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Massachusetts Board of State Examiners of Plumbers and Gas Fitters

November 6, 2019 Board Meeting Agenda

<i>MEMBERS</i>	<i>APPOINTMENT</i>	<i>PRESENT</i>	<i>ABSENT</i>
<i>Mr. Joseph McNamee</i>	<i>Member, Master Gas Fitter</i>		
<i>Mr. Charles Kilb</i>	<i>Board Legal Counsel</i>		
<i>Mr. Dan Kilburn</i>	<i>Member, DPL Designee</i>		
<i>Mr. Fredrick Lima</i>	<i>State Plumbing Investigator</i>		
<i>Mr. Harold Knight</i>	<i>Member, Journeyman Plumber</i>		
<i>Mr. James O'Reilly</i>	<i>State Plumbing Investigator</i>		
<i>Mr. John Cruz</i>	<i>Member, LP Installer</i>		
<i>Mr. Bahig A. Kaldas, P. E.</i>	<i>Member, Plumbing Engineer</i>		
<i>Mr. Joseph Peluso</i>	<i>Board Consultant</i>		
<i>Mr. Joseph V. Waskiewicz</i>	<i>Member, Master Plumber</i>		
<i>Mr. Laurent A. Lemieux</i>	<i>Board Executive Director</i>		
<i>Mr. Scott Padden</i>	<i>State Plumbing Investigator</i>		
<i>Mr. Taylor Roth</i>	<i>State Plumbing Investigator</i>		
<i>Mr. Wayne Thomas</i>	<i>Member Journeyman Gasfitter</i>		
<i>Ms. Cynthia Johnson</i>	<i>Board Administrative Assistant</i>		
<i>Ms. Ruth Alfasso</i>	<i>Member, Dept. of Public Health</i>		
<i>Ms. Sarah Badway</i>	<i>Public Member</i>		



November 6, 2019 Board Meeting Agenda

UPCOMING BOARD MEETING SCHEDULE

- December 4th: Worcester Technical High School
1 Skyline Drive
Worcester, MA
- The January 8th: Plumbers Local 12
1240 Massachusetts Avenue
Boston, MA
- February 5th: The Office of Public Safety & Inspections
365 East Street
Tewksbury, MA

9:00 A.M. AGENDA REVIEW:

By Chairman Joseph McNamee

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

- Amendment of the August 7, 2019 minutes

❖ PV-35 Malden Fine Wines – 220 Pleasant Street – Malden

Applicant Kelly Knopp of Commercial Construction Consultants, Inc. is seeking relief from 248 CMR 10.10 (18) Table 1. The request of to allow the installation of a single user, gender neutral 521 CMR compliant toilet room for the employees. The Malden Board of Health has been properly notified.

*A motion to **Table** was made by: Ms. Ruth Alfasso and seconded by: Mr. Wayne Thomas*

Results: 8 – 0 , with 1 member absent

- The September 4, 2019 Board Meeting Minutes
- The September 4, 2019 Executive Session Minutes
- The October 4, 2019 Board Meeting Minutes
- The October 4, 2019 Executive Session Minutes

DISCUSSION

❖ **D3 – Central Massachusetts Technical School / Cape Cod Plumbing School Online - Online Plumbing Tier Education Program**

Applicant Michael O'Connor is seeking Board Approval of a new online Plumbing Tier Education Program consisting of Tiers 1 thru 5

VARIANCE REQUESTS

❖ **PV-91 - Mass College of Liberal Arts-375 Church St-North Adams-Attend**

Applicant John Ineson of EDM Services, Inc. are requesting a variance from 248 CMR 10.10 (18) (r) Use of Gender-neutral Toilet Rooms. They are requesting a bathroom containing multiple fixtures including two urinals, one water closet and two lavatories allow to be designated as gender neutral. Since this is a state facility, no board of health was notified.

❖ **PV-92 - Durfee High School-360 Elsbree Street-Fall River**

Applicant Ronald Furbish of Griffith and Vary, Inc. is seeking a variance from 248 CMR 10.17 Storm Drains (5) Sub-soil Drains, (c) Area Drains. The plumbing contractor nor Griffith and Vary are able to find an 18" Ductile back water valve. They are requesting the use of a PVC backwater valve. The backwater valve will be installed within 10 feet from the inner foundation of the building. The Fall Rive Board of Health had been properly petitioned.

❖ **PV - 93 - Durfee High School-360 Elsbree Street-Fall River**

Applicant Ronald Furbish of Griffith and Vary, Inc. is seeking a variance from 248 CMR. They are requesting the use of PVC schedule 40 piping to collect all the pool deck drains. The Fall Rive Board of Health had been properly petitioned.

❖ **PV-95 - Brad Otis - 1 Woodside Ave - Winchester**

This is a Post Installation Plumbing Variance. Applicant and installing plumber Bill Spolidoro is seeking relief from 248 CMR 3.04 (1) Product Acceptance. The cast iron tub installed is not compliant with the non-skid surface standard. The Town of Winchester Board of Health has been properly petitioned.

