



**CHARLES D. BAKER**  
GOVERNOR

**KARYN E. POLITO**  
LIEUTENANT GOVERNOR

**JAY ASH**  
SECRETARY OF HOUSING AND  
ECONOMIC DEVELOPMENT

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

1000 Washington Street • Boston • Massachusetts • 02118

**JOHN C. CHAPMAN**  
UNDERSECRETARY OF  
CONSUMER AFFAIRS AND  
BUSINESS REGULATION

**CHARLES BORSTEL**  
DIRECTOR, DIVISION OF  
PROFESSIONAL LICENSURE

**MARCH 2, 2016 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	✓	
Joseph V. Waskiewiez	Member, Master Plumber	✓	
Ms. Ruth Alfasso	Member, Dept. of Public Health	✓	
Mr. John MacDonald	Member, LP Installer	✓	
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

**DISCUSSION(S)**

**D1)** James Read, Chief Prosecutor at the DPL will provide the Board with a brief overview of the Prosecutions Unit

*Meeting Notes: Mr. Reid gave a basic overview of the procedures for the office of prosecutions. He spoke briefly about unlicensed practice and the fines issued. They can also prosecute criminally if necessary.*

**VOCATIONAL SCHOOL PROJECT(S)**

**V1a) BAY PATH VOCATIONAL SCHOOL – 57 OLD MUGGETT HILL ROAD – CHARLTON**

*Commercial Project: Oxford Community Center. Renovate existing unisex rest room to make handicap accessible Applicant is required to attend.*

*Meeting Notes: Oxford Community Center. There is an existing restroom they would like to make handicap accessible and would be working with the carpentry department. There would be no more than 6 students working at one time*

*A motion was made to approve this project by Mr. MacDonald and seconded by Ms. Alfasso.*

*Result: Unanimous*



**BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS – , 2016**

**V1b) BAY PATH VOCATIONAL SCHOOL – 57 OLD MUGGETT HILL ROAD - CHARLTON**

*Commercial Project: Bartlett Junior/Senior High School-Webster. Renovation of four classrooms to turn them into office space for the Webster School Department. Applicant is required to attend.*

*Meeting Notes: Carpentry and electrical have already worked on this project. There would be 4 toilets in the women's room and 4 toilets/2urinals in the men's room.*

*From Mr. Hanley: This project is close to the 10,000 threshold for bid jobs. This is why we now bring the commercial projects in to better explain to the Board. This project should be going out to a plumbing contractor. This is a project that should go out to bid. From Mr. Kilburn: The procurement issue is there to save the towns money and this does not appear to violate the procurement laws. From Board Counsel: Our policy does not use Chapter 149 as a guideline. The policy states that the Board should make their decisions based on safety and the educational value of the project, not competition. From Mr. Hanley: The guiding principles for crafting this policy were education, competition safety and using the bid laws. From Mr. Kilburn: I don't think size should be an issue.*

*A motion was made to allow this project by Mr. Kilburn and seconded by Ms. Alfasso*

*Result: 4 for and 4 against: Motion fails*

*A motion was made to deny this project by Mr. Hanley and seconded by Mr. McNamee*

*Result: 4 for and 4 against: Motion fails*

*Mr. Hanley asked if the school could provide the Board with some information as to how many of your graduating students stay in the plumbing field through licensing.*

*The Chairman said that since the Board was deadlocked, they would revisit this request at the next Board meeting when the full Board should be present.*

**V1) LEOMINSTER CTE – 122 GRANITE STREET - LEOMINSTER**

*Commercial Project: Leominster School Department Administrative Offices. Renovate men's and ladies restrooms on the 3<sup>rd</sup> floor. Applicant is required to attend.*

*Meeting Notes: The Instructor stated that this was a very old school from the 30's. They would like to take 2 urinals out and cap them off for additional room in the bathroom. They would be also replacing 2 lavatories and installing a point-of-use water heater. The school will be renting out this space once it is completed.*

*A motion was made to approve this project and seconded by Ms. Alfasso.*

*Result: 6 for and 2 against:*

*Motion carries*

**VARIANCES**

**PV200 A. PRICE CARTER / KIRK CARTER – 37 SADDLE HILL ROAD – HOPKINTON**

The petitioner (Mr. Price) purchased the Signature Brand Company a tub, tub faucet and sinks that are not on the Product Acceptance list. M. Price seeks a variance to install these products in his master bath at this location. The Hopkinton Board of Health is in favor of this variance request.

