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Commonwealth of Massachusetts
Division of Professional Licensure
BOARD OF STATE EXAMINERS OF PLUMBERS
AND GAS FITTERS

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JOHN C. CHAPMAN
UNDERSECRETARY OF
CONSUMER AFFAIRS AND
BUSINESS REGULATION

CHARLES BORSTEL
DIRECTOR, DIVISION OF
PROFESSIONAL LICENSURE

JULY 1, 2015 BOARD MEETING MINUTES

MEMBERS	APPOINTMENT	PRESENT	ABSENT
Mr. Paul Kennedy Sr.	Chairman, Journeyman Gasfitter		
Mr. Joseph McNamee	Member, Master Gas Fitter		
Mr. Bahig A. Kaldas, P. E.	Member, Plumbing Engineer		
Mr. Greg Hanley	Consumer Member		
Mr. Steve Harold	Member, Master Plumber		
Mr. John MacDonald	Member, LP Installer		✓
Ms. Ruth Alfasso	Member, Dept. of Public Health		
Mr. Harold Knight	Member, Journeyman Plumber		
Mr. Dan Kilburn	Member, Public Safety		

9:00 A.M. AGENDA REVIEW: By Chairman Paul Kennedy

- Emergency Egress and Cell Phone Policy

PRODUCT REVIEW

PA1) FM ENVIRONMENTAL - GREASE GUARDIAN PRODUCTS

Meeting Notes: The sales representative asked the Board to consider allowing these units to be installed during the time they are submitting them for testing. The chairman stated that there will be no approvals issued until they have been successfully been 3rd party tested. Our regulation will not allow it.

DISCUSSION

D1) Inspector authority to enforce current code when no permitted work is performed

The Chairman stated that this topic would be discussed at the next Board meeting

D2) Temperature/Pressure relief valves on indirect water heaters

Meeting Notes: Mr. Thomas passed out a draft of a possible interpretation and advised that we will discuss this next month.

VARIANCE REQUESTS



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PV322) HITCHCOCK CENTER FOR THE ENVIRONMENT – 845 WEST STREET - AMHERST

Mr. Ronald Furbish is requesting a variance from 248 CMR 10.06 (2) (p) to allow the use of ABS sanitary piping throughout the facility underground and above ground. The Amherst Board of Health supports this variance request.

A motion was made to deny the request by Mr. Hanley and seconded by Mr. Knight. Unanimous

Meeting Notes: Mr. Furbish

PV345a) MIDDLESEX SAVINGS BANK – 31 NORTH MAIN STREET - SHERBORN

Mr. Daniel Madru, is requesting a variance from 248 CMR 10.10 (18) (i) to allow the installation of one unisex employee restroom in lieu of the required two. The Sherborn Board of Health supports this variance request.

A motion was made to allow the installation of one unisex employee rest room in lieu of the two required by Mr. Harold and seconded by Ms. Alfasso. Unanimous

Meeting Notes: None

PV345b) MIDDLESEX SAVINGS BANK – 31 NORTH MAIN STREET - SHERBORN

Mr. Daniel Madru, is requesting a variance from 248 CMR 10.10 (18) (i) to allow the installation of a floor drain and a hose bibb in lieu of a utility sink. The Sherborn Board of health also supports this variance request.

A motion was made to allow the installation of a floor drain and hose bibb in place of the required utility sink by Mr. Kaldas and seconded by Mr. Kilburn. Unanimous

Meeting Notes: Space constraints at this location. The only floor in the bank that is not carpeted is the rest room. That is the only floor that needs to be washed. Everything else is carpeted.

PV346) DCAMM – SIMMONS COLLEGE – DAY FIELD 20 NANATUM ROAD - BOSTON

Ms. Lynda Connolly is requesting a variance from 248 CMR 10.10 (18) to allow rest rooms to exceed the 300 maximum distance currently allowed by the code. As this is a state project, no Board of Health letter is required.

A motion was made to allow the distance traveled to access the rest rooms exceed 300' by Mr. Kaldas and seconded by Mr. Knight. Unanimous

Meeting Notes: Site issues do not allow them to locate the building within the 300'

PV349) OLD TOWN SUPERWASH LAUNDROMAT – 347 NORTH AVENUE - ABINGTON

Mr. Kevin Beggs is requesting a variance from 248 CMR 10.12, 1.2 (ii) to allow the installation of a customer convenience sink to be indirectly drained into an existing PVC washer manifold for the washing machines.

The Abington Board of Health has been properly petitioned

A motion was made to deny the variance request by Mr. McNamee and seconded by Mr. Knight. Unanimous

Meeting Notes: They started a renovation in April and completed it in June. At the final inspection, the inspector noticed that the utility sink was connected indirectly into the drainage system where the washing machine empties into. The plumber never told them of the requirement to connect the sink in solid.

