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

## **October 7, 2020 BOARD MEETING MINUTES**

**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 Gotomeeting conference on:**

Board of State Examiners of Plumbers and Gas Fitters  
Wed, Oct 7, 2020 9:00 AM - 1:00 PM (EDT)

**Please join my meeting from your computer, tablet or smartphone.**  
<https://global.gotomeeting.com/join/401836557>

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**Access Code:** 401-836-557

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<https://global.gotomeeting.com/install/401836557>

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

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



**BOARD OF STATE EXAMINERS OF PLUMBERS AND GASFITTERS SEPTEMBER 2, 2020*****Member and Staff Attendance***

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

September 2, 2020

***Motion:*** A motion was made by HK to accept the September 2, 2020 minutes and seconded by JW.

***Result:*** Unanimous

**DISCUSSION**

**D1 - Lack of availability of code compliant construction trailers**

Board Counsel Charles Kilb spoke about an alleged lack of availability of code compliant construction trailers and asked the Board to consider an advisory or addressing the issue in the code. He suggested that the Board may need to address the issue with a policy if there is a demand. In the past, temporary use of the trailers was asked, now we are seeing more requests to use the trailers permanently. It was discussed that Board Counsel Kilb will draft an advisory and it will be brought back to the Board.

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

**D2 - Possible delegation to allow the office to renew apprentice licenses that are ineligible to renew without special permission.**

Board Counsel Charles Kilb spoke on the 10 year apprentice renewals and that the code says that apprentice licenses cannot be renewed for more than 10 years unless there is a special exception such as people attending school and long term employment. Due to the pandemic, people are not able to finish schooling and take the exam. Should the board give the Executive Director one more extension, 1 more 2 year cycle.

***Motion: A motion was made by RA to delegate to the Executive Director to extend 2 more years (1 more renewal cycle) to apprentice licenses that have already been renewing for 10 years and seconded by HK.***

***Result: Unanimous***

**D3 - Fixture requirements for Buildings/Structures at Campgrounds**

The Board discussed campground fixture requirements and what the plumbing code requires. The Board took no action on the matter at the meeting and will look further in to this issue.

**VARIANCE REQUEST(S)**

**PV-51 – AVON FIRE DEPARTMENT – 150 MAIN STREET –AVON**

The Petitioner (Leroy Wallace from Building Engineering Resources) is seeking a variance from 248 CMR, Section 10.10(10)(a)5.b, to allow the use of a trap guard in lieu of a trap primer to a trench drain. The town of Avon is renovating their Fire Station. There will be a new outbuilding constructed for remote parking of Fire Department vehicles. The building will not have heat. There will be a trench drain provided for the parking area within the building with the waste terminating to a monitored tight tank.

***Motion: A motion was made by BK to grant this variance requests and seconded by HK.***

***Conditions: on the condition of installing heat tape on the trap***

***Result: Unanimous***

**PV-53 – ALLA DUPONT – 1885 WESTFIELD STREET – WEST SPRINGFIELD**

**This is a Post-Installation variance.** The Petitioner ( Gregory Fishfile from Greg's Plumbing) is seeking a variance from 248 CMR, Section 3.09

Product, Design and Testing Standards (0) product acceptance, for a shower unit that does not have Mass approval.

***Discussion: Third party testing report is needed.***

***Motion: A motion was made by TW to table this variance requests and seconded by RA.***

***Conditions: N/A***

***Result: Unanimous***

**GV-54 – TOWN OF BRIDGEWATER – 25 SOUTH STREET – BRIDGEWATER**

The Petitioner (town of Bridgewater) is seeking a Gas Variance from the requirement of two accessible bathrooms and is seeking to allow a single user facility to be placed in a corner of the building due to the historic nature of the building. The town is making historic renovations to the upper level of the Memorial Building to preserve the interior and exterior and to adapt it to be used as meeting and office space. The upper level is expected to have four to six staff members utilizing the area as their primarily office space. The area will be accessible to the public. The Board of Health petition has been received.

***Motion: A motion was made by HK to Deny this variance requests and seconded by JC.***

***Conditions: N/A***

***Result: Unanimous***

**PV-56 GOOGLE LLC – 325 MAIN STREET – CAMBRIDGE**

The Petitioner (Todd Pearson from Jensen Hughes) is seeking a variance from 248 CMR, Sections 10.10(18)(i)(1) and 10.10 (18)(r ) to allow the use of a multiuser gender-neutral toilet room in place of separate male and female designated rooms on floors 7 and 13 of a new high rise mixed use office building. The Board of Health petition has been received.

**Discussion:** the petitioner seeks the use of a multiuser gender-neutral toilet room in place of separate male and female designated rooms on floors 7 and 13 of the new high rise mixed use office building.

