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

July 7, 2021 BOARD MEETING

MINUTES

Board of State Examiners of Plumbers and Gas Fitters convened a remote Board meeting on
Wednesday, July 7, 2021, starting at 9:00 a.m.

The topics shown below were discussed at the aforementioned meeting:

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	
Mr. George Abban	Board Consultant	X	

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

June 2, 2021 – Open Meeting Minutes

June 2, 2021 - Executive Session Minutes

No action taken, these minutes will be reviewed at the following meeting

DISCUSSION

D1 – Requirement for designation of staff bathrooms in DYS facilities.

This matter was on the agenda at the request of staff, however, more time was requested to obtain information for the Board, so no action or discussion occurred.

VOCATIONAL SCHOOL COMMERCIAL PROJECT APPLICATION

Shawsheen Valley Technical High School 100 Cook Street – Billerica

The petitioner David Scholl is seeking approval for a vocational school project to install a complete potable water, drainage, waste, and vent system for SVTHS stadium facility. The ratio of student to instructor is 6 to 1 and the project follows the guidelines listed in the board policy.

Vote: A motion was made by WT and seconded by HK to approve the Commercial Project Application request for the Shawsheen Valley Technical High School, 100 Cook Street, Billerica, as proposed.

Result: Passed unanimously

VARIANCE REQUESTS

PV- 367 Riverview suites-UMASS Lowell Dorm -1291 Middlesex Street - Lowell

The Petitioner (Andrew Porter) is seeking a variance from 248 CMR, Section 10.06 to allow the use of PVC Piping for 5 handwashing sinks in 5 separate classrooms, which are currently, used for general purposes (classrooms) and proposed to be for Physical Therapy and Kinesiology classrooms. The applicant has stated they have been unable to locate any cast iron or commercial piping to ty-into.

Vote: The applicant did not appear, so no action was taken.

PV-369 Shrine of Saint Nicholas the Wonderworker - 120 Pleasant Street - Marblehead

The Petitioner General Counsel (Tracey M. A. Stockton) is seeking a variance from 248 CMR 10.10 (18) (b) 2 (c) and 248 section 10.06. This is an existing church proposed to have outdoor weddings, feasts, Agape Meals, etc. They are proposing ten separate toilet rooms with locking full-length doors, inclusive of one handicap accessible and one handicap alternate toilet room. In addition, five sinks in a centralized area, one will be handicap accessible. They are also requesting to use PEX instead of copper. The local Board of Health has been notified.

Vote: A motion was made by WT and seconded by HK grant the variance request from 248 CMR, Section 10.10 (18) (b) 2 (c) and 248 section 10.06, for this project, without the use of PEX, all plumbing work must be code compliant and confirmation that the fixture count is correct.

Result: Motion passed (vote was 6 in favor, 2 opposed, JM, DS, HK, WT, RA, SB in favor; JC, BK opposed)

PV-370 New England Bar Pizza Co. LLC - CRISP – 1049 Main Street – Walpole

The petitioner (Robert Carnes III) is seeking a variance from 248 CMR section 10.10 (18) (b) (2). The existing building has two bathrooms with toilets and sinks. Due to COVID they have been forced in the past year to create outdoor space for dining. During this time the business has grown. The petitioner is looking to seat somewhere near (but no more than) 150 people. The applicant indicates that the current footprint does not allow for adding permanent bathrooms and that the financial hardship to tear down existing walls and add more bathrooms would be too overwhelming for the business. The local Board of Health has been notified.

Vote: A motion was made by WT and seconded by DS to allow the variance with a total of 76 occupants, 50 seats on the patio, 16 seats inside.

Result: Motion passed (vote was 7 in favor, 1 opposed, JM, DS, BK, HK, WT, RA, SB in favor; JC opposed)

PV-374 Blair Pond Estates LLC - 30-32 Normandy Ave. – Cambridge

The petitioner (Miguel Gomes) is seeking a variance from 248 CMR section 10.15 (9) (e). The building consists of four stories with eighty units. The proposed work is to install laundry facilities in each unit, which would require independent laundry stacks. The request is to connect into the existing 4” pipes. The local Board of Health has been notified.

Vote: A motion was made by HK and seconded by TW to deny the variance request.

