

STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

October 13, 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 - **Absent**
Louis Free, Architect, CAS Chair, Architect
Donald Harwood, Public Member
David McKinley, Advocacy
Henry Miga, Building Official
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:

Darren Hobbs, Director – Regulatory Compliance
Joseph Cassidy, PE – Acting State Building Inspector - **Absent**
Jenna Padula, DAS/DCS Legal
William Abbott, State Fire Marshal
Joseph Kingston, OSFM, Fire & Life Safety Supervisor
Bethy Guiles, DAS/OSBI - Administrative Assistant

PUBLIC:

Robert S. Glass Valerie Muszynski, Southern Electric
James Quish Andrea KLrim, NEEP
William J. Nash
Darren Port - NEEP

1) MINUTES

- a) A motion (T. DiBlasi) was made and seconded (H. Miga) to accept the minutes of the **September 8, 2021** meeting minutes. **All in favor. None opposed. Motion carried.**

2) COMMUNICATIONS

- a. **A-14-21** RE: 2018 Connecticut State Fire Safety Code, Part IV, Section 13.4.8.2 [Dark Manor - 25 Main Street, Versailles, CT] RE: State Fire Marshal's decision/denial Modification Request #FM-0092-21 | Request to omit sprinkler protection from a two-level special amusement building with 2,600 sq. ft. interior amusement area & additional attached exterior maze. **Panel assigned: Mike Sinsigalli, Chair; Lou Free, Panel; Timothy Mikloiche, Panel; Henry Miga, Alternate.**
- b. **A-13-21** Request for continuance of the hearing from Sara Sharp, City of Milford (*see item #__j_ below for details*).

3) SUBCOMMITTEE REPORTS

- a) **Codes Amendment Subcommittee (CAS) (Free)** – We will have a CAS meeting today at 1:30pm to review and take action on all code change proposals submitted by the public.
- 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)** – We had a meeting with the Chair of the Fire Prevention Code Committee and State Fire Marshal's office on 9/29/21 to discuss and get a better understanding of the relationship between the International Fire Code 101 and the Fire Prevention Code so that we can move forward working on those code changes.
- c) **Training Councils**
 - i) **Building Code Training Council (Musco)** – Henry Miga reported there was no meeting this month.
 - ii) **Fire Marshal Training Council (Harwood)** – No report
- d) **Report on Bills (Cassidy)** – No report

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. State Fire Marshal will reach out to Appellant within the next week or two to set something up. As of 9/8/21 SFM reached out – not able to get in touch with anyone. SFM will try and reach out to Appellants one more time. **We have a meeting scheduled 10/20/21. We will review the piping and issues of concern. I will update you on the results of that meeting. Hold on agenda.**

- b) **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. Combined hearing (A-01-21/A-07-21) scheduled Tuesday, August 17, 2021 at 10:00 a.m. **Hearing held followed by deliberations. Decision will be mailed out in 90 days (11/17/21). Hold on agenda.**
- c) **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. **Counsel will reach out to Attorney Curseaden. Hold on Agenda.**
- d) **A-07-21** Request for Appeal received on 5/5/21 from Mr. Joseph Voll on behalf of Harbor Walk, Inc. and Kevin J. Curseaden, Curseaden & Moore, LLC. RE: [22-24 Broad Street, Milford] Appeal of the Milford Building Board of Appeals | Joseph Voll on behalf of Harbor Walk, Inc. 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 combined with Appeal A-01-21. Hearing scheduled for Tuesday, 7/20/21 at 10:00 a.m. Parties requested extension; extension granted. Combined hearing (A-07-21/A-01-21) scheduled Tuesday, August 17, 2021, 10:00 a.m. **Hearing held followed by deliberations. Decision will be mailed out in 90 days (11/17/21). Hold on agenda.**
- e) **A-08-21** Request for Appeal received 6/23/21 from Mr. Kevin McQueen, AIA, Architecture Design Alliance RE: [1 Tucks Road, Brookfield, CT] Appeal of the State Fire Marshal from Kevin McQueen, AIA RE: State Fire Marshal's decision regarding fire code modification Request #FM-0181-20 pertaining to the height of the escape window. See attached Letter of Transmittal dated 6/23/21 for list of enclosures. Panel assigned combined with A-12-21: Keith Flood, Chair; William Zoeller, Panel; Fred Wajcs, Jr., Panel; Johnny Carrier, Alternate. Hearing scheduled Wednesday, September 1, 2021, 9:00 a.m. Hearing held. Appellant will submit brief by the end of business

October 3, 2021. On 9/2/21 Appellant opted not to submit briefs. **Deliberation's date scheduled: Tuesday, October 19, 2021, 9:00 a.m. Hold on agenda.**

