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The Commonwealth of Massachusetts
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Board of Boiler Rules

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JON M. DAVINE
STATE FIRE MARSHAL

EDWARD S. KAWA JR
CHAIRMAN

Minutes
Board of Boiler Rules
Department of Fire Services
One State Road, Stow, MA 01775
Meeting of June 6, 2024

Meeting called to order by the Chairman, Ed Kawa, at 10:04 A.M. The Chairman opened this meeting of the Board of Boiler Rules, explaining that in accordance with M.G.L. Chapter 146 Section 3, the Board is conducting a regular meeting. This meeting is being recorded.

1) Attendance

Board Members Present:

Edward Kawa, Chairman
Charles Perry, Boiler Manufacturers
Anthony Lucia, Operating Engineers
Max Greig, User Group

Board Members Not Present:

VACANT, Insurance Companies

DFS Staff Present:

Rachel Perlman, DFS
Dan Laperle, DFS

Holly Bartlett, DFS

Attendees Present:

Glenn Robinson, HSB
James Stiefel, HSB
Philip Bernier, HSB
Doug Smiley, Travelers
Stephen Kapnis, CNA
Mike Burge, FM Global

Rick Gillis, Liberty Mutual
Mike Robillard, Somp
Tony Chamoun, NRG Services
David Baker, Rowley Fire
Chief Mark Emery, Rowley Fire

- 2) Minutes from previous meetings: The minutes from the previous meetings held on May 2, 2024, were reviewed. ***Motion to approve the minutes made by Anthony Lucia, seconded by Charlie Perry; motion passed by unanimous vote.***
- 3) Petitions for inspectional considerations: The following requests for extension of the inspectional requirement received since the last regular meeting in April were entered into record:
- a) Bristol-Myers Squibb, request dtd May 6, 2024, for a 2-month extension of the inspectional requirement for MA140255
 - b) Crane & Co, Pioneer Mill, request dtd May 24, 2024, for a 6-month extension of the inspectional requirement for MA198728 and MA232874
 - c) Hollingsworth & Vose, request dtd May 23, 2024, for a 2-month extension of the inspectional requirement for MAS064990

Motion to approve these extensions as read made by Anthony Lucia, seconded by Charlie Perry; motion passed by unanimous vote.

- 4) Variance Request – Rowley Fire Department: The Chairman stated that a variance request had been received from Rowley Fire Department, and that David Baker representing Rowley Fire is currently on the TEAMS call to address the request. Mr. Baker indicated that Chief Emery is on the call, as well. He explained that following a recent inspection conducted by an insurance inspector, Rowley Fire was found to be in violation of 522 CMR 4.05(11), emergency boiler shutdown devices. He explained that they are seeking a variance from this regulation as they have breakers for these boilers in a room adjacent to the boiler room. The room where the breakers are does not have a locking door, and is approximately 6.5 feet down the hall from the boiler room. Supervisor Dan Laperle, DFS, addressed the Board, explaining that the language in 522 CMR regarding the emergency shut off switches is taken from ASME Sec. IV, HG-634, which is the ‘parent code’ addressing construction requirements; from the NBIC Part 1, Section 3, which addresses installation requirements; and CSD-1, which addresses Controls and Safety Devices. He explained that a variance from 522 4.05(11) would also be variance from the requirements of these additional safety codes. Charlie Perry pointed out that the requirement for shutoff switches is a safety matter, and that rectifying this situation does not seem like a difficult matter to address. Mr. Baker replied that they have gotten quotes to have this work done, and that the work is prohibitively expensive, that they do not have funding available to address this. The Chairman explained that the ASME, NBIC and CSD-1 are all ‘parent standards’ that are adopted into 522 CMR. Mr. Baker wanted to confirm that breakers are an acceptable form of ‘cutoff switch’ – the Chairman replied that they would be, if located, as required, outside the boiler room, and not in another room down the hall.

The Chairman asked if there were any additional questions regarding this matter. With none, he asked for a motion. ***Motion to deny this request made by Charlie Perry, seconded by Anthony Lucia; motion passed by unanimous vote.***

- 5) Updates from DFS Staff: The Chairman announced that Marshal Davine has appointed Doug Smiley, Travelers Insurance, to fill the vacant Board member position representing insurers.
- 6) Matters not reasonably anticipated: None

- 7) Adjournment of Meeting: The next meeting will be on Thursday, September 5, 2024. ***Motion to adjourn the meeting made by Anthony Lucia, seconded by Charlie Perry; motion passed by majority vote, regular meeting adjourned at 10:19AM.***

List of Documents/Exhibits Used at this Meeting

- a. Minutes, Board Meeting on May 2, 2024
- b. Extension Requests
 - i. Bristol-Myers Squibb
 - ii. Crane & Co, Pioneer Mill
 - iii. Hollingsworth & Vose
 - iv.
- c. Variance Request
 - i. 2021 ASME Sec IV
 - ii. 2021 NBIC Part 1, Section 3
 - iii. 2021 CSD-1