



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

JAY ASH
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Professional Licensure
BOARD OF STATE EXAMINERS OF PLUMBERS
AND GAS FITTERS

1000 Washington Street • Boston • Massachusetts • 02118

JOHN C. CHAPMAN
UNDERSECRETARY OF
CONSUMER AFFAIRS AND
BUSINESS REGULATION

CHARLES BORSTEL
DIRECTOR, DIVISION OF
PROFESSIONAL LICENSURE

JANUARY 25, 2017 BOARD MEETING MINUTES

MEMBERS	APPOINTMENT	PRESENT	ABSENT
Mr. Paul Kennedy Sr.	Chairman, Journeyman Gasfitter	✓	
Mr. Joseph McNamee	Member, Master Gas Fitter	✓	
Mr. Bahig A. Kaldas, P. E.	Member, Plumbing Engineer	✓	
Ms. Sarah Badway	Consumer Member	✓	
Mr. Joseph Waskiewicz	Member, Master Plumber	✓	
Ms. Ruth Alfasso	Member, Dept. of Public Health	✓	
Mr. John Cruz	Member, LP Installer	✓	
Mr. Harold Knight	Member, Journeyman Plumber	✓	
Mr. Dan Kilburn	Member, Public Safety	✓	

9:00 A.M. AGENDA REVIEW: By Chairman Paul Kennedy

- Emergency Egress and Cell Phone Policy

9:05 A.M.: APPROVAL OF PREVIOUS MEETING MINUTES:

- The January 4, 2017 Board Meeting Minutes

A motion was made to approve the minutes as written by Mr. McNamee and seconded by Mr. Waskiewicz
Unanimous

- The January 4, 2017 Executive Session Meeting Minutes

A motion was made to approve the minutes as written by Mr. McNamee and seconded by Ms. Alfasso
Unanimous

10.10 (18)
DISCUSSION

Boston Fire Department to address the Board regarding their NFPA Hot Works Safety certificate requirement which went into effect January 1, 2017

A representative of Boston Inspectional Services addressed the Board regarding their Hot Work Permit. The Deputy Fire Marshall spoke above the hot work issues. Any kind of an open flame is considered hot work and NFPA has a course to educate people in the workplace. They would like to get feedback from the Board about their new requirements and how they could work with the Board to get these people certified. The permits they are speaking about would be good for 6 months.



VOCATIONAL SCHOOL PROJECTS

V1) TRI-COUNTY VOCATIONAL SCHOOL – 147 POND STREET - FRANKLIN

Installation of a new ice making machine in the athletic trainer's office of the school

As this is an on-campus project, the applicant is not required to attend

A motion was made to approve this on campus project as submitted by Mr. Knight and seconded by Ms. Alfasso
Unanimous

VARIANCE REQUESTS

PV197-1-2-3 – MEDSPRING URGENT CARE – 137 STUART ST., SUITE A7 – BOSTON

The Petitioner (David Ferguson) notes the occupancy will be a local Walk-in, Urgent Care Center staffed by a maximum of seven employees. Three variance requests are included in this application.

1. The petitioner is requesting that the requirements to have both a male and female toilet room established for this small workforce be waived and a single unisex toilet room be provided.

Meeting Notes: 33 occupants, patients and staff. Maximum number of staff would be seven and they would like to have one unisex rest room for staff only. The patients will have designated rest rooms.

A motion was made to allow the installation of one single user unisex rest room by Mr. McNamee and seconded by Ms. Alfasso

Result: Unanimous

2. Variance from the requirement for the installation of a drinking fountain. In lieu of the drinking fountain a counter top water dispensing station will be installed in its place with the understanding that rough plumbing will be provided to accommodate a drinking fountain, should one be necessary at a later date. **Delegated Authority was granted and is noted on the January 25, 2017 Board Agenda.**

3. Seeking a variance from the requirement to provide a shower noted in Table 1 be waived due to the limited services provided on site. Any serious patients will be sent to the nearest medical center. As this is a state project, no Board of Health petitioning is required. . Delegated Authority is noted on the January 28 Board Meeting minutes. **Delegated Authority was granted and is noted on the January 25, 2017 Board Agenda.**

PV203 – PSYCHOLOGICAL PATIENT SERVICES – 7 HARVARD AVENUE - BROOKLINE

The Petitioner (Alan Tam) is seeking a waiver from 248 CMR 10.10 (18) (i) (1) to not require a second bathroom at this location. The unit does not have the space nor the plumbing required for a second bathroom. The Petitioner was advised by the Brookline Plumbing Inspector to apply for this variance. The Brookline Board of Health has no objection regarding this variance request.

