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## **BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS**

### **September 2, 2020 BOARD MEETING AGENDA**

In accordance with the provisions of G.L. c. 30A § 20, notice is hereby given that the Board of State Examiners of Plumbers and Gas Fitters will convene a regular monthly meeting via telephone conference on:

**SEPTEMBER 2, 2020 @ 9:00 a.m. until approximately 1:00 p.m.**

Board of State Examiners of Plumbers and Gas Fitters  
Wed, Sep 2, 2020 9:00 AM - 1:00 PM (EDT)

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/456200789>

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

**9:00 A.M. AGENDA REVIEW:** By Chairman Joseph McNamee



**BOARD OF STATE EXAMINERS OF PLUMBERS AND GASFITTERS SEPTEMBER 2, 2020**

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

***Member and Staff Attendance***

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

**9:00 A.M. AGENDA REVIEW:** By Chairman Joseph McNamee

**UP COMING MEETING VENUE**

Due to the COVID-19 State of Emergency upcoming meeting venue may change

**APPROVAL OF PREVIOUS MEETING MINUTES****Board Meeting Minutes**

December 4, 2019

January 8, 2020

February 5, 2020

February 5, 2020 - Executive Session

March 4, 2020

July 1, 2020

August 5, 2020

## **DISCUSSION**

D1 – Guidelines regarding the use of distance/online/correspondence tools for education during the state of emergency.

D2 - Governor's Executive Order - Licenses which expire in 2020 are only valid until October 1, 2020. Current Board policy links Continuing Education requirements to the end of the state of emergency, which does not currently have an end date.

## **VARIANCE REQUEST(S)**

### **TABLED FROM AUGUST 5, 2020 MEETING**

#### **PV-015 TRILLIUM BREWING – 375 W. ATLANTIC AVENUE – BOSTON**

The Petitioner (Paul Gibbs) is seeking a variance from 248 CMR, Section 10.10 (18). The variance is for a beer garden located on the Rose Kennedy Greenway in Boston with plans to utilize Condex containers and porta potties. As this is a state project, no Board of Health petition is required.

### **TABLED FROM AUGUST 5, 2020 MEETING**

#### **PV-246 – ACE PRECISION- 1123 SUFFIELD STREET - AGAWAM**

The Petitioner (Gregory Neffinger from Greg Neffinger, Architect/NStruct, LLC) is seeking a variance from 248 CMR, Section 10.10 Table 1 to allow the installation of three toilets in the men's room and three toilets in the ladies room. The applicant states there will never be more than 100 people total in this machine shop. The local Board of Health petition has been received.

#### **PV-29 – MARTHA'S VINEYARD REGIONAL HIGH SCHOOL –OAK BLUFFS**

The Petitioner (Christian Huntress from Huntress Associates, Inc.) is seeking a variance from 248 CM, Section 10.10 (18) the renovation of an existing athletic field including an additional 200 bleacher seats without providing rest room facilities. The town of Oak Bluffs will not allow a new connection to their sewer system for field house rest rooms at this time. The town will also not allow a private septic system. The applicant is asking to allow the continued use of school rest rooms which are 560' away until such time the town will allow them to connect into the sewer system. The Oak Bluffs health department has been properly notified

#### **PV-31 – ACACIA GRILL – 1105 WEST BOYLSTON STREET - WORCESTER**

The Petitioner (Penina Gitau from Acacia Grill) is seeking a variance from 248 CMR Section 10.10(18) to allow the continued use of an existing unisex rest room for patrons and staff. The existing rest room is not handicap accessible and there is no room to achieve this as the entire space is only 1,100 square feet. The Worcester Health department has been properly notified.

#### **SPP-32 – KARAM FINANCIAL GROUP – 1168 HIGHLAND AVENUE, FALL RIVER**

The Petitioner (Robert Steven Wilkinson from Wilkinson Associates) is seeking a variance from 248 CMR, Section 10.16 (16) (d) to allow the installation of air admittance valves for 5 kitchen sinks. The petitioner states it would be very difficult to install bow venting for these fixtures. Historical preservation parameters will not allow alterations to the adjacent walls necessary to allow bow venting these sinks. The Fall River Board of health has been properly petitioned.

