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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

**AUGUST 26, 2015 BOARD MEETING MINUTES**

<b>MEMBERS</b>	<b>APPOINTMENT</b>	<b>PRESENT</b>	<b>ABSENT</b>
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

**9:05 A.M.: APPROVAL OF PREVIOUS MEETING MINUTES:**

- July 29, 2015 Board Meeting Minutes

*A motion was made by Mr. Kaldas and seconded by Ms. Alfasso to accept the minutes as submitted. Unanimous*

- July 29 Executive Board Meeting Minutes

*A motion was made by Mr. McNamee and seconded by Mr. Kaldas to accept the minutes as submitted. Unanimous*

**DISCUSSION(S):**

**D1)** Chief Investigator Chris Carroll to address the Board regarding the investigation and complaint process

*Mr. Carroll and Sarah Wilkinson addressed the Board regarding the investigative unit. They noted the different investigative work they perform, that they have developed excellent relationships with various District Attorneys and that they are happy to support the Board in any investigative issues.*



**BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS – AUGUST 26, 2015**  
**PRODUCT REVIEW(S)**

**P1) Metraflex Sewage Loop**

*Mr. Clauss addressed the Board regarding their product. When they previously approached the Board, there was no standard established for this product. There is now a standard which was tested and approved by IAPMO. (Information submitted). This product is restricted to installation on the horizontal and cannot be used as a trap or installed vertically.*

*A motion was made by Mr. Hanley and seconded by Mr. Kilburn to approve the 6” and larger unit but not the other, which per the manufacturer, is in the process of being redesigned without the bullhead tee on the end. Once the manufacturer redesigns the product and submits it to the office, it will get accepted . Unanimous*

**VARIANCES**

**PV198) ALGONQUIN GAS TRANSMISSION- 8 WILSON WAY - WESTWOOD**

Mr. Niti Tottempudi is requesting a variance from 248 CMR 10.09 (1) to allow sealing of the existing floor drains and eliminating the oil/water separator. The Westwood Board of Health does not oppose this variance request.

***Meeting Notes:***

*A motion was made by Mr. Hanley and seconded by Ms. Alfasso to table this request as the applicant failed to appear. Unanimous*

**PV002) GAS 44 – 1375 NEW STATE HIGHWAY - RAYNHAM**

Mr. Gilbert Issa is requesting a variance from 248 CMR, 10.10 (18) Table 1 to allow the installation of one unisex handicapped restroom in lieu of two. The Raynham Board of Health has approved this request provided there is no seating in this establishment. Plumbing Inspector, Michael Doyle is not opposed to the variance request.

***Meeting Notes:***

*A motion was made by Mr. Harold and seconded by Mr. Hanley to allow the elimination of one rest room and make the remaining handicap accessible rest room unisex. Unanimous*

**PV028) MULTI-FAMILY PUBLIC HOUSING – SNUG HARBOR COURT AND RIVERVIEW - QUINCY**

Mr. Marathas is requesting a variance from 248 CMR 10.14 seeking relief of the requirement for exterior sillcocks at this location. As this is a State project no Board of Health letter is required.

***Meeting Notes: 600 unit family development. The lease for the tenants does not allow the filling of pools and washing of cars. The City is concerned with the amount of water that is wasted. They also have had problems with the tenants turning the sillcocks back on in the winter and they are freezing. Mr. McNamee commented that they should consider installing lock boxes.***

*A motion was made by Mr. Hanley and seconded by Mr. MacDonald to deny this request. Motion passed, 8 in favor, 1 abstention*

**PV033) MARTIGNETTI COMPANIES – 500 JOHN HANCOK ROAD - TAUNTON**

Mr. Michael Racette is requesting a variance from 248 CMR 10.10 (18) Table 1 to allow the installation of one male and one female shower in lieu of the requirements of 1 per 15 employees. The Taunton Board of Health has been notified.

