

**STATE CODES AND STANDARDS COMMITTEE (C&S)**  
**Wednesday, September 14, 2022 – 1:00 PM (Teams-online)**

**[Instructions for attending the meeting can be found as an attachment of the agenda]**

**AGENDA**

**1. CALL TO ORDER**

**2. ATTENDANCE**

**3. APPROVAL OF MINUTES OF THE August 10, 2022, MEETING**

**4. COMMUNICATIONS:**

<b>SUBJECT &amp; DATE RECEIVED</b>	<b>FROM – TO</b>	<b>DESCRIPTION</b>
<b>Request for Appeal Received 8/10/22</b>	Mark C. Durkin, Esq. Law Offices of Mark C. Durkin, LLC 328 Selleck Street Stamford, CT 06902 <a href="mailto:mdurkin@durkinlaw.net">mdurkin@durkinlaw.net</a> (203) 388-2314  CS	<b>A-11-22</b> RE: [14 Cedarwood Drive, Greenwich, CT] Mark C. Durkin, Esq., representing Michael F. Fabrizi, PE who is acting on behalf of MMR Construction. Appealing the decision of the State Building Inspector's denial of Request for Modification (#M-22-0378) of Article 680.26(B)(2). Decision date 7/14/22.  <b>ACTION:</b> <hr/> <hr/>

**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) **Omarys Vasquez, State Building Inspector -**
  - ii) **William Abbott, State Fire Marshal –**
  - iii) **Anne Peterson, 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) –**

8) 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. OSFM prepared report and waiting for Committee review. Report submitted to C&S Committee and Appellant who states he would get back to us in a month. To date, we have not heard from Appellant. Counsel will send status letter to Appellant. **Await Counsel approval on drafted status letter. Hold on agenda.**
- b) **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 Wajes, 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). **Decision was mailed out August 15, 2022.**
- c) **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. On 12/15/21 Appellant requested a continuance of the hearing. Panel granted continuance. Hearing scheduled: Friday, January 28, 2022, at 9:00 a.m. Hearing suspended and continued. Hearing scheduled Thursday, February 24, 2022, at 9:00 a.m. Glenn Neilson will Chair. Hearing held. Parties will submit briefs no later than 3/24/22 by 12 noon. Deliberations will be scheduled, and parties will be notified to attend w/o participation. Schedule deliberations meeting. Awaiting confirmation date from assigned panel members. Deliberations meeting scheduled 4/20/22 at 9:00 a.m. **Deliberations held. Panel upheld States decision. Decision will be mailed out in 90 days (7/20/22). Hold on agenda.**

- d) **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. Forward to Office of the State Fire Marshal. OSFM is working on this appeal with the Attorney. OSFM could not gain access to property but still working on this appeal. Report received on 5/9/22 from Joseph Kingston, OSFM-Fire & Life Safety Supervisor. Panel assigned: Keith Flood, Chair; Mike Sinsigalli, Panel; Henry Miga, Panel; Glenn Neilson, Alternate. Hearing scheduled: Friday, June 10, 2022 – 9:00 a.m. **Hearing held followed by deliberations. Decision will be mailed out in 90 days (09/10/22). Hold on agenda.**
- e) **A-18-21 RE: [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. Forward to Office of the State Fire Marshal. OSFM is working on this appeal with the Attorney. OSFM could not gain access to property but still working on this appeal. Report received on 5/9/22 from Joseph Kingston, OSFM-Fire & Life Safety Supervisor. Panel assigned: Keith Flood, Chair; Mike Sinsigalli, Panel; Henry Miga, Panel; Glenn Neilson, Alternate. Hearing scheduled: Friday, June 10, 2022 – 11:00 a.m. **Hearing held followed by deliberations. Decision will be mailed out in 90 days (09/10/22). Hold on agenda.**
- f) **A-01-22 RE: [44 Parkwood Drive, Hanover, CT]** Appeal received 1/19/22 from David Lenkiewicz regarding *OSBI denial of Section R602.10 of the 2015 International Residential Code*. Panel assigned: Glenn Neilson, Chair; Johnny Carrier, Panel; Tom DiBlasi, Panel; Fred Wajcs, Jr. (Alternate). Hearing scheduled: Wednesday, March 9, 2022 – 9:00 a.m. Hearing held, followed by deliberations. Decision will be mailed out in 90 days (6/9/22). **Decision was mailed out August 15, 2022.**
- g) **A-05-22 RE: [94 Woodford Hills Drive, Avon, CT]** Appeal received 4/11/22 from Ms. Virginia Brown, Esq. RE: Appealing the decision made by the Zoning Enforcement Officer to issue a zoning permit, the Building Department Official's decision to issue a building permit for the proposed retaining wall; and the administrative approval of the proposed driveway expansion and concrete block retaining wall. Panel assigned: Glenn Neilson, Chair; Johnny Carrier, Panel; Lou Free, Panel; William Zoeller, Alternate. Hearing scheduled: Thursday, May 12, 2022, at 9:00 a.m. **Hearing held followed by deliberations. Decision will be mailed out in 90 days (8/12/22). Hold on agenda.**
- h) **A-06-22 RE: [90 Pine Road Jewett City, CT]** Appeal received 4/12/22 from Mr. Pixy Elliott RE: Appealing the decision made by the Town of Griswold Building Department RE: \$200.00 fine for not pulling a permit to replace front door. Referred to OSBI. **OSBI worked with Building Official. We will await the withdrawal. Hold on agenda.**
- i) **C-01-22 RE:** Complaint regarding Richard Leighton, Chester Building Inspector and Fire Marshal RE: [43-45-47 Main Street, Chester, CT] received 5/3/22 from John R. Schroeder, AIA LLC [jrschroeder@jrsaia.com](mailto:jrschroeder@jrsaia.com), 69-2 Main Street, Chester, Connecticut 06412, (860)526-5838. Referred to OSBI. **OSBI still working with the parties. Hold on agenda.**
- j) **C-02-22 RE:** Complaint regarding Town of Chester, Richard Leighton, Building Inspector & Fire Marshal. This is in reference to the building permits issued for buildings located RE: [189-191 Middlesex Avenue, Chester, CT] received 5/3/22 from Mr. Thomas A. Gribbin A.I.A., [tomgribbin@noyevogtarchitects.com](mailto:tomgribbin@noyevogtarchitects.com), Noyes Vogt Architects, 191 Middlesex Ave, Suite 2A, P.O. Box 370, Chester, CT 06412, (860)526-2900. Referred to OSBI. **OSBI still working with the parties. Hold on agenda.**

