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BOARD OF STATE EXAMINERS OF PLUMBERS AND GAS FITTERS

April 7, 2021 BOARD MEETING MINUTES

The topics shown below were discussed at the aforementioned meeting occurring at 9:00 a.m.:

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	Member, Master Gas Fitter	X	
Mr. David Sullivan	Member, DPL Designee	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	
STAFF			
Mr. Charles Kilb	Board Legal Counsel	X	
Ms. Karen Brann	Board Executive Director	X	
Ms. Mary Collins-McCarthy	Associate Executive Director	X	
Mr. Taylor Roth	State Plumbing Investigator		X
Mr. Scott Padden	State Plumbing Investigator		X
Mr. Fredrick Lima	State Plumbing Investigator		X
Mr. James O'Reilly	State Plumbing Investigator		X
Mr. Joseph Peluso	Board Consultant	X	



BOARD OF STATE EXAMINERS OF PLUMBERS AND GASFITTERS APRIL 7, 2021
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

March 3, 2021 – Open Session Minutes

Motion: A motion was made by JC and seconded by RA to approve the Open Session Minutes from the March 3, 2021 meeting.

Result: Passed unanimously.

March 9, 2021 – Open Session Minutes

Motion: A motion was made by HK and seconded by RA to approve the Open Session Minutes from the March 9, 2021 Open Session Minutes.

Result: Motion passed (BK abstained, all other members voted yes)

DISCUSSION

D1 – Re-visit of Continuing Education policy during the State of Emergency

Attorney Kilb informed the Board that the State of Emergency is still in effect and that the current policy allows the licensees to complete their continuing education 90 days after the State of Emergency is lifted. The Board discussed placing the policy on the agenda to be visited each month.

Motion: A motion was made by HK and seconded by JC, to revisit the continuing education policy, currently in effect due to the State of Emergency, but to take no action at this time.

Result: Passed unanimously

D2: Department of Elementary and Secondary Education

- Board review and possible approval of Plumbing Framework

Motion: A motion was made by JC and seconded by HK to give the Board another month to review the Plumbing Framework proposed by DESE.

Result: Passed unanimously

VARIANCE REQUEST(S)

PV-207 MILFORD WATER COMPANY – 14 SOUTH CEDAR STREET – MILFORD

The Petitioner (Matthew Morganelli from Tata and Howard, Inc) is seeking a variance from 248 CMR 10 (18), to not install a bathroom in the Godfrey Brook WTP. The location does not have an available sewer to tie into for sanitary waste disposal. The local Board of Health has been notified.

Vote: A motion was made by JC and seconded by JW to deny the variance request from 248 CMR Section 10(18). The Board determined that there was insufficient evidence to support the request for a variance.

Result: Motion passed unanimously.

PV-208 WEYMOUTH BROOKPOINT – 50 COMMERCIAL STREET – WEYMOUTH

The Petitioner (John Del Tufo of Wozny / Barbara and Associates) is seeking a variance from 248 CMR 10.09, Inceptors, Separators and Hold Tanks, to allow the surface area below the building overhang to be conveyed through the separator and discharge to the storm system. The local Board of Health has been notified.

Vote: A motion was made by JC and seconded by TW to grant the variance request from 248 CMR, Section 10.09 Inceptors, Separators and Hold Tanks, on the condition that the Board receives correspondence from the Department of Environmental Protection approving the discharge going to the storm system through the separator.

Result: Passed unanimously

PV-209 DRUGHELP – 560 LINCOLN STREET – WORCESTER

The Petitioner (Kelly Knopp of Commercial Construction Consulting) is seeking a variance from 248 CMR 10.10(18)(k)(i), to not provide separate male and female facilities for patients/visitors. The Petitioner proposes one gender neutral toilet room for staff and one gender neutral toilet room for patients. The local Board of Health has been notified.

Vote: A motion was made by RA and seconded by HK grant the variance request from 248 CMR, Section 10.10(18)(k)(1), for this project, to not provide separate male and female facilities for patients/visitors. There will be one gender neutral toilet room for staff and one gender neutral toilet room for patients.