❖ **GV-100-Massachusetts Institute of Technology-50-60 Albany St.-Cambridge**

Applicant John Shaughnessy is seeking a variance from State Fuel Gas Code and 248 CMR 3.04 (1). The request is the approval of (2) – 6" Cameron NewCo Swing check valves (300 GS) Stainless and (4) 6" Cameron NewCo Swing check valves (300 G) Carbon. Since this is a gas variance, Board of Health notification is not required.

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❖ PV-96 - Lillian Monalto Signature Properties-34 Park St.-Andover

Applicant George L Elston III of Jay Elston Plumbing and Heating is seeking a variance from 248 CMR 10.10 Table 1. They have installed filtered drinking water faucets in the staff kitchen on floors 1 and 2 and at the wet bar on the third floor conference room of the 3 story building and are asking the Board to eliminate the required drinking fountains. The Andover Board of Health has been petitioned.

❖ PV-101-Wentworth Institute-550 Huntington Ave-Boston

Walter B. Adams of WBA Associates are seeking a variance from 248 CMR 10.10 (18) (R) on behalf of Wentworth Institute of Technology Willson Hall toilet room renovation. They are requesting to change a men room with 8 toilet/urinal fixtures into a gender neutral room with 5 toilet fixtures. One toilet compartment will be compliant with 521 CMR. All the toilet stall partitions will be constructed with metal studs, gypsum wall board and tile cladding, from the floor to a height of 7-8 feet above the floor to allow individual privacy. Boston Inspectional Services has been properly petitioned.

❖ PV-102-Dragon Paradise, LLC.-270 Main St., Agawam

Applicant Robert Hoyle of Chem-X is seeking a variance from 248 CMR 10.15 (10) (a) They are requesting an alternate method to gravity drainage system. The Agawam Board of Health has been petitioned.

❖ PV-104-DCR-180 Old Kings Highway-Wellfleet

Applicant Kevin McHugh of Coneco Engineers & Scientists, Inc. are seeking a variance from 248 CMR. They are requesting the installation of an outdoor standard along with a 521 CMR compliant shower and dishwashing station. The applicant states the fixtures will be covered by a permanent roof and the showers will be enclosed by walls. This is a state facility therefore Board of Health was not petitioned.

❖ PV-106-Essex County Sheriff's Dept-20 Manning Ave.-Middleton

Applicant Sean Gallagher is seeking a variance from 248 CMR 10.10 (18) Table 1 Minimum facilities. The applicant states that after a renovation of the facility they will be short 2 toilets and 2 showers with no room to expand. This is a state facility therefore Board of Health was not petitioned.

❖ PV-110-University of Massachusetts Dartmouth-285 Old Westport Rd-North Dartmouth

Applicant Patrick Harold of Harold Brothers is seeking a variance from 248 CMR 10.10 (18) (g) 5. They are requesting P3 Residence Hall utilize gender neutral toilet and shower rooms. The location of these bathrooms include all floors of the north and south Residence Halls. Each toilet room core will include single user toilet and shower rooms with full height partitions. The lavatories will be open and shared amongst the occupants. This is a state facility therefore Board of Health was not petitioned.

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- ❖ **PV-109 – University of Massachusetts-360 Campus Center Way-Amherst**
This is a Post Installation Variance. Installing Plumbing Contractor Thomas Conway of TJ Conway Company is seeking a variance from 248 CMR 10.12 (1) (see **PV -105**). They are requesting the Board allow the drainage of a 6000 gallon wave tank enter the building sanitary drainage system. The applicant states that the Superintendent of Public Works has been petitioned regarding this variance. This is a state facility therefore Board of Health was not petitioned.
- ❖ **PV-105-UMass-360 Campus Center Way-Amherst**
Applicant Finn Chappell of Architectural Engineers Inc. are seeking a variance from 248 CMR 10.12 (1). They are requesting the Board allow the drainage of a 6000 gallon wave tank enter the building sanitary drainage system. The applicant states that the Superintendent of Public Works has been petitioned regarding this variance. This is a state facility therefore Board of Health was not petitioned.
- ❖ **PV-111 - UMass - Boyden Gym and Mullins Center – Amherst**
This is a Post Installation Variance. Installing Plumbing Contractor Thomas Conway of TJ Conway Company is seeking a variance from 248 CMR 10.15 (1), 10.02 (26) and 10.03. The request is to connect the pool to potable water and to allow the drain to be connected indirectly. They are also requesting the Board allow the use of a non-product accepted special fixture (Hydrotherapy Pool). This is a state facility therefore Board of Health was not petitioned.
- ❖ **PV-41 - MBTA Green Line Extension Lechmere Station – Cambridge**
This is one of six variance requests submitted by Terrence McCarthy on behalf of the MBTA. The North head house has employee toilets (male and female). The MBTA are requesting to not provide public toilet facilities. This is a state facility therefore no Board of Health has been notified.
- ❖ **PV-45 - MBTA Green Line Extension Lechmere and College Avenue Stations - Medford**
This is the fifth of six variance requests submitted by Terrence McCarthy on behalf of the MBTA. This request is for no public bathrooms and employee toilets that are located more than 300 feet from the starter booth. This is a state facility therefore no Board of Health has been notified.
- ❖ **PV-46 - MBTA Union Square Station – Somerville**
This is the sixth of six variance requests submitted by Terrence McCarthy on behalf of the MBTA. This request is for no public bathrooms and employee toilets that are located more than 300 feet from the starter booth as well as off site of the station as negotiated by the MBTA and the adjacent real estate developer.. This is a state facility therefore no Board of Health has been notified.

