

## STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

February 10, 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
- Paul Costello, **C&S Vice Chair**, Electrical Contractor
- Hank Cullinane, HVAC Member
- Thomas DiBlasi, P.E., Structural Engineer Member
- Donald Doeg, Esq, Public Member
- Keith Flood, **C&S Chair**, Fire Marshal
- Louis Free, Architect, CAS Chair, Architect
- Donald Harwood, Public Member
- Henry Miga, Building Official
- Mike Musco, P.E. Electrical Engineer
- Glenn Neilson, Building Contractor
- Iлона Prosol, P.E., Fire Protection Engineer
- Mike Sinsigalli, Fire Marshal
- Eric Shutt, Plumbing Trades Contractor
- Carlton Smith, Building Official
- Fred Wajcs, Jr., Public Member
- William Zoeller, Energy Efficiency

**Also Present:**

- Joseph Cassidy, State Building Inspector
- Jenna Padula, DAS/DCS Legal
- William Abbott, State Fire Marshal
- Joseph Kingston, OSFM, Fire & Life Safety Supervisor
- Darren Hobbs, Deputy State Building Inspector
- Bethy Guiles, DAS/OSBI - Administrative Assistant

**PUBLIC:**

Tim Baldwin	Charlesa Flatten
Dominic Di Cenzo, CCPC	Connor Rockett
Kerry E. Sutton	Darren Port (NEEP)
Brad Rowe	Bruce J. Spiewak
David A. Smith	

### 1) MINUTES

- a) A motion (J. Carrier) was made and seconded (M. Musco) to accept the minutes of the *February 10, 2021* meeting minutes. **All in favor. None opposed. Motion carried.**

### 2) COMMUNICATIONS

- a) THERE WAS NO CORRESPONDENCE

**3) SUBCOMMITTEE REPORTS**

- a) **Codes Amendment Subcommittee (CAS) (Free)** – The CAS meeting will follow the C&S meeting at 1:30 p.m.
- 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)** – Keith Flood, C&S Chair met with Counsel regarding FOI requests and had discussions with Bill Abbott, State Fire Marshal. They will schedule a meeting to discuss when they will have these meetings. Once these dates are set, the agenda and minutes will be posted on the OSBI and Secretary of State’s Website.
- c) **Training Councils**
  - i) **Building Code Training Council (Musco)** –Bonnie Becker, Director-ODEM is working on this with our Legislative Legal Team to fill the vacancies for Fire Code, Building Code and Board of Control. This is an active work-in-progress.
  - ii) **Fire Marshal Training Council (Harwood)** – Fire Marshal Training Council reports, “there are 4 openings, 3 should be filled shortly. We are waiting on Board of Regents to fill the last vacancy”.



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- d) **Report on Bills (Cassidy)** – (*see bills attached*)

**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. Hold on agenda.**

- b) **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). Hearing continued and referred to the Office of the State Building Inspector. Due to Covid-19 epidemic, hearing continued until further notice. Will reschedule at next C&S Meeting. State Building Inspector reports, this structure is a large old industrial building being used for storage. However, people are in and out of the building – there are safety issues/unsafe conditions. We are working together for a resolution. We worked jointly. Waiting to hear from local fire official. Waiting on new info. Per Darren Hobbs, Assistant State Building Inspector, no new information received – Appellant has not provided an update. Chair ordered status letter be sent to Appellant. Counsel prepared status letter for Admin to send out - letter emailed out on 12/3/20. Per Mr. Hobbs, “We received additional information, not of much value.”. Decision to reconvene the hearing – set a date for some time in January 2021”. Hearing rescheduled to Tuesday, February 9, 2021 at 10:00 a.m. **Counsel reports, hearing held. All briefs are due by 2/24/21 end of business. We will schedule for deliberations after receipt of the briefs. Hold on agenda.**
- c) **A-04-20** Request for Appeal received 7/16/20 from Michael Grunberg | RE: [82 Buckfield Lane, Greenwich, CT] – denied the alternate compliance to allow the use of a body of water is based on the requirements of the 2018 International Swimming Pool and Spa code, Section 305.6 (Natural Barriers). Panel assigned: John Butkus, Chair; Lou Free, (panel); Johnny Carrier (panel); Henry Miga (alternate). Hearing scheduled, Monday, 9/14/20 @ 1:00pm via online Teams. Appellant requested a 30-day Extension of the Hearing. Extension Granted. Currently working towards a resolution. **OSBI is actively working with Appellants. Hold on agenda.**
- d) **A-05-20** Request for Appeal received 9/17/20 from Bradley & Marylyn Korth | Local Building Official issue RE: [12 Lewis Road, Marlborough, CT]. Per Applicant, the town of Marlborough refuse to conduct inspections. Specific reason not cited in writing. Referred to Office of the State Building Inspector follow-up. OSBI is working with the town – waiting to hear if they had the inspection needed. We were able to make progress and get most of his inspections done. We continue to make progress. **Appellant withdrew appeal on 2/8/21. Remove from agenda.**
- e) **A-07-20** Request for Appeal received 10/5/20 from John Yacovino, State Fire Marshal-Meriden RE: [424 West Main Street, Meriden, CT] – denied relief request, existing historic building with a guard height at 31 inches above the floor. Panel assigned: Keith Flood, Chair; Johnny Carrier, Panel Member, Don Harwood, Panel Member; Glenn Neilson, Alternate. Hearing scheduled, Tuesday, October 27, 2020 at 11:00a.m. Hearing held 10/27/20. Schedule Deliberation Meeting. Panel scheduled for deliberations Friday, January 15, 2021 at 10:00 a.m. **The deliberations were held and a decision to be sent out (4/15/21). Hold on agenda.**
- f) **A-08-20** RE: Request for Appeal received 10/14/20 from Philip R. Sherman, P.E., RE: Fire Safety Code Modification [FM-1046-20] 500 Sargent Drive, New Haven, CT] - denied relief from the CSFSC 7.2.2.4.5.6 & 7.2.2.4.6.2 (handrails). Panel assigned: Keith Flood, Chair; Glenn Neilson, Panel Member; Fred Wajcs, Panel Member; Johnny Carrier, Alternate. Hearing scheduled:

Monday, November 23, 2020 at 11:00 a.m. Hearing will be reconvened with all parties notified. The panel will pick up where it left off and after acceptance of any exhibits, additional questions, and any remaining closing statements, the panel will close the hearing and deliberate. Reconvened hearing scheduled, Thursday, January 14, 2021 at 10:00 a.m. Hold hearing open – allow parties to renegotiate. Currently under negotiations with OSFM. **Appellant submitted revised modification and it was approved. Waiting to receive withdrawal of appeal from Appellant. Hold on agenda.**

**7). GOOD OF THE ORDER**

- Carlton Smith will retire from his position at the City of Groton on February 1, 2021. However, he will retire from the C&S Committee once the Commissioner appoints his replacement. **We have candidates with interest in position.**

The next Codes and Standards Committee meeting is scheduled for, **Wednesday, March 10, 2021 @ 1:00 p.m.** and will be held virtual on Teams.

**8). ADJOURNMENT**

*Keith Flood (bag)*

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