Result: Passed unanimously

PV-215 MASSACHUSETTS BAY TRANSPORTATION AUTHORITY – 300 MAIN STREET- CAMBRIDGE

The Petitioner (Chris Curran from AHA Engineers) is seeking a variance from 248 CMR 10.10 Table 1 – minimum facilities for building occupancy, to not provide two public restrooms and a separate employee restroom. The Petitioner proposed one single accessible employee restroom and one accessible gender-neutral restroom available to the public at the platform level the expanded subway station. This is a state project, local Board of Health notification is not required.

Vote: A motion was made by TW and seconded by RA grant variance request from 248 CMR, Section 10.10 Table 1, for this project, to install one gender neutral, accessible restroom at the platform level of the expanded subway station for public use.

Result: Passed unanimously

PV-219 MASSACHUSETTS WATER RESOURCES AUTHORITY BRAINTREE-WEYMOUTH PUMP STATION - 27 KILBY STREET - QUINCY

The Petitioner (John Colbert from MWRA) is seeking a variance from 248 CMR 10.10(18)j, to not add additional restrooms in the Upper Screenings, Pump Access and Loading portions of the building. The MWRA is planning to replace exiting screening and odor control equipment and construct a building addition to house the expanded odor control system. The public does not have access to the facility grounds and the employees use facilities in the same building that are within 300 ft. This is a state project, local Board of health petition is not required. This is a state project, the local Board of health petition is not required.

Vote: A motion was made by TW and seconded by JC to grant the variance request from 248 CMR 10.10(18)j

Result: Passed unanimously

PV-220 MASS WATER RESOURCE AUTHORITY LEINGTON STREET PUMP STATION – 34 LEXINGTON STREET - WALTHAM

The Petitioner (John Colbert from MWRA) is seeking a variance from 248 CMR 10.10 Table 1, to not add a shower at the pump station. The Authority is proposing to replace the existing roof. The plumbing work associated with the roof replacement includes demolition and replacement of 4 inch roof drains attached to an

BOARD OF STATE EXAMINERS OF PLUMBERS AND GASFITTERS APRIL 7, 2021

existing rain leader. The station is not occupied or open to the public. The employees use facilities at the MWRA Chelsea facility. This is a state project, the local Board of health petition is not required.

Discussion:

Vote: A motion was made by JC and seconded by TW grant the variance request from 248 CMR, Section 10.10 Table 1, for this project, to not construct a shower at the Lexington Street Pump Station.

Result: Passed unanimously

PV-221 MASS WATER RESOURCE AUTHORITY BELMONT PUMP STATION – 41 ALEXANDER AVENUE - BELMONT

The Petitioner (John Colbert from MWRA) is seeking a variance from 248 CMR 10.10 Table 1, to not add a shower at the pump station. The station is not open to the public and the employees use facilities at the Chelsea facility. The Authority is proposing to replace the existing roof. Plumbing work associated with the roof replacement consist of the demolition and replacement of existing 4 inch by 9 inch scupper drains at the parapet wall which is attached to a 4 inch by 3 inch downspout. The sanitary sewer vent will be extended to comply with 238 CMR. This is a state project local Board of health petition is not required.

Vote: A motion was made by WT and seconded by JC to grant the variance request from 248 CMR, Section 10.10 Table 1 for this project, to not add a shower at the Belmont Pump Station.

Result: Passed unanimously

PV-223 NOVA COLDSTORE CORP. 425 CONSTITUTION DRIVE TAUNTON

The Petitioner (Marc Carnicelli from CMC Design Build) is seeking a variance from 248 CMR 10.10.J.4, for a proposed addition in a freezer warehouse that will be more than 300' from the toilet room. The Local Board of Health has been notified.

Motion: A motion was made by WT and seconded by JC to approve the variance request from 248 CMR, Section 10.10.J.4, to allow more than 300'from the toilet room in the proposed addition in the freezer warehouse.

Result: passed unanimously

PV-224 CITY OF GREENFIELD FIRE DEPT. – 412 MAIN STREET – GREENFIELD

The Petitioner (Steven Chevalier from the City of Greenfield) is seeking a variance from 248 CMR, Section 10.06, to use ABS plastic wherever practicable and make transitions to cast iron where they are needed. In 2-3 years the apparatus bays and temp double wide trailers are going to be removed and all the materials will become waste. The local Board of Health has been notified.

Vote: A motion was made by WT and seconded by JW, to deny the variance request from 248 CMR Section 10.06, to use ABS plastic. The Board determined that there was insufficient evidence to support the request for a variance.

