, Attorney Berchem Moses PC CS	A-23-04 RE: [17 & 23 Hill St, New Canaan] – Appellant withdrew appeal (see item #d below for details) ACTION: _____ _____
c. Request for Appeal received 1/8/24	David & Tara Cangelo Washington, CT CS	A-24-01 RE: [124 Roxbury Road, Washington, CT] – Appealing Washington Building Official’s denial to install a hoexter fireplace sold by Dean's Stove and Spa. ACTION: _____ _____

5) SUBCOMMITTEE REPORTS

- a) Codes Amendment Subcommittee (CAS) (Free)
- b) Ethics/Procedural Regulations Subcommittee (Harwood)

6) OLD BUSINESS

Complaint Process Abbreviations

- C&S: Codes & Standards Committee
- CAC: Complaint Assessment Committee
- CP: Compliance Panel
- HP: Hearing Panel

7) NEW BUSINESS

- a) **Staff Report**
 - i) **Omarys Vasquez, State Building Inspector**
 - ii) **William Abbott, State Fire Marshal**
 - iii) **Anne Peterson/Rebecca Tamborra, Staff Counsel**
- b) **Fire Prevention Code Advisory Committee (Harwood & Sinsigalli)**
- c) **Training Councils**
 - i) **Building Code Training Council (Musco)**
 - ii) **Fire Marshal Training Council (Harwood)**
- d) **Report on Bills (Vasquez)**

8) APPEAL HEARINGS

- a) **C-22-02 RE:** Complaint regarding Town of Chester, Richard Leighton, Building Inspector & Fire Marshal. This is in reference to the building permits issued for buildings located RE: **[189-191 Middlesex Avenue, Chester, CT]** received 5/3/22 from Mr. Thomas A. Gribbin A.I.A Noyes Vogt Architects. Referred to OSBI. OSBI investigated and submitted a report to the Committee. **Compliance Panel assigned (CP):** Donald Harwood, Lou Free, Henry Miga. Admin received notarized complaint form on 10/12/23. Compliance conference to be scheduled. On 11/13/23 the C&S Chair states that he will seek a Panel Chair for this meeting at our December Meeting. Admin to coordinate. **Confirmed CP Date. Friday, January 26, 2024 at 9:00 a.m.**
- b) **C-22-03** Correspondence received 9/27/22 from Patricia A. Cofrancesco, Esq., Law Offices of Patricia A. Cofrancesco RE: **[60 Pinehurse Drive, East Haven, CT – Elaine Cioffi (Owner)]**; Seeking Revocation of East Haven Building Official’s License (James Bassett). Referred to OSBI for investigation. The **Complaint Assessment Committee (CAC)** will make a recommendation to the full Committee. **(CP) assigned:** Henry Miga, Paul Costello, William Zoeller. Admin mailed out complaint form on 10/5/23. Per Chair, when completed complaint form is received, Admin to schedule CP Meeting. On 10/12/23 Admin reached out to Attorney to check status on complaint form – Attorney confirmed receipt and will get the form back to admin. Tim Mikloiche has stepped in place of Henry Miga. **CP meeting date: Tuesday, 12/19/23 11am. Hold on agenda.**
- c) **C-23-01 RE:** Complaint received 2/28/23 from Heide Mizak, **RE: [69 Lohse Road, Willington, CT]** James Rupert, Willington Building Official. **CP assigned:** David McKinley, Tim Mikloiche, Mike Sinsigalli. On 10/20/23 received the completed complaint form. Hearing date: Thursday, November 9, 2023 at 1:00pm. CP meeting held; panel to provide recommendation to full

Committee. **CP reports there is a consensus that the matter does not warrant a hearing panel. Staff Counsel will put together a written recommendation from the Compliance Panel and submit it to full C&S Committee prior to the January 10, 2024 meeting. Hold on agenda.**

