

## STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

December 8, 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 - **Absent**  
John Butkus, AIA, Architect  
Johnny Carrier, **C&S Secretary**, Residential Contractor Member  
Anthony Cinicola, Building Official  
Paul Costello, **C&S Vice Chair**, Labor Trades  
Hank Cullinane, HVAC Member - **Absent**  
Thomas DiBlasi, P.E., Structural Engineer Member  
Donald Doeg, Esq, Public Member  
Keith Flood, **C&S Chair**, Fire Marshal - **Absent**  
Louis Free, Architect, CAS Chair, Architect  
Donald Harwood, Public Member - **Absent**  
David McKinley, Advocacy  
Henry Miga, Building Official  
Tim Mikloiche, Electrical Contractor  
Mike Musco, P.E. Electrical Engineer  
Glenn Neilson, Building Contractor  
Ilona Prosol, P.E., Fire Protection Engineer  
Mike Sinsigalli, Fire Marshal  
Eric Shutt, Plumbing Trades Contractor - **Absent**  
Fred Wajcs, Jr., Public Member  
William Zoeller, Energy Efficiency

### Also Present:

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

### PUBLIC:

Robert S. Glass	Peter Kelly
James Quish	Jeffrey Mang
Joe Summers	Bruce Spiewak
Darren Port (NEEP)	Cornelia Wu, NEEP

## 1) MINUTES

- a) A motion (L. Free) was made and seconded (T. Mikloiche) to accept the minutes of the **November 10, 2021** meeting minutes. **All in favor. None opposed. Motion carried.**

## 2) COMMUNICATIONS

- a) **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.**
- b) **A-18-21 [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.**
- c) **A-03-21 and A-13-21 RE: [22 Broad Street, Milford, CT]** Appellant withdrew all pending appeals (*see items #c and #j below for details*).

## 3) SUBCOMMITTEE REPORTS

- a) **Codes Amendment Subcommittee (CAS) (Free)** – CAS will meet today immediately following the C&S Meeting. We will be reviewing the draft supplements for the Building & Fire Codes. The intention is to review today, make comments and revisions – pending discussions with the subcommittee, we may request that at the next monthly meeting in January 2022 that the CAS meets first at 1:00pm to take final action on the amendments and then have the regular monthly C&S Meeting at 1:30pm where the full committee can take action. This will be decided at today's meeting.
- 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 – will be in late
- b) **Fire Prevention Code Advisory Committee (Harwood & Sinsigalli)** – No report
- c) **Training Councils**
  - i) **Building Code Training Council (Musco)** – No meeting this month
  - ii) **Fire Marshal Training Council (Harwood)** – No meeting this month
- d) **Report on Bills (Cassidy)** – No report

## 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. 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. Hold on agenda.**

- b) **A-01-21** Request for Appeal received from Joseph G. Voll, 6527 MainStreet, Top Floor, Trumbull, CT 06611 **RE: Milford, CT Local Building Official and Local Fire Marshal [22 Broad Street, Milford, CT]** Appellant is seeking that building permit #B-20-452 be confirmed as active and valid. That work be inspected by the fire marshal and building official for compliance with said permit. That a certificate of occupancy for 2nd floor office space be issued. Panel assigned: Mike Sinsigalli, Panel Chair, Glenn Neilson, Panel; Henry Miga; Panel; Don Harwood (Alternate). Hearing scheduled Wednesday, 3/31/21 @ 9:00 a.m. Hearing held--building official appeal dismissed (no jurisdiction), local fire marshal appeal continued to date to be determined. Council is currently working on this matter. Scheduled hearing combined with Appeal A-07-21. Hearing scheduled for Tuesday, 7/20/21 at 10:00 a.m. Appellant requested 30-day extension of the hearing. 30-day extension granted. Combined hearing (A-01-21/A-07-21) scheduled Tuesday, August 17, 2021 at 10:00 a.m. **Hearing held followed by deliberations. Decision will be mailed out in 90 days (11/17/21). Hold on agenda.**
- c) **A-03-21** Request for Appeal received on 4/27/21 from Kevin J. Curseaden, Curseaden & Moore, LLC, 3 Lafayette Street, PO Box 31, Milford, CT 06460, RE: [22-24 Broad Street, Milford] OSBI – Denial, to reinstate a suspended permit, is not a matter subject to modification as such is being denied. The matter is currently the subject of an appeal through the local Building Board of Appeals / Codes & Standards Committee which is the proper forum for this request. Counsel requested to hold on agenda. Counsel will send status letter. Parties requested extension; extension granted. Counsel will reach out to Attorney Curseaden. Per Counsel, he will be sending a withdrawal of the appeal. **11/23/21 Appellant withdrew appeal. Remove from agenda.**
- d) **A-07-21** Request for Appeal received on 5/5/21 from Mr. Joseph Voll on behalf of Harbor Walk, Inc. and Kevin J. Curseaden, Curseaden & Moore, LLC. RE: [22-24 Broad Street, Milford] Appeal of the Milford Building Board of Appeals | Joseph Voll on behalf of Harbor Walk, Inc. RE: Building Code Section 105.6-Reinstatement of Permit; Overrule Decision affirming actions of Joe Griffith. Panel assigned: Mike Sinsigalli, Panel Chair, Glenn Neilson, Panel; Henry Miga; Panel; Don Harwood (Alternate). Scheduled hearing combined with Appeal A-01-21. Hearing scheduled for Tuesday, 7/20/21 at 10:00 a.m. Parties requested extension; extension granted. Combined hearing (A-07-21/A-01-21) scheduled Tuesday, August 17, 2021 at 10:00 a.m. Combined hearing (A-01-21/A-07-21) scheduled Tuesday, August 17, 2021 at 10:00 a.m. Hearing held followed by deliberations. **Decision will be mailed out in 90 days (11/17/21). Hold on agenda.**
- e) **A-08-21** Request for Appeal received on 06/23/21 from Mr. Kevin McQueen, AIA, Architecture Design Alliance RE: [1 Tucks Road, Brookfield, CT] Appeal of the State Fire Marshal from Kevin McQueen, AIA

