

## STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

November 4, 2020

The Chair called to order the regular meeting of the State Codes & Standards Committee at 1:00 p.m. The meeting was held online using a Teams format.

Attendance was taken and a quorum was present.

**In Attendance:** John Butkus, AIA, Architect  
Johnny Carrier, **C&S Secretary**, Residential Contractor Member  
Paul Costello, **C&S Vice Chair**, Electrical Engineer  
Hank Cullinane, P.E., HVAC Member  
Thomas DiBlasi, P.E., Structural Engineer Member  
Donald Doeg, Esq, Public Member  
Keith Flood, **C&S Chair**, Fire Marshal  
Louis Free, Architect, CAS Chair, Member  
Donald Harwood, Public Member  
Henry Miga, Building Official  
Mike Musco, P.E. Electrical Engineer  
Glenn Neilson, Building Contractor  
Ilona Prosol, P.E., Fire Protection Engineer  
Carlton Smith, Building Official  
Fred Wajcs, Jr., Public Member  
William Zoeller, Energy Efficiency

**Also Present:** Joseph Cassidy, State Building Inspector  
Jenna Padula, DAS/DCS Legal  
William Abbott, State Fire Marshal  
Joseph Kingston, OSFM, Fire & Life Safety Supervisor  
Darren Hobbs, Deputy State Building Inspector

**PUBLIC:** Dave LaFond  
David Smith  
David Runner  
Jean Cronin

### 1) MINUTES

- a) A motion (W. Zoeller) was made and seconded (C. Smith) to accept the minutes of the *October 14, 2020* meeting. **All in favor. None opposed. Motion carried.**

### 2) COMMUNICATIONS

- a) 10/14/20 Request for Appeal received from Philip R. Sherman, P.E. | RE: **A-08-20** Fire Safety Code Modification [FM-1046-20] 500 Sargent Drive, New Haven, CT] denied relief from the CSFSC 7.2.2.4.5.6 and 7.2.2.4.6.2 (handrails). **Panel assigned: Keith Flood, Chair; Glenn Neilson, Panel; Fred Wajcs, Panel; Johnny Carrier, Alternate.**

- b) 10/21/20 Correspondence received from Anthony P. Strazza, III | RE: A-14-19 Appellant withdrew appeal on 10/21/20.
- c) 10/21/20 Correspondence received from Philip R. Sherman, P.E. | RE: A-02-20 Appellant withdrew appeal on 10/22/20.

### 3) SUBCOMMITTEE REPORTS

- a) **Codes Amendment Subcommittee (CAS) (Free)** – No changes, waiting on 2021 codes to be made available to us
- b) **Ethics/Procedural Regulations Subcommittee (Harwood)** – No report

### 4) OLD BUSINESS

- a) There was no old business

### 5) NEW BUSINESS

- a) **Staff Report**
  - i) **Joseph Cassidy, State Building Inspector** – No Report
  - ii) **William Abbott, State Fire Marshal** – No Report
  - iii) **Jenna Padula, Staff Counsel** – No report
- b) **Fire Prevention Code Advisory Committee (Harwood & Sinsigalli)** – waiting on code changes
- c) **Training Councils**
  - i) **Building Code Training Council (Musco)** – We will try and set up a meeting with Bonnie Becker, Director Education and Data Management
  - ii) **Fire Marshal Training Council (Harwood)** – Sent memo to members to have a meeting within the next 10 days to talk with Bonnie Becker regarding certifications.
- d) **Report on Bills (Cassidy)** – No report
- e) Committee vote on minimum qualifications for fire official certification for fire code inspections and fire investigators: Committee would like to meet with Bonnie Becker, Director, ODEM and William Abbott, State Fire Marshal for more details. Committee agreed to move the vote to the December 2020 meeting. **Hold for 30 days until we meet with Training Counsel.**

