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

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JOHN C. CHAPMAN
UNDERSECRETARY OF
CONSUMER AFFAIRS AND
BUSINESS REGULATION

CHARLES BORSTEL
COMMISSIONER DIVISION OF
PROFESSIONAL LICENSURE

AUGUST 1, 2018 BOARD MEETING MINUTES

MEMBERS	APPOINTMENT	PRESENT	ABSENT
Mr. Joseph McNamee	Chairman, Master Gas Fitter	X	
Mr. Wayne Thomas	Member, Journeyman Gasfitter	X	
Mr. Bahig A. Kaldas, P. E.	Member, Plumbing Engineer	X	
Ms. Sarah Badway	Consumer Member	X	
Mr. Joseph Waskiewiez	Member, Master Plumber	X	
Ms. Ruth Alfasso	Member, Department of Public Health	X	
Mr. John Cruz	Member, LP Installer	X	
Mr. Harold Knight	Member, Journeyman Plumber	X	
Mr. Dan Kilburn	Member, Public Safety	X	

9:04 A.M. AGENDA REVIEW: By Chairman Joseph McNamee

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

- The July 11th, 2018 Board Meeting Minutes

A motion was made to Approve by: Mr. Wayne Thomas

and seconded by: Mr. Joseph Waskiewiez

Result: unanimous

DISCUSSION

D1 – Apprentice Reinstatement of lapse licenses before September 1st 2008 (lapsed since before 9/1/08)

Meeting Notes: Board Counsel discussed the Boards policy on apprentice renewal on or after September 1st, 2018 New language introduced for the Board to consider: “an apprentice reinstating a lapsed license on or after September 1st. 2018 shall not be eligible for upgrading that license under the 300 education hour / 3 year work experience provisions. If the Board permits a renewal per this policy, said renewed license shall be subject to provisions applicable to licenses first issued after September 1st, 2008, Affected individuals must acknowledge this requirement in writing at the time of renewal and may be required to produce evidence of prior education and work experience at the time of renewal in order to be permitted to use that time in future applications.”

A motion was made to by: Mr. Dan Kilburn to place a hold on licensees who have been expired since before September 1st, 2008 who try to reinstate until the next meeting for the Board to finalize the policy at that time.

Seconded by: Mr. Joseph Waskiewiez



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Results: Unanimous

D2 – Review of staff drafting of requested changes to 248 CMR 3.00, 10.00, and 11.00

Board Counsel discussed the code change proposals to sections 3, 10 and 11. No vote would be required at this time as next month a change to the gas code will be presented. Counsel went line by line through the proposed changes.

VARIANCE REQUESTS

PV-10-Ebacher Plumbing and Heating-10 Electronics Drive-Danvers

This is a post installation variance. Petitioner Ebacher Plumbing and Heating seeks a variance from 248 CMR 10.09 to not install required floor drains due to a claimed unusual circumstance/hardship. He certified that he is the plumber responsible for the work outlined in the variance. The Town of Danvers Board of Health has been properly notified.

Meeting Notes: The building is an addition to a chemical factory. The addition adds 12,000 square feet. The loading and unloading area where the overhead door is located is approximately 3000 square feet and is diked to contain any potential chemical spill.

A motion was made to Approve by: Mr. Joseph Waskiewicz and seconded by: Mr. Wayne Thomas

Result: unanimous

PV-11-PGF Advisors- 38 – 44 Newbury Street- Boston

PGF Advisors are seeking a variance from 248 CMR 10.10 (18). The square footage is over 2000. This is a retail establishment that does not serve food. There is currently an existing single user gender neutral ADA compliant bathroom. The Boston Inspectional Services have been properly notified.

Meeting Notes: applicant is requesting the ADA compliant bathroom be for employee only

A motion was made to Approve by: Mr. Harold Knight and seconded by: Mr. John Cruz

Mr. Joseph McNamee abstained from the vote.

Result: unanimous

PV-13-Chris Lutes-366 Washington Street- Dedham

Mr. Chris Lutes is seeking relief from 248 CMR 10.10 (18) (i) employee bathroom. While inspecting plumbing being performed the local plumbing inspector in another section of the building noticed that the tenant space had no toilet facility (not part of the scope of the work outlined in the permit he was inspecting). The tenant of the Cigar shop must go outside of the building and up a flight of stairs to access the buildings core facilities. The Dedham Board of Health has been properly notified.

