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BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS

BOARD MEETING MINUTES

Wednesday, April 2, 2025, starting at 9:00 a.m.

**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 CONVENED A BOARD MEETING
MEETING VIA TELEPHONE/VIDEO CONFERENCE:**

Member and Staff Attendance

: MEMBERS	APPOINTMENT	PRESENT	ABSENT
Mr. Joseph McNamee	Chairman, Master Gas Fitter	X	
Mr. Harold Knight	Vice-Chairman 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 (9:05)	
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	

Informational note: All votes were taken by roll call vote, unanimous votes indicate each member voted yes

APPROVAL OF PREVIOUS MEETING MINUTES

December 4, 2024

Vote: HK to approve, JW seconded, SB absent

Results: Unanimously approved

January 8, 2025

Vote: HK to approve, DK seconded, SB absent

Results: Unanimously approved

February 5, 2025

Vote: JW to approve, DK seconded, SB absent

Results: Unanimously approved

DISCUSSION

Discussion 1- 25-PA-19, Tim O'Connor, ABS material used in this product does not meet the requirements of 248 CMR 10.06.

The Board office reported that this product was not given product acceptance based on the plumbing code. Mr. O'Connor discussed the ABS product used to connect the hot and cold-water outlets of a faucet, which he indicated a belief that were comprised of a different type of ABS than that addressed in the code. He did not dispute that the use of the product would not adhere to the current version of 248 CMR 10.06.

Vote: DK to uphold the decision of the Board Office to deny acceptance of the product. HK seconded

Results: Unanimously approved

VARIANCES

25-PV-64, Donna Oliviero, 10 Bessom Street, Unit 9-10, Marblehead

The petitioner is seeking relief from 248 CMR 10.10 Table 1, to allow the construction of a café with a reduction in the required bathroom facilities. The Board of Health and local inspector have been notified.

Vote: JC to approve, RA seconded, JM abstained

Results: Unanimously approved

25-PV-62, Michael Dimascio, 85 West Newton Street, Boston

The petitioner is seeking relief from 248 CMR 10.10 (g) 2, to allow the construction of a community center having all gender-neutral bathrooms. The Board of Health and local inspector have been notified.

VARIANCE WITHDRAWN

25-PV-38, Dennis Screnci, 450 Maple Street, Hawthorne

The petitioner is seeking relief from 248 CMR 3.04 to allow the installation of a pipe liner product in an unapproved manner. This is a post-installation and state inspector O'Reilly has been notified. During discussion it was noted that the liner in question was installed without a permit.

Vote: WT to deny, JW seconded, JM abstained

Results: Unanimously denied

25-GV-47, Jonathan Gillis, 145 Chapman Lane, Brewster

The applicant is seeking relief from 248 CMR 3.04, 4.04, and 5.03 to allow the installation of a refurbished 1949 Western-Holly propane stove that is not on the product accepted database. The Board of Health and local inspector have been notified.

Vote: WT to approved, JW seconded

Results: Unanimously approved

Vote: WT to confirm prior approval of stove products was delegated to the Board Office as unlisted gas equipment, DK seconded

Results: Unanimously approved

25-PV-54, Chris Ladd, 6 Gill Street, Woburn

The petitioner is seeking relief from 248 CMR 10.10 to allow the renovation of suites E and F without the required shower facilities. The Board of Health and local inspector have been notified.

The applicant was not present for this agenda item.

Vote: DK to table, HK seconded

Results: Unanimously approved

25-PV-55, Carl Franceschi, 45 Wyman Street, Stoughton

The petitioner is seeking relief from 248 CMR 10.10 Table 1 to allow the construction of a community center with a reduction in the required fixtures. The Board of Health and local inspector have been notified.

Vote: WT to approved, JW seconded

Results: Unanimously approved

25-PV-56, Jennifer Hocherman, 487 Brick Kiln Road, Falmouth

The petitioner for the YMCA is seeking relief from 248 CMR 10.10 Minimum Facilities (c) 3 to allow the construction of a multi-user gender-neutral locker-room area that has 30 individual locker rooms. The Board of Health and local inspector have been notified.

VARIANCE WITHDRAWN

25-PV-58, Jennifer Hocherman, 63 North Main Street, North Attleboro

The petitioner for the YMCA is seeking relief from 248 CMR 10.10 Minimum Facilities (c) 3 to allow the construction of a multi-user gender-neutral locker room. The Board of Health and local inspector have been notified.

VARIANCE WITHDRAWN

25-PV-65, Arsen Hambardzumian, 50 Williams Street, Taunton

The petitioner for Taunton High School is seeking relief from 248 CMR 10.10 Table 1, to allow the construction of new bleachers for the softball field with a reduction in the required bathroom facilities. The Board of Health and local inspector have been notified.

During discussion, the applicant withdrew their original request to instead request permission to install two unisex licenses.

Vote: WT to allow the installation of two unisex bathrooms, with the stipulation that the school's restrooms are open for all events, HK seconded

Results: Unanimously approved

Board Delegated Staff Approvals- Special Permission

FYI – Board Delegated Staff Approvals – Board Vote Not Required

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

NONE

Hearing in the Matter of James Richards

NOTE: WT recused himself and did not participate in this agenda item.

James Richards, Continuing Education provider license PG-15 appeared before the Board to appeal a denial to teach continuing education. Mr. Richards addressed the Board and admitted that the basis for the denial was correct, some of his classes were attended by more than the limit of 49 students and they do not typically last six hours. Richards said that he is aware that this is a problem and will be more careful. He answered questions on the typical length of his CE classes and on the propriety of attempting to teach CE to over 100 students at a time, by himself.

At the conclusion of Mr. Richard's presentation, the chair called a hearing to a close and noted that all open session items were completed. He then called for a vote to enter into closed sessions for deliberation and Executive Session to discuss applicants character rather than competence. At 9:51 a.m., HK moved to enter closed quasi-judicial session followed by Executive Session, the motion was seconded by JC and was approved unanimously.

QUASI-JUDICIAL SESSION

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

The Board reported the following for the record:

Vote: DK made a motion to allow Mr. Richards to enter into a consent agreement in which he would be allowed to offer continuing education services on a two-year probationary period with the stipulations, HK Seconded this motion.

Stipulations to be drafted by counsel as follows:

For the duration of the probationary period, Richards must record video and audio of his classes, with students visible in the recording. All classes must last at least six hours which includes a ten-minute break allowed each hour. Each recording, along with the required names and license numbers of each student, must be submitted to the Board within five calendar days. Failure to meet these terms of the probation will result in an immediate termination of his continuing education provider approval.

Results: WT recused; JM abstained all others unanimously in approving this motion.

EXECUTIVE SESSION

See Separate Minutes

ADJOURNMENT

At 10:28 a.m., the Board returned to open session for purposes of adjournment.

Vote: HK to adjourn at 10:28 a.m., DK seconded

Results: Unanimously approved

Items relied upon in meeting

Agenda

Draft Minutes

Variance Applications