### 6) APPEAL HEARINGS

- a) **A-05-19** Request for Appeal received 5/15/19 from Raymond Pietrorazio, Representative, OXC Airport/Power Plant, Town of Middlebury - RE: [CPV Towantic LLC, 16 Woodruff Hill Road, Oxford, CT]. RE: CT Fire Safety Code Section(s) under appeal: NFPA-54 and NFPA-56. And CT Building Code Section(s) under appeal: Section, 104.1, 105.1, NFPA-54 and NFPA-56. Referred to State Fire Marshal. Due to the complexity of this case, Fire Marshal still working with this case. State Fire Marshal is still work with the State's Attorney. Awaiting response from Judy Dicine. State Fire Marshal will have a meeting with Judy Dicine. **Fire Marshal still waiting to set up meeting with Judy Dicine. Hold on agenda.**

- b) **A-12-19 Request for Appeal received 9/3/19** from Richard Leighton, R.E. Leighton & Associates, RE: Appeal of the Local Fire Marshal Ivoryton (Essex), Connecticut. RE: Ivory Key, LLC, [158 Main Street, Ivoryton (Essex), CT]. Referred to the Office of the State Fire Marshal. Ongoing Communications continue. State Fire Marshal is working on a report for the Committee. Panel assigned: Keith Flood, Chair; Mike Sinsigalli, Panel; Fred Wajcs, Jr., Panel; Henry Miga, Alternate. Hearing scheduled, Thursday, February 6, 2020 @ 11:00 a.m., 13 NB Room A. Decision will be mailed out in 90 days (5/6/20). Hearing continued and referred to the Office of the State Building Inspector. Due to Covid-19 epidemic, hearing continued until further notice. Will reschedule at next C&S Meeting. State Building Inspector reports, this structure is a large old industrial building being used for storage. However, people are in and out of the building – there are safety issues/unsafe conditions. We are working together for a resolution. We worked jointly. Waiting to hear from local fire official. Waiting on new info. **Per Darren Hobbs, Assistant State Building Inspector, no new information received – Appellant has not provided an update. Chair ordered status letter be sent to Appellant. Counsel prepared status letter for Admin to send out - letter emailed out on 12/3/20. Hold on agenda.**
- c) **A-14-19 Request for Appeal received 9/20/19** from Anthony P. Strazza, III RE: [194 South Ave, New Canaan, CT] denial w/o prejudice, of Section 404.2.3.2 (Swinging Doors), of ICC A117.1-2009 portion of the 2018 SBC; that proposed to allow a 4 inch clearance on the push side of the door in lieu of the required 18 inch clearance for a manual swinging door. Panel assigned: David McKinley (Chair); Don Doeg (panel); Henry Miga (panel); George Iskra (alternate). Hearing scheduled Wednesday, 01/08/20 @ 11:00 a.m., 2N Room B. Hearing held and continued for 30 days. Chair ordered status letter to Appellant. Admin emailed/mailed status letter on 3/5/20 requesting Appellant to respond by 3/19/20. Due to Covid-19 epidemic, Chair order Admin to send out another status letter. A status letter was sent on 8/25/20. If no response, the panel will reconvene the hearing. **Panel will reconvene-hearing scheduled Wednesday,10/28/20 at 11:00 a.m. Hold on agenda. On 10/21/20 Appellant withdrew appeal. Remove from agenda.**
- d) **A-21-19 Request for Appeal received 12/6/19** from Mr. Carlos Pla, Greenwich, CT. RE: [107 East Elm Street, Greenwich, CT] Section R305.1(4), 2015 IRC – denial of 6 feet, under a beam within an existing basement being converted to habitable space. Panel assigned: Glenn Neilson, Chair; Lou Free (panel); Tom DiBlasi (panel); Carlton Smith (alternate). Hearing scheduled: Wednesday, 4/8/20 @ 11:00 a.m., 2 NB Room B. Hold on agenda. Due to Covid-19 epidemic, hearing continued until further notice. Will reschedule at next C&S Meeting. Hearing scheduled, Wednesday, 9/30/20 @ 11:00 a.m. **Hearing held. Decision will go out in 90 days (12/30/20). Hold on agenda.**
- e) **A-02-20 Request for Appeal received 3/04/20** from Philip R. Sherman, P.E. RE: [15 Oakwood Avenue, Norwalk, CT] - denial of Section 2902.1 of the 2015 IBC – that proposed to provide plumbing fixtures for approximately 100 occupants in lieu of providing fixtures for 455 occupants within a proposed building. Panel assigned: Eric Shutt, Chair, Anthony Bruno (panel); Carlton Smith (panel); Don Doeg (alternate). Hearing scheduled 4/8/20 @ 10:00 a.m., 2NB Room B. Due to Covid-19 epidemic, hearing continued until further notice. Will reschedule at next C&S Meeting. OSBI is working on a resolution with the appellant. OSBI is waiting on revised modification. **Received modifications – awaiting withdraw. Appellant withdrew appeal on 10/22/20. Remove from Agenda.**
- f) **A-03-20 Request for Appeal received 6/3/20** from Brad DeMotte, R.A. | RE: [Universal Church, 261 Main Street, Danbury, CT] - denial of Section 1004.1 of the 2015 IEBC, to not allow a change