A motion was made to table this request by Mr. McNamee and seconded by Mr. Knight.

Condition(s): Applicant failed to appear

Result: Unanimous

GV205 – FRANCINE NICKELL – 5 BACON STREET #1 – WINCHESTER

The Petitioner (Francine Nickell) is seeking a variance from 248 CMR 3.04 to allow the installation of a restored and refurbished vintage 1950's O'Keefe and Merritt gas range. The stove has been modified with gas safety valves installed on the pilots for the oven and the stove top burners so that if the pilot is extinguished, the gas will shut off. Ms. Nickell was made aware by the local inspector and by her general contractor that this range cannot be installed because it has a standing pilot. The Petitioner is willing to further modify the stove to meet MA requirements. As this is a gas variance, no Board of Health petitioning is required.

Meeting Notes: The gas stove has been modified with all of the required safety devices.

A motion was made to allow the installation of this stove by Mr. McNamee and seconded by Mr. Waskiewicz

Result: Unanimous

PV206a – MASS DISTRIBUTOR LLC – 7 LAMARTINE STREET – WORCESTER

The Petitioner (Jason Lwiss) is seeking a variance from 248 CMR 10.10 (18) to take away one restroom due to the fact there is only one employee, which would also gain additional space. The Worcester Board of Health was properly petitioned.

Meeting Notes: There is an existing handicap accessible rest room. This warehouse will be storing pita bread. Drivers will be the only people in this facility

A motion was made to allow the existing handicap rest room to be used as unisex by Mr. McNamee and seconded by Ms. Alfasso

Result: Unanimous

PV207 – VERC ENTERPRISES – 277 BEDFORD STREET – LEXINGTON

The Petitioner (David Wilkins) is seeking a variance from 248 CMR 10.10 (18) (i) (m). The small square foot area (1,461 square feet) of the space, to have dedicated men's and woman's accessible restrooms would greatly decrease the usable floor area of the convenience store and Dunkin Donuts. In addition the low employee count for the two businesses can be serviced by a single accessible unisex restroom. The Lexington Board of Health is not opposed to this request.

Meeting Notes: This is a converted gas station to a convenience store and Dunkin Donuts. There will be a maximum of nine employees at one time

A motion was made to allow the installation of one single user employee unisex rest room by Mr. McNamee and seconded by Mr. Waskiewicz

PV208 – CONNELL MEMORIAL RINK AND POOL – 220 BROAD STREET – WEYMOUTH

The Petitioner (J Michael Sullivan) is seeking relief from 248 CMR 10.10 (18). The intention of the project is to add changing rooms, renovate the ice skating rink and the grand-stands and to make them accessible. A review of the overall facility occupancy was conducted. According to the petitioner, the required fixture count for the entire facility is as follows:

Men's toilets: 7.3

Women toilets: 13.87

Lavatories: 6.75

The count proposed by the petitioner is:

Men's toilets: 8.5

Women toilets: 9.5

Lavatories: 16

A referee's toilet/shower facility is included in the renovation, but has not been included in the toilet calculations. As this is a state project, no Board of Health petitioning is required.