Result: Motion passed unanimously

PV- 380 Sarah Miller M.D. MPH – 1180 Beacon Street, DS – Brookline

The petitioner (Sarah Miller) is seeking a variance from 248 CMR section 10.10 (18) (k) to install one bathroom and sinks in the exam rooms in a 560 sq. ft. medical condominium. The purpose of the in-unit bathroom would primarily be to give the patients a discrete place to provide samples. The condominium is currently being used as therapy offices and there are two existing common bathrooms on the same floor, one of which is ADA accessible. All the other condominiums have their own bathrooms. She has received preliminary approval from the condominium association and the local Board of Health.

Vote: A motion was made by JC and seconded by WT grant the variance request from 248 CMR, Section 10.10, (18) (k), for this project, to install one bathroom and sink in a 560 sq. ft. medical condo.

Result: Passed unanimously

GV- 382 Dino and Wendy Poudrette – 194 Sherbert Road – Ashburnham

The petitioners are seeking a gas variance from 248 CMR section 3.04 (1) (unlisted gas range) to install a restored Odin stove (circa 1890). The stove has been converted to use Liquid Propane Gas by Erickson's Antique Stoves (David Erickson).

Vote: A motion was made by WT and seconded by JC to grant the variance request from 248 CMR section 3.04 (1) (unlisted gas range) to install a restored Odin stove (circa 1890). The stove has been converted to use Liquid Propane Gas by Erickson's Antique Stoves.

Result: Passed unanimously

PV- 383 Bright Horizons Child Care – 2 Wells Avenue – Newton

The petitioner (Steven Geller) is seeking a variance from 248 CMR section 10.02 Basic Principle # 23 to install a urinal screen that allows privacy between the older children, but still allows staff members to be aware of the needs of the children in the toilet room. In the Toddler classrooms those children are still in the ages of toilet training as 1-3 year olds. They require constant supervision and often a staff member is required to be in the area with the child to assist. The applicant indicates this is to protect the children and staff as the classroom teachers need constant sight and sound supervision of all activities that happen in those toilet rooms.

Vote: A motion was made by WT and seconded by JC to grant the variance request from 248 CMR10 Section 10.02 Basic Principle # 23, for relief from enclosed partitions and to install a urinal screen that allows privacy between the older children

Result: Passed unanimously

PV- 384 Smith College Libraries – 7 Weilson Drive – Northampton

This is a Post Installation Variance request. The petitioner is seeking a variance from 248 CMR section 10.10 (18) (multiple areas), for labelling the bathrooms as "men" or "women" to simply "restroom". The Neilson Library multi fixture bathroom toilet compartments have floor to ceiling stalls, each with its own exhaust ventilation, fire alarm beacons, fire protection devices, and lighting. Separate individual use bathrooms are also available to patrons and staff on each floor level of the library. The local Board of Health has been notified.

Vote: A motion was made by HK and seconded by JC to table the variance request.

Result: Passed unanimously

PV- 385 Fitchburg Housing Authority – 50 Day Street – Fitchburg

The petitioner (Peter G. Radzim, P.E.) is seeking a variance from 248 CMR section 10.15 11 (a)1, to install backwater valves on 46 units at the above location. The petitioner is looking to replace the existing interior backwater valves.

Vote: A motion was made by WT and seconded by JC to grant the variance request from 248 CMR, and to allow the installation of interior backwater valves for the 46 units as presented with the variance application.

Result: Passed unanimously

PV-407 Gentle Dental – 474 Main Street – Woburn

The petitioner (Nicholas Nitschke) is seeking a variance from 248 CMR section 10.10 18(k) and table 1, to allow the installation of a single, gender-neutral, accessible, employee bathroom. The tenant space is 3,018 s.f. with occupancy of 31. The plan currently provides two accessible bathrooms for patients. The number of employees working at any one time will be approximately five and will increase to approximately ten after office has been open for one year. The local Board of Health has been notified.

Vote: A motion was made by WT and seconded by RA to grant the variance request from 248 CMR, Section 10.10 – 18 (k) and Table 1, for this project, to allow the installation of one single, gender-neutral, employee bathroom instead of two as required by code.

Result: Passed unanimously

PV- 408 Rock Star Brow Lounge, LLC – 69 Maple Street – East Longmeadow

The petitioner (Denise Pelletier) is seeking a variance from 248 CMR section 10.10 (18) i, to use a portable sink. A sink is required by the Board of Health for the service provider. The provider performs eye brow micro-blading services and shading. The provider is required to wash their hands between each client and will be using the sink.

Vote: A motion was made by WT and seconded by JC to deny the variance request from 248 CMR, Section 10.10 (18) i, to use a portable sink. The Board determined that there was insufficient evidence to support the request for a variance.

