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

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CHARLES BORSTEL
DIRECTOR, DIVISION OF
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AUGUST 3, 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. Waskiewiez	Member, Master Plumber		✓
Ms. Ruth Alfasso	Member, Dept. of Public Health	✓	
Mr. John Cruz	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:

- The, July 27, 2016 Board Meeting Minutes

A motion was made to accept the minutes by Mr. Kilburn and seconded by Mr. Kaldas

Result: Unanimous

- The, July 27, 2016 Executive Session Meeting Minutes

A motion was made to accept the minutes by Mr. Kilburn and seconded by Mr. Cruz

Result: Unanimous



BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS – AUGUST 3, 2016
PRODUCT REVIEW(S)

P1) FORMA-DRAIN – PIPE LINING SYSTEM

A representative from Forma-Drain will make a presentation regarding their pipe lining system

Meeting Notes: A video presentation was made to the Board showing their process. Forma-Drain currently licenses their product to drain cleaning companies throughout the country. Their lining system works on cast iron and PVC as well. Product will work from 2” to 48” pipe diameter. The inside pipe diameter is reduced by approximately ¼”. Mr. Kennedy suggested the Board allow test sites with quarterly reports.

A motion was made to grant ten (10) test sites with the same restrictions as previous manufacturers by Mr. Cruz and seconded by Mr. Kaldas.

Result: Unanimous

P2) ASME ALTERNATIVE: Guaranty vs. Warranty

A motion was made to accept change in the policy from Guaranty to Warranty by Ms. Alfasso and seconded by Mr. Cruz

Result: Unanimous

P3) SO-VENT SYSTEMS

Meeting Notes: Mr. Kennedy mentioned that some issues and complaints have come in regarding suds issues in laundries. The Board office will look at the existing policy and suggest some possible revisions for buildings above three stories.

VARIANCES

PV001 – GRINDER STATION – HAMPSHIRE COUNTY JAIL – NORTHAMPTON

The Petitioner (William Frasier) is seeking a variance to allow the use of PVC in lieu of the required material in the grinder station located at the Hampshire County Jail. As this is a State Project, no Board of Health petitioning is required.

From July 27, 2016 meeting:

Meeting Notes: The intent of this facility is to install a grinder to eliminate the solids and solve the backup problems they are now encountering. This is a new building that is being built over an existing 8” SDR 35 sewer line. The top of the 8” line will be cut and the auger inserted to remove the solids. A motion was made to continue this request to the August 3, 2016 meeting so the applicant can provide some additional information by Mr. Hanley and seconded by Mr. Cruz. Unanimous

Meeting Notes: There is no pipe associated with the auger system. The auger is located in a concrete trench. A motion was made to allow the installation of SDR 35 piping to and from the building by Mr. McNamee and seconded by Mr. Cruz

Result: Unanimous

BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS – AUGUST 3, 2016

PV005 – DENNIS VETERINARY HOSPITAL – 425 MAIN STREET – DENNIS PORT

The Petitioner (Brian Cameron) is seeking variance from 248 CMR 10.06 (2) (o). The first floor of the structure will be solely dedicated to the veterinary clinic where as the second floor will be a rented apartment. The hardship encountered is that the first floor drainage is plumbed in PVC. This is an 1800 structure that is mostly on a concrete slab with very limited access. There is a full bathroom adjacent to the front desk, a slop sink in the utility room, a slop sink in the surgery room and a full bath in the back room. There is also a sink located near the back bathroom. The owner has proposed two items yet to be plumbed: one dental sink and a laundry in the back room next to the existing sink. Both fixtures will be plumbed commercial using cast iron and copper. It is the great hope of the owner that the entire building will not have to gut to access the re-plumb all existing fixtures to copper and cast iron. The Dennis Health Department petitions the Plumbing Board to grant this requested variance.

Meeting Notes: This is a commercial building with the existing first floor currently plumbed in PVC. They would like to have the existing material remain. They are looking to install one dental sink which they will pipe with commercial materials.

A motion was made to allow this variance by Mr. McNamee and seconded by Ms. Alfasso.