- k) **A-09-22** Request for Appeal received 6/17/22 from Robert Rizzuti RE: [24 Woodbine Street, Naugatuck, CT] Appealing the decision made by the Naugatuck Building Official - William Herzman dated March 15, 2022, for violations of codes: (IBC116.1, R401.2); (IBC116.1, R601.2); (116.1, R801.3). **Panel assigned: Henry Miga, Chair; Glenn Neilson, Panel; William Zoeller, Panel; Johnny Carrier, Alternate. Hearing scheduled: Wednesday, September 14, 2022, at 9:00 a.m.**
- l) **A-10-22** Request for Appeal received 8/2/22 from Attorney Maria K. Tougas representing Ms. Nancy Miller RE: [471 South Elm Street, Wallingford, CT] RE: Appealing the decision made by the Wallingford Building Official, Justin J. Rossetti, Chief Building Official dated June 29, 2022 - State Building Code Section 115 "Stop Work Order". Panel assigned: Johnny Carrier, Chair; Fred Wajcs, Jr.; Panel; Lou Free; Panel; Paul Costello, Alternate. Hearing scheduled: **Friday, September 2, 2022, at 9:00 a.m. Hearing held. Parties will submit briefs on or before Tuesday, October 4, 2022, by 12:00noon.**

9) **GOOD OF THE ORDER**

The next Codes and Standards Committee meeting is set for **Wednesday, October 12, 2022, 1:00 p.m.** Meeting format (on-line or in person) will be determined prior to the meeting (SEE TEAMS LINK ON NEXT PAGE TO ENTER MEETING)

10) **ADJOURNMENT**

## Online Meetings

### Codes and Standards Committee

January 2022 – December 2022

#### Overview

Due to the COVID-19 situation and pursuant to Governor Lamont's Executive Order 7B issued on March 14, 2020, the regularly scheduled meetings of the Codes and Standards Committee and the Codes Amendment Subcommittee will be held online using Microsoft Teams.

#### How to Join the Meetings

The meetings can be joined in the following ways:

1. **Video and voice** through a computer or smartphone.
  - If using a computer, no Teams account is required – just your regular browser.
  - If using a smartphone, the Teams app and a free account will be needed.
2. **Voice only** using a landline or cell phone.
  - No special equipment is required.

Please join by clicking the link or calling the number that follow:

Microsoft Teams meeting

**Join on your computer or mobile app**

**[Click here to join the meeting](#)**

**Or call in (audio only)**

+1 860-840-2075 Phone Conference ID: 492 910 574#

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(Codes and Standards meetings only. Codes Amendment Subcommittee meetings have separate joining info)

#### Meeting Etiquette

Teams Users or Non-Users:

- Existing Microsoft Teams users will join using their existing accounts, which will ensure their name is displayed.
- If joining the meeting as a non-Microsoft Teams User, please ensure you enter your full name and committee, company or industry affiliation when joining.

The meeting admin may mute all users' microphones at the commencement of the meeting.

- Committee members and assigned staff members may unmute at any time.
- Public attendees and non-assigned staff members should not unmute unless called upon. One or more public comment periods may be included at the chairperson's discretion.