

STATE CODES AND STANDARDS COMMITTEE  
AGENDA

December 10, 2014  
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1. CALL TO ORDER
2. ATTENDANCE
3. APPROVAL OF MINUTES OF NOVEMBER 12, 2014 MEETING
4. COMMUNICATIONS

<u>SUBJECT &amp; DATE RECEIVED</u> (mm/dd/yy)	<u>FROM - TO</u>	<u>DESCRIPTION</u>
a. Correspondence 11/19/14	Harry Narine C & S	<b>A-11-14</b> – Appeal of Harry Narine re Waterbury Fire Marshal’s decision re 269 Wilson Street, Waterbury, CT
		ACTION: <u>See section Appeal Hearings 8.g.</u> <u>On 11/19/14 appellant submitted appeal form;</u> <u>On 12/9/14 OSFM requested this be tabled</u> <u>for 30 days</u>
b. Correspondence 11/24/14	Steven Edelman Henry Miga	<b>C-1-11</b> – Complaint request for revocation from Steven Edelman re Windham Building Official (Donald Schultz)
		ACTION: <u>See section Appeal Hearings 8.h.</u> <u>On 11/24/14 correspondence rec’d from</u> <u>appellant</u>

c. Correspondence 12/8/14	William Abbott, OSFM C & S	C-1-11 – Complaint request for revocation from Steven Edelman re Windham Building Official (Donald Schultz)
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ACTION: See section Appeal Hearings 8.h.  
On 12/8/14 investigation report rec'd from  
OSFM

## 5. SUBCOMMITTEE REPORTS:

### a. Codes Amendment Subcommittee:

This subcommittee met on November 12, 2014. Next meeting is set for December 10, 2014.

### b. Ethics/Procedural Regulations Subcommittee:

## 6. OLD BUSINESS

## 7. NEW BUSINESS

### a. Staff Report

### b. Fire Prevention Code Advisory Committee (Harwood)

### c. Joint Building Code Training Council (Musco)/Fire Marshal Training Council (Harwood)

### d. Report on Bills

### e. Public Member Vacancy (previously held by Marjorie Shansky)

### f. Vote for Codes and Standards officer positions: Chair, Vice-Chair and Secretary. Current Chair and Vice-Chair have each served 3 terms in their present positions: Chair (Henry Miga) and Vice-Chair (Fred Wajcs, Jr.). Secretary (David McKinley) has served 2 terms.

**8. APPEAL HEARINGS**

- a. **A-34-04. Appeal of Steven Edelman re State Building Inspector's decision re 9/1/04 State Building Inspector's decision under 29-252(d) CGS.** Appellant contacted DCS Legal Counsel and requested this appeal be re-opened.
- b. **A-4-10. Appeal from Steven Edelman re Windham Building Official's decision re 202 Scotland Road, Windham, CT.** John Butkus, Louis Free, Robert Hanbury, Donald Harwood, Michael Musco, Glenn Neilson and Marjorie Shansky are recused. On June 21, 2010 a postponement was granted as a result of appellant's request for a stay of the proceedings. On January 24, 2013 correspondence received from appellant. On January 24, 2013 correspondence received from appellant. On March 21, 2013 referred to legal counsel. On 6/3/14 certified letter sent to appellant requesting status of appeal and to respond in writing by 6/17/14. **On 6/12/14 correspondence received from appellant advising he wished to pursue this appeal. Panel consists of Michael Sinsigalli, Panel Chair; George Iskra and William Zoeller. Hearing set for November 12, 2014 was not held; on 11/10/14 appellant requested postponement.**
- c. **A-28-11. Appeal from Steven Edelman re Acting State Building Inspector's decision re 29-252(d) re Town of Windham Building permit application re 202 Scotland Road, Windham, CT.** John Butkus, Louis Free, Robert Hanbury, Donald Harwood, Michael Musco, Glenn Neilson and Marjorie Shansky are recused. **Panel consists of Henry Miga, Panel Chair; Anthony Bruno and George Iskra. David McKinley will be the alternate. Panel will review 29-252(d) as it applies to this appeal. If panel determines aggrievement, then appeal hearing may immediately follow to consider the merits of this appeal. Hearing set for June 16, 2014, was not held; on 6/12/14 appellant requested postponement. Aggrievement hearing set for November 12, 2014 was not held; on 11/10/14 appellant requested postponement.**
- d. **A-19-13. Appeal from Jeffrey Reiner re West Hartford Fire Marshal's decision re 25 Stanley Street, West Hartford, CT.** Michael Sinsigalli is recused. Panel consists of Keith Flood, Panel Chair; Glenn Neilson and Carlton Smith. Christopher Cozzi will be the alternate. Hearing to address timeliness and aggrieved party issues set for March 12, 2014 was postponed; on 2/21/14 appellant requested postponement. Aggrievement and timeliness hearing was rescheduled to April 9, 2014; on 3/3/14 appellant requested second postponement. Aggrievement and timeliness hearing was rescheduled to May 14, 2014 in room G38, in Hartford. Appeal hearing may immediately follow. **As of 5/14/14 appeal panel is awaiting commentary from legal advisor re timeliness of appeal before rendering their decision. On 11/7/14 correspondence from Michael Sinsigalli requesting action be taken on this appeal. Aggrievement and timeliness hearing was set for Monday, December 22, 2014 at 1:00 in G38.**

