

## STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

December 11, 2019

The Chair called to order the regular meeting of the State Codes & Standards Committee at 1:00 p.m. The meeting was held in 2 North Conference Room B, at 450 Columbus Boulevard, Hartford, Connecticut.

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
- Paul Costello, **C&S Vice Chair**, Electric Trades Member
- Thomas DiBlasi, P.E., Structural Engineer Member
- Donald Doeg, Public Member
- Keith Flood, **C&S Chair**, Fire Marshal
- Louis Free, Architect, CAS Chair, Member
- Donald Harwood, Public Member
- George Iskra, P.E., (Engineer, Fire Protection)
- Mark Mastropasqua, Labor
- David McKinley, Advocacy Member
- Henry Miga, Building Official Member
- Mike Musco, P.E. Electrical Engineer
- Glenn Neilson, Building Contractor
- Eric Shutt, Plumbing Trades Contractor
- Mike Sinsigalli, Fire Marshal
- Carlton Smith, Building Official Member
- Fred Wajcs, Jr., Public Member
- William Zoeller, Energy Efficiency Member

**Also Present:**

- Joseph Cassidy, State Building Inspector
- Jenna Padula, DAS/DCS Legal
- William Abbott, OSFM, State Fire Marshal

### 1) MINUTES

- a) A motion (L. Free) was made and seconded (M. Musco) to accept the minutes of the *November 13, 2019* meeting. **All in favor. None opposed. Motion carried.**

### 2) COMMUNICATIONS

- a) **11/15/19** Request for Appeal received from Jane Davila, Managing Director, NEST Arts Factory **A-18-19** RE: Accessibility Exemption from Section 1012.8(2) – Complete Change of Occupancy, of 2015 IEBC. **[345 Railroad Ave, Bridgeport, CT] denial** of an accessibility exemption that proposed to utilize an existing freight elevator to provide accessibility within an existing three-story 34,185 square foot building undergoing a change in occupancy. Panel assigned: John Butkus, Chair; Lou Free, Panel; Johnny Carrier, Panel; Carlton Smith, Alternate.
- b) **11/15/19** Request for Appeal received from Attorney Pat Labbadia **A-19-19** RE: Abatement Order of Fire/Life Safety Hazards – Section 31.3.4.1.1 [45 Jefferson Road/West Main, Branford, CT]. **Referred to the Office of the State Fire Marshal.**

- c) **12/2/19** Request for Appeal received from Attorney Brian P. Fiengo, Suisman | Shapiro, **A-20-19**  
RE: Ledyard Building Official's denial of building permit application as it pertains to "wind speed rating" for "Temporary Structure Permit" [*Thames Aquatic Club, LLC, Town of Ledyard, CT*].  
**Referred to the Office of the State Building Inspector.**
- d) **12/6/19** Request for Appeal received from Mr. Carlos Pla, Greenwich, CT **A-21-19** [107 East Elm Street, Greenwich, CT]. RE: 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.**

### **3) SUBCOMMITTEE REPORTS**

- a) **Codes Amendment Subcommittee (CAS) (Free)** – There will be a meeting directly following this one. We are going to try to wrap up any of the outstanding items that we have to act on and then discussed what the schedule will be moving forward for the draft and final acceptance. The Committee should be aware that in January 2020 possibly February 2020 that there may be an adjustment to the regularly monthly Codes & Standards Meeting if we need to have CAS take action first on a document.
- b) **Ethics/Procedural Regulations Subcommittee (Harwood)** – No report. We have some outstanding items that we will be working on as we enter the new year.

### **4) OLD BUSINESS**

- a) There was no old business

### **5) NEW BUSINESS**

- a) **Staff Report**
  - i) **Joseph Cassidy, State Building Inspector** – Mr. Daniel Tierney, Deputy State Building Inspector is retiring effective March 1, 2020. Ms. Nancy DiMitruck, Supervisor-Bureau of Elevators is retiring effective February 1, 2020.
  - ii) **William Abbott, State Fire Marshal** – No Report
  - 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
- d) **Report on Bills (Cassidy)** – No Report

e) **Nominations and Elections of Officers – Codes & Standards Committee**

A motion to re-appoint Mr. Keith Flood as Chair of the State Codes & Standards Committee (J. Butkus) was made and seconded (L. Free). **All in favor. None opposed. Motion carried.**