**Motion:** *A motion was made by HK to approve this variance request and seconded by RA, to allow the use of a multiuser gender-neutral toilet room in place of separate male and female designated rooms on floors 7 and 13 of the new high rise mixed use office building.*

**Conditions:** N/A

**Result:** *for SB, RA, JM, HK and JC, BK, JW against, motion passed.*

**PV-57 BAYSTATE WING HOSPITAL – 40 WRIGHT STREET – PALMER**

The Petitioner (Nicole Parker from BVH Integrated Services) is seeking a variance from 248 CMR, Section 3.04(1) for a sink at the pharmacy at Baystate Wing Hospital. The Petitioner has been unable to find an approved MA plumbing fixture for use within ISO classified Ante Rooms which supports specific operational and procedural requirements with ante room gowning, hand washing and cleaning procedures while also adhering to USP797 and MA Draft Sterile Compounding regulations. The specific hardship has been to find a particular fixture which meets the exact dimensional requirements required for hand and fore-arm washing while not impeding on ante room material and personnel circulation needs. The Pharmacy Team and Facilities Engineering Department designed a custom stainless steel plumbing fixture which meets regulatory requirements as well as Baystate Pharmacy procedural requirements. The sink is a 16 ga. Type 304 s/s work surface. 16 ga. Type 304s/s sink bowl 15 ¾" x 19 ¾" deep with ¾" radius corner construction. 19 ga. Type 304 s/s bottom enclosure with a removable ¾" channel edge gasketed door panel and turning in flanges for securing to the wall. The Board of Health petition has been received.

**Motion:** *A motion was made by HK to approve this variance requests and seconded by RA.*

**Conditions:** N/A

**Result:** *Unanimous*

**PV61 WHITTEMORD ORMITORY – 374 ROBIN HILL ROAD – MARLBOROUGH**

The Petitioner (Pete McKenna from Hillside School) is seeking a variance from 248 CMR, Section 10.10, Table 1, not to require any female bathrooms in a new, all male prep school dormitory for grades 6-9. The total fixture count will meet the total occupancy of the building. The Board of Health petition has been received.

**Motion:** *A motion was made by JC to grant this variance requests with the condition of an accessible, gender neutral bathroom on the first floor and seconded by BK.*

**Conditions:** *on the condition of an accessible, gender neutral bathroom on the first floor.*

**Result:** *Unanimous*

**GV-62 JOSEPH G. KIJOWSKI, JR. – 18 BATES POINT ROAD – WEBSTER**

The Petitioner (Joseph G. Kijowski, Jr.) is seeking a gas variance to install a Sterling stove equipped with a Robertshaw 4350 oven control CSA US certification number 164327-1177534. The safety is a Robertshaw TS-11 CSA US number 164327-1970372. The stove was pressure and leak tested and set for LP gas.

**Motion:** *A motion was made by HK to approve this variance requests on the condition of a carbon monoxide detector installed in the kitchen, and seconded by JC.*

**Conditions:** *Carbon monoxide detector to be installed in the kitchen*

**Result:** *Unanimous (this is when JW could not be heard on the call)*

**PV-63 SOLDIERS HOME HOLYOKE – 110 CHERRY STREET – HOLYOKE**

The Petitioner (Jeremy Meade from the Soldiers Home Holyoke) is seeking a variance from 248 CMR, Section 10.10 Table 1, to allow the removal of existing water fountains and install drop down tempered eye wash stations in their place. The current water fountains in the hallways of the Veterans care centers do not meet the needs of the facilities infection control standards. There are chilled water stations with ice and water filling stations monitored by staff, in a central location on the unit. As this is a State project, no Board of Health petition is required as it is a State project.

**Motion:** *A motion was made by HK to approve this variance requests and seconded by JC.*

**Result:** *Unanimous*

**GV-67 HOLYOKE SOLDIERS HOME – 110 CHERRY STREET - HOLYOKE**

The Petitioner (Edward Quinn) is seeking a gas variance to install a new natural gas fired generator to be used for emergency backup at a chiller plant. The proposed generator is a Winco90 kW generator with a maximum gas input of 1,230 Sq ft. The generator will be used to provide standby power to the chillers only between June 1 through October of each year. The existing 2” piping from the meter to the building needs to be increased to 3”. The gas to the generator has to be shut off by October 31. The Petitioner would like to ask the Board if the generator supplier can perform his start up before the piping is modified.