- e. **A-8-14. Appeal from Joe Asklar re State Building Inspector's decision re 350/356 North Main Street, Marlborough, CT.** Panel consists of Henry Miga, Panel Chair; William Zoeller and George Iskra. Thomas DiBlasi will be the alternate. Hearing was set for Wednesday, September 10, 2014 at 11:00 in room G38. On 9/2/14 correspondence received from appellant requesting postponement; Lawrence Stannard, Marlborough Building Official, granted appellant a 30 day extension (until 10/8/14). Hearing was held on November 12, 2014. **Decision will be sent out within 90 days [by February 12, 2015.]**
  
- f. **A-10-14. Appeal from Bruce Spiewak re State Fire Marshal's decision re FM-0263-14 re Sandy Hook School, Building 2, 12 Dickinson Drive, Newtown, CT. On 10/8/14 appellant requested appeal be tabled until the November meeting. Appeal panel and hearing date to be set.**
  
- g. **A-11-14. Appeal from Harry Narine re Waterbury Fire Marshal's decision re 269 Wilson Street, Waterbury, CT.** On 11/18/14 forwarded to the Office of the State Fire Marshal (OSFM) for review. On 11/19/14 additional information received from appellant. On 12/9/14 correspondence received from Chuck Kiessling, OSFM, requesting appeal be tabled for 30 days.
  
- h. **C-1-11. 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. On March 20, 2012 certified letter sent to appellant requesting clarification and to respond in writing by April 3, 2012. On April 2, 2012 correspondence received from appellant. On April 11, 2012, pending legal review by staff counsel. Procedures will be discussed at meeting of legal counsel, Attorney General's Office, Office of State Building Inspector and Office of State Fire Marshal the week of May 14, 2012. Motion was made and seconded to refer to the Office of State Fire Marshal for investigation. All in favor. None opposed. Motion carried. On June 15, 2012 referred to the Office of State Fire Marshal for investigation. On June 27, 2012 letter sent to appellant advising case was referred to OSFM. On July 5, 2012 correspondence received from appellant (he had also sent it to Rob Ross, OSFM). As of October 10, 2012 OSFM's investigation is on-going. On January 24, 2013 correspondence received from appellant. As of March 13, 2013 OSFM's investigation is on-going. On March 21, 2013, referred to legal counsel.

On 5/14/14 hearing panel was set. Hearing panel consists of Fred Wajcs, Jr., Panel Chair; Carlton Smith and Keith Flood. Thomas DiBlasi will be the alternate. As of 5/14/14 awaiting OSFM's report. On 11/10/14 correspondence from appellant requesting status of complaint. On 11/18/14 letter sent to appellant advising OSFM anticipated completion of their report for the next meeting. On 11/24/14 correspondence received from appellant. On 12/8/14 received OSFM's investigation report.

**9. GOOD OF THE ORDER**

2015 C&S meeting date schedule.

The next Codes and Standards Committee meeting is set for **January 7, 2015** and will be held in conference room (G38), at 165 Capitol Avenue, Hartford, Connecticut.

**10. ADJOURNMENT**

C&S\AG1412