

**STATE CODES AND STANDARDS COMMITTEE
AGENDA**

**August 10, 2011
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- 1. CALL TO ORDER**
- 2. ATTENDANCE**
- 3. APPROVAL OF MINUTES OF JUNE 8, 2011 MEETING**
- 4. COMMUNICATIONS**

<u>SUBJECT & DATE RECEIVED</u> (mm/dd/yy)	<u>FROM - TO</u>	<u>DESCRIPTION</u>
a. Correspondence 6/14/10	Reuben Bradford, Commissioner C & S	Correspondence re appointment of Anthony Bruno to fill Public Health Official position vacated by Irving Moy effective July 1, 2011
	ACTION: _____ _____	
b. Correspondence	Lisa Humble, OSBI C & S	Correspondence re code book purchase request
	ACTION: _____ _____	
c. Request for appeal 6/14/11	Christian DeCarlo C & S	A-16-11 – Request for appeal from Christian DeCarlo re State Building Inspector’s decision re M-315-11 re 170 Broadway, Norwich, CT
	ACTION: On 6/15/11 correspondence from Lisa Humble advising Dan Tierney will represent her for this appeal _____	

d. Correspondence
6/22/11

Gary Seymour, Esq.
Michael Sinsigalli

A-15-11 – Request for appeal from Gary Seymour, Esq. re Deputy State Fire Marshal’s decision re FM-0072-11 re 215 Coram Avenue, Shelton, CT

ACTION: See Appeal Hearings 8.f.

e. Correspondence
6/29/11

Gary Seymour, Esq.
Michael Sinsigalli

A-15-11 – Request for appeal from Gary Seymour, Esq. re Deputy State Fire Marshal’s decision re FM-0072-11 re 215 Coram Avenue, Shelton, CT

ACTION: See Appeal Hearings 8.f.
On 6/29/11 appellant requested postponement

f. Request for appeal
6/30/11

Roger Adams
C & S

A-17-11 – Request for appeal from Roger Adams re Hartford Building Official’s decision re 42 Webster Street, Hartford, CT

ACTION: _____

g. Correspondence
7/12/11

Patrick Farquharson
Daniel Tierney

Correspondence forwarded from Daniel Tierney re letter from Patrick Farquharson re code proposal changes re “substantially compliant” and/or “substantially complies” code language

ACTION: _____

h. Correspondence
8/8/11

John Madzula
C & S

A-14-11 – Request for appeal from
John Madzula re State Building
Inspector’s decision re M-175-11 re
26 Chimney Point Road, New
Milford, CT

ACTION: See Appeal Hearings 8.e.
On 8/8/11 appellant withdrew appeal

i. Correspondence
8/8/11

George Temple, Esq.
Michael Sinsigalli

A-15-11 – Request for appeal from
Gary Seymour, Esquire, re Deputy
State Fire Marshal’s decision re
FM-0072-11 re 215 Coram Avenue,
Shelton, CT

ACTION: See Appeal Hearings 8.f.
On 8/8/11 request for postponement

j. Correspondence
8/8/11

Bruce Spiewak
C & S

Correspondence re M-438-11 re
request for appeal before decision
is written

ACTION: _____

5. SUBCOMMITTEE REPORTS:

a. Codes Amendment Subcommittee: The next meeting is set for **August 10, 2011 at 1:30 p.m.**

b. Ethics/Procedural Regulations Subcommittee:

6. OLD BUSINESS

7. NEW BUSINESS

- a. **Staff Report**
- b. **Fire Prevention Code Advisory Committee** (Hanbury/Shansky)
- c. **Fire Marshal Training Council** (Harwood)
- d. **Building Code Training Council** (Musco)
- e. **Residential Sprinkler Work Group** (Tierney/Kingston) A meeting was held on June 10 and 15, 2011 and July 27, 2011. Next meeting is set for **Wednesday, August 10, 2011**. Due to state reconsolidation, Robert Ross will no longer chair this subcommittee. Daniel Tierney and Joseph Kingston will co-chair this work group.
- f. **Report on Bills**
 1. Bill 487
 2. Public Act 6650 (Bill 1010)
- g. **Health Position vacancy** In the process of being filled

8. APPEAL HEARINGS

- a. **A-48-10. Request for appeal from Denise Sullivan re State Building Inspector and Office of Protection and Advocacy's decision re W-52-10 re Naugatuck YMCA, 284 Church Street, Naugatuck, CT.** Panel consists of Robert Hanbury, Panel Chair; Andrew Rizzo, Jr. and David McKinley. Irving Moy will be the alternate. On December 7, 2010 correspondence received from appellant. **Hearing was held on December 8, 2010 and recessed pending possible resolution.** On January 5, 2011 correspondence received from Rick Martin (interested person). On February 18, 2011 certified letter sent to appellant requesting status of appeal and to respond in writing by March 4, 2011. On March 7, 2011, correspondence received from appellant requesting appeal remain open. **On May 16, 2011 certified letter sent to appellant requesting status of appeal and to respond in writing by May 30, 2011. As of June 6, 2011 no correspondence received.**