of occupancy as described, is based on the fact that the change of occupancy is to a higher hazard and the travel distance to the single exit is too great, causing a hazard for the occupants. **Panel assigned: Henry Miga, Chair; Mike Sinsigalli (panel); Don Harwood (panel); Johnny Carrier (alternate).** Panel assigned but do not schedule hearing until discussion of virtual hearings. Hearing scheduled, Monday, 9/14/20 @ 11:00 a.m. via online Teams. **Hearing held. Decision will go out in 90 days (12/14/20). Hold on agenda.**

- g) **A-04-20** Request for Appeal received 7/16/20 from Michael Grunberg | RE: [82 Buckfield Lane, Greenwich, CT] – denied the alternate compliance to allow the use of a body of water is based on the requirements of the 2018 International Swimming Pool and Spa code, Section 305.6 (Natural Barriers). Panel assigned: John Butkus, Chair; Lou Free, (panel); Johnny Carrier (panel); Henry Miga (alternate). Hearing scheduled, Monday, 9/14/20 @ 1:00pm via online Teams. **Appellant requested a 30-day Extension of the Hearing. Extension Granted. Hold for 30 days.**
- h) **A-05-20** Request for Appeal received 9/17/20 from Bradley & Marylyn Korth | Local Building Official issue RE: [12 Lewis Road, Marlborough, CT]. Per Applicant, the town of Marlborough refuse to conduct inspections. Specific reason not cited in writing. **Referred to Office of the State Building Inspector follow-up. Hold on agenda.**
- i) **A-06-20** Request for Appeal received 9/17/20 from Nicholas F. Kepple, Esq, Suisman Shapiro | Local Building Official issue RE: [316 Elm Street, Stonington, CT]. Applicant is seeking Waiver of 10-foot distance requirement for residential propane tank from side of house. **Referred to Office of the State Building Inspector follow-up. Hold on agenda.**
- j) **A-07-20** Request for Appeal received 10/5/20 from John Yacovino, State Fire Marshal-Meriden RE: [424 West Main Street, Meriden, CT] – denied relief request, existing historic building with a guard height at 31 inches above the floor. Panel assigned: Keith Flood, Chair; Johnny Carrier, Panel Member, Don Harwood, Panel Member; Glenn Neilson, Alternate. Hearing scheduled, Tuesday, October 27, 2020 at 11:00a.m. **Hearing held 10/27/20; Appellant requested to submit a brief; Brief due 11/24/20. Hold on agenda.**

#### **7). GOOD OF THE ORDER**

We will hold C&S Elections at the December 9, 2020 Meeting for the following positions:

- Chair
- Vice Chair
- Secretary

The next Codes and Standards Committee meeting is scheduled for, **Wednesday, December 9, 2020 @ 1:00 p.m.** and will be held virtual on Teams.

#### **8). ADJOURNMENT**