Result: Passed unanimously

PV-237 COUNTY OF PLYMOUTH 4-H 54 OBERY STREET – PLYMOUTH

The Petitioner (Francis Balser from the County of Plymouth) is seeking a variance from 248 CMR, Section 10.10, to not install a bathroom in a 21' x 36' plastic shelled greenhouse that is used for children's 4-H programs. There is access to a bathroom approximately 75' away in a county owned administration /office building. This is a state project local Board of health petition is not required.

Vote: A motion was made by WT and seconded by JW to grant the variance request from 248 CMR, to not install a bathroom in a 21' x 36' plastic shelled greenhouse as long as there is access to a bathroom approximately 75' away.

Result: Passed unanimously

PV-238 DENTIST OFFICE – 1218 HANCOCK STREET – QUINCY

The Petitioner (Leo Martin from Martin Realty Management) is seeking a variance from 248 CMR, 10.10.18(k) medical and health care building toilet facilities. The Petitioner is interested in renting space in a 4 story office building for a dentist office. The floor where the dentist office will be located does not have bathroom facilities. There are bathrooms on the lower level and upper levels that the public can use. The local Board of Health has ***Vote: The applicant failed to appear. A motion was made by JW and seconded by TW to table the variance application.***

Result: Passed unanimously

PV-239 TOWN LINE NOMINEE TRUST – 137 HOLMES ROAD – EASTHAM

The Petitioner (Alexander Hay from Wellfleet Shellfish Co.) is seeking a variance from 248 CMR, Sections 10.06 and 10.00, to install PVC drain and vent piping for a shellfish processing plant. The cast iron drain pipes have failed and are no longer working properly and will be replaced. The request also includes new floor drain piping and drain and vent piping for the new processing station being built within the plant. The amount of salt water and acidity from the salt air is causing the cast iron piping to fail at an accelerated rate. The local Board of Health has been notified.

Vote: Members noted that there were code compliant materials that could be used. A motion was made by WT and seconded by HK, to deny the variance request from 248 CMR, for the use of PVC piping. Board approved materials need to be used.

Result: Motion passed (JW abstained)

PV-251-PROPOSED PET SUPPLIES PLUS- 256 NORTH MAIN STREET – NORTH READING

The Petitioner (Benjamin Barry from Fabo Architecture, Inc.) is seeking a variance from 248 CMR, Section 10.10 for the number of required plumbing fixtures in a renovation of an existing space for a pet store. The local Board of Health has been notified.

Discussion:

Vote: HK motioned to deny the variance request and seconded by JW. Needs two single user restrooms for employees only. Fire egress fixture count should not be used.

Result: Passed unanimously

PV-252 - PROPOSED PET SUPPLIES PLUS – 356 COOLEY STREET - SPRINGFIELD

The Petitioner (Benjamin Barry from Fabo Architecture, Inc.) is seeking a variance from 248 CMR, Section 10.10 for the number of required plumbing fixtures in a renovation of an existing space for a pet store. The local Board of Health has been notified.

Vote: A motion was made by WT and seconded by HK take no action on the variance request from 248 CMR, Section 10.10, for this project, as more than two restrooms are not required.

Result: Passed unanimously

PV-255 – PRAMOD GUPTA – 8 BOBCAT HILL LANE – ASHLAND

The Petitioner (Pramod Gupta) is seeking a variance from 248 CMR, to allow the connection of two new bathrooms to a 3” sewer pipe as the 4” main is inaccessible due to a finished basement.

Vote: A motion was made by WT and seconded by JC, to allow two additional bathrooms to connect to an existing 3” sewer line for a total of four bathrooms connecting to a 3” sewer line.

Result: Passed unanimously

BOARD OF STATE EXAMINERS OF PLUMBERS AND GASFITTERS APRIL 7, 2021
BOARD WILL CONSIDER ANY MATTERS NOT REASONABLY
ANTICIPATED BY THE CHAIR:

Legal counsel explained that the chair was not aware of two variance requests and they were not on the agenda due to an internal error error. He explained that the applicants were invited. In general, this item should only be used for emergencies and non-controversial issues and that absent this, applicants would be advised to wait for the next meeting. Counsel advised the Board to table if the matters were controversial.

