

**STATE CODES AND STANDARDS COMMITTEE (C&S)**  
**Wednesday, December 12, 2018 – 1:00 PM, 2N Conference Room B**

**AGENDA**

**1. CALL TO ORDER**

**2. ATTENDANCE**

**3. APPROVAL OF MINUTES OF THE November 14, 2018 MEETING**

**4. COMMUNICATIONS:**

<b>SUBJECT &amp; DATE RECEIVED</b>	<b>FROM – TO</b>	<b>DESCRIPTION</b>
a. Request for Appeal Received 11/20/18	Keith R. Rudzik, Esq. Howard, Kohn, Sprague & Fitzgerald, CS	A-20-18 RE: [Republic@Linden-10 Capitol Ave, Hartford] Hartford Building Official's Nuisance Violation  <b>ACTION:</b> _____ _____
b. Request for Appeal Received 11/23/18	Vianca T. Diaz, Esq. (Joseph Citino) Diane, Conti & Tunila, LLP CS	A-21-18 RE: [229 Franklin Ave, Hartford], Appellant is seeking an appeal of the State Fire Marshal's decision, dated October 24, 2018, denying her quest for modification pursuant to CSFSC Part IV Section 31.2.4.1.  <b>ACTION:</b> _____ _____
c. Correspondence Received 11/30/18	David Anderson CS	A-17-18 RE: <b>WITHDREW APPEAL</b> [FM-0152-18 & FM-0155-18] 78 Washington Street, Norwich, CT]  <b>ACTION:</b> _____ _____
d. Certificates of Emeritus 11/27/18	Bonnie Becker, Director (ODEM) Office of Education & Data Mgmt CS	Certificates of Emeritus for: John Alexander Michael Ciccarelli Robert Draghi James Kurasz  <b>ACTION:</b> _____ _____
e. Request for Appeal 12/04/18	Robert Meyers CS	A-22-18 RE: Mr. Robert Meyers, "appealed the decision of the East Haddam Building

		<p>Official – On 11/29/18, he received a letter from 1<sup>st</sup> Selectmen Emmet Lyman which states that he has not been able to assemble a board of appeals within the allotted time frame”.</p> <p><b>ACTION:</b></p> <hr/> <hr/>
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**5) SUBCOMMITTEE REPORTS**

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

**6) OLD BUSINESS**

**7) NEW BUSINESS**

- a) **Staff Report**
  - i) **Joseph Cassidy, State Building Inspector –**
  - ii) **William Abbott, State Fire Marshal –**
  - iii) **Jenna Padula, 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 (Cassidy) –**
- e) **Nominations and Election of Officers Codes and Standards**

**8) APPEAL HEARINGS**

- a) **A-10-17** Request for Appeal received 5/12/17 from John Coppola c/o Attorney Zullo-Zullo and Jacks, LLC RE: 10 Caroline Street, Milford, CT RE: The original denial of Joseph D. Griffith, Milford Building Official dated March 30, 2017 - notice alleges that Mr. Coppola is in violation of State Building Code R1101.1. Panel assigned: Louis Free, Chair, Mike Sinsigalli (panel), Carlton Smith (panel) and Paul Costello (alternate). Hearing date is 7/12/17 @ 12:00 noon. Briefs due 9/8/17. Appellant requested extension of brief deadline to November 15, 2017 at 3:00pm; granted

by panel. Appellant requested a second extension for brief deadline; panel granted extension to 1/15/18. Appellant requested a third extension for brief deadline to March 15, 2018; granted by panel. Appellant requested a fourth extension for brief deadline to June 15, 2018; granted by the panel. Appellee and Appellant briefs received on 6/15/18 **Panel will meet for deliberations following the December 12, 2018 regular C&S Monthly Meeting. Hold on agenda.**