RE: State Fire Marshal's decision regarding fire code modification Request #FM-0181-20 pertaining to the height of the escape window. See attached Letter of Transmittal dated 6/23/21 for list of enclosures. Panel assigned combined with A-12-21: Keith Flood, Chair; William Zoeller, Panel; Fred Wajcs, Jr., Panel; Johnny Carrier (Alternate). Hearing scheduled Wednesday, September 1, 2021 at 9:00 a.m. Hearing held. Appellant will submit brief by the end of business October 3, 2021. On 9/2/21 Appellant opted not to submit briefs. Deliberation's date scheduled: Tuesday, October 19, 2021, 9:00 a.m. Deliberations held. A motion (WZ) was made and seconded (FW) to deny the appeal. All in favor. None opposed. Motion carried. **A decision will be mailed out in 90 days (1/19/2022). Hold on agenda.**

- f) **A-09-21** Request for Appeal received on 07/15/21 from Mr. Guy Mauri, Owner, Engine 22, LLC RE: [Engine 22, LLC - 21 Bridge Street, Kent, CT] Appeal of the Kent, CT Local Building Official and Local Fire Marshal Stan McMillan and Joe Manley. Committee Chair reports that appeal is a "Stop Work Order" that was issued on the property by the Local Building Official. Local Fire Marshal intervened and found violations on existing building where owner requested an appeal of Fire Code. Set panel. Counsel will send letter to Appellant requesting more information. Panel assigned: Henry Miga, Chair; Lou Free, Panel; Glenn Neilson, Panel; Anthony Cinicola (Alternate). Hearing scheduled Wednesday, September 29, 2021 at 10:00 a.m. Hearing held. According to CGS 29-266 (b) and (c) A motion to deny appeal (LF), Seconded (GN). All in favor, None Opposed. Request to hear appeal is outside of C&S Committee's Statutory Authority. **Decision will be mailed out in 90 days (12/29/2021). Hold on agenda.**
- g) **A-10-21** Request for Appeal received on 07/23/21 from Mr. Douglas L. Golden, Code Specialist / Mr. Bruce Spiewak, AIA, Consulting Architect, LLC RE: [EQUINOX PROJECT #FM-0051-21 | 72 Heights Road, Darien, CT] Appeal of Office of State Fire Marshal RE: Omission of Fire Sprinkler System throughout existing building. Panel assigned: Mike Sinsigalli, Chair; Don Harwood, Panel; Paul Costello, Panel; Ilona Prosol (Alternate). Hearing scheduled Wednesday, October 6, 2021, 9:00 a.m. Hearing held. Deliberations scheduled Tuesday, November 9, 2021, 11:00a.m. Deliberations held. **Decision will be mailed out in 90 days (2/9/2022). Hold on agenda.**
- h) **A-11-21** Request for Appeal received on 08/02/21 from Mr. Syed Aly Imam RE: [32 Garden Street, New Haven, CT] Appeal of New Haven Local Building Official RE: STOP WORK ORDER: Work Without Permit. Egress windows and pits were installed w/o the required permits and approvals. The floor plan for the basement remodel was never submitted. Building Permit Application B-20-01053 was voided. This work without permit constitutes a violation of the Connecticut State Building Code Section R114. Panel assigned: Glenn Neilson, Chair; Anthony Cinicola, Panel; Johnny Carrier, Panel; Don Doeg (Alternate). Hearing scheduled Tuesday, September 7, 2021 at 1:00 p.m. Hearing held. Appellant will submit brief by Friday, October 8, 2021 no later than 5:00pm. Briefs received from Appellant on 10/8/21. Schedule Deliberations. Deliberations scheduled, Wednesday, October 27, 2021 at 1:00pm. Deliberations held. **Decision will be mailed out in 90 days (01/27/2022). Hold on agenda.**
- i) **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 Wajcs, 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.**

