

STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

June 8, 2022

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 – (Absent)
John Butkus, AIA, Architect
Johnny Carrier, P.E., **C&S Chair**, Residential Contractor Member
Anthony Cinicola, Building Official, (Absent)
Paul Costello, Labor Trades
Hank Cullinane, HVAC Member - (Absent)
Thomas DiBlasi, P.E., Structural Engineer Member
Donald Doeg, Esq, Public Member
Keith Flood, Fire Marshal
Louis Free, Architect, CAS Chair, Architect
Donald Harwood, Public Member
David McKinley, Advocacy
Henry Miga, Building Official
Tim Mikloiche, Electrical Contractor (Absent)
Mike Musco, P.E. Electrical Engineer
Glenn Neilson, Building Contractor
Ilona Prosol, P.E., **C&S Vice Chair**, Fire Protection Engineer
Mike Sinsigalli, Fire Marshal
Eric Shutt, Plumbing Trades Contractor
Fred Wajcs, Jr., **C&S Secretary**, Public Member - (Absent)
William Zoeller, Energy Efficiency

Also Present:

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

PUBLIC:

Bruce Spiewak
Cornelia Wu
Joseph Duval
Richard Klotzbier

1) MINUTES

- a) A motion (LF) was made and seconded (KF) to accept the minutes of the **May 11, 2022** meeting minutes. **All in favor. None opposed. Motion carried.**

COMMUNICATIONS

- a) **A-07-22** Request for Appeal received 5/24/22 from Justin P. Soares, Esq. RE: [184 James Street, New Haven, CT] Appealing the decision made by the New Haven Building Official and Fire Department-James Turcio - RE: Building Permit Number: B-21-00866 (Stop Work Order - Beyond Scope of Perm). **Panel assigned: Keith Flood, Chair; Donald Harwood, Panel; Mike Sinsigalli, Panel; Paul Costello, Alternate.**
- b) **A-08-22** Request for Appeal received 5/24/22 from Justin P. Soares, Esq. RE: [211 Kimberly Avenue, New Haven, CT] Appealing the decision made by the New Haven Building Official and Fire Department-James Turcio - RE: Building Permit Number: B-22-00520 (Notice of Unsafe Structure). **Panel assigned: Glenn Neilson, Chair; Lou Free, Panel; Don Doeg, Panel; Tom DiBlasi, Alternate.**

1) SUBCOMMITTEE REPORTS

- a) **Codes Amendment Subcommittee (CAS) (Free)** – Meeting Cancelled
- b) **Ethics/Procedural Regulations Subcommittee (Harwood)** – No report

2) OLD BUSINESS

- a) There was no old business

3) NEW BUSINESS

- a) Staff Report
 - i) **Joseph Cassidy, State Building Inspector** – Currently have openings for State Building Inspectors and seeking to hire a Director-Office Education & Data Management
 - ii) **William Abbott, State Fire Marshal** – We had 7 vacancies: Filled 4 positions and reposted 3 positions.
 - iii) **Jenna Padula, Staff Counsel** – No report
- b) **Fire Prevention Code Advisory Committee (Harwood & Sinsigalli)** – No report
- c) **Training Councils**
 - i) **Building Code Training Council (Musco)** – No Report
 - ii) **Fire Marshal Training Council (Harwood)** – No report, await meeting date w/ODEM
- d) **Report on Bills (Cassidy)** –

4) 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. State Fire Marshal still actively working with Appellant. State Fire Marshal contacted the State's Attorney - awaiting response from Judy Dicine. State Fire Marshal will have a meeting with Judy next week. Fire Marshal still waiting to set up meeting with Judy Dicine. No change, still trying to get a meeting with Judy to review CPV documents at their site. 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 wishes to hold appeal until resolved. There has been no change, but State Fire Marshal will reach out to power people. State Fire Marshal (SFM) 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. As of 11/10/21, document review completed; progress is being made. State Fire Marshal is in the process of preparing a report for Committee review. OSFM prepared report and waiting for Committee review. OSBI states we should send another status letter. OSFM sent report to C&S Committee and Appellant who reports he will get back to us in a month. To date, no response from Appellant. Counsel will send status letter to Appellant. **Await Counsel's approval of drafted status letter.**