***Meeting Notes: 680,000 square foot distribution, warehouse and office. The primary use within the warehouse is forklift. 600 people in the office and about 100 employees in the warehouse area. This is a fully conditioned building***

*A motion was made by Mr. McNamee and seconded by Mr. Kilburn to allow the installation of one male and one female shower. Unanimous*

**BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS – AUGUST 26, 2015**

**PV035) DOMINO'S PIZZA– 403 PARKER STREET - GARDNER**

Mr. Donald Laing is requesting a variance from 248 CMR 10.10 (18) Table 1 to allow the installation of one unisex handicapped restroom for customers. There is currently one employee restroom which will remain. The Gardner Board of Health approved this variance request.

***Meeting Notes:***

***A motion was made by Mr. Hanley and seconded by Mr. Harold to allow the installation of one unisex rest room for customers. Unanimous***

**PV040) DANVERS HIGH SCHOOL – 60 CABOT ROAD - DANVERS**

Mr. Jeffrey White is requesting a variance from 248 CMR Section 10.10 (18) Table 1 to reduce the number of required toilets for men and women at this stadium. The Danvers Board of Health was properly petitioned.

***Meeting Notes: They are replacing the old bleachers. Currently, no facilities exist for the stadium. The new bleachers will be for 2410. The average attendance for football games is about 250 people with a few events that have larger crowds. They are proposing facilities to accommodate 1,350 people which is about 40% of the count required by code.***

***A motion was made by Mr. Hanley and seconded by Mr. Harold to allow the reduction as request. They will also provide the Board with a letter saying they will keep the school facilities open during the larger events.***

***Unanimous***

**PV043) LEYDEN WOODS APARTMENTS – 24 LEYDEN WOODS LANE - GREENFIELD**

Mr. Clifford Boehmer is requesting a variance from 248 CMR Section 10.02 (6) 5 to allow four fully accessible group laundry facilities & 12 Individual washers and dryers in new units. The petitioner properly petitioned the Greenfield Board of Health.

***Meeting Notes: There are 200 units on 14 acres originally building in the 1970s. There are no common areas in any of these buildings. They are completely renovating this facility. Their proposal is to install one washing machine connection for every 12 units. They want to accomplish this by installing 4 separate laundry rooms. They will be accessible to all tenants. There will be 24 washers and total dryers. The longest route for a tenant to get to a laundry room is 300'.***

***A motion was made by Mr. Harold and seconded by Mr. Hanley to allow the installation of 4 separate laundry rooms containing a total of 24 washing machine connections. The new accessible units will have their own individual washing machine connections. Unanimous***

**PV045 a/b) FARMER DAVES – 437 PARKER ROAD - DRACUT**

Mr. Steven Houle is requesting a variance from 248 CMR Section 10.09 (1). a) The Petitioner notes the water discharged is not contaminated with grease, oil or other environmental harmful materials. The potable water is to rinse off picked produce. MA DEP has given approval to not require any processing of this discharge water before disbursed into the site ground for irrigation. b) Bollards will be placed to prevent the entry of vehicles into the building. The Dracut Board of Health was notified was notified.

***Meeting Notes: They are installing overhead doors but advised the Board they are willing to install permanent bollards. (This was not originally understood based on the application)***

***A motion was made by Mr. Knight and seconded by Mr. MacDonald to allow the installation of an overhead door and permanent bollards***

**PVO48) SPERRY TOP SIDER – 75 MIDDLESEX TURNPIKE SUITE 1041C - BURLINGTON**

Mr. James Garrison is requesting a variance from 248 CMR Section 10.10 (18) (i). The Petitioner notes the establishment is located within the Burlington Mall and it presently has one male and one female restroom. The mall common core restrooms are approximately 230 feet from the establishment. Petitioner is requesting to remove one of the two toilet facilities within the tenant space leaving one to serve as a unisex employee restroom. The Burlington Board of Health was properly petitioned