**PV-34 – BELMONT MIDDLE & HIGH SCHOOL – 221 CONCORD AVENUE – BELMONT**

The Petitioner (Fin Chappell from Architectural Engineers, Inc.) is seeking a variance from 248 CMR Section 10.12 (1) (f) 4. to allow pool water to drain into the building sanitary system. There are concerns a fault in the system discharge could result in contaminated storm water entering the site drainage into Clay pit pond leaving the town in violation of the EPA order. The project is a renovation to the existing high school where new plumbing systems are to be installed in the existing pool. The existing pool drainage before renovation was draining to the sanitary system. The local Board of Health has been notified.

**PV-35 - DCAMM – MASSACHUSETTS COMMUNITY COLLEGES – MULTIPLE CITIES**

The petitioner (Paul Peloquin from R.H. White Construction is seeking a variance from 248 CMR, Section 10.14 (5) (l) to allow the use of Onicon turbine flow meters on potable water piping. These meters would be “hot tapped” into the potable water piping. The proposed installations would be at:

- ✓ Cape Cod Community College – West Barnstable
- ✓ Bridgewater State University – Bridgewater
- ✓ Salem State University – Salem
- ✓ Northern Essex Community College – Haverhill (3 meters)
- ✓ Berkshire Community College – Pittsfield
- ✓ Mount Wachusett Community College – Gardner
- ✓ Roxbury Community College – Boston (3 meters)

As these are state projects, no Board of Health petition is required.

**GV-35 - DCAMM – MASSACHUSETTS COMMUNITY COLLEGES – MULTIPLE CITIES**

The petitioner (Paul Peloquin from R.H. White Construction is seeking a variance from NFPA 54-2012, Section 5.6.8 to allow the use of Onicon turbine flow meters on fuel gas piping. These meters would be “hot tapped” into the fuel gas piping. The proposed installations would be at:

- ✓ Cape Cod Community College – West Barnstable
- ✓ Bridgewater State University – Bridgewater
- ✓ Salem State University – Salem
- ✓ Northern Essex Community College – Haverhill (3 meters)
- ✓ Berkshire Community College – Pittsfield
- ✓ Mount Wachusett Community College – Gardner
- ✓ Roxbury Community College – Boston (3 meters)

**PV-36 – UMASS MEM. HOSPITAL WOMEN’S IMAGING – 157 UNION STREET -MARLBOROUGH**

The Petitioner ( John Kelly from UMass Memorial Hospital) is seeking a variance from 248 CMR, Section 10.10 Table 1 to allow the installation of one rest room for the public, one rest room for patients and one rest room for staff. The building is 4,000 square feet and serve a maximum of 20 people at any given time. The Marlborough Board of Health has been properly notified.

**PV-37 – DANA FARBER CANCER INSTITUTE –300 BOYLSTON STREET – NEWTON**

The Petitioner (Kevin Potter from T.G Gallagher) is seeking a variance from 248 CMR 10.03 Definitions, and 10.14(3)(a)2b, to allow the temperature of exam room and staff hand sinks to be set at 120 degrees. Lavatories for patients and visitors will be tempered to 110 degrees. The Newton Board of health has been properly notified.

**PV-38 NASHOBA VALLEY TECH – 100 LITTLETON ROAD – WESTFORD**

The Petitioner ( Mark Tocci from Crossfield Engineering, Inc.) is seeking a variance from 248 CMR Section 10.10 Table 1, to allow the removal of 20 existing drinking water stations to protect the students, staff and faculty against the spread of infectious diseases. A hand sink with hands free mixing faucet, hands free soap dispenser and hands free paper towel dispenser will be installed at each of these locations. The goal is to remove the existing water stations before the fall reopening next month the installation of the hand sinks will follow once the materials are procured. The Westford Board of health has been properly notified.

**PV-39 – 82 BUCKMINSTER ROAD – BROOKLINE**

This is a post-installation variance. The Petitioner ( David Scholl from Scholl Plumbing) is seeking a variance from 248 CMR 3.04 to allow this installation of two vanity tops with integral sinks which are not Product Accepted. Both faucets are Product Accepted. Specifications for these vanity tops show the tops are tested to the ISO 13006 Encl. G standard for ceramics. The Brookline Board of health has no opposition to this variance request.

