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BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS

BOARD MEETING MINUTES

Wednesday, May 3, 2023, starting at 9:00 a.m.

**In accordance with the provisions of G.L. c. 30A § 20, the Board of
State Examiners of Plumbers and Gas Fitters convened a regular
monthly meeting via telephone/video conference:**

**INFORMATIONAL NOTE: ALL VOTES WERE TAKEN BY ROLL CALL. WHERE EACH MEMBER VOTED IN
FAVOR, THE VOTE WILL BE REPORTED AS UNANIMOUS.**

Member and Staff Attendance

: MEMBERS	APPOINTMENT	PRESENT	ABSENT
Mr. Joseph McNamee	Chairman, Master Gas Fitter	X	
Mr. Harold Knight	Member, Journeyman Plumber	X	
Mr. John Cruz	Member, LP Installer	X	
Mr. Bahig A. Kaldas, P. E.	Member, Plumbing Engineer	X	
Mr. Joseph V. Waskiewicz	Member, Master Plumber	X	
Mr. Wayne Thomas	Member Journeyman Gasfitter	X	
Ms. Ruth Alfasso	Member, Dept. of Public Health	X	
Ms. Sarah Badway	Public Member	X	

Mr. Dan Kilburn	Member, DOL Designee	X	
STAFF			
Mr. Charles Kilb	Board Legal Counsel	X	
Mr. Kenneth Peterson	Executive Director	X	
Mr. Michael Guida	Board Code Consultant	X	

9:00 A.M. AGENDA REVIEW:

By Chairman Joseph McNamee

APPROVAL OF PREVIOUS MEETING MINUTES

None

Discussion

Delegate Commercial Vocational School Projects that are completed on school property, to Board Office staff

The Board discussed the Board Office approving Vocational School Projects that are completed on school property. Staff indicated that larger projects will be brought to the Board even if otherwise approvable in house.

Vote: HK to approve, JW seconded

Results: JM, HK, JC, BK, DK, RA, JW, WT to approve, SB abstained

Vocational School Commercial Project Applications

23-VSP-371 Brian Allard, Assabet Valley Regional Technical High School

The applicant is seeking permission to have students remove the old cosmetology sinks and adjust rough-in locations, then install new sinks.

Vote: WT to approve, JW seconded

Results: Unanimously Approved

Variance Request

23-PV-377- Jim Pittman, 100 Summit Avenue, Chelsea

The petitioner for the Soldiers' Home in Chelsea, is seeking relief from 248 CMR 10.09 (2)(a) Grease Traps and Interceptors to allow for 11 commercial dishwashers without a grease interceptor. This is a post-installation variance and state investigator Padden has been notified.

Vote: WT to approve, RA seconded

Results: JM, HK, JC, BK, DK, RA, JW, WT to approve, HK abstained

23-PV-220 – Robert Hartwright, 160 Clark Road, Amherst

The petitioner for UMass Amherst is seeking relief from 248 CMR 10.10.(18)(G)(5), Dormitory Toilet Facilities, to change the designation of bathrooms 015, 212A, and 235A to “gender-inclusive”. State investigator O'Reilly has been notified.

The applicant indicated that other gender designated bathrooms are on the floor.

Vote: RA to approve, DK seconded

Results: Unanimously Approved

23-PV-379- Frank Bushey, 467 Cheshire Road, Pittsfield

The petitioner for the Berkshire House of Corrections is seeking relief from 248 CMR, 3.04(1) Product Design and Testing Standards, to allow for the installation of 56 stainless steel shower enclosures that are not on the product accepted list. State investigator O'Reilly has been notified.

Vote: HK to install one shower enclosure as a test site, with investigator O'Reilly's approval, JW seconded

Results: Unanimously Approved

23-PV-181- Doug Anderson, 12 Hemenway Street, Boston

The petitioner for the Berklee College of Music is seeking relief from 248 CMR 10.10.(18)(G)(5), Dormitory Toilet Facilities, to allow all single-user toilet facilities to be designated as gender-neutral. The local inspector and the Board of Health have been notified.