PV352) MULTI-FAMILY RENTAL APARTMENTS – 3615 WASHINGTON ST. – JAMAICA PLAIN

Mr. Colin Kerr is requesting a variance from 248 CMR 10.10 (18) to allow the use of a proposed employee unisex rest room within the maintenance room be utilized by residents and their guests. Boston Inspection Services has been properly notified of this request.

A motion was made to allow the unisex rest room within the utility room currently restricted to the employee, be utilized by residents and their guests as well by Mr. Harold and seconded by Mr. Kaldas. Unanimous
Mr. McNamee recused

Meeting Notes: There is no public accessibility to this building. Only unit owners and their guests.

PV353) MASSPORT – LOGAN AIRPORT – TERMINAL E - BOSTON

Mr. Gregory Ettridge is requesting a variance from 248 CMR 10.10 (18) to allow rest rooms to exceed the 300 maximum distance currently allowed by the code. As this is a state project, no Board of Health letter is required.

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A motion was made to allow the installation of a single unisex handicap accessible rest room that is properly signed with instructions on where to get a key on the second level by Mr. Hanley and seconded by Mr. McNamee

McNamee

Meeting Notes: Customs and homeland securities requested the design change to eliminate the upper level rest rooms.

~~**PV354) MIT – 77 MASSACHUSETTS AVENUE – BUILDING 54 – CAMBRIDGE WITHDRAWN**~~

~~Mr. Doug Anderson is requesting a variance from 248 CMR 10.10 (18) to allow the use of unisex rest rooms for teachers and students at this facility. The Cambridge Board of health has been properly notified of this variance request.~~

~~**NO ACTION REQUIRED**~~

FYI – Staff Approvals per Board Delegation – Board Vote Not Required

Drinking fountain requirements waiver in medical and office buildings.

DA PV342 DR. FRANK FECHNER – 428 SHREWSBURY STREET - WORCESTER

Floor drains and gas/oil/sand separator waived when installing an alternate system

DA PV351 – KOSTYAS AUTO SALES INC – 2093 GAR HIGHWAY - SWANSEA

Full Authorization for operation of unlisted gas equipment.

GV270 – WASTE MANAGEMENT OF MASSACHUSETTS – 100 HILL STREET - NORTON

APPEAL OF AN INSPECTOR'S DECISION

AID-2) ANTHONY MODA VS. JOSEPH ROZZI – 42-55 SIXTH ROAD - WOBURN

A motion was made to

Meeting Notes:

Testimony by Mr. Moda: Owns a building constructed in 1987. The plumbing inspector says that the hatch must be in a common area. I don't agree. As the owner, I maintain all of the utilities. There are 6 tenants. I do not want to install a ladder which would make the building less secure. Building is 20 to 24 feet high in certain areas.

Testimony by Mr. Rozzi: I gave him an option of installing the Ladder. I did not mandate it. The Board office has told me in the past that the access needed to be in a common area. I believe that the intent of the code is to have common access to the hatch in order to get to the roof.

Closing statement by Mr. Moda: I do meet the code requirements of 9.4.3.3. I still have to have a lock. Who is going to access the roof if there is a lock on it.

Closing statement by Mr. Rozzi: I still believe the spirit of the code means there should be accessibility.

Mr. Kennedy stated that the Board will now go into closed session to discuss and come up with a decision.

A motion was made to enter into closed session at 10:45am by Mr. Knight and seconded by Mr. McNamee

The Board returned to open session at 10:55am

The Chairman advised the appellant and the inspector of the Board's decision to find unanimously in favor of the building owner in this matter. The fact that the trap door can be locked does not allow access by everyone anyway.

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EXECUTIVE SESSION

CHARACTER REVIEW(S)

CR1) D.P.J. CR2) M.D.F. CR3) H.B. CR4) J.D.H. CR5) J.E.H.J CR6) J.C.M.

QUASI JUDICIAL SESSION:

PL-12-008 & PL-12-016

ADJOURNMENT

MOTION TO ADJOURN by Mr. Kilburn, seconded by Ms. Alfasso

Note:

Reasonable accommodations or modifications will be provided to enable individuals with disabilities to participate in this Plumbing Board meeting. **All requests should be submitted to Deborah Cassano at (617)-727-3110 no later than one (1) week prior to the scheduled Board Meeting.** While the Board of Examiners of Plumbers & Gas Fitters will attempt to honor all requests, those requests received after that date may not be provided due to feasibility.

LIST OF DOCUMENTS USED:

1. Meeting agenda
2. Minutes from prior meeting
3. Variance applications for above referenced agenda items

Respectfully Submitted By;

Wayne E. Thomas

Wayne E. Thomas, Executive Director
Board of Examiners of Plumbers and Gasfitters

Respectfully Authorized by;

Paul Kennedy, Sr.

Paul Kennedy Sr., Chairman
Board of Examiners of Plumbers and Gasfitters