



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

APRIL 27, 2016 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	✓	
Joseph V. Waskiewicz	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

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

- Approval of the Board Meeting Minutes of March 30, 2016
Motion by Mr. Kaldas and seconded by Mr. Knight: Abstained: Mr. Kilburn
- Approval of the Board Meeting Minutes of March 30, 2016
Motion by Mr. Kaldas and seconded by Mr. Hanley: Abstained: Mr. Kilburn
- Approval of the Board Meeting Minutes of April 6, 2016
Motion by Mr. Knight and seconded by Mr. Hanley: Abstained: Mr. Kilburn and Ms. Alfasso
- Approval of the Executive Session Meeting Minutes of April 6, 2016
Motion by Mr. Knight and seconded by Mr. Hanley: Abstained: Mr. Kilburn and Ms. Alfasso

VOCATIONAL SCHOOL PROJECT(S)

V1) ASSABET VALLEY VOCATIONAL SCHOOL – 215 FITCHBURG STREET – MARLBOROUGH
Proposed project at the Zett School in Northborough, to install a bottle filling station. This is a gift from the 5th grade class at the Zett school.

Commercial Project: School representative must appear

Meeting Notes:

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

Result: Unanimous



DISCUSSION(S):

D1) GUSTAVO PRESTON: 23 INDUSTRIAL AVENUE – CHELMSFORD

David Pellegrini would like to present information to the Plumbing Board regarding Syncro-Flo domestic water booster systems and their use of butterfly type valves.

Meeting Notes: These are domestic water booster packages that are complete and comes fully assembled and pre-wired. It gets installed as one complete unit. Mr. McNamee stated that, because the butterfly valves are not code compliant, maybe they should install a full port valve on the outlet to the pump. Mr. Padded said that his assumption that the restriction is not really an issue because you can increase the pressure. On the job he was involved in he had the plumber install a full port valve on the outlet. Friction loss is calculated into the sizing of the unit to compensate for the butterfly valves.

A motion interpreted that the skid does not need to have full port valves within the skid itself. Full port valves must be installed prior and after the skid assembly.

Result: Unanimous

VARIANCE REQUEST(S)

GV294) McCREA'S CANDIES – 202 NEPONSET VALLEY PARKWAY – HYDE PARK

The petitioner (Robert Jansky) is seeking to install a model 20 gas stove that is not product accepted, but has CSA certification. As this is a gas variance no Board of Health petition is required.

Meeting Notes: The plumber explained that he did the installation thinking the project was listed but never checked. A permit was properly filed for. The product was installed next to the exact same pot in the commercial kitchen. It has been tested to the proper standard.

A motion was made to allow the installation of this gas appliance by Mr. Kaldas and seconded by Mr.

MacDonald

Result: Unanimous

PV284) FRESENIUS – 99 HAYDEN AVENUE – LEXINGTON- ESCHEDED FROM 4/6/16 TO 4/27/16

The Petitioner (Timothy Murphy) requests a variance to add pumps instead of gravity fed discharge. Petitioner notes the critical lab is below the proposed space. The lab produces surgical Brian mesh that is use in human bodies and cannot be exposed to any dust changes in temperature and also air quality. This space is fed with a special air system to insure temp and 45% humidity at all times. If there was an interruption or deviation they are required to write to write a report in some case to the F.D.A. as to why there was an issue with the science and what the cause. In some case the lab would need to be recertified. The Lexington Board of Health, after discussing **this matter with the plumbing inspector, the Office of Public Health is not opposed with this request.**

Meeting Notes: they are building a space out for a medical testing agency. They would like to install pumps because there are labs below and steel beams would make it impossible to install gravity drains for connection to the sanitary line below. Inspector Laconte said that he is not in favor of this. There are over 20 pumps in this building now. They are proposing to install four pumps.

A motion was made to allow the installation of four (4) pumps by Mr. Kilburn and seconded by Mr. Kaldas

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Condition(s): Safe waste pans with alarms will be installed under each unit. The Board also suggested a full facility review with the local inspector to prevent this from happening in the future.