**PV-40 – DANIELE MINIELLO – 10 SUNSET DRIVE – BURLINGTON**

The Petitioner (Daniele Miniello) is seeking a variance from 248 CMR 3.04 to allow this installation of an oval chiseled marble vessel sink and a black granite vessel round sink which are not Product Accepted. The Burlington Board of Health has no opposition to this variance request.

**PV-42- DEVENS – 33 ANDREWS PARKWAY-DEVENS**

The Petitioner (James Cray from Wright –Pierce) is seeking a variance from 248 CMR, Section 10.10 Table 1 to:

1. allow the installation of one gender neutral employee rest room
2. allow the elimination of the required shower.

This variance request is for two new water treatment plants in Devens. The local Board of Health has been properly notified.

**PV-44 – TOWN OF AYER SPECTACLE WATER PLANT – 25 BROOK STREET - AYER**

The Petitioner (John Sheehan from CDM Smith) is seeking a variance from 248 CMR, Section 10.10 Table 1 to allow the installation of a single user gender neutral employee rest room with a shower stall in lieu of designated rest rooms. The Ayer Board of health has been properly notified.

**PV-45 –ACTON-BOXBOROUGH REGIONAL HIGH – 75 SPRUCE STREET – ACTON**

The petitioner (Keith Flanders form Cosentini Associates) is seeking a variance from 248 CMR section 10.10 (18) to:

1. Allow the fixture count to be based on the program occupant load of the building
2. Allow the installation of gender specific rest rooms using a combined entrance
3. Allow the substitution of toilets for the required urinals

The local Board of Health has been properly petitioned.

**PV-46 –EVERSOURCE – 55 WILSON STREET – HOPKINGTON**

This is a Post-Installation Variance. (A). The Petitioner (Michael Dubuque from Holden Mechanical) is seeking a variance from 248 CMR, Section 10.06 (2) (k) to allow approximately 1,200 feet of Ductile Iron installed underground to remain. This is potable water from the water meter in a pump house to another building with two rest rooms and five safety showers. (B). The petitioner is also asking to allow the safety showers to remain without a circulation loop. The specifying engineer has proposed a flushing program compliant with ANSI Z358.1. The Hopkinton Board of Health has been properly notified.

**WITHDRAWN VARIANCE**

**PV-014 SMOC – 192 MIDDLESEX STREET – LOWELL**

The Petitioner (David LaRose from LaRose Plumbing and Heating) is seeking a variance from 248 CMR, Section 10.06. The project is a SMOC homeless shelter. This is a commercial building with 5 stories. The Petitioner is renovating a ½ bathroom currently piped in with PVC for drain and vent. The request is to leave it as PVC as it has been changed to PVC in the basement which is a considerable way to the main drain. The Petitioner has sent in proof that he has tried to reach the Local Board of Health.

**APPEALS**

**A2 – APPEAL OF INSPECTOR'S DECISION - 35 LOMASNEY WAY – BOSTON**

**TS-01**

**SPYCE – 241 WASHINGTON STREET - BOSTON**

**ONE BRATTLE SQUARE - CAMBRIDGE**

The Petitioner (Kale Rogers from Spyce) is seeking approval for a Massachusetts State Plumbing Board Test Site Location at both of the restaurant locations. The Petitioner does have a test site approval for their Boston location which is being renovated and they have made updates to the equipment. The Cambridge location is a new store. Both restaurants will feature new technology that Spyce has created to autonomously cook and serve meals. This new cooking system, called the Infinite Kitchen, features many different subsystems including a Steamer module and Sink module.

**FYI – Board Delegated Staff Approvals – Board Vote Not Required**

**DAPV-022 – NEWPRO – JAMES MEANEY – 9 WEST MEADOW ROAD - HAVERHILL**

The Petitioner (Clint Mauche from Newpro) is seeking a variance from 248 CMR, Section 10.10 (7) (c) 4 to allow the continued use of an existing 1 ½” bathtub drain for a new proposed shower. The Petitioner states that a 2” drain is not accessible, there will only be one 2.5 GPM showerhead and there will be a 6” minimum threshold shower pan installed. The local Board of Health petition has been received.

