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Massachusetts Board of State Examiners of Plumbers and Gas Fitters,
APRIL 3RD, 2019 BOARD MEETING MINUTES

Meeting at Southeastern Technical Institute
250 Foundry Street – South Easton Massachusetts 02375

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

CALLED TO ORDER: By Chairman Joseph McNamee
The meeting was called to order at: **9:00 am**

INTRODUCTION OF BOARD MEMBERS
The chairman will introduce each Board Member

APPROVAL OF PREVIOUS MEETING MINUTES:
The chairman asked the Board to make a motion to table the minutes of the previous meeting and asked for a second on the motion.

• The March 6th, 2019 Board Meeting Minutes
At 9:03 am a motion to table the March 6th 2019 Plumbing Board Minutes was made by: Mr. Dan Kilburn and seconded by: Ms. Ruth Alfasso
Results: Unanimous

• The March 6th, 2019 Executive Session Minutes
At 9:04 am a motion to table the March 6th 2019 Plumbing Board Minutes was made by: Ms. Ruth Alfasso and seconded by: Mr. Dan Kilburn
Results: Unanimous



Massachusetts Board of State Examiners of Plumbers and Gas Fitters,
APRIL 3RD, 2019 BOARD MEETING MINUTES

DISCUSSION

D1 – Congratulations to Mr. Harold Knight and Mr. Joseph Waskiewicz who have been re-appointed to the Plumbing Board for a 3 year term.

D2 – Clint Davison of Aquatherm

Discussion: Clint Davison of Aquatherm was expressing the concerns that the products he represents are listed on the Massachusetts Product Accepted site with restrictions while other manufacturers of like products enjoy unrestricted listings. The Board Counsel suggested that all manufacturers of Polypropylene / Fiberglass piping listed on the Massachusetts Product Accepted be invited to a future board meeting to discuss either lifting restrictions across the board or to impose restrictions on those products currently listed with no restrictions.

VARIANCE REQUESTS

PV- 130 – University of Massachusetts – 300 Stadium Drive - Amherst

Howe Engineers, Inc. are seeking relief from 248 CMR 10.10 (18) (b) and 10.10 table 1. The project includes the addition of two new identical restroom facilities to the north of the stadium. The current travel distance to bathroom facilities within the stadium is 750 feet, after the addition of the restroom facilities, the maximum travel distance will be reduce to 450 feet. Board of Health has not been notified since this is a state project.

A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Results: Unanimous

PV-193-Massport Logan Airport - Jetblue-Terminal C-Arrivals Level-Boston

Ken Reagan of J.C. Cannistraro, LLC is seeking relief from 248 CMR 10.06 (2) (o). they are requesting the use of PVC pipe and fittings for sanitary piping on the arrivals level in terminal C for the pet relief area floor drains located on the departures level. Since this is state owned property, no board of health notice is required.

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

Conditions: Use piping other than Cast Iron that is Product Accepted for use in non-residential applications.

Results: Unanimous

PV-151- Andrew Oldman - 22 Kilburn Belmont

Andrew Oldman is petitioning the Board for relief from 248 CMR 3.04 (1) Unlisted Fixtures. According to the applicant there are two custom made sinks made from solid granite. One is a 33” wide 10” deep vessel farm sink the other is a 12’ x 14” x 10” single vessel sink for a prep sink. These sinks are carved, machined and polished from a totally imperious block or solid natural granite. The stone is further sealed with a non-toxic sealer. Each bowl has a center drain to prevent standing water. The Belmont Board of Health has been properly notified.