- b) **A-06-18** Request for Appeal received 4/16/18 from Jeffrey Shulman & Debra Rosen c/o Attorney Andrea C. Sisca, Ivey, Barnum & O'Mara, LLC, RE: 180 Wildwood Road, Stamford, CT RE: Denial by the Deputy State Building Inspector of a modification request [M-0231-18] regarding removal of a section of the fence located between the pool and the Mianus River and to allow the river to be considered a natural barrier in accordance with section 429.83 of the 1970 BOCA Code portion of the 1971 State Building Code. Panel assigned: John Butkus (Chair), John Cox (panel), Louis Free (panel), Henry Miga (alternate). Hearing date 6/13/18-11:30am, 2N Conf. Room B. A continuance of the hearing was requested by the appellant and granted by the panel to 9/12/18, 1:30pm. 2N Conf. Room B. In correspondence dated August 29, 2018, the appellant's attorney informed the panel *"At this juncture, Mr. Shulman & Ms. Rosen have no further or different evidence or information to offer to the Committee, without prejudice to their right to make an application at a later date should circumstances change. Therefore, the September 12, 2018 continued hearing date is unnecessary and we will await the Committee's decision on the appeal"*. Deliberation held on 9/12/18. **Decision to be mailed out in 90 days (12/12/18). Hold on agenda.**
- c) **A-10-18** Request for Appeal received 5/11/18 from AH Min Holding LLC c/o Attorney Brian C. Courtney, Updike, Kelly & Spellacy, P.C. RE: City of Hartford Fire Marshal's issuance of Notice of Fire Code Violations dated April 13, 2018. Referred to State Fire Marshal for Investigation. State Fire Marshal's office contacted Attorney seven times (7x), no response to date. Send status letter based on September correspondence. Status letter mailed out 11/1/18. **Attorney Courtney responded on 11/13/18 "I have just confirmed with our buyer that our closing is now scheduled for November 21 for the sale of this project. I would expect that after the sale the appeal will be withdrawn". Please pass this on to the Committee for consideration of our extension request at tomorrow's meeting". Hold on the agenda.**
- d) **A-11-18** Request for Appeal received 5/23/18 from Bruce J. Spiewak, AIA, Consulting Architect, LLC RE: 1 Museum Drive, Greenwich, CT. RE: Deputy State Building Inspectors denial of modification request [M-0392-18] that proposed a 3-story, 41,266 square feet of Type IIA construction to be added to an existing building of construction Type IIIA without providing a fire wall between the new addition and the existing building. Panel assigned: Glenn Nielson (Chair), Henry Miga (panel), Mark Mastropasqua (panel), Carlton Smith (alternate). Hearing scheduled September 12, 2018 @ 10:00a.m. 2N Conf. Room B. **Hearing was held, decision will be mailed in 90 days (12/12/18). Hold on agenda.**
- e) **A-16-18** Request for Appeal received 8/3/18 from Jane Davila, Managing Director, NEST Arts Factory (Bridgeport, CT). RE: 1720 Fairfield Avenue, Bridgeport, CT RE; Deputy State Building Inspector's denial of accessibility Waiver request [W-41-18] to IBC Section 3411.4.2 that proposed not to provide an elevator to service the second and third floors which exceeds 11,000 square feet each. Panel assigned: David McKinley (Chair), Fred Wacjs (panel), Henry Miga (panel), John Butkus (alternate). Hearing scheduled September 12, 2018 @ 11:30a.m. 2N Conf. Room B. Hearing rescheduled to 11/14/18 @ 10:00a.m., Conf. Room B. Hold on agenda. **Hearing held. Decision will be mailed in 90 days (2/14/19). Hold on agenda.**

- f) **A-17-18** Request for Appeal received 8/9/18 from David Anderson, Properties Warden RE: Christ Episcopal Church, 78 Washington Street, Norwich, CT. RE: State Fire Marshal's denial of two modification requests [FM-0152-18 and FM-0155-18]. Panel assigned: Keith Flood (Chair), Don Harwood (panel), John Cox (panel), Henry Miga (alternate). Hearing scheduled 10/10/18 @ 11:00a.m., Conference Room B. Hearing continued for at least 60 days. **Appellant withdrew appeal on 11/30/18.**
- g) **A-18-18** Request for Appeal received 8/23/18 from Joseph Citino c/o Vianca T. Diaz, Esq., Diane, Contie & Tunila, LLP. RE: 229 Franklin Avenue, Hartford, CT RE: Hartford Fire Marshal's Abatement Order of Fire/Life Safety Hazards. Referred to State Fire Marshal's Office for review. SFM still investigating pending meeting with appellant's attorney. Panel assigned: Keith Flood (Chair), Don Doeg (panel), Fred Wajcs, Jr. (panel), Johnny Carrier (alternate). Hearing scheduled 12/12/18 @ 11:00 a.m., Conference Room B. A Field visit was conducted by the Office of the State Fire Marshal staff. **A Request for Continuance received from Vianca T. Diaz, Esq. on 11/29/18. Panel Granted Continuance to Wednesday, 2/13/19 @ 11:00 a.m., 2 North Conference Room B. Hold on agenda.**
- h) **A-19-18** Request for Appeal received 11/5/18 from James McElroy RE: [M-0766-18] 54 Naugatuck Ave, Milford, CT RE: Modification of Section 705.8, of the 2012 IBC portion of the 2016 SBC which states in part that "The maximum area of unprotected or protected openings permitted in an exterior wall in any story shall not exceed the values set forth in Table 705.8 (0 to 3 feet no opening allowed)". Appellant denied to install two unprotected openings (windows) within an existing 2-hour rated exterior wall with a zero fire separation distance. **Panel assigned: Glenn Nielson (Chair), Lou Free (panel), Don Harwood (panel), Henry Miga (alternate). Hearing scheduled 1/9/19 @ 11:00am, Conference Room B.**

## 9) GOOD OF THE ORDER

The next Codes and Standards Committee meeting is set for **January 9, 2019**, and will be held in the **2 North Conference Room B**, 450 Columbus Boulevard, Hartford, Connecticut.

## 10) ADJOURNMENT

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**Carlton Smith, Chair**  
**Connecticut State Codes & Standard Committee**

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