- b. **A-11-11. Request for appeal from Michael Horn re Deputy State Building Inspector's decision re M-111-11 re 172 Mohawk Drive, West Hartford, CT.** On April 1, 2011 supporting documentation received from appellant; appellant requests electronic review. A discussion followed. Send letter to appellant denying request. Panel consists of George Iskra, Panel Chair; Fred Wajcs Jr. and Robert Hanbury. Louis Free will be the alternate. **On May 2, 2011 additional information received from appellant. Hearing was held on June 8, 2011. Decision will be sent out within 90 days [by September 8, 2011]. Decision was sent out on June 17, 2011.**

- c. **A-12-11. Request for appeal from McKee Patterson, AIA, re State Building Inspector's decision re M-130-11 re 16 Hemlock Hill Road, New Canaan, CT.** On March 25, 2011 correspondence from Lisa Humble advising that Daniel Veronick will represent her on this appeal. On April 7, 2011 additional information received from appellant. Panel consists of Glenn Neilson, Panel Chair; Louis Free and Henry Miga. Robert Hanbury will be the alternate. **Hearing was held on June 8, 2011. On June 8, 2011 hearing was recessed pending possible resolution.**

- d. **A-13-11. Request for appeal from Doug Golden c/o Bruce Spiewak re Deputy State Fire Marshal's decision re FM-0086-11 re 135 College Street, 127-155 College Street, New Haven, CT.** Andrew Rizzo, Jr. is recused. Panel consists of Donald Harwood, Panel Chair; *John Jackman and Henry Miga. *Michael Sinsigalli is the alternate. Due to schedule conflict, Michael Sinsigalli will serve as panel member and John Jackman will be the alternate. **Hearing set for May 11, 2011 was not held; on April 29, 2011 appellant requested postponement pending reconsideration.**

- e. **A-14-11. Request for appeal from John Madzula re State Building Inspector's decision re M-75-11 re 26 Chimney Point Road, New Milford, CT.** Panel consists of Glenn Neilson, Panel Chair; Robert Hanbury and Louis Free. Henry Miga will be the alternate. On April 28, 2011 correspondence from Lisa Humble advising Daniel Tierney will represent her for this appeal. **Hearing set for, August 10, 2011 was cancelled; on August 8, 2011 appellant withdrew appeal.**

- f. **A-15-11. Request for appeal from Gary Seymour, Esquire, re Deputy State Fire Marshal's decision re FM-0072-11 re 215 Coram Avenue, Shelton, CT.** Panel consists of Michael Sinsigalli, Panel Chair; Christopher Cozzi and Fred Wajcs, Jr. Henry Miga will be the alternate. **Timeliness of appeal needs to be addressed. On June 22, 2011 additional information received from appellant. Timeliness meeting/appeal hearing set for June 29, 2011 was not held; on June 29, 2011 appellant requested postponement. Meeting/appeal hearing rescheduled to August 10, 2011 was not held; on August 8, 2011 a second request for postponement was received. Meeting/appeal hearing was rescheduled to Wednesday, August 24, 2011, at 11:30 a.m. in room 348.**

- g. **C-1-10. Correspondence from Mark Sommaruga, Esquire, re complaint request for revocation investigation re Shelton Building Official's license (Elliot Wilson).** Panel was set on November 10, 2010. Panel consists of Donald Harwood, Panel Chair; Louis Free and Andrew Rizzo, Jr. Irving Moy will be the alternate. On February 8, 2010, letters were sent to Robert Ross (Director, Division Fire Emergency and Building Services) and Attorney Dawn Hellier (Dept. Public Safety Legal Affairs) requesting staff assistance to conduct an investigation. On February 24, 2010, Barry Rickert, Deputy State Fire Marshal, advised an investigator (Sgt. Christopher Guari) had been assigned to this investigation. On February 26, 2010, correspondence received from Attorney Hellier, DPS, advising staff assistance was granted to conduct an investigation. As of October 13, 2010, no additional information received. On October 13, 2010, Barry Rickert, OSFM, advised investigation is on-going.

On November 10, 2010, Rob Ross submitted the Office of State Fire Marshal's investigative report regarding the Shelton Building Official [re C-1-10] to Codes and Standards for appropriate action. Barry Rickert advised the Committee that his office is working on an addendum to this report and should provide it approximately the first or second week of December. Janet Ainsworth advised a compliance conference (per CGS 4-182(c)) should be scheduled prior to a hearing. Barry Rickert advised that Investigator John Sawyer, OSFM, will do the compliance conference and Barry will notify John Sawyer of same. As of January 18, 2011, no additional information received. On January 19, 2011 Barry Rickert, OSFM, advised that OSFM's report was complete and could be forwarded to the appeal panel. On January 26, 2011, letter sent to Barry Rickert, OSFM, requesting clarification if a compliance conference had occurred. On February 9, 2011 the Committee verbally requested Barry Rickert, OSFM, to respond in writing to their January 26, 2011 letter re compliance conference. Janet Ainsworth advised that the Office of the State Fire Marshal sent a letter to the appellant. Appellant has until March 15, 2011 to respond regarding a compliance conference. If no response is received by that date, then Codes and Standards can proceed. On March 25, 2011 correspondence forwarded from Barry Rickert from appellant. **On May 11, 2011 Barry Rickert advised the compliance conference was held. On May 23, 2011 correspondence received from Barry Rickert.**

9. GOOD OF THE ORDER

Correspondence from Irving Moy.

The next Codes and Standards Committee meeting is set for **September 14, 2011**, at 1:00 P.M.

10. ADJOURNMENT