- d) **A-23-04 RE:** Request for Appeal received 3/3/23 from Paul Payne, New Canaan Fire Marshal **RE: [17 & 23 Hill Street, New Canaan]** appeals/does not support the OSFM approval - Part II Section (3) 503.1.2 and 01.233 – “If agreeable to the owner/applicant & schedule allows. A site visit would be prudent”. OSFM approved modification. Local Fire Marshal requested an appeal of the State Fire Marshal’s decision. Panel assigned: Mike Sinsigalli, Chair; Keith Flood, Panel; Ilona Prosol, Panel; Donald Harwood (Alternate). Counsel will draft correspondence to Appellant and prepare legal memo for panel members. Admin will coordinate hearing date. Hearing Date: Friday, January 19, 2024; 9:00 a.m. **On 1/3/24 Appellant withdrew appeal.**
- e) **A-23-07 RE:** Request for Appeal received 7/13/23 from Justin Meneguzzo, Chris & M.E. O’Connor, Chris Hallenbeck of Yankee Custom Builders **RE: [310 Oenoke Ridge Road, New Canaan, CT]**. Appeal of OSBI’s denial regarding Section AF101.2 of the 2021 IRC - to allow removal of the radon mitigation system for a single-family home with a high-water table. **Panel assigned:** Timothy Mikloiche, Chair; Johnny Carrier, Panel; Donald Harwood, Panel; William Zoeller, Alternate. Hearing scheduled Monday, September 11, 2023 at 9:00 a.m. **Hearing held. Decision will be mailed out in 90 days (12/11/23). Hold on agenda.**
- f) **A-23-09 RE:** Request for Appeal received 7/25/23 from Sam Li, West Hartford, CT. **RE: [10-12-14 Mitchell Place, West Hartford, CT 06107]**. Appeal of Russel Duffy, West Hartford Fire Marshal’s decision (6/27/23) – Fire Safety Code Sections (part IV 8.3.2.2, Part IV 31.3.2.1, Part IV 9.1.2.) The Chair ordered Admin to forward file to Office of the State Fire Marshal. Admin forwarded to OSFM on 8/10/23. OSFM is working with Appellants for alternatives. The owner is working with the Town toward resolution of existing violations. They wish to keep the appeal open if no resolution can be reached. OSFM will reach out for status. **OSM reached out to Fire Marshal and Appellant. They are working together and making process. Appellant asked to hold appeal on agenda until resolved. Hold on agenda.**
- g) **A-23-10 RE:** Request for Appeal received 8/7/23 from Michael & Kimberly Palmerie, Prospect, CT. **RE: [Prospect Memorial – 122 Waterbury Road, Prospect, CT 06712]**. Appeal of Antonio Muniz, Prospect Fire Marshal’s decision (7/31/23) – Fire Safet Code Sections (903.2.1.3 Group A-3). **Panel assigned:** Keith Flood, Chair; Michael Sinsigalli, Panel; Glenn Neilson, Panel; Donald Harwood, Alternate. Hearing scheduled: Friday, September 8, 2023 at 9:00 a.m. Continue hearing for 30 days - parties to discuss possible alternatives. Motion to suspend the hearing for 30 days (MS) – (GN). Hearing continued to 10/13/2023 at 9:00 a.m. Hearing held followed by deliberations – **decision will be mailed out in 90 days (01/15/24). Hold on agenda.**
- h) **C-23-02 RE:** Correspondence received 8/19/23 from Adam P. McNiece, Niantic, CT **RE:** Complaint against town of Montville Building Official-David Jensen. Referred to CAC. Admin sent out packet on 10/5/23. Per Chair, when the completed complaint form is received, set up CAC meeting. Completed Complaint form received. CAC meeting scheduled: Tuesday, 10/31/23 at 9:00a.m. OSBI to follow up and provide feedback to Panel. OSBI will meet with Building Official to gather more information. OSBI received David Jensen’s contact information for future correspondence of follow-up documentation. OSBI sent CAC updates. Admin to schedule CAC meeting to review updates from OSBI. **CAC Meeting 1/16/24 - 1:00 PM.**

