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Minutes

BRS Building Code Appeals Board (BCAB)
Meeting Location: Virtual Microsoft Teams-Meeting
April 19, 2022

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

Board Members Present:

Steven Frederickson
Kerry Dietz, Chairman
Jennifer Hoyt

Guests Present:

See sign-in sheet for each case:

- Case Number:** 22-0022
Appellant: Joseph Igoe (Owner- High Street JV LLC)
Property Address: 100 High Street, Boston, MA. 02110
Summary of Case: Appellants sought relief from 780 CMR 430.5, with respect to an existing building.

Jennifer Hoyt made a **MOTION** that was **SECONDED** by Steven Frederickson, to **DENY** a variance from **780 CMR 430.5**. The Motion was approved by unanimous vote.

- Case Number:** 22-0023
Appellant: Jay Ierardi (Owner-Blue Flag Partners)
Property Address: 24 Kelley Street, Edgartown, MA. 02539
Summary of Case: Appellants sought relief from 780 CMR Chapter 4, Section 430.5, with respect to an existing building.

Jennifer Hoyt made a **MOTION** that was **SECONDED** by Steven Frederickson, to allow the Appellant's request to **WITHDRAW** without prejudice. The Motion was approved by unanimous vote.



3. **Case Number:** 22-0024
Appellant: Michael Bergman
Property Address: 84 Piper Road, Acton, MA. 01720
Summary of Case: Appellants sought relief from 780 CMR Section 51.00, R305.1 and R311.2.1, with respect to an existing building.

Jennifer Hoyt made a **MOTION** that was **SECONDED** by Steven Frederickson, to **GRANT** variances from **780 CMR 51.00, R305.1 and R311.2.1** on condition that the stairway is reconfigured to help avoid someone's walking into the beam in the egress path. The Motion was approved by unanimous vote.

4. **Case Number:** 22-0025
Appellant: Emily Osterloh (Owner-UHNVAG Kenmore, LLC)
Property Address: 498-528 Commonwealth Avenue, Boston, MA. 02215
Summary of Case: Appellants sought relief from 780 CMR 705.5 and 705.8.1, with respect to new construction.

Jennifer Hoyt made a **MOTION** that was **SECONDED** by Steven Frederickson, to **GRANT** variances from **780 CMR 705.5 and 705.8.1** on condition that every attempt is made to provide sprinkler protection as close to feasible to replicate one-hour fire-rating along the West side wall of the addition. The Motion was approved by unanimous vote.

5. **Case Number:** 22-0026
Appellant: Caitlin Gamache (Owner-BRG 55 India LLC)
Property Address: 55 India Street, Boston, MA. 02110
Summary of Case: Appellants sought relief from 780 CMR 1014.6, 101.1.6, 1011.6, and 3202.2, with respect to new construction.

Steven Frederickson made a **MOTION** that was **SECONDED** by Jennifer Hoyt, to **GRANT** variances from **780 CMR 1014.6, 101.1.6, 1011.6, and 3202.2** (noting testimony and ISD's letter of no opposition). The Motion was approved by unanimous

6. **Case Number:** 22-0028
Appellant: Dustin Nolan (Owner-Zebra Pi LLC)
Property Address: 16 Salt Marsh Road, East Sandwich, MA. 02537
Summary of Case: Appellants sought relief from 780 CMR 51.00, R322.3.2, and R322.3.7, with respect to an existing building.

Steven Frederickson made a **MOTION** that was **SECONDED** by Jennifer Hoyt, to **GRANT** variances from **780 CMR 51.00, R322.3.2, and R322.3.7** to allow installation of the propane tank below Design Flood Elevation as proposed, on condition that Appellants work with the Building Commissioner and the propane service provider to have the installation reach the required elevation as closely as possible. The Motion was approved by unanimous

The meeting adjourned at 2:00 p.m.