A motion to re-appoint Mr. Paul Costello as Vice Chair of the State Codes & Standards Committee (M. Musco) was made and seconded (C. Smith). **All in favor. None opposed. Motion carried.**

A motion to re-appoint Mr. Johnny Carrier as Secretary of the State Codes & Standards Committee (T. DiBlasi) was made and seconded (G. Neilson). **All in favor. None opposed. Motion carried.**

6) **APPEAL HEARINGS**

- a) **A-01-19** Request for Appeal received 1/7/19 from Ori D. Spiegel, Esq., Law Office of Lawrence A. Levinson RE: [243 Winthrop Avenue, New Haven, CT] per New Haven Fire Marshal – “Doors not in compliance”. Forward to State Fire Marshal for review. Fire Marshal reports that they had an inspector review it. He is currently working with the Appellant. **State Fire Marshal report in process.** State Fire Marshal completed inspection – Appellant owns many properties, would like to proceed with appeal/hearing. Panel assigned: Keith Flood (Chair), David McKinley (Panel), Mike Sinsigalli (Panel), William Zoeller (Alternate). Hearing scheduled: Wednesday, August 28, 2019 @ 11:00 a.m. Hearing moved to Wednesday, November 13, 2019 at 11:00 a.m., 2N Room B. **Hearing held and continued to Wednesday, 2/5/20 @ 10:00 a.m., 2N Conference Room B. Hold on agenda.**
- b) **A-04-19** Request for Appeal received 3/14/19 from Bill Disiero, Centennial Real Estate RE: [1201 Boston Post Road, Milford, CT (M-69-19)]. Denial of Section 907, of the 2012 IBC portion of the 2016 SBC, which sets forth requirements for “*Emergency Voice/Alarm Communication Systems in malls*” in which proposed to not have the required alarm system within the mall to trip Dave & Busters Fire Alarm System. Panel assigned: Mike Sinsigalli, Panel Chair, Glenn Nielson, Panel, Lou Free, Panel, and Donald Harwood (alternate). Hearing scheduled, Wednesday, June 12, 2019 at 11:00a.m.-2 North Conference Room B. Received Request for Continuance from Sara A. Sharp, Esq., Hurwitz Sagarin Slossberg & Knuff, LLC on 5/31/19. **Panel Granted Continuance. Hearing rescheduled, Wednesday, 3/11/20 @ 10:00 a.m., 2N Room B. Hold on agenda.**
- c) **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. Hold on agenda.**
- d) **A-09-19 Request for** Appeal received 6/21/19 from Robert W. Hall, Jr., Director of Facility Support Services, Gaylord Specialty Healthcare (Lyman Building): RE: 50 Gaylord Farm, Road, Wallingford CT. RE: Denial of relief from Part IV, Section 7.2.1.4.2(2) of the 2018 Connecticut State Fire Safety Code - to permit the door to the existing Exit Stair Enclosure STR-L101 (said to be used as a convenience stair between the Floor Levels 1, and 2) to swing opposing the direction of egress travel at Floor Level 1, within an existing Two Story Health Care Occupancy. Panel assigned: Keith Flood, (Chair); David McKinley (Panel); Henry Miga (Panel) and Carlton Smith (Alternate). Hearing scheduled: Wednesday, 12/11/19 @

11:00 a.m., 2N Room B. **Hearing held. Decision will be mailed out in 90 days (3/11/20) Hold on agenda.**