Meeting Notes: to access the employee bathroom the tenant must exit his space and go up a set of stairs. The tenant space is 395 square feet.

A motion was made to Approve by: Mr. Harold Knight and seconded by: Mr. Dan Kilburn

Result: unanimous

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PV-14- Massachusetts Dept. of Conservation & Recreation-Fearing Pond Road-Plymouth

Massachusetts Dept. of Conservation & Recreation are seeking relief from 248 CMR 10.02 (6) (b) Fixtures required. The historically significant building originally only had changing rooms and did not have restrooms or plumbing fixtures. They are proposing using a modular building to supply the toilet rooms. The modular building would supply 3 water closets for the women, 2 water closets and a urinal for the men, one lavatory for each of the sexes, a hot water heater, a mop basin, and a drinking fountain. Since this is State owned property, the Board of Health petition is not required.

A motion was made to Approve by: Mr. Dan Kilburn *and seconded by:* Mr. Joseph Waskiewicz

Result: unanimous

PV-15- Wozny / Barbar & Associates – 122 Trepelo Road – Belmont

Wozny / Barbar & Associates are seeking relief from 248 CMR 10.17 (4) (5) building sub drain system. They are proposing to collect the waste via a floor drain and sump pit / pump and convey the discharge back to the treatment system rather than the buildings sanitary system. The Belmont Board of Health has been notified.

Meeting Notes: This is a multi-residential building.

A motion was made to Deny by: Mr. Bahig A. Kaldas, P. E. *and seconded by:* Mr. Wayne Thomas

Result: unanimous

PV-16-Tufts University, Hill Hall Dormitory-387 Boston Ave.- Medford

Tufts University are seeking relief from 248 CMR 10.10 (18) (a) 1. And Table 1 for bath and shower. They are asking for short term relief of the shower requirement in the dormitory during the renovation of the Miller Hall Dormitory slated to be complete by August of 2019. The Medford Board of Health has been notified.

A motion was made to Approve by: Mr. Dan Kilburn *and seconded by:* Ms. Ruth Alfasso

Condition(s): One Year Relief

Result: unanimous

PV-17- R H White Construction- 120 Charles Street-Fall River

R H White Construction is seeking relief from 248 CMR 10.02 (6) (b) All buildings and structures other than residential dwellings that are intended for occupancy shall be equipped with sufficient sanitary facilities. The Fall River Board of Health has been notified.

Meeting Notes: 2700 Square foot building, 100 feet from a habitable building

A motion was made to Deny by: Mr. Joseph Waskiewicz *and seconded by:* Mr. Harold Knight

Result: Motion to Deny passes 6 to 3

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PV-18-Paul Finger Associates, Inc.-746 South Street-Waltham

Paul Finger Associates are seeking relief from 248 CMR 10.09 Installation of floor drains and interceptors in garages. The project consists of a new three story office building with open parking under the building on ground level. The Waltham Board of Health has been notified.

Meeting Notes: No Variance required, No Board action.

SPP-01-Steven Araujo- 49 Katherine Street- New Bedford

Steven Araujo is seeking special permission from the Plumbing Board to install an air admittance Valve for a bathroom installed without a plumbing permit by a previous owner. A permit for the new Homeowner was applied for by Mr. Araujo issued by the local inspector. The job failed inspection by Philip Stanley, the New Bedford Plumbing Inspector. Since this is a Special Permission Plumbing Request, the New Bedford Board of Health was not notified.

A motion was made to Deny by: Mr. Harold Knight and seconded by: Mr. Joseph Waskiewiez

Result: unanimous

PV- 21- Carlisle Road Realty LLC-134 Carlisle Road-Westford

Carlisle Road Realty LLC are seeking relief from 248 CMR 10.10 (18) (i) 4. Employee Toilet Facility for (non-Industrial) Establishments. They propose to expand a 1700 square foot agricultural facility (8 stall horse barn) by an additional 2000 square feet. There are less than 3 employees at this facility with less than 2 employees anticipated at any one time. The Westford Board of Health has Been Notified.

