

**STATE CODES AND STANDARDS COMMITTEE  
AGENDA**

**February 8, 2012  
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- 1. CALL TO ORDER**
- 2. ATTENDANCE**
- 3. APPROVAL OF MINUTES OF January 11, 2012 MEETING**
- 4. COMMUNICATIONS**

<b><u>SUBJECT &amp; DATE RECEIVED</u></b> (mm/dd/yy)	<b><u>FROM - TO</u></b>	<b><u>DESCRIPTION</u></b>
a. Correspondence 1/17/12	Robert Ross C & S	Correspondence from Hugh Loewenhardt re code proposal re signage for fireplaces and stoves
	ACTION: _____ _____	
b. Request for appeal 1/18/12	Harry Narine C & S	<b>A-2-12</b> – Request for appeal from Harry Narine re Waterbury Fire Marshal’s decision re 269 Wilson Street, Waterbury, CT
	ACTION: <u>On 1/25/12 additional info rec’d from appellant</u> _____	
c. Correspondence 1/23/12	Ronald Malmberg Marjorie Shansky	<b>A-26-11</b> - Correspondence from Ronald Malmberg re appeal re New Fairfield Company “A” Firehouse, 302 Ball Pond Road, New Fairfield, CT
	ACTION: <u>See Appeal Hearing section 8.b.</u> _____	
d. Correspondence	Dominick Chiappetta	<b>A-1-12</b> - Correspondence from

- |   |                                       |   |
|---|---------------------------------------|---|
| 1/24/12   | C & S                                 | Dominick Chiappetta re appeal re Deputy State Building Inspector's decision re M-879-11 re Taconic Road, Greenwich, CT  |
| ACTION: <u>See Appeal Hearings 8.d.</u><br><u>On 1/24/12 appellant withdrew appeal</u>        |                                       |   |
| e. Correspondence<br>1/30/12  | Mathew Greene, Esquire<br>C & S       | <b>A-23-11</b> - Correspondence from Mathew Greene, Esq. re Acting State Fire Marshal's decision re FM-0193-11 re Cove View Towers, 586 West Thames Street, Norwich, CT                                 |
| ACTION: <u>See Appeal Hearings 8.a.</u><br><u>On 2/2/12 appellant withdrew appeal</u>         |                                       |   |
| f. Correspondence<br>1/31/12  | Doug Golden/Bruce<br>Spiewak<br>C & S | <b>A-27-11</b> - Correspondence from Doug Golden c/o Bruce Spiewak re State Fire Marshal's decision re FM-0264-11 re Winchester Arms-High One Buildings 29 and 30, 275 Winchester Avenue, New Haven, CT |
| ACTION: <u>See Appeal Hearings 8.c.</u><br><u>On 1/31/11 appellant requested postponement</u> |                                       |   |

**5. SUBCOMMITTEE REPORTS:**

- a. Codes Amendment Subcommittee:** Meeting was held on January 11 and 25, 2012. Next meeting is set for February 8, 2012 at 1:30 p.m.

**b. Ethics/Procedural Regulations Subcommittee:**

On November 9, 2011 correspondence from Joseph Cassidy, P.E., Acting State Building Inspector, (re State Building Inspector v. Codes and Standards Committee re Docket No. HHB-CV10-6007512 advised it was withdrawn) was referred to this subcommittee to review the underlying issues of: 1) level of safety re suction entrapment in a swimming pool and 2) the standard of review for a code modification appeal. **Meeting was held on January 11, 2012; a memorandum to the full committee will be forthcoming regarding clarification.**

**6. OLD BUSINESS**

**7. NEW BUSINESS**

- a. **Staff Report**
- b. **Fire Prevention Code Advisory Committee** (Harwood/Shansky/Jackman)
- c. **Fire Marshal Training Council** (Harwood)
- d. **Building Code Training Council** (Musco)
- e. **Report on Bills**

**8. APPEAL HEARINGS**

- a. **A-23-11. Request for appeal from Mathew Greene, Esquire, re Acting State Fire Marshal's decision re FM-0193-11 re Cove View Towers, 586 West Thames Street, Norwich, CT.** Panel consists of John Jackman, Panel Chair, \*George Iskra and Christopher Cozzi. Fred Wajcs, Jr. will be the alternate. \*Fred Wajcs, Jr. will replace George Iskra due to schedule conflict. **Hearing was held on December 14, 2011 and was recessed pending possible resolution. On January 17, 2012 certified letter sent to appellant requesting status of appeal and to respond in writing by January 31, 2012. On January 30, 2012 correspondence received from appellant. On February 2, 2012 appellant withdrew appeal.**

- b. **A-26-11. Correspondence from Ronald Malmberg re New Fairfield Company “A” Firehouse, 302 Ball Pond Road, New Fairfield, CT.** Panel consists of Marjorie Shansky, Panel Chair, Andrew Rizzo, Jr. and Louis Free. Glenn Neilson will be the alternate. **Hearing set for January 11, 2012 was postponed per panel chair. On January 4, 2012 certified letter sent to appellant requesting additional information be submitted in writing. On January 23, 2012, correspondence received from appellant. As of February 7, 2012 no additional correspondence received.**
  
- c. **A-27-11. Request for appeal from Doug Golden/Bruce Spiewak re State Fire Marshal’s decision re FM-0264-11 re Winchester Arms-High One Buildings 29 and 30, 275 Winchester Avenue, New Haven, CT. Andrew Rizzo, Jr. and Michael Musco are recused.** Panel consists of Michael Sinsigalli, Panel Chair; Louis Free and Glenn Neilson. Donald Harwood is the alternate. **Hearing set for February 28, 2012 was not held. On January 31, 2012 appellant requested postponement.**
  
- d. **A-1-12. Request for appeal from Dominick Chiappetta re Deputy State Building Inspector’s decision re M-879-11 re 135 Taconic Road, Greenwich, CT.** Panel consists of Robert Hanbury, Panel Chair; Fred Wajcs, Jr. and Michael Musco. Andrew Rizzo, Jr. will be the alternate. **Hearing set for January 26, 2012 was cancelled because on January 24, 2012 appellant withdrew appeal.**
  
- e. **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. As of February 7, 2012 no additional correspondence received.**

- f. C-1-11. Correspondence from Steven Edelman re complaint request for revocation from Steven Edelman re Windham Building Official (Donald Schultz). John Butkus, Louis Free, Robert Hanbury, Donald Harwood, Michael Musco, Glenn Neilson and Marjorie Shansky are recused.** On September 22, 2011 correspondence received from appellant. On September 23, 2011 corrected correspondence received from appellant. On October 3, 2011 correspondence received from appellant. On October 17, 2011 referred to Legal Counsel for review. On October 17, 2011 correspondence received from appellant. On November 15, 2011 a follow-up letter was sent to appellant requesting additional information. **As of February 7, 2012 no additional correspondence received.**

**9. GOOD OF THE ORDER**

The next Codes and Standards Committee meeting is set for **March 14, 2012** at 1:00 P.M. in room 348.

**10. ADJOURNMENT**

**C&S\AG1202**