## **BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS – AUGUST 26, 2015**

*Meeting Notes: This was built about three years ago. They currently have two rest rooms in the store but are doing a renovation. They would like to remove one of the employee rest rooms and make the remaining rest room unisex. There are customer rest rooms within 300' in the mall.*

*A motion was made by Mr. Kaldas and seconded by Mr. Killburn to allow the removal of one existing employee rest room and make the remaining rest room unisex for employees.*

### **PV051) SALEM SCREAMERY – 60 WASHINGTON STREET - SALEM**

Ms. Christiana Kroondyk is requesting a variance from 248 CMR 10.10 (18). The purpose of this variance request is to allow 2-3 tables and 4-6 chairs for patrons, especially those who are elderly or for families with small children. Petitioner also seeks relief to not require a second public restroom. The Salem Board of Health has no objection to granting this variance request

*Meeting Notes: The space is about 600 square feet with about 300' open to the public. They would like to now add a small amount of seating. There are currently no facilities for the patrons. There is only a rest room for the employees. Ms. Kroondyk mentioned that there is a visitor center with public bathrooms not far from her establishment.*

*A motion was made by Mr. Hanley and seconded by Mr. Harold to allow no rest rooms for the public. 6 for and 3 opposed. Motion carries*

*Immediately thereafter, the Chairman raised a concern that, due to the wording on the agenda, some of the Board members understood what they were voting for.*

*A motion was made to reconsider the motion by Mr. Kilburn (who was in the original majority in favor) and seconded by Mr. Harold to reconsider the motion. 8 in favor and 1 opposed. Motion carries*

*The applicant, Ms. Kroondyk, clarified that there are no public rest rooms available. The BOH will not allow the customers to access the staff rest room which would require passing through the kitchen. A motion was made by Mr. Kilburn and seconded by Mr. Hanley to deny the variance request. Unanimous*

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

### **Drinking fountain requirements waiver in medical and office buildings.**

DA PV034 – PARTNERS HEALTHCARE-MA GENERAL HOSPITAL – 165 CAMBRIDGE ST. BOSTON

DA PV039 – MV COMMUNITY SERVICES – 111 EDGARTOEN ROAD – OAK BLUFFS

### **Shower requirements waiver in medical and dental office buildings.**

DA PV031 - DR. DENTAL – 292 GROVE STREET - BRAINTREE

DA PV046 – HARVARD UNIVERSITY– DENTAL SUITE – 114 MT. AUBURN STREET - CAMBRIDGE

### **Floor drains and gas/oil/sand separator waiver when installing permanent bollard(s).**

DA PV036 – NEXT DAY MOULDING – 10 INDUSTRIAL WAY - WOBURN

DA PV038 – MARTIGNETTI COMPANIES – 500 JOHN HANCOCK ROAD - TAUNTON

DA PV350 – TABLE TALK PIES INC – 28 BOWDITCH DRIVE - SHREWSBURY

### **Full Authorization for operation of unlisted gas equipment.**

DA GV251 (REVISED GV186) – SAINT GOBAIN – 1 NEW BROAD STREET - WORCESTER

The public was asked to leave the room.

**EXECUTIVE SESSION**

At approximately 10:27am, the Chairman stated the Board would enter into an Executive Session per M.G.L. c. 30A, s. 21 to discuss individuals character, rather than competence, for approximately 30 minutes.

The Chairman entertained a roll call vote to enter executive session. A motion was made by Mr. Knight, seconded by Mr. McNamee, thereafter, the roll call was summoned and the following is the result:

The Board returned to open session at 10:52 a.m.

**BOARD WILL CONSIDER ANY MATTERS NOT REASONABLY ANTICIPATED BY THE CHAIR**

Peter Defreitas asked Board members if they would be interested in holding a Board meeting on the Cape April 6, 2016. This would be hosted at the Cape Codder facility.

Gordon MacEwan thanked the Board members for signing a sympathy card for Roger Charpentier.

**ADJOURNMENT**

MOTION TO ADJOURN by Mr. McNamee, seconded by 10:58am.

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