PV-218 MERIEL MARINA BAY – 552 VICTORY ROAD QUINCY

The Petitioner (James Southwood from Break rock Brewing) is seeking a variance request from 248 CMR, Section 10.10, Table 1, from the requirement to install a shower in planned light industrial space.

Vote: A motion was made by HK and seconded by JW to grant the variance request from 248 CMR, Section 10.10 Table 1, with the use of an emergency shower.

Result: Passed unanimously

PV-222 DEPT. OF CONSERVATION AND RECREATION-505 HILLSIDE STREET – STABLE – MILTON

The Petitioner (George Hu from Air Water Energy Engineers) is seeking a variance request from 248 CMR, Section 10.06(o), for approval to use PVC pipes for the drains that collect horse urine.

Vote: A motion was made by JC to partially approve the variance request from 248 CMR, Section 10.06(o), for this project, PVC was not allowed but it could utilize polypropylene or coated cast iron pipes.

Result: Passed unanimously

FYI – Board Delegated Staff Approvals – Board Vote Not Required

DELEGATED AUTHORITY GAS VARIANCE

DAGV21 and DAGV 239 – HOME MARKET FOODS – 140 MORGAN DRIVE – NORWOOD

The Petitioner (Etter Engineering) is seeking to use two ABJ manufacturing belt feed cooking ovens. Each oven has two Maxon Ovenpak EB3 burners (three million BTU each) with separate gas trains and in separate zones for different temperatures.

VOCATIONAL SCHOOL PROJECTS

Montachusett Regional Vocational Technical School – Habitat for Humanity, North Central, MA Old Keene Road, Lot #1E Athol

THE VARIANCE REQUESTS BELOW ARE ALL 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.

DAPV-211	Joseph Crowe	34 Ridgeway Street	Lynnfield
DAPV-226	Robin Harris	22 Middleboro	East Freetown
DAPV-227	Donna and Russell Connor	6 Kristyn lane	North Reading
DAPV-228	Mary and Randy Damon	73 Freemont Street	Bridgewater
DAPV-229	Walter Siedlecki	78 Bradford Commons Lane	Braintree
DAPV-230	Spahiu	2 Earhart St Unit 922	Cambridge

BOARD OF STATE EXAMINERS OF PLUMBERS AND GASFITTERS APRIL 7, 2021

DAPV-231	Louise Savary	27 Violetwood Circle	Marlborough
DAPV-232	Robert Heard	12 Hancock circle	Methuen
DAPV-233	Sue Santora	42 Bartletts Reach	Amesbury
DAPV-234	Dana King	290 Desimone Dr	Marlborough
DAPV-235	Mary Kay Myron	635 N. Main Street	Mansfield
DAPV-236	Gwynn Horsburgh	25 B Spruce Street	Acton
DAGV-241	Lenny and Susan DiLorenzo	9 Hamel Way	Haverhill
DAGV-242	Heather Doucette	3 Surry Lane	East Bridgewater
DAGV-243	Ruth Ann Brown	Bradner Street	Foxborough
DAGV-244	Donald MacMelville	201 Ocean Street	Lynnfield
DAGV-245	Kathy O'Rourke	3 Manor Street	Worcester
DAGV-246	Nicole Berthiaume	274 Dresser Hill	Dudley
DAGV-247	Albert and Mary Santos	366 Caswell St	Taunton
DAGV-248	Brenda Fowler	70 Lockwood Drive	Attleboro
DAGV-249	David French	4 Intervale Road	E Weymouth
DAGV-250	Ben alpern	60 Rantoul St Apt. 10	Beverly
DAPV-253	Tom and Jan Rocca	121 Indian Meadow Dr	Northborough
DAPV-254	Lisa and Robert Plosker	28 Nutting Road	Waltham

EXECUTIVE SESSION

A motion was made by HK and seconded by JC to conclude the Open Session portion of the meeting and enter the Executive Session portion of the meeting at 11:45 a.m. to discuss applicants character, rather than competence, per M.G.L. c. 30A, §21. Each member voted yes. The chair announced that the Board would adjourn at the end of Executive Session.

Note: WT and BK left the meeting and did not participate in the Executive Session or subsequent adjournment.

ADJOURNMENT

At 12:00 p.m., a motion was made by HK and seconded by JC to adjourn the meeting. This motion was passed unanimously.

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