

STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

June 9, 2021

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:

Anthony Bruno, Health
John Butkus, AIA, Architect
Johnny Carrier, **C&S Secretary**, Residential Contractor Member
Anthony Cinicola, Building Official
Paul Costello, **C&S Vice Chair**, Labor Trades
Hank Cullinane, 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, Architect
Donald Harwood, Public Member - **Absent**
David McKinley, Advocacy
Henry Miga, Building Official - **Absent**
Tim Mikloiche, Electrical Contractor
Mike Musco, P.E. Electrical Engineer
Glenn Neilson, Building Contractor
Ilona Prosol, P.E., Fire Protection Engineer
Mike Sinsigalli, Fire Marshal
Eric Shutt, Plumbing Trades Contractor
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
Bethy Guiles, DAS/OSBI - Administrative Assistant
David DeLeeuw

PUBLIC:

William J. Nash
Bruce Spiewak
Joe Summers

1) MINUTES

- a) A motion (T DiBlasi) was made and seconded (M. Sinsigalli) to accept the minutes of the *May 12, 2021* meeting minutes. **All in favor. None opposed. Motion carried.**

2) COMMUNICATIONS

- a. **A-02-21** Appellant withdrew appeal on 5/27/21 (see item# below for details)
- b. **A-04-21** Appellant withdrew appeal on 5/27/21 (see item # below for details)
- c. **A-06-21** Request for Appeal received 6/2/21 from Mr. Mayer Muller, Owner, Common Hartford Accommodation Inc. RE: [2370-2374 Main Street, Hartford, CT] – Order to Vacate due to Fire/Life Safety Hazards – Connecticut State Fire Safety CGS Section 29-306(c). **Per State Fire Marshal, this is a Directive 10. Hold on agenda until August 2021 meeting.**
- d. **A-07-21** Request for Appeal received 5/5/21 from Joseph Voll on behalf of Harbor Walk, Inc. | Kevin J. Curseaden, Curseaden & Moore, LLC RE: [22-24 Broad Street, Milford] Appeal of the Milford Building Board of Appeals RE: Building Code Section 105.6-Reinstatement of Permit; Overrule Decision affirming actions of Joe Griffith. **Panel Assigned: Mike Sinsigalli, Panel Chair; Glenn Neilson, Panel; Henry Miga, Panel; Don Harwood, Alternate. Scheduled hearing.**

3) SUBCOMMITTEE REPORTS

- a) **Codes Amendment Subcommittee (CAS) (Free)** – The CAS meeting will follow the C&S meeting at 1:30 p.m. The topics on today’s agenda will be the ICC, IECC and IRC Chapter 11 Energy Efficiency Presentation. The Code Change Proposals close on the 31st. We received 37 Code Change Proposals that were forwarded to the Committee.
- 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** – This is my last official meeting as a State Employee. I’d like to say it’s been a real honor working with this group for the last 10 years. I’m proud of the things that we were able to accomplish over the years and the changes we were able to make. I will miss everyone. Thank you all for your friendship and hard work that goes into everything we do here. It’s been a pleasure working with everyone.
 - ii) **William Abbott, State Fire Marshal** – No report
 - iii) **Jenna Padula, Staff Counsel** – No report
- b) **Fire Prevention Code Advisory Committee (Harwood & Sinsigalli)** – We are waiting on status of legislative bills to guide us in the right direction so we can began our review for the 2021 Code.
- c) **Training Councils**
 - i) **Building Code Training Council (Musco)** – No report
 - ii) **Fire Marshal Training Council (Harwood)** – We are having a meeting on Tuesday at 10:00a.m. There is a proposal that’s looking to get the approval of Fire Marshal Training Counsel first. If the Counsel gives it the approval, it will be placed on the C&S Agenda for the following meeting August 2021 regarding prerequisites for taking the challenge exams.

d) **Report on Bills (Cassidy) – *Get from Joe***

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. Still trying to arrange a meeting with Judy. Also requested to review CPV's inspection records at their location. Their facility is restricted to employees only due to COVID. We will conduct the review once the facility can accept visitors. State Fire Marshal reports, "To date, no movement, requested a visit to view their documentation regarding safety. Council will send status letter to Appellant. Status letter was mailed out on 3/16/21. Appellant asked to continue to hold appeal until resolved. **There has been no change, but State Fire Marshal will reach out to power people. 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. Per Mr. Hobbs, "We received additional information, not of much value.". Decision to reconvene the hearing – set a date for some time in January 2021". Hearing rescheduled to Tuesday, February 9, 2021 at 10:00 a.m. Counsel reports, hearing held. All briefs are due by 2/24/21 end of business. We will schedule for deliberations after receipt of the briefs. Deliberations scheduled for 3/29/21 @ 10:00 a.m. Decision will be mailed out in 90 days (June 29, 2021). **Decision was mailed out 6/2/21. Remove from agenda.**
- c) **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. Currently working towards a resolution. OSBI is actively working with Appellants. The Local Building Official visited; we are

waiting for some information regarding low water levels. Admin to resend file contents to panel members. **Counsel will send out status letter. Status letter sent 7/22/21. Hold on agenda.**

