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Minutes

Board of Elevator Regulations

One Ashburton Place, 13th Floor Room 1301, Department of Public Safety Conference Room

July 19, 2016 - 1:00PM

Board Members Present:

Stephen Sampson, Chairman
John O'Donoghue
David Morgan
Cheryl Davis
Michael J. Nicoloro Jr.
Harold J. McGonagle

Guest Present:

Raymond Olko (Schindler Elevator)
Michael Doyle (Garaventa USA)
Hazem Hamslan (American Muslim Center)
Joseph McWeeney (MIT University)
Alicia Fondacaro (Schindler Elevator)
Deirdre Hosler (Counsel to the Board)
Ruthy Barros (DPS)

Board Members Absent:

Thomas Riley
David Gaudet

1. The Board of Elevator Regulations reviewed the minutes pertaining from the BER meeting that has held on June 28, 2016. **A motion to accept the minutes was made by Stephen Sampson. The motion was seconded by David Morgan. Vote: 5-0 and abstained by Harold McGonagle.**

The Board discussed the following:

2. **50 Old Webster Road – Oxford, MA**

Unit: 226-V-37

524 CMR §32.00

Owner: IPG Photonis

Petitioner: Raymond Olko

The petitioner came in front of the Board seeking a variance from 524 CMR §32.00. The petitioner stated that the above mentioned lift was inspected on February 4, 2016 and was cited on an inspector's report for no S.O.S. switch. The petitioner stated that manufacturer, Autoquip, for this lift model FLT-30 LL, does not engineer this equipment to operate with a S.O.S. switch as the unit goes to zero hydraulic pressure on the lowest landing. Installing a low pressure switch will not work with this unit. Installation of the micro switches on the safeties would not be feasible due to the roping of the unit, a slack rope switch cannot be installed on the cables themselves. The unit was not designed by the manufacturer to have an S.O.S. switch on the safeties. The unit is equipped with a high pressure switch. A motion was put forth by David Morgan to place the petition on hold so the petitioner may provide the Board with more information regarding the safety actuation itself and the reason why a micro switch cannot be mounted to the actuator. The motion was seconded by John O'Donoghue.

Motion by: David Morgan

Seconded by: John O'Donoghue

Vote: 6-0; Place on hold.

3. **82 Spring Street – Everett, MA**

524 CMR § 34.02 (1)

Owner: Miss Hall's School c/o Robert Aldrich

Petitioners: Madeleine Le

The petitioner came before the Board seeking a variance from 524 CMR §34.02 (1) for a new installation, allowing 13 feet and 6 inches of vertical lift travel from the bottom landing. A motion was put forth by Cheryl Davis to grant the variance for 13 foot 6 inches of vertical lift travel from the bottom landing from 524 CMR §35 2000.7a, the reason being that the proposed code draft Board has already approved 14 feet of travel. The motion was seconded by David Morgan.

Motion: Cheryl Davis

Seconded by: David Morgan

Vote: 6-0; Granted.

4. **31 Ames Street – Cambridge, MA**

Unit: 49-W-1770

Owner: MIT

Petitioner: Alicia Fondacaro

The petitioner came before the board seeking relief from the inspector's report. The petitioner stated that on February 2, 2016 the above mentioned wheelchair lift was cited for a lack of hoistway venting. The lift is located in and beneath poured concrete walls and is below grade. The petitioner stated it is not feasible to install a hoistway vent in the wheelchair lift hoistway. The petitioner also stated that Schindler Elevator has complied with all other listed citations. The unit was installed in the 1990's. A motion was put forth by John O'Donoghue to grant the variances as requested with the stipulation that a vent be installed in the block wall in accordance to 524 CMR §17.03, venting into the storage room that shall contain an alarm device. The motion was seconded by Harold McGonagle.

Motion: John O'Donoghue

Seconded by: Harold McGonagle

Vote: 6-0; Granted.

Matters not reasonably anticipated 48 hours in advance of meeting

1. A motion was put forth by Harold McGonagle to accept the withdrawal request for the petitioner of 909 Sumner Street Stoughton, MA (State ID 285-P-41). The motion was seconded by John O'Donoghue.

Motion: Harold McGonagle

Seconded by: Michael J. Nicoloro Jr

Vote: 6-0; Granted.

Exhibit List:

Exhibit 1: Meeting minutes from June 28, 2016

Exhibit 2: Variance Petition – 50 Old Webster Road – Oxford, MA

Exhibit 3: Variance Petition – 82 Spring Street – Everett, MA

Exhibit 4: Variance Petition – 31 Ames Street – Cambridge, MA

Exhibit 5: Request for withdrawal – 909 Sumner St. – Stoughton, MA

Motion to adjourn by: Cheryl Davis

Seconded by: John O'Donoghue

Vote: 6-0; Granted.

Hearing Concluded at 2:33 p.m.

Prepared by: Ruthy Barros