Result: Unanimous

PV288) SEMOLINA KITCHEN & BAR – 572 BOSTON AVENUE – MEDFORD

The Petitioner (Christina Theophanis) is requesting a variance from 248 CMR 10.10 (18). Petitioner notes the proposed plan for 3 toilet rooms, one of which is a unisex accessible restroom, as allowed by 521 CMR 30.1.1 and satisfying 521 CMR 30.2, is virtual the only solution given the limitations of the existing conditions. The Medford Board of Health was properly petitioned

Meeting Notes: The restaurant is approximately 2500 square feet. It's an old industrial building that has been restored and is a slab on grade. They are proposing to install one men's, one ladies and one unisex handicap rest room. There are 68 seats in the restaurant.

A motion was made to allow this installation by Mr. Hanley and seconded by Mr. MacDonald

Result: Unanimous

PV289a/b) E. L. HARVEY & SONS – 390 WOOD STREE – HOPKINTON

- a) The proposed facility is a new 1 story 20,000 sq ft recycling/sorting building with a very small mezzanine. In some cases the work area can be beyond the 300' from the restrooms since the direct developed distance is ever changing due to the movement of the recycling products and vehicles. The owner is concerned for the safety of his employees as the building floor is very active and dangerous. Installing a second restroom is difficult and unsafe as the entire open floor area is used for the sorting process and is ever changing. Petitioner is requesting a variance to maintain maximum open floor space and more importantly to maintain worker safety in a very hazardous environment.

Meeting Notes: This facility will house material that comes in, will be repackaged and shipped back out. This is very similar to the variance they applied for and received on May 29, 2013 at the same location. There will be 5 people maximum on one shift. There is a shower in each rest room.

A motion was made to allow the installation of the rest rooms in excess of the 300' requirement by Mr. Knight and seconded by Ms. Alfasso.

Result: Unanimous

PV295) – ROSALIE COHEN – 50 LONGWOOD AVENUE - BROOKLINE

The Petitioner (Rosalie Cohen) is seeking a variance from 248 CMR 10.10 (7)10.10(7) (b) 1. The petitioner has owned the property since 1982 and wants to move there to be independent and safe. She wishes to remove the old tub and have a walk-in shower with bars to hold onto, to prevent accidents. Access to the piping below the floor is inaccessible to allow the installation of two (2) inch piping. All requests were denied and the by-laws only allow entrance in an emergency. The petitioner notes she needs to move there and this has been a problem. The Brookline Board of Health has no objection to the request for a waiver of the code for the installation of a walk-in shower installation.

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Meeting Notes: The petitioner is proposing the removal of the existing tub and the installation of a shower but they cannot gain access to the floor below. The shower will be 5' x 3". This installation is on the 6th floor. The petitioner is willing to install a 6" lip on the shower.

A motion was made to allow the installation of a 1-1/2" drain for the new shower with conditions by Mr. Knight and seconded by Mr. Hanley.

Condition(s): The new shower will be required to have a minimum of a 6" lip.

Result: Unanimous

PV296) JIM LAVALLEE – 7 YANKEE LANE – ASHLAND

The Petitioner (Jim Lavallee) notes the basement of the home is about 75% finished, and the sewer enters the home on the far end of the finished space from where the drainage comes down for the new bathroom. To connect the new bathroom into the 4' main line for the home will require substantial work to be done in the finished space. The applicant properly petitioned the Ashland Board of Health.

Meeting Notes: Applicant failed to attend

A motion was made to table this request by Mr. Hanley and seconded by Mr. Kilburn

Meeting Notes: the applicant came late. The new bathroom is being installed at the far end of the home and increasing the existing 3" to 4" would be a huge expense.

A motion was made to allow the new toilet to be installed on an existing 3" main which currently has 3 toilets on it by Mr. Knight and seconded by Mr. Kilburn

Result: Unanimous

PV297) AMAZON FULFILLMENT – 1180 INNOVATION WAY – FALL RIVER

The Petitioner (Thomas Hollands) notes the client is seeking a variance to not provide potable water within the fire pump house, but have access to a potable water source within 300 feet located in the warehouse or within the guardhouse. In addition the petitioner notes the Fire Pump house is designed as a non occupied space intended to house the diesel driven fire pump for the fire protection system only. The space will only be accessed by maintenance personnel to perform weekly no flow start and run tests as well as visual inspections lasting no longer than +30 minutes. The client is seeking a variance to not provide separate toilet facilities within the Fire Pump room if an accessible toilet room is provide with 300 feet located in the warehouse or within the guard house. The Fall River Board of Health notes the plumbing inspector defers to the Plumbing Board.