A motion was made to approve this variance by Mr. McNamee and seconded by Mr. Waskiewicz

Result: Unanimous

GV210 – HOTEL MARLOWE – 25 EDWIN H LAND BOULEVARD – CAMBRIDGE

The Petitioner (Shane Hanley) notes the Acucraft fireplace direct vent custom fireplace is not on the approved manufacturers list. EOR will sign off after installation is complete. As this is a gas variance, no Board of Health petitioning is required

This would be done with a 3rd party inspection and the variance would be issued through the Board office by authority delegated by the Board

No action necessary

PV215 – BILLERICA MEMORIAL HIGH SCHOOL – 35 RIVER STREET - BILLERICA

The owner and the design team for the High School are requesting a variance from 248 CMR 10.10(18)(h)(v) to allow a single, unisex accessible toilet room to be provided in lieu of separate male and female fixtures. The kitchen will typically have 2-6 staff at one time. A total of 9 employees may be provided for lunch services, however this will be for a limited time period

This request for a variance is based on the following factors:

1. The hardship to provide two gender specific toilet rooms within the consolidated kitchen.
2. The kitchen will typically only have up to 6 employees.
3. Taken as a single population, the kitchen staff would only require 1 toilet.

The Billerica Board of Health has been properly petitioned

A motion was made to allow one single user unisex rest room for kitchen staff by Mr. McNamee and seconded by Ms. Alfasso.

Result: Unanimous

PV216-GILLETTE STADIUM - ON PATRIOT PLACE - FOXBOROUGH

The Petitioner (Phillip Miller) is seeking a variance from 248 CMR 10.09 (2) c (3). The project includes the renovation of the existing concession stands located on level 300 of the stadium. The stadium does not currently include a central grease system that serves the concessions located at level 300. The project team respectively request a variance to match the existing conditions and only provide an automatic grease central grease system within the existing facility. The Foxborough Board of Health was properly petitioned.

A motion was made to allow this installation by Mr. Waskiewicz and seconded by Mr. McNamee

Result: Unanimous

UPCOMING EVENTS

PHCCMA Annual Code Seminar – March 4, 2016 – Marlboro – 7:00am – 10:00am

All Board Members are welcome to attend

Bay Colony Master Plumbers Association Meeting - March 29, 2016 – Rockland – 6:00pm – 8:30pm

All Board Members are welcome to attend

FYI – Board Delegated Staff Approvals – Board Vote Not Required

Drinking fountain requirements waiver in medical and office buildings.

DA PV204 – WINDROSE ALZHEIMER CARE FACILITY – 857 MAIN STREET - WINCHESTER

Shower requirements waiver in medical and office buildings.

PV097 – SAINT VINCENT PHYSICIAN SERVICES-10,010-K SHOPS WAY-NORTHBOROUGH

Floor drains and gas/oil/sand separator waiver when installing permanent bollard(s).

DA PV206b – MASS DISTRIBUTOR LLC – 7 LAMARTINE STREET - WORCESTER

DA PV211 – TRILLIUM BREWING COMPANY – 50 HUDSON STREET – CANTON

DA PV145 – HARVARD INDUSTRIES – 33 COMMONWEALTH AVENUE - WOBURN

Full Authorization for operation of unlisted gas equipment.

DAGV175 – COCA COLA BOTTLING FACILITY – 9 B STREET - NEEDHAM

At approximately 10:35am, the Chairman stated the Board would enter into an Executive Session and would return to Open Session at approximately 10:30am. Participants are asked to leave the room.

EXECUTIVE SESSION

Discussion: A motion was made to enter Executive Session to discuss applicant's character, rather than competence by Mr. Knight and seconded by Ms. Alfasso

MEMBER	YEA	NAY	ABSENT	RECUSED	ABSTAINED
Mr. Kennedy	✓				
Mr. McNamee	✓				
Ms. Sarah Badway	✓				
Mr. Waskiewiez	✓				
Mr. Kaldas	✓				
Ms. Alfasso	✓				
Mr. Cruz	✓				
Mr. Knight	✓				
Mr. Dan Kilburn	✓				

ADJOURNMENT

A motion was made to adjourn the meeting at 11:12am by Mr. McNamee, seconded by Mr. Knight.

Result: Unanimous

LIST OF DOCUMENTS USED:

1. Meeting agenda
2. Minutes from prior meeting
3. Variance applications for above referenced agenda items

Respectfully Submitted By;

Wayne E. Thomas

Wayne E. Thomas, Executive Director
Board of Examiners of Plumbers and Gasfitters

Respectfully Authorized by;

Paul Kennedy, Sr.,

Paul Kennedy Sr., Chairman
Board of Examiners of Plumbers and Gasfitters