- b) **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. 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. A motion to pause deliberations (WZ), seconded (FW) – to gather more information from the Appellant and the State. Parties to submit info by 10/31/21. Reschedule Deliberations. Deliberations scheduled 11/16/21 at 9:00 a.m. Deliberations held. Appeal denied by panel. **Decision will be mailed out in 90 days (2/16/2022). Hold on agenda.**
- c) **A-15-21** Request for Appeal received on October 12, 2021 from Stephen Carrabba RE: [78 Longshore Lane, Madison, CT] Vincent Garofalo, Madison - Local Building Official's denial of permit. *That "the present plans do not meet the elevation requirements for an SI – permit application #B-20-752"*. Panel assigned: John Butkas, Chair; Glenn Neilson, Panel; Anthony Cinicola, Panel; Thomas DiBlasi, Alternate. Hearing scheduled: Tuesday, November 30, 2021 – 9:00 a.m. On 11/29/21 Appellant requested a continuance of the hearing. Panel Granted. Hearing scheduled Thursday, November 16, 2021 – 9:00 a.m. **11/29/21** Appellant requested continuance of hearing. Panel granted. Hearing scheduled: Thursday, December 16, 2021 – 9:00 a.m. Hearing suspended by Panel and rescheduled Thursday, February 24, 2022 – 9:00a.m. Briefs due by 3/24/22. Deliberations will be scheduled. Deliberations scheduled 4/20/22 at 9:00 a.m. **Deliberations held. Panel upheld States decision. Decision will be mailed out in 90 days (7/20/22). Hold on agenda.**
- d) **A-17-21 RE: [195 East Main Street, Branford, CT]** Appeal received 11/11/21 from Attorney John A. Ferranti - representing Shoreline Recovery, LLC RE: Notice of Violation issued by Branford Fire Marshal Robert Dobuzinsky dated 10/12/21. RE: A change of use and occupancy - referencing the 2018 CSFSC Parts I, II & III - 2015 IFC section [A] 102.3. Referred to Office of the State Fire Marshal. OSFM is working on this appeal with the Attorney. OSFM could not gain access to the property. We are working on this. Fire Marshal has a report. Need a little more time for editing. **Report received on 5//22 from Joseph Kingston, OSFM-Fire & Life Safety Supervisor. Panel assigned: Keith Flood, Chair; Mike Sinsigalli, Panel; Henry Miga, Panel; Glenn Neilson, Alternate. Hearing scheduled June 10, 2022-11:00 a.m. Hold on agenda.**
- e) **A-18-21 RE: [58 Todds Hills Road, Branford, CT]** Appeal received 11/11/21 from Attorney John A. Ferranti - representing Shoreline Recovery, LLC RE: Notice of Violation issued by Branford Fire Marshal Robert Dobuzinsky dated 10/12/21. RE: A change of use and occupancy - referencing the 2018 CSFSC Parts I, II & III - 2015 IFC section [A] 102.3. Referred to the Office of the State Fire Marshal. OSFM is working on this appeal with the Attorney. OSFM could not gain access to the property. We are working on this. Fire Marshal has a report. Need a little more time for editing. **Report received on 5//22 from Joseph Kingston,**

OSFM-Fire & Life Safety Supervisor. Panel assigned: Keith Flood, Chair; Mike Sinsigalli, Panel; Henry Miga, Panel; Glenn Neilson, Alternate. Hearing scheduled June 10, 2022-11:00 a.m. Hold on agenda.