VARIANCE REQUESTS RETURNED

- ❖ **Returned variance application-Umass-360 Campus Center Way-Amherst**
This Post Installation Variance application was returned to the applicant because the applicant was not a licensed plumber.

FYI – Board Delegated Staff Approvals – Board Vote Not Required

Continued use of 1-1/2” tub drain for shower conversion

❖ **DAPV-90 - Susan Dalton - 94 Brow Ave. – Braintree**

Applicant Theodore Dalton has requested the continued use of an inch and a half drain for a tub to shower conversion. The Braintree Board of Health has been properly notified. They have included a note from a health care professional. The in-office approval included the condition of a six inch threshold from the top of the drain outlet to the top of the barrier lip and only one two point five gallon per minute maximum shower head.

❖ **DAPV-78 Ali Yeyinmen 975 Massachusetts Ave., Unit 801 Cambridge**

Applicant Gerald Venezia has requested the continued use of an inch and a half drain for a tub to shower conversion. The Cambridge Board of Health has been properly notified. They have included a note from a health care professional. The in-office approval included the condition of a six inch threshold from the top of the drain outlet to the top of the barrier lip and only one two point five gallon per minute maximum shower head.

❖ **DA-PV-94 – Robert Dargon - 566 Commonwealth Avenue – Boston**

Applicant Robert Dargon has requested the continued use of an inch and a half drain for a tub to shower conversion. Boston Inspectional Services has been properly notified. They have included a note from a health care professional. The in-office approval included the condition of a six inch threshold from the top of the drain outlet to the top of the barrier lip and only one two point five gallon per minute maximum shower head.

❖ **DAPV-99 - Mary Elizabeth Field-875 Memorial Drive, Unit#408 - Cambridge**

Applicant Gregory Johnson of Lee Kimball Kitchens, Inc. has requested the continued use of an inch and a half drain for a tub to shower conversion. The Cambridge Board of Health has been properly notified. They have included a note from a health care professional. The in-office approval included the condition of a six inch threshold from the top of the drain outlet to the top of the barrier lip and only one two point five gallon per minute maximum shower head.

❖ **DAPV-103-David A. Ditullio-117 Evergreen Ave-Braintree**

Applicant David Ditullio has requested the continued use of an inch and a half drain for a tub to shower conversion. Braintree Board of Health has been properly notified. They have included a note from a health care professional. The in-office approval included the condition of a six inch threshold from the top of the drain outlet to the top of the barrier lip and only one two point five gallon per minute maximum shower head.

❖ **DAPV-107-Lee Bardin-20 Webster St. #606-Brookline**

Applicant John Bayiates of Hellas Plumbing and Heating has requested the continued use of an inch and a half drain for a tub to shower conversion. Brookline Board of Health has been properly notified. They have included a note from a health care professional. The in-office approval included the condition of a six inch threshold from the top of the drain outlet to the top of the barrier lip and only one two point five gallon per minute maximum shower head.

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FYI – Board Delegated Staff Approvals – Board Vote Not Required

Full operation of unlisted gas equipment

❖ **DAGV – 70 – Exelon Generation – 9 Summer Street – Medway**

Applicant Pete Callahan has been authorized through Board Delegated Authority full operation of the new gas piping and valves serving the gas compressor lines for safety and maintenance at the above referenced location, subject to the approval of the local plumbing and gas inspector.

APPEAL OF AN INSPECTORS DECISION

❖ **AID - 112 - Owen, Paul - Bathfitter - 135 Muttton Lane – Weymouth**

Applicant Paul Owen is appealing the decision of the Local Plumbing Inspector for the Town of Weymouth regarding the minimum temperature of hot water. Mr. Owen states Inspector Stetson failed to notify the homeowner of a violation of plumbing code. Inspector Stetson documented a hot water temperature of 118 degrees Fahrenheit on July 19, 2019. Mr. Owen states the minimum hot water temperature fell outside the scope of the work outlined on the permit (shower valve installation). The application for appeal has been submitted within 10 days, according to M.G.L. c.142 s. 13.

EXECUTIVE SESSION

CHARACTER REVIEW(S)

CR1) R, A CR2) T, J CR3) S, B

BOARD WILL CONSIDER ANY MATTERS NOT REASONABLY ANTICIPATED BY THE CHAIR:

Note:

Reasonable accommodations or modifications will be provided to enable individuals with disabilities to participate in this Plumbing Board meeting. **All requests should be submitted to Cheryl Yebba at**

(617)-727-4992 no later than one (1) week prior to the scheduled Board Meeting.

While the Board of Examiners of Plumbers & Gas Fitters will attempt to honor all requests, those requests received after that date may not be provided due to feasibility.