Condition(s): The local inspector will provide a letter stating the existing plumbing is code compliant

Result: Unanimous

PV019 – UMASS DARTMOUTH – 285 OLD WESTPORT ROAD – DARTMOUTH

The Petitioner (Scott Guinen) is requesting a variance from 248 CMR 10.10 (18) Table 1. Petitioner notes in order to better use the science buildings at UMass Dartmouth, a 3-hour fire separation is being provided within the Textile Building. This is not being considered a party wall, only a fire separation within the Textile building. The project will not alter the functionality of the two buildings or access to the toilet rooms. During a preliminary meeting with Taylor Roth, State Plumbing Inspector he advised we bring the issue to the Board for review. He has advised that he has no issue with this concept and the access to the toilet rooms. As this is a state project, no Board of Health petitioning is required.

Meeting Notes: They would like to remove and replace the plumbing fixtures on the two upper floors only.

A motion was made to allow the existing fixture count to remain and to allow relocation of the stack

Result: Unanimous

PV027 – FUSARO'S RESTAURANT – 17 OLD SOUTH ROAD – NANTUCKET

The petitioner ((Perry Woting) is requesting a variance from 248 CMR 10.10 (18) Table 1 to increase the female restroom occupancy from 30 to 39 to accommodate seasonal, patio seating for 20 patrons. The building contains two single user, accessible restrooms on the first floor, and 1 non-accessible restroom for employees in the basement. The restaurant has interior seating for 52 patrons and has 6 employees (including kitchen and waitstaff). With the approved variance, the total occupancy of the facility will be 78 (72 patrons and 6 employees), in coordination with the zoned parking capacity. The local Board on Health has been consulted and accepts up to 99 patrons and 49 employees, based on restrooms. The Plumbing inspector finds acceptable the female restroom occupancy increase to 39, subject to approval by the Board.

Meeting Notes:

A motion was made to allow both patron rest rooms to be designated as unisex/gender neutral and not require any additional patron facilities for the 78 total seats including the outside seating by Mr. McNamee and seconded by Ms. Alfasso.

Result: Unanimous

BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS – AUGUST 3, 2016

PV029 – RUTHS CHRIS STEAK HOUSE – 500 TOTTEN POND ROAD – WALTHAM

The Petitioner (Derek Rubinoff) notes the project consists for a proposed table cloth restaurant and bar and would be a new fit-out to an existing raw shell space in a recently-completed mixed use building. The restaurant has a proposed seat count of 291 seats (all indoor) and provides five female toilets (max 150) women and four male toilets (50% urinals) allowing a total potential seat count of 300. Restaurant staff will use one single user unisex toilet room in the kitchen area (or could use public washrooms). We presently have applied for a building permit including this interior seating and toilet configuration. The applicant properly petitioned the Waltham Board of Health.

Meeting Notes: They would like to possibly add outdoor seating in the future. They are currently not planning on installing that seating now. They are proposing rest rooms to accommodate by 248 CMR the inside seating but not the proposed future outdoor seating. The Board members noted that future outdoor seating could increase the fixture requirements but could not be dealt with at this time.

A motion was made to allow the fixtures as requested without requiring an increase for the proposed future outside seating by Mr. McNamee and seconded by Mr. Cruz

Result: Unanimous

PV031 – NEERAJ AGRAWAL – 28 FERNWOOD ROAD – BROOKLINE

The Petitioner (Kevin McCarthy) is requesting a variance from 248 CMR 10.06 (2) (o). The underground PVC drains were covered with cement prior to inspection and test. The Brookline Board of Health has no objection with this variance request.

Meeting Notes: The plumber stated that they called for an inspection on a particular day and when they got to the site, the concrete people were pouring the slab. This is a residential installation.

A motion was made to approve this variance by Mr. Kilburn and seconded by Ms. Alfasso.

Result: 5 for and 1 against: Motion carries

PV033 – STEPHEN ANTHONY'S – 999 BOSTON POST ROAD EAST - MARLBOROUGH

The Petitioner, Mr. Anthony Scarra is requesting a variance from 248 CMR 10.09 to allow the replacement of a commercial dishwasher without installing a point-of-use grease interceptor. The petitioner notes that there is an existing exterior grease trap within 20' of the dishwasher. The Marlborough Board of Health has no objection with this variance request.

