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Minutes

**BRS Building Code Appeals Board (BCAB)**  
**Meeting Location: Virtual Microsoft Teams-Meeting**  
**January 6, 2022**

Meeting Called to order by the Chairman, Richard Crowley, at 9:30 a.m. followed by  
Roll call:

**Board Members Present:**

Kerry Dietz  
Richard Crowley, Chairman  
Kristen McDonough

Guests Present:

See sign-in sheet for each case:

1. **Case Number:** 21-0076  
**Appellant:** Michael Kennefick (Owner-Town of Newbury)  
**Property Address:** 31 Plum Island Boulevard, Newbury, MA. 01922  
**Summary of Case:** Appellants sought relief from 780 CMR 105.3.1.1 and 104.10.1, with respect to an existing building.

Kerry Dietz made a **MOTION** that was **SECONDED** by Kristen McDonough, to **GRANT** variances from **780 CMR 105.3.1.1** and **104.10.1** on condition that the Project must comply with applicable flood-protection measures specified in **ASCE Chapter 24, Chapter 7**. The motion was approved by unanimous

2. **Case Number:** 21-0113  
**Appellant:** Lynn & Barry Fedora  
**Property Address:** 667 Blandford Road, Russell, MA. 01071-9998  
**Summary of Case:** Appellants sought relief from 780 CMR 106.3, 111 and 301.3, with respect to an existing building.

Kerry Dietz made a **MOTION** that was **SECONDED** by Kristen McDonough, to **OVERTURN** Forgue's conclusions about the interpretation of **780 CMR 106.3, 111** and **301.3** to these facts. The motion was approved by unanimous vote.



3. **Case Number:** 21-0113  
**Appellant:** Lynn & Barry Fedora  
**Property Address:** 667 Blandford Road, Russell, MA. 01071-9998  
**Summary of Case:** Appellants sought relief from 780 CMR 106.3, 111 and 301.3, with respect to an existing building.

Kerry Dietz made a **MOTION** that was **SECONDED** by Kristen McDonough to **OVERTURN** Forgue's conclusions about the interpretation of **780 CMR 106.3, 111 and 301.3** to these facts. The motion was approved by unanimous vote.

4. **Case Number:** 21-0128  
**Appellant:** Robert Troccoli (Owner-Technology Park I & II Partnership)  
**Property Address:** 1000 Technology Park Drive, Billerica, MA. 01821  
**Summary of Case:** Appellants sought relief from 2013 NFPA 13.7.8, with respect to new construction.

Kristen McDonough made a **MOTION** that was **SECONDED** by Kerry Dietz, to **GRANT** a variance from **2013 NFPA 13.7.8**. The motion was approved by unanimous vote.

5. **Case Number:** 21-0129  
**Appellant:** Robert Ford  
**Property Address:** 1993 Main Street, Brewster, MA. 02631  
**Summary of Case:** Appellants sought relief from IMC 507.2 (Type 1) and 509.1, with respect to an existing building.

Kristen McDonough made a **MOTION** that was **SECONDED** by Kerry Dietz, to **AFFIRM** the local Building Inspector's conclusions in his October 22, 2021, and November 30, 2021, letters about **IMC 507.2 (Type 1) and 509.1**. The motion was approved by unanimous vote.

6. **Case Number:** 21-0130  
**Appellant:** Ian Purkayastha  
**Property Address:** 525 North Main Street, Lanesborough, MA. 01237  
**Summary of Case:** Appellants sought relief from 780 CMR Section 902, with respect to an existing building.

Kerry Dietz made a **MOTION** that was **SECONDED** by Richard Crowley, to **GRANT** a variance from **780 CMR 902** on condition that Appellant provide the building with a 24-hour, off-premises monitoring system. It was a TWO to ONE vote, Kristen McDonough was **OPPOSED**.

The meeting adjourned at 2:00 p.m.