- i) **C-23-03 RE:** Correspondence received 8/14/23 from Attorney Glenn W. Dowd, Day Pitney LLP. **RE: Complaint RE town of Southington Building Official-Jeffrey Pooler.** Referred to CAC. Admin sent out packet on 10/5/23. Per Chair, when completed complaint form is received, set up CAC meeting. 10/13/23 Admin sent follow-up email to Attorney Dowd to confirm receipt. On 10/17 Attorney Dowd confirmed receipt – that he will be completing form the committee recently adopted. **Admin reports complaint form not received as of 12/13/23. Hold on agenda.**
- j) **A-23-15** Request for appeal received 10/6/23 from Attorney James C. Winters c/o William Conroy, S.P.A.C.E. Systems, LLC RE: **[210 Realty Drive, Cheshire, CT]** Abatement Order of Fire/Life Safety Hazards dated 9/1/23 issued by Michael Kazlowski, Fire Marshal of the Town of Cheshire, CT. Referred to the OSFM to gather more information. OSFM will work on resolving. Hold on agenda. **OSFM reached out to the local fire marshal – unable to resolve. Panel assigned:** Keith Flood, Chair; Tim Mokloiche, panel; Henry Miga, panel; William Zoeller, alternate. **Admin to coordinate hearing. Hearing Date: Monday, January 29, 2024; 9:00 a.m.**
- k) **A-23-16** Request for appeal received 10/6/23 from Joseph V. Cassidy, P.E. **RE: [215 Elm Street, Old Saybrook, CT]** Seeking to reverse the decision by the State Building Inspector to deny the use of the Limited-Use Limited Application in lieu of a standard elevator in a small two-story building. Panel assigned: David McKinley, Chair; Johnny Carrier, Panel; Fred Wajcs, Panel; Jack Butkus, Alternate. Hearing scheduled: Wednesday, November 15, 2023 10:00 a.m. Hearing held. Decision to be mailed out in 90 days **(2/13/24). Hold on agenda.**
- l) **C-23-04 RE:** Correspondence received 9/11/23 from Melisa Moone, Brooklyn, CT **RE: Complaint about Brooklyn Building Official-John Berard.** Admin to coordinate CAC Meeting. CAC meeting scheduled: Tuesday, November 28, 2023 – 11:00am. **Referred to OSBI to investigate further. Hold on agenda.**
- m) **C-23-05 RE:** Correspondence received 10/17/23 from Kenneth LeClerc, DEEP, Emergency Response Unit, Supervising Emergency Response Coordinator, Southern Region **RE: Complaint about Newton Building Official-John Poeltl.** Admin sent a complaint form to Mr. LeClerc. Chair – Once form is received - Admin to coordinate CAC Meeting. **On 11/9/23, Admin reached out to Mr. LeClerc to check status on complaint form. Received completed complaint form on 11/13/23.** Admin to coordinate CAC meeting. CAC Meeting scheduled: Thursday, November 30, 2023 at 9:00 a.m. **Referred to OSBI to investigate further. Hold on agenda.**
- n) **A-23-17** Request for Appeal received from Steven Montgomery 10/26/23 RE: [422 Sport Hill Road, Easton] 2018 and 2022 Building Code sections 111.1; 8-12; Ch.3 Town of Easton Building Code section 252.1 – appealing decision of Peter Howard, Easton Building Official. **Panel assigned: Lou Free, Chair, Anthony Cinicola, panel; Timothy Mikloiche, panel; Paul Costello, alternate. Hearing date: Tuesday, January 23, 2024 – 9:00 a.m.**
- o) **A-23-18** Request for Appeal received from Attorney Majorie Shansky 11/14/23 RE: [198 Commerce Street, East Haven, CT] of East Haven Fire Marshal, C.G.S. Section 29-309. Abatement Order of Fire/Life Safety Hazards – change of use. Refer to OSFM. **OSFM reached out to Attorney Shansky and are coordinating a site inspection to review violations the week of January 15.**

- p) **A-23-19** Request for Appeal received from Rudy V. Ridberg, AIA Principal Ridberg + Associates 11/27/23 RE: [206 Sound Beach Ave, Old Greenwich, CT] State Building Inspector denial to allow the basement of an existing restaurant to be converted into food service supply storage with 6-foot 4-inch ceilings and 5-foot 4-inch headroom at beams. **Panel assigned: Johnny Carrier, Chair, Thomas DiBlasi, panel; Lou Free, panel; Henry Miga, alternate. Admin to schedule hearing. Hearing date: Wednesday, January 24, 2023 at 9am.**

9) **GOOD OF THE ORDER**

Glenn Neilson submitted his resignation from the C&S Committee. We were able to send a Certificate of Appreciation in recognition of 26 years on the Committee. Members shared their warmest memories of working with Mr. Neilson. He will be truly missed by everyone.

The next Codes and Standards Committee meeting is set for **Wednesday, February 14, 2024, 1:00 p.m.** Meeting format (on-line or in person) will be determined prior to the meeting (SEE TEAMS LINK ON NEXT PAGE TO ENTER MEETING)

10) **ADJOURNMENT**

Online Meetings

Codes and Standards Committee

January 2024 – December 2024

Overview

Due to the COVID-19 situation and pursuant to Governor Lamont's Executive Order 7B issued on March 14, 2020, the regularly scheduled meetings of the Codes and Standards Committee and the Codes Amendment Subcommittee will be held online using Microsoft Teams.

How to Join the Meetings

The meetings can be joined in the following ways:

1. **Video and voice** through a computer or smartphone.
 - If using a computer, no Teams account is required – just your regular browser.
 - If using a smartphone, the Teams app and a free account will be needed.
2. **Voice only** using a landline or cell phone.
 - No special equipment is required.

Please join by clicking the link or calling the number that follow:

Microsoft Teams meeting

Join on your computer, mobile app or room device

[Click here to join the meeting](#)

Meeting ID: 259 291 320 891

Passcode: sXc39T

[Download Teams](#) | [Join on the web](#)

Or call in (audio only)

[+1 860-840-2075](#) Phone Conference ID: 560 563 701#

Meeting Etiquette

Teams Users or Non-Users:

- Existing Microsoft Teams users will join using their existing accounts, which will ensure their name is displayed.
- If joining the meeting as a non-Microsoft Teams User, please ensure you enter your full name and committee, company or industry affiliation when joining.

The meeting admin may mute all users' microphones at the commencement of the meeting.

- Committee members and assigned staff members may unmute at any time.
- Public attendees and non-assigned staff members should not unmute unless called upon. One or more public comment periods may be included at the chairperson's discretion.