Meeting Notes: The fire pump house is about 450 sq ft and they are asking to be allowed to construct the building without any sanitary facilities. The diesel engine will need to be run at least once a week. The closest toilet is within the main facility within 110'.

A motion was made to allow this building to be constructed without rest rooms by Mr. MacDonald and seconded by Mr. Kilburn

Result: Unanimous

PV300) VACANT SPACE – 1060 OSGOOD STREET – NORTH ANDOVER

The Petitioner (David Samuels) notes this rental space is part of a larger complex, but only 1300 square feet. The petitioner seeks a variance to install a single accessible bathroom. The petitioner notes the hardship is regarding the

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amount of square footage that would be lost by requiring two bathrooms. The applicant notes the North Andover Board of Health would not allow him to apply regarding this request, since it is office space only and not a restaurant. The North Andover Board of Health was properly petitioned.

Meeting Notes: This 1300 sq ft building currently has one existing non handicap rest room and they would like to rebuild the rest room and make it handicap accessible.

A motion was made to allow the installation of one unisex handicap accessible rest room for this proposed office space by Ms. Alfasso and seconded by Mr. Hanley.

Result: Unanimous

PV302) NEAL GORDON – 41 DWIGHT STREET, UNIT 2 – BROOKLINE

The Petitioner (John Silva) is seeing a variance from 248 CMR 3.04 to allow the installation of a sink that was installed that is not product accepted by the Board. The petitioner notes the sink was purchased at Costco by the clients. The petitioner notes the fixture has a certificate of listing from the UPC & IPC codes. The Brookline Board of Health has no objection regarding this request.

Meeting Notes: The plumber explained that he never checked to see if the product was Mass Approved. The lavatory is UPC approved. The customer purchased this from COSTCO.

A motion was made to allow this product by Mr. MacDonald and seconded by Mr. Knight

Result: Unanimous

PV305) EUGENE FOLEY RESIDENCE – 18 MAURA DRIVE – WOBURN

The petitioner (Eugene Foley) is seeking a variance from 248 CMR 3.04 & 10.02 (26) to be allowed to install a soaking tub that is not Product Accepted by the Board. The subject soaking tub has a CUPC certification. The tub is a free standing, hypo -allergenic, acrylic, modern bathtub which includes a built in overflow. The tub is distributed by: The Interior Design, 410 South Central Expressway, Allen, TX. The Woburn Board of Health takes no position regarding this variance.

Meeting Notes: the petitioner stated that he has not as of yet purchased the product but he is choosing this because of the smaller size.

A motion was made to allow this product by Mr. Kilburn and seconded by Mr. Hanley

Condition(s): The faucet must be Product Accepted

Result: Unanimous

FYI – Board Delegated Staff Approvals – Board Vote Not Required

Drinking fountain requirements waiver in medical and office buildings.

DA PV291 – CHRISTINE ROUTHIER – 15 LEXINGTON AVENUE - GLOUCESTER

DA PV256 – MARLBORO SAVINGS BANK – 186 MAIN STREET - MARLBOROUGH

Shower requirements waiver in medical and dental office buildings.

DA PV306 – GENTLE DENTAL - 980 BOSTON PROVIDENCE HIGHWAY – NORWOOD

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

DA PV299 – RENAL DIALYSIS – 8 CONTE DRIVE - PTTSFIELD

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

DA PV290 – WARREN WATER DISTRICT – 988 MAIN STREET – WARREN

Full Authorization for operation of unlisted gas equipment.

DAGV173 – YEUELL NAMEPLATE & LABEL INC. – 17A GILL STREET - WOBURN

DAGV239- HOLLINGWORTH & VOSE – 219 TOWNSEND ROAD – GROTON

BOARD WILL CONSIDER ANY MATTERS NOT REASONABLY ANTICIPATED BY THE CHAIR

ADJOURNMENT

MOTION TO ADJOURN by Ms. Alfasso and seconded by Mr. Knight.

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