**Discussion:**

**Motion:** A motion was made by HK to deny this variance requests and seconded by JC.

**Conditions:**

**Result:**

**PV-64 HOLLISTON WATER DEPARTMENT – GREENSAND FILTRATION FACILITY FOR WELL NO. 5 – 748 CENTRAL STREET – HOLLISTON**

The Petitioner (Sean Reese from the Town of Holliston Water Department) is seeking a variance from 248 CMR, Section 10.10 from the requirement of separate female and male toilet facilities. The proposed water treatment facility is considered unmanned and will only have one and occasionally two operators at a time. The water treatment facility will incorporate the use of one unisex toilet room which will be compliant with 248 CMR. The Board of Health petition has been received.

**Discussion:**

**Motion:** *A motion was made by JC to grant this variance requests and seconded by HK.*

**Result:** *Unanimous*

**PV-68 ARRIANTA BIO – 650 PLEASANT STREET – WATERTOWN**

The Petitioner (Michael Pensack from DPS Group Global) is seeking a variance from 248 CMR, Section 10.15(10) Sumps and Ejectors to use individual process waste lift stations for each room in lieu of a central lift station for all rooms of the pharmaceutical manufacturing suites. The purpose of this is to avoid any possible cross contamination between the suites. The local Plumbing Inspector has raised a concern regarding the individual process waste transfer pumps designed and has requested that the Petitioner apply for a variance to get approval for a process waste transfer pumping arrangement that doesn't comply with the Plumbing Code 248 CMR 10.15 (10) Sumps and Ejectors.

**Motion:** *A motion was made by HK to approve this variance requests and seconded by JC.*

**Conditions:** *with the condition of trap and vented indirect waste.*

**Result:** *Unanimous*

**SPECIAL PERMISSION PLUMBING REQUEST**

**SPP-58 – SIMONE SHEN- 12 Wellington Street - #3 – ARLINGTON**

The Petitioner (Simone Shen) is requesting permission to install an air admittance valve on the first floor of a subdivided 2 story house with an unfinished basement. The Petitioner would like to install a small ventless washer dryer combo unit as she cannot vent the unit through the roof as the plumbing would need to go through the unit above.

*Motion: A motion was made by HK to Deny this variance requests and seconded by JC.*

*Conditions: N/A*

*Result: Unanimous*

**APPEALS**

**A3 – APPEAL OF INSPECTOR'S DECISION – 113 BURLEY STREET - DANVERS**

This appeal was tabled to the November meeting.

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

**DAGV -215 – LAUAANDROMAX 54-64 CHANDLE STREET, LLC – 54 CHANDLER STREET – WORCESTER**

The Petitioner (Marcus Jankie from Laundromax 54-56 Chandler St., LLC) is seeking an unlisted gas equipment variance to allow the installation and testing of 39 double stacked unlisted Dexter gas dryers (models DDBD50KC and DDBD30KC) at the above referenced location. The unlisted gas equipment shall be operated for testing purposes only.

**DAPV-49 ED WINSLOW – 37 WHITTIER DRIVE – AMESBURY**

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-50 FR. MICHAEL RACINE – HOLY NAME OF THE SACRED HEART PARISH -121 MOUNT PLEASANT STREET – NEW BEDFORD**

The Petitioner (Fr. Michael Racine from the Holy Name of the Sacred Heart Parish) 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-52 JOAN MULREAN – 339 E STREET - BOSTON**

The Petitioner (Joan Mulrean) 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-55 DOROTHY HIGGINS – 148 MAIN STREET, A407 – NORTH ANDOVER**

The Petitioner (Dorothy Higgins) 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-59 SUZANNE COLLAZZO – 39 SADDLEBROOK ROAD – MILFORD**

The Petitioner (Suzanne Collazzo) 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 – 65 NEWPRO - ELAINE NETO, JORGE ALBUQUERQUE – 61 FAIRMONT STREET – MARLBOROUGH**

The Petitioner (Ryan Spar from Newpro for Elaine Neto and Jorge Albuquerque) 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-67 –ELIZABETH LESTAGE – 110 BRINGHAM STREET – NEW BEDFORD**

The Petitioner (Elizabeth Lestage) 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.

**EXECUTIVE SESSION**

**The chair announced that the Board would need to enter Executive Session to discuss applicant’s character rather than competence per M.G.L. c. 30A. The chair anticipated the session would last an hour.**

*A motion was made to enter into Executive Session by: HK and seconded by: JC*

A roll call vote was taken, each member said yes, so the motion passed unanimously

**QUASI JUDICIAL SESSION**

None

**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.

Respectfully Submitted By;

*Karen R. Brann*

Karen Brann, Executive Director  
Board of Examiners of Plumbers and Gasfitters

Respectfully Authorized by;

*Joseph McNamee*

Joseph McNamee., Chairman  
Board of Examiners of Plumbers and Gasfitters