- f) **A-01-22 RE: [44 Parkwood Drive, Hanover, CT]** Office of the State Building Inspector's denial of Section R602.10 of the 2015 International Residential Code. Hearing scheduled March 9, 2022-9:00am. Hearing held followed by deliberations. **Decision will be mailed out in 90 days (June 9, 2022). Hold on agenda.**
- g) **A-04-22** Request for Appeal received 4/1/22 RE: [Church Corners Inn, 860 Main Street, East Hartford, CT 06108] from Mr. David Holmes, Principal, Capital Studio Architects. RE: OSFM's (#FM-0151-21) denial to seek relief from Part IV Section 29.2.4.3 of the 2018 Connecticut State Fire Safety Code. Applicant seeks to allow the number of guest rooms to be increased from a maximum of 4 rooms per floor served by a single exit to 10 rooms per floor served by a single exit. Applicant has not presented sufficient additional safeguards that would provide an acceptable level of protection and has not demonstrated any practical difficulty or unnecessary hardship that these requirements are not adjudged to be unwarranted; there for the modification application request was deemed unacceptable. Panel assigned: Mike Sinsigalli, Chair (*assigned alternate Ilona Prosol will Chair in place of Mike Sinsigalli*); Keith Flood, Panel; Fred Wajcs, Panel. Hearing scheduled: Thursday, May 5, 2022 at 9:00 a.m. On 5/3/22 Appellant requested a 30-day continuance of the hearing. OSFM and Appellant are working to resolve the matter. On 5/3/22 Panel granted 30-day continuance. New hearing date: Thursday, June 9, 2022 at 9:00a.m. – Mike Sinsigalli will sit in for Fred Wajcs. Revised modification submitted to OSFM on 5/27/22. Await OSFM decision on revised modification. **On 6/1/22, the Appellant withdrew appeal. Remove from agenda.**
- h) **A-05-22** Request for Appeal received 4/11/22 RE: [94 Woodford Hills Drive, Avon, CT] from Ms. Virginia Brown, Esq. **RE:** Appealing the decision made by the Zoning Enforcement Officer to issue a zoning permit, the Building Department Official's decision to issue a building permit for the proposed retaining wall; and the administrative approval of the proposed driveway expansion and concrete block retaining wall. Panel assigned: Glenn Neilson, Chair; Johnny Carrier, P.E., Panel Member; Louis J. Free, AIA, Architect, Panel Member; William Zoeller, Alternate. Scheduled Hearing: Thursday, May 12, 2022 at 9:00 a.m. **Hearing held followed by deliberations. Decision will be mailed out in 90 days (8/12/22). Hold on agenda.**
- i) **A-06-22** Request for Appeal received 4/12/22 from Mr. Pixy Elliott RE: [90 Pine Road, Jewett City, CT] Appealing the decision made by the Town of Griswold Building Department RE: \$200.00 fine for not pulling a permit to replace front door. Referred to OSBI. **OSBI worked with building official. Await withdraw of appeal. Hold on agenda.**
- j) **C-01-22 RE:** Complaint regarding Richard Leighton, Chester Building Inspector and Fire Marshal RE: [43-45-47 Main Street, Chester, CT] received 5/3/22 from John R. Schroeder, AIA LLC jrschroeder@jrsaia.com, 69-2 Main Street, Chester, Connecticut 06412, (860)526-5838. Referred to OSBI. **OSBI still working with the parties. Hold on agenda.**
- k) **C-02-22 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., tomgribbin@noyesvogtarchitects.com, Noyes Vogt Architects, 191 Middlesex Ave, Suite 2A, P.O. Box 370, Chester, CT 06412, (860)526-2900. Referred to OSBI. **OSBI still working with the parties. Hold on agenda.**

7). **GOOD OF THE ORDER**

The is no C&S meetings held in the month of July. The next Codes and Standards Committee meeting is scheduled for, **Wednesday, August 10, 2022-1:00 p.m.** Meeting format (on-line or in person) will be determined prior to the meeting,

8). **ADJOURNMENT**

A motion (KF) was made and seconded (JC) to adjourn the meeting. **All in favor. None opposed. Motion carried.**

Johnny Carrier (bag)

Johnny Carrier, P.E., C&S Chair
Connecticut State Codes & Standard Committee
CSMN2206