*Meeting Notes: These products were purchased by the homeowner some time ago and then the Plumber said they could not install them without approval. Because he bought the items over 30 days ago, he could not return them.*

*A motion was made to allow these products to be installed by Mr. Kilburn and seconded by Mr. Waskiewicz*

*Result: Unanimous*

**PV232 – CAMDEN FOODS – TERMINAL CE CONNECTOR SPACE CE7 – BOSTON**

Petitioner is seeking a variance for the installation of sanitary waste and vent piping related to the installation of floor drains at this location. The existing structure at the site includes double slab construction. As such, the distance between the new floor drain outlets and the trap weir for each drain exceeds the 24" maximum distance required by code. They propose installing the sanitary piping below the second slab rather than running in between the two structural slabs. As this is a State project, no Board of Health letter is required.

*Meeting Notes: the physical conditions won't allow the minimum 24" space to work between the 2 slabs. They will be installing trap primers on all of the floor drains. The drop is approximately 36".*

*A motion was made to allow the installation of trap primers for this location by Mr. Hanley and seconded by Mr. Kilburn*

*Result: Unanimous*

**V234 – MINILUXE NAIL SALON – 85 SEAPORT BOULEVARD – BOSTON**

Petitioner, Gary Sadler is requesting a variance from the requirement for separate Men's and Women's toilet facilities. Since the majority of the employees and clientele are exclusively women, the Men's toilet room becomes largely unused in other locations. A single toilet room is adequate for a maximum of 20 occupants. The calculated occupant load for the space 1,385 square feet / 100 O. C) is 14 occupants, which is in compliance with Table 1. The applicant properly petitioned Boston Inspectional Services.

*A motion was made to allow the installation of one unisex rest room by Mr. MacDonald and seconded by Ms. Alfasso*

*Recused: Mr. McNamee*

*Result: Unanimous*

**PV235 – C A J, INC. – 123 SEAPUIT RIVER ROAD – OSTERVILLE**

At the subject property there is a beach cabana with a bathroom in it. The cabana is constructed at the base of a slope. The rear wall of the structure is a retaining wall into the slope. The entire roof of the structure is a roof deck. We requested to extend the plumbing vent for the building approximately 25 feet from the building. The proposed vent would exit the building and travel below ground to the termination location. At that location it would be extended 7 feet above the ground level. The topography of the site allows the vent to exit the building and run with proper pitch to the termination point. The applicant properly petitioned the Barnstable Board of Health..

*Meeting Notes: Property has a beach cabana that is at the bottom of a slope. The cabana has one bathroom in it. They would like to exit the building with the plumbing vent below grade and travel approximately 25' away. If we cannot do this, we would have to exist through the roof of the cabana which would be right at grade level. This is a private residence.*

*A motion was made to allow the plumbing vent to exit the building underground and run approximately 25' away where it will be extended 8' above grade by Mr. MacDonald and seconded by Mr. Hanley*

*Result: Unanimous*

**PV237) WIDE WORLD OF INDOOR SPORTS-124 WORCESTER PROVIDENCE TURNPIKE-  
MILLBURY**

The petitioner, (Stephen Sangermano) is seeking a variance to reduce the number of provided plumbing fixtures required by Table 1 for an A3 facility. The hardship is based on the calculated occupant counts and usage for the existing purpose. The plumbing fixture count is extremely high for actual use conditions, at the playing fields for the design count numbers. The building provides 4-soccer fields and using the counts from the I BC 2005 Code, Chapter 10) provides a value of 50 square feet per person. The applicant will present additional information regarding this variance request. The Millbury Board of Health was properly petitioned

*Meeting Notes: Approximately 80,000 square feet with 4 soccer fields. Based on the code they need 32 toilets in the women's room and 16 in the men's room. The average travel distance will be about 200 feet. What they are requesting is to allow 5 toilets in the women's and 3toilets/3 urinals in the men's room. There is seating for 100 people. From Mr. Peluso: The Board policy would allow for 16 for female and 8 for male.*

*A motion was made to allow a 50% reduction from the current code requirement which would be 16 toilets in the ladies room and 8 toilets in the men's room by Mr. Hanley.*

*Discussion on the motion: Mr. Kilburn noted that this really is not a stadium and we should not necessarily have to conform to that.*

*A motion was made to allow 6 toilets (or combination toilets/urinals) in the men's room and 8 toilets in the women's room by Mr. Hanley.*

*Result: Unanimous*

**PV238 – CHRISTOPHER WEY RESIDENCE – 24 MOHAWK ROAD – ARLINGTON**

The petitioner (Christopher Wey) purchased bath, sink and shower hardware from Horus without knowing they were not product accepted. The variance request is to allow the installation of these products which, cannot be returned. The Arlington Board of Health was properly petitioned.