During discussion, it was noted that the designation is allowed by right, the applicant indicated that the variance was needed to meet shower requirements which are intended to be met by these single user bathrooms.

Vote: BK to approve, RA seconded

Results: Unanimously Approved

23-PV-214- Sam Hathaway, 98 Bishops Forest Drive, Waltham

The petitioner is seeking relief from 248 CMR 10.10 (7) (b)1 Shower Waste Outlet, to allow for the installation of a shower on an existing 1 ½” drain. This is a post-installation variance. The local inspector and the Board of Health have been notified.

The applicant did not appear

Vote: HK to table, JW seconded

Results: Unanimously Approved

23-GV-218- Americo Colaluca, 550 GAR Highway, Somerset

The petitioner is seeking relief from 248 CMR 5.10(17), subsection 10.12.9, Gas Valves Installed for Fire Protection/Suppression Systems, to install a non-mechanical gas valve that serves commercial cooking equipment. The local inspector and the Board of Health have been notified.

This matter was brought to the Board after a appeal was rejected as untimely. The applicant is now seeking a variance based on hardship, not a dispute of the code. Members noted during review that the valve in question was not part of the product accepted system, the applicant must adhere to the code if the system is to be utilized.

Vote: HK to deny, JW seconded

Results: Unanimously Approved

23-PV-219- Zachary Rohlf, 55 Bow Street, Cambridge

The petitioner for Harvard University is seeking relief from 248 CMR 10.15 (10)(a)(2) Sumps and Ejectors, to utilize a sewage ejector pump for one single-user bathroom that is above the height of the building drain. The local inspector and the Board of Health have been notified.

The applicant was not present for this agenda item.

Vote: HK to table, RA seconded

Results: Unanimously Approved

23-PV-225- Chris Lenhoff, 209 Sargent Road, Brookline (handled at end)

The petitioner is seeking relief from 248 CMR 3.04(1) Product Design and Testing Standards, to allow for the installation of 2 custom concrete lav sinks, that are not on the product accepted list. The local inspector and the Board of Health have been notified.

Vote: HK to approve, WT seconded

Results: Unanimously Approved

23-PV-256 – Keith Vermette, 1 Deerfield Street, Billerica

The petitioner is seeking relief from 248 CMR 3.04(1) Product Design and Testing Standards, to allow for the installation of a kitchen sink that is not on the product accepted list. This is a post-installation variance. The local inspector and the Board of Health have been notified.

This sink shall be installed for two years.

Vote: WT to approve, JW seconded

Results: Unanimously Approved

23-PV-257- Joshua Bath, 16 Charter Road, Acton

The petitioner for the Acton-Boxborough Administration Building is seeking relief from 248 CMR 10.10 Table 1, and 10.10 (18)r(1), to allow for a reduction in the number of toilet facilities required, and to designate all of them as gender-neutral.

The applicant noted that the bathrooms were all single user, thus the variance was only needed to reduce the fixture count.

Vote: WT to approve, DK seconded
Results: Unanimously Approved

23-PV-273- Scott Raimo, 11 Ledgewood Way, Unit 23, Peabody

The petitioner is seeking relief from 248 CMR 10.10 (7) (b)1 Shower Waste Outlet, to allow for the installation of a shower on an existing 1 ½” drain. This is a post-installation variance. The local inspector and the Board of Health have been notified.

The applicant indicated that as part of the condo complex, they are unable to get through the floor to install a compliant drain.

Vote: JC to approve, HK seconded
Results: Unanimously Approved

23-PV- 327- Michael Moran, 40 Unified Parkway, Sutton

The petitioner is seeking relief from 248 CMR 10.02, Principle 7, Drainage System of Adequate Size and related policy that requires secondary roof drainage systems terminate, “a maximum of 60” above grade in an area that will be visible to the people who occupy the building.” This is a pre-installation variance for the new construction of a 352,000 sf manufacturing and warehousing building. The local inspector and the Board of Health have been notified.

