

STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

March 11, 2020

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. The Chair opened the meeting introducing our newly appointed C&S Committee Member, Ilona Prosol, P.E., Fire Protection Engineer.

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
- Keith Flood, **C&S Chair**, Fire Marshal
- Louis Free, Architect, CAS Chair, Member
- Donald Harwood, Public Member
- David McKinley, Advocacy
- Henry Miga, Building Official Member
- Mike Musco, P.E. Electrical Engineer
- Glenn Neilson, Building Contractor
- Eric Shutt, Plumbing Trades Contractor
- Carlton Smith, Building Official
- Fred Wajcs, Jr., Public Member
- Ilona Prosol, P.E., Fire Protection Engineer

Also Present:

- Joseph Cassidy, State Building Inspector
- Jenna Padula, DAS/DCS Legal
- William Abbott, OSFM, State Fire Marshal
- Darren Hobbs, Manager-Technical Services
- Joseph Kingston, OSFM, Fire & Life Safety Supervisor

1) MINUTES

- a) A motion (H. Miga) was made and seconded (D. McKinley) to accept the minutes of the **February 5, 2020** meeting. **All in favor. None opposed. Motion carried.**

2) COMMUNICATIONS

- a) **03/02/20** Correspondence received from Bonnie Becker, Director, ODEM RE: Certificate of Emeritus: Retirement of Joanna Lambert, Fire Marshal Certification effective 12/13/19 Attorney Sara Sharp. Request for Continuance RE: 1201 Boston Post Road, Milford, CT.
- b) **03/04/20** Correspondence received from Joseph V. Cassidy, P.E., State Building Inspector. Summary of Review and Conclusions RE: 90 Ironworks Hill Road, Brookfield, CT.
- c) **03/04/20** Request for Appeal | RE: 15 Oakwood Avenue, Norwalk – denial of Section 2901 of the 2015 IBC that proposed to provide plumbing fixtures for approximately 100 occupants in lieu of

providing fixtures for 455 occupants within a proposed building. Panel assigned: Eric Shutt, Chair; Anthony Bruno (panel); Carlton Smith (panel); Don Doeg (alternate).

3) SUBCOMMITTEE REPORTS

- a) **Codes Amendment Subcommittee (CAS) (Free)** – CAS Committee met after this meeting to discuss the implementation of the revised code adoption.
- 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** – Mr. Daniel Tierney, Deputy State Building Inspector retired on March 1, 2020.
- ii) **William Abbott, State Fire Marshal** – John Dembishack, Fire & Life Safety Specialist will retire on April 1, 2020
- iii) **Jenna Padula, Staff Counsel** – No report

- b) **Fire Prevention Code Advisory Committee (Harwood & Sinsigalli)** – We met yesterday. Minor language changes. We voted to carry forward to the normal process to align with fire codes and building codes.

c) **Training Councils**

- i) **Building Code Training Council (Musco)** – No report
- ii) **Fire Marshal Training Council (Harwood)** – No report

- d) **Report on Bills (Cassidy)** – HB 5008 (separate from our function); HB 5240 requirements for new construction for affordable housing; HB 5451 (small hot water heaters); HB 236; HB 262 (combustible gas); HB 269 (third party inspections); HB 406 (accessibility in state buildings); HB 427 (technical changes fire safety and fire prevention code); HB 469 (study concerning state building code – 6 year cycle instead of 3 year cycle).

6) APPEAL HEARINGS

- a) **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. **Request for continuance. Panel granted continuance. Hold on agenda.**

- b) **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. **Hold on agenda.**
- c) **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). Decision was mailed out. **Remove from agenda.**
- d) **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. **Appellant requested a 60-day continuance. Granted. Hold on agenda.**
- e) **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). **Referred to the Office of the State Building Inspector. Hold on agenda.**
- f) **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. Hearing held and continued for 30 days. Chair ordered status letter to Appellant. **Admin emailed/mailed status letter on 3/5/20 requesting Appellant to respond by 3/19/20. Hold on agenda.**

- g) **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. Hearing held and continued for 30 days. **Hold for an additional 30 days.**
- h) **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. Hearing held. Decision will be mailed out in 90 days (5/5/20). Decision was mailed out 5/18/20. **Remove from agenda.**
- i) **A-18-19 Request for Appeal received 11/15/19** from Jane Davila, Managing Director, NEST Arts Factory. **RE: [NEST Arts Factory - 345 Railroad Avenue, Bridgeport, CT] RE:** Accessibility Exemption from Section 1012.8(2) – Complete Change of Occupancy, of 2015 IEBC. *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). Hearing scheduled, Wednesday, 1/15/20 @ 11:00am, 2 NB Room B. Decision will be mailed out in 90 days. **Decision was mailed out February 2020. Remove from agenda.**
- j) **A-19-19 Request for Appeal received 11/15/19** from Attorney Pat Labbadia. RE: Abatement order of Fire/Life Safety Hazards – Section 31.3.4.1.1 [45 Jefferson Road / West Main, Branford, CT]. Referred to Office of the State Fire Marshal. **OSFM, assigned case to Mike Kellett, State Fire Marshal Inspector. Hold on Agenda.**
- k) **A-21-19 Request for Appeal received 12/6/19** from Mr. Carlos Pla, Greenwich, CT. RE: [107 East Elm Street, Greenwich, CT] 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 DiBlasio (panel); Carlton Smith (alternate). Hearing scheduled: Wednesday, 4/8/20 @ 11:00 a.m., 2 NB Room B. Hold on agenda.**
- l) **A-01-20 Request for Appeal received 1/06/20** from Brian Miller, Brookfield, CT. RE: [90 Ironworks Hill Road, Brookfield, CT] RE: Storm Damage: Re-roof and replace 2 skylights RE: William Babyak, Assistant Brookfield Building Official's Certificate of Approval. Referred to the Office of the State Building Inspector for mediation. Referred to the Office of the State Building Inspector for mediation. **Withdrawn from the Appellant. Remove from agenda.**

1) GOOD OF THE ORDER

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

2) ADJOURNMENT

A motion (P. Costello) was made and seconded (M. Musco) to adjourn the meeting. **All in favor. None opposed. Motion carried.**

Keith Flood (ba g)

Keith Flood, Chair
Connecticut State Codes & Standard Committee