- d) **A-01-21** Request for Appeal received 2/8/21 from Kevin J. Curseaden, Curseaden & Moore, LLC representing Mr. Joseph G. Voll. RE: Milford, CT Local Building Official and Local State Fire Marshal [22 Broad Street, Milford, CT]. Appellant is seeking that building permit #B-20-452 be confirmed as active and valid. That work be inspected by the fire marshal and building official for compliance with said permit. That a certificate of occupancy for 2nd floor office space be issued. Panel assigned: Mike Sinsigalli, Panel Chair; Glenn Neilson, Panel; Henry Miga, Panel; Don Harwood, Alternate. Hearing scheduled for March 31, 2021 @ 9:00 a.m. Hearing held – building official appeal dismissed (no jurisdiction), local fire marshal appeal continued to date to be determined. Council is currently working on this matter. **Scheduled hearing combined with Appeal A-07-21. Hearing scheduled for Tuesday, 7/20/21 at 10:00 a.m. Hold on agenda.**
- e) **A-02-21** Request for Appeal received 4/19/21 from Ori D. Spiegel, Esq., Law Office of Lawrence A. Levinson, PC RE: [15 Irving Street (rear building) New Haven, CT] Appellant is appealing a change made to a building permit application issued for that property. The application for a building permit has been changed to require a total gutting of the interior of the premises when only a less extensive partial examination is necessary to determine code compliance. Client has been aggrieved by the decision of the City of New Haven Building Department and timely notified that office of his request for an appeal pursuant to New Haven Code of Ordinances Sec. 9-47. Panel assigned: Henry Miga, Chair, Johnny Carrier, Panel, Glenn Neilson, Panel, Fred Wajcs, Alternate. Hearing date: 6/1/21 at 10:00 a.m. **Appellant withdrew appeal on 5/27/21. Remove from Agenda.**
- f) **A-03-21** Request for Appeal received on 4/27/21 from Kevin J. Curseaden, Curseaden & Moore, LLC, 3 Lafayette Street, PO Box 31, Milford, CT 06460, **RE: [22-24 Broad Street, Milford] OSBI – Denial**, to reinstate a suspended permit, is not a matter subject to modification as such is being denied. The matter is currently the subject of an appeal through the local Building Board of Appeals / Codes & Standards Committee which is the proper forum for this request. Counsel requested to hold on agenda. Counsel will send status letter. **Parties requested extension; extension granted.**
- g) **A-04-21** Request for Appeal received 5/6/21 from Ori D. Spiegel, Esq., Law Office of Lawrence A. Levinson, PC RE: [264 Lombard Street, New Haven, CT | Building Application Number: E-21-00444] Appealing the order of the City of New Haven Building Department regarding an application for the installation of 3 electric meters. The subject property is a 2-family house requiring a meter for each dwelling unit and one for the common areas. Panel assigned: Paul Costello, Chair, Tim Mikloiche, Panel, William Zoeller, Panel, Johnny Carrier, Alternate. **Appellant withdrew appeal on 5/27/21. Remove from Agenda.**
- h) **A-05-21** Request for Appeal received on 5/10/21 from Maria K. Tougas, Partner, Jacobs, Walker, Rice & Barry, LLC, 146 Main Street, Manchester, CT 06042, **RE: [Bemer Petroleum, 210 Commerce Street, Glastonbury, CT]** Appeal of Glastonbury Town Fire Marshal Abatement Order. Referred to Office of the State Fire Marshal – Fire Prevention Code Committee. Council will work on response letter. **State Fire Marshal will reach out to Local Fire Marshal. Hold on agenda until August 2021 meeting.**

7). **GOOD OF THE ORDER**

- NO C&S MEETING IN THE MONTH OF JULY

The next Codes and Standards Committee meeting is scheduled for, **Wednesday, August 11, 2021 @ 1:00 p.m.** and will be held virtual on Teams.

8). **ADJOURNMENT**

Keith Flood (bag)

Keith Flood, Chair
Connecticut State Codes & Standard Committee
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