A metal canopy was present. The local Inspector is opposed to this variance. Members noted that adherence to basic principles is necessary for safety and system functioning.

Vote: JW to deny, JC seconded
Results: Unanimously Approved

23-PV-328- Federico Chiappina, 65 Theodore Drive, Westminster

The petitioner is seeking relief from 248 CMR 10.10 Table 1 and 10.10(18)(j)(4) Employee Toilet Facilities for Industrial Buildings to allow the elimination of all required showers and relief from the required 300’ travel distance to toilet facilities. The local inspector and the Board of Health have been notified.

Vote: HK to allow one men’s and one women’s shower to be installed, and relief from the 300’ distance to toilet facilities, WT seconded
Results: Unanimously approved.

23-PV-375- William J. Lynch, 950 Main Street, Worcester

The petitioner for Clark University is seeking relief from 248 CMR 10.10 Table 1, to eliminate all urinals in the building and replace them with toilets. This is a post-installation variance and the local inspector, and the Board of Health have been notified.

The petitioner indicated a desire to not install urinals for flexibility, did not provide a site specific hardship.

Vote: DK to deny, JW seconded

Results: RA, JM, JC, BK, DK, JW, HK in favor; WT/SB opposed

Motion passed 7 to 2

23-PV-376 – Ralph Mulcahy, 20 Newton Street, Brookline

The petitioner for the Dexter Southfield School is seeking relief from 248 CMR 10.10 Table 1, and 10.10(18)(i) to eliminate the code-required showers in their new field house. The local inspector and the Board of Health have been notified.

Vote: HK to approve no showers needed and single user staff bathrooms to be gender neutral, JW seconded

Results: Unanimously approved

23-PV-378 – Jonathan Cobbeti, 28 Farley Street, Methuen

The petitioner is seeking relief from 248 CMR 10.10 (7)c Shower Compartments to allow the installation of a shower base that does not meet the minimum code requirements. The local inspector and the Board of Health have been notified.

Vote: WT to approve, HK seconded

Results: Unanimously Approved

23-PV-380- Paul Graham, 215 Spring St. Florence

The petitioner is seeking relief from 248 CMR:

3.04(1) Board Required Product Acceptance-55-gallon drum sediment filter

10.02 (26) Materials and Design

10.05(15) Connections to Plumbing System Required

10.06 Materials

10.09 Interceptors, Separators and Holding Tanks

The applicant for Crimson and Clover Farms is seeking this relief for the design of their vegetable washroom which has one large trough drain, that drains to daylight on their property. There is one cold-water hose bib used for washing down the vegetables and they utilize no cleaners or chemicals in their process. This is a post-installation variance and the local inspector and the Board of Health have been notified.

Vote: DK to approve, JW seconded

Results: In favor; DK, JW, WT, HK, SB, RA, BK, JC; JM opposed

Motion passed: 8 to 1

23-PV-381- Paul Tibets, 251 Harvard Street, Suite 12, Brookline

The petitioner is seeking relief from 248 CMR 3.04(1) Product Design and Testing Standards, to allow for the installation of 2 custom mop sinks that are not on the product accepted list. The local inspector and the Board of Health have been notified.

Vote: HK to approve, JC seconded

Results: Unanimously Approved

23-PV-382-Jennifer Ramler, 31 Sea Street, Harwich Port

The petitioner is seeking relief from 248 CMR 10.10 Table 1, to allow a reduced number of toilet facilities required, due to the increase in outdoor seasonal seating. The restaurant currently has two gender-neutral toilet facilities and the applicant is planning to add one more. The applicant states that the septic system is designed for 145 seats. Table 1, 10.10 requires 3 female and 2 male toilet facilities for 145 seats- this total does not include the staff restroom, nor the tenants in an attached apartment. The local inspector and the Board of Health have been notified.