A motion was made to Approve by: Mr. Wayne Thomas and seconded by: Mr. Harold Knight

Result: Motion to Deny passes 8 to 1

PV-22- STV Incorporated-200 Prescott Street-East Boston

STV Incorporated are seeking relief from 248 CMR 10.02 (6) Principle No. 6. The 978 square foot garage is being constricted to house an additional Boston EMS Ambulance. The space is not intended for human occupation however it is heated and ventilated for the ambulance and the associated supplies. Since this is State owned, no board of health notification is required.

A motion was made to Approve by: Mr. Joseph Waskiewiez and seconded by: Ms. Ruth Alfasso

Mr. Bahig A. Kaldas, P. E. recused himself from the vote.

Mr. Joseph McNamee Abstained from the vote

Mr. Dan Kilburn was absent from the vote

Result: The remaining members voted unanimous

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PV-23-A-Zoulias Environmental Enterprises, LLC-10 Moulton Street- Cambridge

A-Zoulias Environmental Enterprises, LLC are seeking relief from 248 CMR 10.06 Materials. They are proposing to use PVC piping materials to connect an Oil-Water Separator (OWS) within the property. The Cambridge Board of health has been notified.

Meeting Notes: This is a dedicated system and the outlet side of the system is in the jurisdiction of the Plumbing Board since the outlet side flows back toward the building. OK to run the vent on the outside of the building, vent to be protected. Schedule 40 PVC is not an acceptable product to use. So called HDEP piping may be used or an accepted approved materials for commercial use is acceptable.

A motion was made to Approve with conditions by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Condition(s): OK to run the vent on the outside of the building, vent to be protected. Schedule 40 PVC is not an acceptable product to use. So called HDEP piping may be used or any accepted approved materials for commercial use.

Result: unanimous

PV-24-Caffinated Brew-HaHa LLC-1 Merril Street- Salisbury

Caffinated Brew-HaHa LLC are seeking relief from 248 CMR 10.10 (18) Table 1. The Coffee House is designed with twenty four seats with three to four employees. They are proposing to install two gender neutral bathrooms one will be ADA compliant while the other will not be ADA compliant. The Salisbury Board of Health has been notified.

Meeting Notes: 1800 Square feet of space, 24 seats.

A motion was made to Approve by: Mr. John Cruz and seconded by: Mr. Joseph Waskiewicz

Result: unanimous

PV-25- Ferenc Ocsai- 175 High Street Unit 3- Waltham

Ferenc Ocsai is seeking relief from 248 CMR 10.10 (18). Requiring two toilet rooms. The building is 3000 square feet. Used by four to five employee mechanics only (no customers) He is requesting a variance for the second gender neutral toilet room. The Waltham Board of Health has been notified.

A motion was made to Approve by: Mr. Harold Knight and seconded by: Ms. Ruth Alfasso

Result: unanimous

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FYI – Board Delegated Staff Approvals – Board Vote Not Required

Full operation of unlisted gas equipment

DAGV-20

A 500,000 Btu input Eclipse gas burner, model AH.0050, which is serving an oven for drying finishes.

Delegated Staff Approvals Plumbing

DA-PV9-Julia Atkin-250 Hammond Pond Parkway 913 North- Newton
1-1/2” shower drain (tub and shower conversion)

The Board took a 15 minute break at 11:15 am

The meeting was called back to order at 11:30 am

The Board went into Executive Session at 11:30 am

A motion was made to enter Executive Session by: Mr. Knight and seconded by: Mr. Kilburn

Roll call vote results: Unanimous:

MEMBER	YEA	NAY	ABSENT	RECUSED	ABSTAINED
Mr. Thomas	X				
Mr. McNamee	X				
Ms. Badway	X				
Mr. Waskiewiez	X				
Mr. Kaldas	X				
Ms. Alfasso	X				
Mr. Cruz	X				
Mr. Knight	X				
Mr. Kilburn	X				

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

None

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**

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(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.

A motion to adjourn was made by: Mr. Harold Knight and seconded by: Mr. Joseph Waskiewicz

Result: unanimous

The meeting adjourned at 12:32pm