Result: Passed unanimously

PV-409 Hyde Park Senior Housing – William Barton Rogers School – 15 Everett Street – Hyde Park

The petitioner (Mariah Seaboldt) is seeking a variance from 248 CMR sections 10.10 (18)(b)(1) and 10.10 (18) (r),

to install gender-neutral toilet rooms. They are converting existing building into residential dwelling units and amenity space for independent living for LGBTQ seniors. The building is five stories with a below grade basement. The existing basement will be reconfigured to create a multi-purpose assembly space. In addition the existing assembly hall on level two will be maintained and used for gathering and meeting space. The petitioner is proposing to provide gender-neutral bathrooms throughout the building.

Vote: A motion was made by RA and seconded by WT to approve the variance request from 248 CMR sections 10.10 (18)(b)(1) and 10.10 (18) (r) as proposed.

Result: Motion passed unanimously. (JM recused himself and did not participate in this matter)

PV-410 Trustees of Reservations – World’s End – 150 Martin’s Lane Hingham

The petitioner (Dennis Murphy) is seeking a variance from 248 CMR sections 10.02(6)(b) and 10.10(5)(f), to install alternative technology Clivus model M-18 toilets at World’s End reservation which does not have access to municipal sewer or water and is located in an environmentally sensitive ACEC area. Due to this condition the request is to eliminate the installation of lavatory sinks. The local Board of Health has been notified.

Vote: A motion was made by HK and seconded by TW to eliminate the requirement of a sink.

Result: Passed unanimously

PV- 411 Sharon High School - 181 Pond Street – Sharon

The petitioner (Finn Chappell) is seeking a variance from 248 CMR section 10.15(10)(b), to allow the drainage from the second floor fixtures to be able to be drained down into the ejector pump in order to hit the neutralizing system before leaving the building by gravity. The local Board of Health has been notified.

Vote: A motion was made by BK and seconded by JC to approve the variance request from 248 CMR section 10.15(10)(b).

Result: Passed unanimously

PV-412 Maruti K D Inc. – 411 Waverly Oakes Road – Unit 109 – Waltham

The petitioner (Kaushik Patel) is seeking a variance from 248 CMR section 10.10 (18) (i)1, to install only one bathroom. The liquor store is 3,000 sq.ft. and the intend to have a maximum of 2 employees at any one time. The local Board of Health has been notified.

Vote: A motion was made by WT and seconded by RA to grant the variance request from 248 CMR, Section 10.10 (18) (i) 1, for this project, to allow the installation of one finished bathroom and one rough plumbed bathroom at the above address.

Result: Passed unanimously

FYI – Board Delegated Staff Approvals – Board Vote Not Required**Continued use of 1-1/2” tub drain for shower conversion**

DA-PV-328	Mila Magitsky	250 Hammond Pond Parkway	Newton
DA-PV-329	Bryan Jiencke	161 West 6TH St. Apt D	Boston
DA-PV-330	Cheryl Sutter	59 Main St. Apt 23-3	Dennis
DA-PV-331	Valdir Andrade	45 Martin St.	Brockton
DA-PV-332	William Mansfield	75 Willow Pond Dr.	Rockland
DA-PV-333	Dave and Kathy Carlton	1 Tamarack Ln.	Peabody
DA-PV-334	Kathrine Harrigan	60 Rantoul St. Unit 315	Beverly
DA-PV-335	Annette Mercurio	350 Revere Beach Blvd. 6-6a	Revere
DA-PV-336	Deb Skaltsis	295 College Farm Rd.	Waltham