Vote: DK to approve, HK seconded

Results: Unanimously Approved

Board Delegated Staff Approvals- Special Permission

23-VSP-294- Minuteman Vocational Technical High School

RE: 9 Kimball Dr Lexington

Students will be adding a full-bath to the 2nd floor of the residence, the students will install the necessary drains, waste, vents, and water piping to complete the rough and final.

23-VSP-383- Plymouth South High School

RE: 60 Shallow Pond Ln Plymouth

Students will install a water line for a water closet, they will also install 1 water closet and 1 lavatory.

23-SPP-24- Ken Fairneny 200 Libbey Parkway- Boston Children's Hospital

Request for Special Permission has been granted for a recycled gray water collection system in accordance with 248 CMR 3.04 (a) at the above-listed address by Delegated Authority.

23-SPP-25- Ken Fairneny 380 1st Ave Needham- Boston Children's Hospital

Request for Special Permission has been granted for a recycled gray water collection system in accordance with 248 CMR 3.04 (a) at the above-listed address by Delegated Authority.

21-DAGV-206-Timothy Macierowski- 1 New Bond St Worcester

The request for Full Operation of an Unlisted Appliance has been granted for a natural gas Compressor in accordance with 248 CMR 3.04 (1) at the above-listed address by Delegated Authority.

22-DAGV-1018-McCABE Associates 117 Water St Lawrence

The request for Full Operation of an Unlisted Appliance has been granted for 3 natural gas burners (Buggy Washing Systems) in accordance with 248 CMR 3.04 (1) at the above-listed

address by Delegated Authority.

FYI – Board Delegated Staff Approvals – Board Vote Not Required

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

Michael Wilke	188 Heath St	Boston
Peter DiGiano	61 Gardiner Rd	Quincy
Peter DiGiano	38 Thompson St	Fall River
Peter DiGiano	366 W 2nd Unit 4	Boston
Michael Blomerth	903 Wellman Ave	Chelmsford
Jennifer Bylo	39 N Grove St	Foxborough
Jennifer Bylo	12 Carver St Unit 3	Plymouth
Maria Quill	19 Kenberma Rd	Worcester
Cathy Sargent	133 Martin Rd	Douglas
David Renzello	8 Indian Rige Dr	Leominster
David Renzello	94 Grist Mill Rd	Littleton
Rene Dionne	16 Colonial Dr	Framingham
Rene Dionne	14 Mitchell St # 3	Boston
Rene Dionne	76 frost St	Fall River
Rene Dionne	238 Rock St C-7	Norwood
Rene Dionne	81 Johnswood rd	Boston
Rene Dionne	937 N Main St	Raynham
Rene Dionne	21 Leblanc	Shrewsbury
Rene Dionne	1896 Hyde Park Ave	Boston
Rene Dionne	26 Winston St	Bourne
Rene Dionne	69 Washington St	Abington
Rene Dionne	67 Pebble Ln	N Falmouth
Rene Dionne	21 Ainsworth	Springfield
Rene Dionne	8 Currycomb Cic	Barnstable
Rene Dionne	118 Brunswick	Springfield
Christopher Salva	60 Roe Ave	Northampton
Rene Dionne	40 Olde Owl Pond Rd	Brewster
Mark Valle	64 Broadreach Unit 111	Weymouth
Michael Blomerth	489 Beacon St	Lowell
Peter DiGiano	2 Leman Ln	Hopkinton
Peter DiGiano	7 Hilltop Ln	S Easton
Peter DiGiano	55 Tall Oaks Dr Unit 5	Weymouth
Peter DiGiano	77-1/2 Cherry St	Taunton
Peter DiGiano	34 Highland Ave	Newton