- j) **A-13-21** Request for Appeal received on 8/17/21 from Kevin J. Curseaden, Attorney/Joseph Voll | Harbor Walk, Inc. Architecture Design Alliance RE: Building Code Section: 105.3.1.1 [22 Broad Street, Milford, CT] Appealing Milford Building Code Board of Appeals decision of 8/4/2021. Appellant seeking to overturn decision of the Milford Building Code Board of Appeals and reinstate the permit. Panel assigned: Mike Sinsigalli, Panel Chair, Glenn Neilson, Panel; Henry Miga; Panel; Don Harwood (Alternate). Hearing scheduled Thursday, September 30, 2021 at 9:00 a.m. *On 9/22/21 Attorney Sara Sharp reports, "The parties have continued in their efforts to resolve this matter without a hearing. There is a proposed solution that would resolve the dispute if finalized. The City will consent to a continuance to allow more time for the potential resolution if the Applicant agrees"* (see email attached). 9/23/21 Panel granted continuance - will notify all parties of new date. Awaiting update. **11/23/21 Appellant withdrew appeal. Remove agenda.**
- k) **A-14-21** RE: Request for Appeal received on September 14, 2021 from Rick Pierce, Owner-Dark Manor RE: 2018 Connecticut State Fire Safety Code, Part IV, Section 13.4.8.2 [Dark Manor - 25 Main Street, Versailles, CT] RE: State Fire Marshal's decision/denial Modification Request #FM-0092-21 | Request to omit sprinkler protection from a two-level special amusement building with 2,600 sq. ft. interior amusement area & additional attached exterior maze. Panel assigned: Michael Sinsigalli, Chair; Henry Miga, Panel; Tim Mikloiche, Panel; Lou Free, Alternate. Hearing scheduled: **Monday, November 15, 2021, 9:00 a.m.** Hearing held. Motion to uphold the State Fire Marshal's decision for denying the modification as presented for sprinkling (HM); seconded (MS) – All in favor. None opposed. Motion carried. Panel upheld State Fire Marshal's decision. **Decision will be mailed out in 90 days (2/15/2022). Hold on agenda.**
- l) **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. Hold on agenda.**
- m) **A-16-21 RE:** [140 East Main Street, Stratford, CT] Appeal received 11/05/21 from Marcia Hawthorne RE: Seeking an appeal for the State Building Inspector's denial of a waiver application that was submitted for the exemption of an ADA bathroom. **Panel assigned: Johnny Carrier, Chair; Lou Free, Panel; Fred Wajcs, Jr., Panel; David McKinley, Alternate. Hearing scheduled: Monday, December 13, 2021 – 9:00 a.m. Hold on agenda.**

## 7). NOMINATIONS AND ELECTION OF OFFICERS

**Nominations and Election of Officers at the December 8, 2021 Codes & Standards Meeting.  
Elected Officers will be effective January 1, 2022.**

- i) Chair - Johnny Carrier (accepted nomination – effective 1/1/2022)**
- ii) Vice Chair - Ilona Prosol (accepted nomination – effective 1/1/2022)**
- iii) Secretary – Fred Wajcs, Jr. (accepted nomination – effective 1/1/2022)**

Paul Costell - declined nomination as Chair of the C&S Committee

Anthony Cinicola - declined nomination as Secretary of the C&S Committee

Mike Sinsigalli – declined nomination as Secretary of the C&S Committee

Timothy Mikloiche – declined nomination as Secretary of the C&S Committee

8). GOOD OF THE ORDER

The next Codes and Standards Committee meeting is scheduled for, **Wednesday, January 12, 2022 1:30 p.m.** Meeting format (on-line or in person) will be determined prior to the meeting,

9). ADJOURNMENT

*Paul Costello* (bag)

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**Paul Costello, Vice Chair**  
**Connecticut State Codes & Standard Committee**  
CSMN2112