DA-PV-337	Frank and Allison Curtis	24 Glenmere Circle	Reading
DA-PV-338	Judy and George Dangelo	248 Main St. Unit 413A	Hudson
DA-PV-339	Joan and David Powers	19 Essex Green Ln	Peabody
DA-PV-340	Marshall Feldman	60 Babcock St. Apt 88	Brookline
DA-PV-341	Peter and Kathryn Nobile	31 Randlett Park	Newton
DA-PV-342	Janis and Joseph Smith	73 Chapel Ln	East Wareham
DA-PV-343	Daniel Mullins	61 Hunter Ave.	East Wareham
DA-PV-344	Barry Bronstein	11 Ludlow Rd.	Quincy
DA-PV-345	Lalit Lohda	519 Harrison Ave. Unit D216	Boston
DA-PV-346	Kathleen Bradley	15 Peabody Rd.	Shirley
DA-PV-347	Besty Loughton	14 Chickadee Ln.	Orleans
DA-PV-348	James Owens	30 Patriot Way	Uxbridge
DA-PV-349	Jose Quiles	18 Freeman Ave.	Everett
DA-PV-350	Scott Andrade	135 Andrea Ln	Taunton
DA-PV-351	Karen Smith	30 C Washington Park Dr. Unit 11	Andover
DA-PV-352	Mary Fitzpatrick	3 Mission St.	Boston
DA-PV-353	Tuan Dang	532 Stevens St.	Marlboro
DA-PV-354	Dale Phillips	17 Erica Dr.	Northbridge
DA-PV-355	Sharon Palinsky	26 Francis Ave.	Lunenburg
DA-PV-356	Vanessa Celestin	223 Clinton St. Unit 19	Brockton
DA-PV-357	Phillip Halloran	14 Jayson Rd.	Methuen
DA-PV-358	Sarah McAloon	104 Sonny's way	Dighton
DA-PV-359	Jessica Irizarry	66 Roger St.	Southbridge
DA-PV-360	Mary Titlebaum	94 Rosemary St.	Brockton
DA-PV-361	Robert Heald	8 Carol Ann Dr.	Medfield
DA-PV-362	Beverly Nassar	26 Hunter's Run Place	Haverhill
DAPV-371	Eric Stahl	280 Boylston Street	Chestnut Hill
DAPV-373	Madeline Kaster	250 Hammond Pond Parkway	newton
DAPV-375	Carolyn Morrill	250 Hammond Pond Parkway305 North	West Newton
DAPV-376	Jose Quinonez	250 Hammond Pond Parkway Unit 1608 South	Newton
DAPV-378	Joseph Mingle	1 Belmonty 233	Harwich
DAPV-379	Kathryn Best manzo	55 Tall Oak Drive Unit L4	Weymouth
DAPV-386	Karen Lesteno	10 Museum Way #829	Cambridge
DAPV-387	Peter Berkland	1303 Basswood Circle	North Andover
DAPV-383	Kurt Burchfield	30 High Street Unit 44	Medford
DAPV-389	Kelly and Joseph Fillion	466 Beach Street	Rockland
DAPV-390	CW Chang	11 America BLVD	Ashland
DAPV-391	Heather Carey	82 Dean Street	Norton

DAPV-392	Lisa Lewandowski	34 Rockport Road #11	Gloucester
DAPV-393	Rob Smith	111 Brigham St Unit 1A	Hudson
DAPV-394	Frank Sciara	43 Cottage St. Unit 4	Lynn
DAPV-395	Dennis & Carol Hughes	5 Washington St Unit D5	Reading
DAPV-396	Roxane Lyons	7 Dunham Road	Framingham
DAPV-397	Nelson Boyer	5 Woodcrest Court, Unit 6	South Weymouth
DAPV-398	Joan Spencer	700 Shore Drive Unit 313	Fall River
DAPV-399	Darren Laforest	117 Iron Hill St.	Weymouth
DAPV-400	Cliff Dallaire	86 Sterling Lane	Haverhill
DAPV-401	Daniel Moore	42 Cornell Street	Roslindale
DAPV-402	Donald Albrecht	18 Lafayette St.	Fairhaven
DAPV-403	Patricia Provost	125 Coolidge Ave #204	Watertown
DAPV-404	Diane Macdonald	97 Pleasant St	Paxton
DAPV-405	William Moscarelli	540 Commercial St Unit 2	Boston
DAPV-406	Mary Kane	2353 Massachusetts Ave Apt21	Cambridge

FYI – Board Delegated Staff Approvals – Board Vote Not Required

SPECIAL PERMISSION PLUMBING

SPP – 6 FY21 VERTEX- 316 NORTHERN AVENUE – BOSTON

Special permission plumbing was granted for the installation of a ROJ reclaimed grey water system serving bathroom core flushing fixtures and cooling towers.

VOCATIONAL SCHOOL RESIDENTIAL PROJECT

Montachusett Regional Vocational Technical School – Habitat for Humanity, North Central MA

Ragged Hill Road – Lot #2 – Hubbardston

The project is a new construction, slab on grade single family dwelling, consisting of two full bathrooms, a kitchen and laundry. Students will apply for necessary permits, help design and install the D W V and water distribution system, install all fixtures and stand all inspections with instructor.

A motion was made by WT and seconded by HK to conclude the Open Session portion of the meeting and enter the Executive Session portion of the meeting at 11:30 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.

QUASI JUDICIAL SESSION

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

None

ADJOURNMENT

At 11:56 a.m., a motion was made by HK, seconded by RA to adjourn. This motion passed unanimously.