*Meeting Notes: They purchased products that they cannot return. This company has other products approved with the Board now but this line has not been finalized and they are waiting to submit for approval until the full line has been completed.*

*A motion was made to allow the installation of these non Product Accepted fixtures by Mr. McNamee and seconded by Mr. Waskiewicz*

*Condition(s): A mixing valve and backflow must be installed on the hand shower for the tub filler.*

*Result: Unanimous*

**PV239 PODS WAREHOUSE – 625 UNIVERSITY AVENUE - NORWOOD**

The petitioner seeks a variance to not require a G/O/S separator at this location. The existing building where the PODS tenant is moving into is a warehouse space and will be used solely for warehouse storage. There is one existing large overhead door and with a ramp. A new over head door and ramp will be installed. The petitioner states at no time will the building be used for motor vehicle service or for interior loading of large semi trailers. The existing warehouse building has no interior floor drains as there has been no reason per the warehouse use to require them and the new tenant PODS intends for the same use as warehouse storage. The Norwood Board of Health has been properly petitioned.

*Meeting Notes: The Board suggested the installation of a trench drain into a separator.*

*A motion was made to Deny this request by Mr. McNamee and seconded by Mr. Waskiewicz*

*Result: Unanimous*

**PV240 – 910 TURNPIKE ROAD – 910 BOSTON TURNPIKE – SHREWSBURY**

Petitioner (Joseph G. Mello) is seeking relief from 248 CMR 10.09 to not be required to install a gas/oil/sand separator in this existing building that has overhead doors. Petitioner states the new tenant will not bring vehicles into the building. The applicant properly petitioned the Shrewsbury Board of Health.

*Meeting Notes: 25 year old building that has overhead doors in the rear. They are renovating 6100 square feet for a new tenant. The full building is 37000 square feet. There will be one overhead door for this tenant where a vehicle could enter. They are willing to install bollards*

*A motion was made to allow the installation of permanent bollards to restrict entrance by a motor vehicle by Mr. Kilburn and seconded by Mr. Kaldas*

*Result: Unanimous*

**PV241 – SAMS MOBIL SERVICE CENTER – 285 BOSTON TURNPIKE ROAD – SHREWSBURY**

The petitioner, (Robert Aoude) is seeking a variance from 248 CMR 10.10 (18) to not require toilet facilities in the shed/office structure that was recently purchased and placed on the property. The petitioner notes the shed is located within 50 feet of the two restrooms on the property, for the business. The applicant properly petitioned the Shrewsbury Board of Health.

*Meeting Notes: Applicant failed to attend*

*A motion was made to table as the applicant failed to appear by Mr. McNamee and seconded by Mr. Kilburn*

*Result: Unanimous*

**FYI – Board Delegated Staff Approvals – Board Vote Not Required**

**FYI – Board Delegated Staff Approvals – Board Vote Not Required**

**SHOWROOMS WITH SIX CARS OF LESS ON ONE FLOOR**

DA PV242 – SARAT FORD – 245 SPRINGFIELD STREET - AGAWAM

**FLOOR DRAINS & G/O/S SEPARATOR WAIVER WHEN INSTALLING ALTERNATE SYSTEM.**

DA PV243 – TWO FEATHERS RESTORATION – 189 HIGH STREET - GREENFIELD

At approximately 10:20am, the Chairman stated the Board would enter into an Executive Session and would return to Open Session at approximately 10:40 a.m. Participants are asked to leave the room.

A motion was made by Mr. Kilburn to enter into executive session and seconded by Mr. Hanley. The vote was as follows:

MEMBER	YEA	NAY	ABSENT	RECUSED	ABSTAINED
Mr. Kennedy	<b>X</b>				
Mr. McNamee	<b>X</b>				
Mr. Kaldas	<b>X</b>				
Joseph Waskiewiez	<b>X</b>				
Ms. Alfasso	<b>X</b>				
Mr. Hanley	<b>X</b>				
Mr. MacDonald	<b>X</b>				
Mr. Dan Kilburn	<b>X</b>				
Mr. Knight			<b>X</b>		

**ADJOURNMENT**

A motion was made to adjourn the meeting at 10:45 am by Mr. MacDonald and seconded by Mr. Hanley.

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