**DAPV-033 –GALLERY SALONS – 235 NEWBURY STREET – DANVERS (Appeal A-1)**

The Petitioner (Scott Angelos from Angelos Plumbing Heating & Cooling, LLC) is seeking a variance from 248 CMR 10.06 to allow the use of PVC drains and vents for sinks in the salon.

**DAPV-023 – NEWPRO – GREGORY HOPKINS – 4 CONCORD GREEN UNIT 1, CONCORD**

The Petitioner (Clint Mauche from Newpro) is seeking a variance from 248 CMR, Section 10.10 (7)(c) 4 to allow the continued use of an existing bathtub drain. The Petitioner states that a 2” drain is not accessible, there will only be one 2.5 GPM showerhead and there will be a 6” minimum threshold shower pan installed. The local Board of Health petition has been received.

**DAPV-024 – PAUL M. SMITH – 165 QUINCY SHORE DRIVE – APT. C46 - QUINCY**

The Petitioner (Paul M. Smith) is seeking a variance from 248 CMR, Section 10.10 (7)(c) 4 to allow the continued use of an existing bathtub drain.

**DAPV-025 – NEWPRO – DIANE MCENTEE – 14 SHARRON DRIVE – SOUTH EASTON**

The Petitioner (Jonathan Mayer from Newpro) is seeking a variance from 248 CMR, Section 10.10 (7)(c ) 4 to allow the continued use of an existing bathtub drain. The Petitioner states that a 2” drain is not accessible, there will only be one 2.5 GPM showerhead and there will be a 6” minimum threshold shower pan installed. The local Board of Health petition has been received.

**DAPV -026 – NEWPRO – CANDACE SPENCER – 12 SHARRON DRIVE – SOUTH EASTON**

The Petitioner (Jonathan Mayer from Newpro) is seeking a variance from 248 CMR, Section 10.10 (7)(c ) 4 to allow the continued use of an existing bathtub drain. The Petitioner states that a 2” drain is not accessible, there will only be one 2.5 GPM showerhead and there will be a 6” minimum threshold shower pan installed. The local Board of Health petition has been received.

**DAPV – 027 – NEWPRO – GERARD PROULT – 92 COLONIAL DRIVE - STURBRIDGE**

The Petitioner (Jonathan Mayer from Newpro) ) is seeking a variance from 248 CMR, Section 10.10 (7)(c ) 4 to allow the continued use of an existing bathtub drain. The Petitioner states that a 2” drain is not accessible, there will only be one 2.5 GPM showerhead and there will be a 6” minimum threshold shower pan installed. The local Board of Health petition has been received.

**DAPV – 028 –KEVIN O’CONNOR – 1359 – WASHINGTON STREET - BRAINTREE**

The Petitioner (Kevin O’Connor) is seeking a variance from 248 CMR, Section 10.10 (7)(c ) 4 to allow the continued use of an existing bathtub drain for a new proposed shower. The local Board of Health petition has been received.

**DAPV-41 – F. DAVID CONSTANCE – 11 KENT ROAD – HARWICH**

The Petitioner (F. David Constance) is seeking a variance from 248 CMR, Section 10.10 (7)(c ) 4 to allow the continued use of an existing bathtub drain for a new proposed shower. The local Board of Health petition has been received.

**DAGV – 144 – UNLISTED EQUIPMENT - CHRIS LAUGHMAN – 5 HIGH ROCK CIRCLE - WALTHAM**

The Petitioner (Stephen E. Younis from Steven E Younis P.E., Inc.) is seeking a variance from 248 CMR Section 3.04 (1) for full operation of the 190,000 BTU/HR Glory Hole equipped with two Wet Don small 3 ¾ burners located at the above referenced location.

**EXECUTIVE SESSION**

**CHARACTER REVIEW(S)**

CR – R.T.

CR – A.V.

**QUASI JUDICIAL SESSION**

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

## **ADJOURNMENT**

**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.