- e) **A-10-19 Request for Appeal received 6/27/19 from** 860 Main Street, LLC - Estate of John Gramegna, Managing Member: RE: 860 Main Street, East Hartford, CT RE: Connecticut Fire Safety Code(s). Referred to State Fire Marshal for investigation. On 10/9/19, Office of the State Fire Marshall (OSFM), Joseph Kingston, Fire & Life Safety Supervisor reports that they did conducted a field inspection. However, they have not finished completing the report due to multiple units (54) involved. That unfortunately, it appears that they will not be able to reach an agreement with the parties. The OSFM's suggestion is to set a panel only until the report is complete. 11/29/19 received site visit report from the Office of the State Fire Marshal. Panel assigned: Mike Sinsigalli (Chair), Keith Flood (Panel), Don Harwood (Panel) and William Zoeller, (Alternate). Hearing Scheduled: Wednesday, 12/18/19 @ 9:00 a.m., 13 North Building, Room A. **12/11/19 Appellant requested a continuance. Panel granted. Hearing date continued to Thursday, 2/6/20 @ 10:00 a.m., 13 NB, Room A. Hold on agenda.**
- f) **A-11-19 Request for Appeal received from** Timothy P. Guidera, Pawcatuck Riverview LLC, State Building Code Section 117 - Notice of Imminent Danger, Order to Vacate and Posting of Unsafe Structure (RE: 21 Pawcatuck Ave, Pawcatuck, CT). Appellant seeking determination overruling the Stonington Building Official's July 26, 2019 decision that the subject building is not in violation of SBC Section 117. That it was already partially torn down and presents no imminent danger of collapse. Panel assigned: Henry Miga (Chair), Johnny Carrier (Panel) Donald Doeg (Panel) and Tom DiBlasi (Alternate). Hearing scheduled: Wednesday, 10/09/19 @ 10:00 a.m., 2N Room B. **Hearing held. Decision will be mailed in 90 days (01/09/20). Hold on agenda.**
- g) **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. Hold on agenda.**
- h) **A-13-19 Request for Appeal received 9/6/19 from** Alan P. Gravel, RE: [200 Perch Rock Trail, Winsted, CT (OSBI: M-554-19)] RE: denial Section R305.1.1(4) that proposed a ceiling height of 6 feet, 5 inches and a clear height of 5 feet, 10 inches 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, 12/11/19 @ 10:00 a.m., 2N Room B. **Hearing held and continued for 30 days. Hold on agenda.**
- i) **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. Hold on agenda.**
- j) **A-15-19 Request for Appeal received 9/27/19 from** Bruce J. Spiewak RE: [Saint Thomas More – 23 Lynwood Place, New Haven, CT] Section 1011.3, of the 2015 IBC portion of the 2018 IBC: Modification approved in part: approved a headroom of 6 feet, 5 inches, but denied a headroom of 5 feet, 9 inches at a stairway leading from a new dwelling unit located on the third floor of an

existing building undergoing a change of use. **Panel assigned: Glenn Neilson (Chair); Lou Free (panel); Tom DiBlasi (panel); Paul Costello (alternate). Hearing scheduled Wednesday, 01/08/20 @ 10:00 a.m., 2N Room B. Hold on agenda.**

- k) **A-16-19 Request for Appeal received 10/23/19 from Rachita Shan RE:** [338 South Quaker Lane, West Hartford, CT] Section R311.7.2, of the 2015 IRC *denial* that proposed a headroom of 6 feet, at the top of a stairway that serves a newly created habitable attic within a single family dwelling. **Panel assigned: Glen Neilson (Chair); Tom DiBlasi (panel); Lou Free (panel); Johnny Carrier (alternate). Hearing Scheduled Wednesday, 2/5/20 @ 11:00am PLAZA LEVEL, ROOM B. Hold on Agenda.**
- l) **A-17-18 Request for Appeal received 10/31/19 from Philip R. Sherman, P.E. RE: [238 Church Street, Middletown, CT]** Sections 403.1.1 and 403.2, of the proposed 2021 IPC which appears to allow multi-user toilet facilities to serve all genders. *Denial* to utilize the proposed language of the referenced sections of the 2021 IPC. **On 10/31/19 Appellant "Withdrew Appeal". Remove from agenda.**

#### 7) GOOD OF THE ORDER

- Mr. George Iskra – has resigned as a member of the C&S Committee effective 12/11/19
- Mr. Mark Mastropasqua – has resigned as a member of the C&S Committee Effective 12/11/19
- A moment of silence for the passing of longtime WFSB-TV, Channel 3, anchor Denise D'Ascenzo. She will truly be missed.

The next Codes and Standards Committee meeting is scheduled for **January 8, 2020 @ 1:00 p.m.**, and will be held in **2 NB, Room B**, 450 Columbus Boulevard, Hartford, Connecticut.

#### 8) ADJOURNMENT

**A motion (L. Free) was made to adjourn the meeting and seconded (J. Butkus). All in favor. None opposed. Motion carried.**

  
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**Keith Flood, Chair**  
**Connecticut State Codes & Standard Committee**