Peter DiGiano	152 E Beacon St Unit C6	Plainville
Peter DiGiano	48 E. Springfield St Unit 2	Boston
Peter DiGiano	115 Winter Green Ln	Taunton
Peter DiGiano	800 Bearses Way Unit 1ND	Barnstable
David Renzello	156 Porter St Unit 425	Boston
David Renzello	1701 Irving Rd	Randolph
Rene Dionne	292 Old Queen Anne Rd	Chatham
Rene Dionne	51 Longfellow Rd	Watertown
Rene Dionne	1120 Carew St	Springfield
Rene Dionne	122 A Ridge Rd	Revere
Rene Dionne	3 Hillside Ave	N. Brookfield
Rene Dionne	38 Holman Ave	Leominster
Rene Dionne	34 Hillside Terr	Belmont
Wendy Cucchiara	510 Mellon Rd	Winchendon
Margaret Reilly	113 School St	Somerville
Kathy Grant Petrelli	1171 Nantasket Ave	Hull
Janyce Lee Cal Lee	47 Donna Rd	Needham
Johnathan Cobbett	61 Bolton St Apt 302	Cambridge
Jennifer Bylo	200 Burkhall St 109	Weymouth
Ralph Farham	33 Lakeview Rd	Wayland
David Renzello	1475 Ma Ave #459	Lexington
David Renzello	416 Mountain Ave	Revere
David Renzello	9 Dunia Ln Unit 9	Northborough
David Renzello	50 Green St Unit 203	Brookline
David Renzello	491 Fairway Dr	Somerset
David Renzello	112 Frye St	Marlborough
David Renzello	20 Lynn St	Chelsea
David Renzello	2 Subury St	Maynard
David Renzello	5 Mission Rd UNit 304	Chelmsford
David Renzello	59 Edward Rd	Townsend
David Renzello	8 CrestviewDr Unit 31	Spencer
Jennifer Bylo	224 Franklin St	Duxbury
Jennifer Bylo	3 Pine Tree Ln	Boston
Jennifer Bylo	1550 Worcester Rd #416	Framingham
David Renzello	284 Colonial Rd	Lawrence

Eugene Bertrand	191 Glasgow St Unit 7 2nd Fl	Fall River
Eugene Bertrand	10 Timber Ln	Taunton
Mary O'Malley	7 Paine Rd	Randolph

Kathrone Downing	38 Burton St	Boston
Robin Roberson	6 High St	Northbridge
Rene Dionne	648 Hale St	Beverly
Rene Dionne	305 Gazebo Cir	Reading
Rene Dionne	21 Clarke St	Lawrence
Rene Dionne	10 freeman St Unit 14	N Attleboro
Jennifer Bylo	198 Riverpath Rd	Framingham
Jennifer Bylo	60 Linda Ave	Framingham
Mary Reynolds	32 Sedalia Rd	Burlington
Mark Stevens	33 Baldwin Rd	Marblehead
Michael Blomerth	20 Harkaway Rd	N Andover
Michael Blomerth	1A Platt Ct	Lawrence
Michael Blomerth	20 Duane Ave	Newton
Michael Blomerth	268 Grove St	Belmont
Peter DiGiano	15 Beals Cove Rd	Hingham
Peter DiGiano	16 Katharine Michael Rd	Yarmouth
Peter DiGiano	8 Shannon Marie Way	Easton
Jennifer Bylo	33 Magnolia St	Arlington
Rene Dionne	302 Commercial St Unit 24	Braintree
Robert Gallany	19 Grover St	Beverly

EXECUTIVE SESSION

None

BOARD WILL CONSIDER ANY MATTERS NOT REASONABLY ANTICIPATED BY THE CHAIR

None

QUASI-JUDICIAL SESSION

(Disciplinary decisions - Closed per M.G.L c. 30A, §18)

None

ADJOURNMENT

Vote: JW motion to adjourn, RA seconded

Results: Unanimously Approved at 11:22 p.m.

Items relied upon in Meeting

Agenda

Variance Applications