- f) **A-09-21** Request for Appeal received on 07/15/21 from Mr. Guy Mauri, Owner, Engine 22, LLC RE: [Engine 22, LLC - 21 Bridge Street, Kent, CT] Appeal of the Kent, CT Local Building Official and Local Fire Marshal Stan McMillan and Joe Manley. Committee Chair reports that appeal is a "Stop Work Order" that was issued on the property by the Local Building Official. Local Fire Marshal intervened and found violations on existing building where owner requested an appeal of Fire Code. Set panel. Counsel will send letter to Appellant requesting more information. Panel assigned: Henry Miga, Chair; Lou Free, Panel; Glenn Neilson, Panel; Anthony Cinicola (Alternate). Hearing scheduled September 29, 2021, 10:00 a.m. **Hearing held. According to CGS29-66(b) and (c), A Motion to deny the Appeal (LF), Seconded (GN). All in favor. None Opposed. Request to hear appeal is outside of C&S Committee's Statutory Authority. Decision will be mailed out in 90 days (12/20/21). Hold on agenda**

- g) **A-10-21** Request for Appeal received on 07/23/21 from Mr. Douglas L. Golden, code Specialist / Mr. Bruce Spiewak, AIA, Consulting Architect, LLC RE: [EQUINOX PROJECT #FM-0051-21 | 72 Heights Road, Darien, CT] Appeal of Office of State Fire Marshal RE: Omission of Fire Sprinkler System throughout existing building. Panel assigned: Mike Sinsigalli, Chair; Don Harwood, Panel; Paul Costello, Panel; Ilona Prosol (Alternate). Hearing scheduled Wednesday, October 6, 2021, 9:00 a.m. **Hearing held. Deliberations scheduled Tuesday, November 9, 2021, 11:00 a.m. Hold on agenda.**

- h) **A-11-21** Request for Appeal received on 08/02/21 from Mr. Syed Aly Imam RE: [32 Garden Street, New Haven, CT] Appeal of New Haven Local Building Official RE: STOP WORK ORDER: Work Without Permit. Egress windows and pits were installed w/o the required permits and approvals. The floor plan for the basement remodel was never submitted. Building Permit Application B-20-01053 was voided. This work without permit constitutes a violation of the Connecticut State Building Code Section R114. Panel assigned: Glenn Neilson, Chair; Anthony Cinicola, Panel; Johnny Carrier, Panel; Don Doeg (Alternate). Hearing scheduled Tuesday, September 7, 2021, 1:00 p.m. Hearing held. Appellant will submit brief by Friday, October 8, 2021, no later than 5:00pm. Briefs received from appellant on 10/8/21. Schedule Deliberation's. **Deliberations scheduled, Wednesday, October 28, 2021 at 1:00pm. Hold on agenda.**

- i) **A-12-21** Request for Appeal received on 08/10/21 from Mr. Kevin McQueen, AIA, Architecture Design Alliance RE: [1 Tucks Road, Brookfield, CT] RE: State Fire Marshal's decision regarding fire code modification Request #FM-0182-20 pertaining to the height of the door. Panel assigned and combined with A-08-21: Keith Flood, Chair; William Zoeller, Panel; Fred Wajes, Jr., Panel; Johnny Carrier (Alternate). Hearing scheduled Wednesday, September 1, 2021 at 9:00 a.m. Hearing held. Appellant will submit brief by Friday, October 1, 2021 by close of business. On 9/2/21 Appellant opted not to submit briefs. **Deliberation's date scheduled: Tuesday, October 19, 2021, 9:00 a.m. Hold on agenda.**

- j) **A-13-21** Request for Appeal received on 8/17/21 from Kevin J. Curseaden, Attorney/Joseph Voll | Harbor Walk, Inc. Architecture Design Alliance RE: Building Code Section: 105.3.1.1 [22 Broad Street, Milford, CT] Appealing Milford Building Code Board of Appeals decision of 8/4/2021. Appellant seeking to overturn decision of the Milford Building Code Board of Appeals and reinstate the permit. **Panel assigned:** Mike Sinsigalli, Panel Chair, Glenn Neilson, Panel; Henry Miga; Panel; Don Harwood (Alternate). Hearing scheduled Thursday, September 30, 2021 at 9:00 a.m. *On 9/22/21 Attorney Sara Sharp reports, "The parties have continued in their efforts to resolve this matter without a hearing. There is a proposed solution that would resolve the dispute if finalized. The City will consent to a continuance to allow more time for the potential resolution if the Applicant agrees" (see email*

attached). **9/23/21 Panel granted continuance - will notify all parties of new date. Hold on agenda.**

7). GOOD OF THE ORDER

The next Codes and Standards Committee meeting is scheduled for, **Wednesday, November 10, 2021 @ 1:00 p.m.** Meeting format (on-line or in person) will be determined prior to the meeting.

8). ADJOURNMENT

Keith Flood, Paul Costello (by)

Keith Flood, Chair / Paul Costello, Vice Chair
Connecticut State Codes & Standard Committee
CSMN2110