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NOTICE OF MEETING

In accordance with the provisions of G. L. c. 30A, §20, and Chapter 22 of the Acts of 2022, notice is hereby given that a meeting of the Board of Elevator Regulations will be held on Tuesday, February 6, 2024, at 1:00 p.m. As this will be a hybrid meeting, the meeting will be conducted in-person at the location referenced below and can be accessed remotely via the links and dial-in information below:

Meeting of the
Board of Elevator Regulations
February 6, 2024, at 1:00 p.m.

1000 Washington Street
Boston, MA 02118
1st Floor-Room 1D

Microsoft Teams meeting
Join on your computer, mobile app or room device

[Click here to join the meeting](#)

Meeting ID: 282 548 458 097

Passcode: QjuZNF

[Download Teams](#) | [Join on the web](#)

Or call in (audio only)

[+1 857-327-9245,,19937196#](#) United States, Boston

Phone Conference ID: 199 371 96#

It is anticipated that the following topics will be discussed at the aforementioned meeting:

1. Roll Call
2. **VAR23-0080**
310 Speen Street Natick
State ID #: 198-P-260
Code: 524 CMR Chapter 35.00 – ASME A17.1-2013 §§ 2.15.9.2(b), 3.4.1.1, 3.4.1.6, 3.4.4,
and 3.4.7
Petitioner: Gary West



Following December 5, 2023, and December 19, 2023, appearances before the board, the petitioner returns to provide the Board's requested information, including allowing the tenant to discuss additional options with the mall, working with the elevator company and manufacturer to review the specific code that cannot be met, and providing any detailed documentation showing hardship from relevant parties involved, including the landlord of the space. The petitioner is requesting a variance from code 524 CMR Chapter 35.00 – ASME A17.1-2013 §§ 2.15.9.2(b), 3.4.1.1, 3.4.1.6, 3.4.4, and 3.4.7, requesting the use of a Gillespie Shallow Pit Safety System for an elevator located over occupied space.

3. APP-BER24-0001 – Appeal of Inspector's Report

800 Boylston Street Boston

State ID: 1-P-1449, 1-P-1450, 1-P-1451, 1-P-1458, 1-P-1459, 1-P-1460, 1-P-1461, 1-P-1465, 1-P-1466, 1-P-1467, 1-P-1471, 1-P-1472 and 1-P-1473

Code: 524cmr35.00 2.11.6.2(f) – Confined Space Egress

Petitioner: Nicholas Pezzella

Petitioner is appealing from an Inspector's Reports against various units, dated January 2, 2024, which were cited for violations of 524 CMR 35.00 2.11.6.2(f). ("Confined Space Egress. No elevator landing shall comprise of, or lead to, a confined locked space of over four inches without either:

- the installation in the space of a means to recall the elevator, or
- provision of a means to keep the elevator at the landing with the car and landing doors in the open position until egress from the confined locked space is achieved.")

The petitioner requesting reversal of the violations based upon this citation and issuance of the certificates.

4. Request for approval of continuing education program pursuant to G. L. c. 143, § 71C(1), ¶ 4.

Earl Baker from National Elevator Industry Educational Program (NEIEP) seeks Board approval of a new on-line 8-hour Continuing Education program, curriculum includes Harassment and Discrimination in the Workplace, Introduction to Conveyance Codes, and 2013 Elevator Freight Door Code.

5. VAR24-0003

142 Berkeley Street Boston

State ID #: 1-F-949

Code: 524 CMR 35 Section 2.2

Petitioner: Timothy Sheehan

The petitioner is seeking a variance from 524 CMR 35 Section 2.2 – Minimum Pit Depth, as they will be modernizing the unit, and the existing freight elevator has a 3-foot-deep pit. They would like to retain the existing condition with a variance.

6. VAR24-0005

39 Front Street Winchendon

State ID #: 343-W-38

Code: 524 CMR 3.1.2.2

Petitioner: S. Mark Price

Petitioner is seeking a variance from 524 CMR 3.1.2.2, as the existing chair lift they have requires a retrofit of the drive control system, which currently has a travel clearance less than what is stated in code, and they would like to keep the existing travel clearance for the retrofit.

7. VAR24-0006

302 Main Street Spencer

State ID #: 280-P-11

Code: ASME 2013 17.1 Section 2.26

Petitioner: Christine Parnell

Petitioner is seeking a variance from ASME 2013 17.1 Section 2.26, specifically from FS90 work through June 2025, as the elevator will be decommissioned.

8. Board Business:

- a. Approval of meeting minutes from May 16, 2023, May 23, 2023, and January 23, 2024.
- b. Verification from Eric Morse that 1 Post Office Square Boston is prepared to allow a visit of the fully automated track parking system on February 27, 2024, at 12:00 p.m., by gathering in the front lobby.
- c. Chief's Report by Anthony Buonopane to include an update on FS90 and 60-day assertions.

9. Matters not reasonably anticipated 48 hours in advance of meeting.

10. Old business (The Board may or may not discuss):

- **VAR23-0090 - 580 Mount Auburn Street Cambridge
Garaventa Staage Lift**

Petitioner seeks variance based on 524 CMR 1.14 – Variances (3) Prototype Approval, seeking acceptance of a new product, Garaventa Staage Lift. Placed on hold for the petitioner to provide the architectural drawings of the new platform and to schedule someone from Garaventa to be present at the board meeting to address any questions the board may have. Deadline February 19, 2024

- **VAR23-0104 - Product Variance
50 Service Road Boston
State ID: 1-P-21950
Code: 524 CMR 13.02**

The petitioner is seeking a product variance for a COP Keypad relating to ASME code 2013 A17.1 2.27.3.3.7(I) The floor selection means shall be operable without the use of keys, cards, tools, or special knowledge and A17.1-2013 2.27.7.2 The sign shall include only the wording and graphics shown in Fig. 2.27.7.2.

Placed on hold for the petitioner to provide verification that the telephone style keypad is compliant with the Nonmandatory Appendix E section 9.4 -Telephone-Style Keypads. Deadline February 22, 2024

If you need reasonable accommodations to participate in the meeting, please reach out to Cheryl Yebba at 617-701-8711. While the Board will do its best to accommodate you, certain accommodations may not be available if requested.