Meeting Notes: This restaurant has been there for 30 years. The dishwasher now needs to be replaced. There is a 2000 gallon outside grease trap within 20' of the dishwasher.

A motion was made to allow the installation of a new replacement dishwasher without installation of a point-of-use grease interceptor as the outside trap is within 25' by Mr. Kaldas and seconded by Mr. Cruz

Result: Unanimous

PV035 – YEHIA ALANI – 440 WINTHROP STREET - TAUNTON

The Petitioner, Mr. Yehia Alani is requesting a variance from 248 CMR 10.00 to allow the installation of one unisex handicap accessible rest room in lieu of the required men's and ladies rooms. The facility 1,430 square feet. The Taunton Board of Health has no objection with this variance request.

A motion was made to allow the installation of two unisex rest rooms by Ms. Alfasso and seconded by Mr. Kaldas

Result: Unanimous

PV037 – BOSTON UNIVERSITY THEATER – 820 COMMONWEALTH AVENUE - BROOKLINE

The Petitioner, Mr. William Brady is requesting a variance from 248 CMR 10.09 to allow the installation connection of the discharge from an oil/water separator into the building drain as opposed to the sanitary sewer. The Brookline Board of Health has been properly petitioned.

Meeting Notes: The existing oil/water separator has been removed but there are structural and invert restraints regarding installation of the new separator.

A motion was made to allow the discharge of the separator into the building's sanitary drain by Mr. Kaldas and seconded by Mr. McNamee.

Result: Unanimous

PV370 – COURTYARD BY MARRIOTT – UNIVERSITY AVENUE – WESTWOOD

The Petitioner (Matt Kalbus) notes 248 CMR 10.10 (18) requires toilet fixtures of 1/50 for women and 1/100 for male for A-3 occupancy, based on this we are one fixture short with our occupancy count. The owner believes this higher fixture count requirement over the IBC requirement is not needed for this hotel. They would contend that the higher fixture count is more than what is required due to the fact that the same occupants that will be using the A-3 occupancy are public space) would also be hotel guests that have access to toilet facilities in their guest units. We do not have a public bar, restaurant or other type of amenities that would be used by people off the street not staying at the hotel. Owner has similar sized hotels in other in numerous other states and the IBC required plumbing fixture counts have always been sufficient for guest's use. The Westwood Board of Health is not opposed to the granting of this variance.

A motion was made to A motion was made to table this request by Mr. McNamee and seconded by Mr. Kilburn Condition(s): The applicant will provide the Board with seating capacity for the bar and restaurant. This variance will be revisited at the August 31st Board meeting.

Result: Unanimous

FYI – Board Delegated Staff Approvals – Board Vote Not Required

Shower requirements waiver in medical and dental office buildings.

DA PV028 – BAY STATE EYE CARE – 67 OBERY STREET – PLYMOUTH

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

DA PV030 – THERACELL, INC – 671 GREAT ROAD – LITTLETON

EXECUTIVE SESSION

At 10:45am, a motion was made to enter by Mr. Kaldas to enter Executive Session to discuss individuals' character, rather than competence, this motion was seconded by Mr. Cruz. Note: Mr. McNamee did not participate in the remainder of the Board meeting.

A roll call vote was taken:

BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS – AUGUST 3, 2016

MEMBER	YEA	NAY	ABSENT	RECUSED	ABSTAINED
Mr. Kennedy	✓				
Mr. McNamee			✓		
Mr. Hanley			✓		
Mr. Waskiewiez			✓		
Mr. Kaldas	✓				
Ms. Alfasso	✓				
Mr. Cruz	✓				
Mr. Knight			✓		
Mr. Dan Kilburn	✓				

At

11:00am the Board re-entered the public session

ADJOURNMENT

A motion was made to adjourn the meeting of July 27, 2016 by Mr. Kilburn and seconded by Ms. Alfasso.

Result: Unanimous

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