A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Results: Unanimous

Massachusetts Board of State Examiners of Plumbers and Gas Fitters,
APRIL 3RD, 2019 BOARD MEETING MINUTES

a motion was made to delegate the authority to the executive director to allow the approval of variances for plumbing fixtures without Massachusetts Product Accepted numbers as long as they provided documentation these products were tested to an appropriate standard, also custom made products which could not be tested to a standard such as sinks or tubs carved out of a rock and poured concrete sinks by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Results: Unanimous

PV-199-MBTA- Jeffrey J Peabody P&H – 189 – 267 Hancock Street – Quincy

This is a post installation variance. Mr. Peabody is requesting relief from 248 CMR 10.06 (2) Approved Materials. He is requesting the use of ADS SaniTite HP (Polypropylene) HPXR75 pipe. Since this is a State Project no Board of Health notification is required.

Mr. Bahig A. Kaldas, P. E. recused himself from this variance.

A motion was made to approve by: Mr. John Cruz and seconded by: Mr. Wayne Thomas

Results: Unanimous

PV-171 – Commonwealth of Massachusetts - Cityplace - 10 Park Plz - Boston

Boylston Properties is proposing to renovate the existing ground level men and women core restrooms over an eight week span. There will be no public restrooms available on the ground floor for the food court patrons during the renovation. The variance request is to allow the use of the restrooms on the balcony level for the temporary period during the renovation. This is State owned property therefore no Board of Health notice is required.

A motion was made to conditionally approve by: Mr. Wayne Thomas and seconded by: Mr. Dan Kilburn
Conditions: This variance will expire on July 3rd, 2019. 3 Month Maximum

Results: Unanimous

PV- 174 –MA Department of Conservation & Recreation – 180 Old Kings Highway – Wellfleet

The Massachusetts Department of Conservation and Recreation are seeking a variance to allow the outdoor showers and the outdoor dishwashing station to discharge into the onsite septic system. Because the dishwashing sink and select showers are outdoors, rainwater can collect in the sink and showers and discharge into the sanitary system. This is State owned property therefore no Board of Health notice is required.

A motion was made to Deny by: Mr. Dan Kilburn and seconded by: Mr. Wayne Thomas

Results: Unanimous

PV- 175 – Ryan Hansen - Convenient MD- Urgent Care – 86 Taunton Street – Plainville

Convenient MD Urgent Care is requesting a variance to allow the use of a single user gender neutral 521 CMR compliant toilet room for patients and visitors located in the waiting room. The Plainville Board of Health has been properly notified.

The applicant has proposed a redesign that would comply with 248 CMR, therefore the Board has taken no action in this matter.

Massachusetts Board of State Examiners of Plumbers and Gas Fitters,
APRIL 3RD, 2019 BOARD MEETING MINUTES

PV- 176- Baystate Mary Lane Outpatient Center - 85 South Street – Ware

Baystate Pharmacy is requesting approval for an unlisted plumbing fixture. Baystate Pharmacy and Facilities Engineering Department has worked with a laboratory case work and metal fabricator to design a custom stainless steel plumbing fixture which meets all associated regulatory requirements. The Ware Board of Health has been properly notified.

A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Results: Unanimous

PV- 178- Baystate Franklin Medical Center - 164 High Street - Greenfield

Baystate Pharmacy is requesting approval for an unlisted plumbing fixture. Baystate Pharmacy and Facilities Engineering Department has worked with a laboratory case work and metal fabricator to design a custom stainless steel plumbing fixture which meets all associated regulatory requirements. The Greenfield Board of Health has been properly notified.

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

Results: Unanimous

PV-179 - Valvoline Instant Oil Change – 275 Boylston Street - Brookline

Valvoline Instant Oil Change at 275 Boylston Street in Brookline is proposing to remove the floor drains in the basement level of the building. The request is to minimize the risk of release. The Brookline Board of Health has been properly notified.

A motion was made to Deny by: Mr. John Cruz and seconded by: Mr. Wayne Thomas

Results: Unanimous

PV- 180 -Keith and Jane Carroll - 11 Prince Street – Needham

This is a post installation variance. The plumber, Michael Keating, installed a vanity sink that is not product accepted. The specifications submitted with the variance application indicated a Signature Hardware 24” Lander Vanity Cabinet with sink included. The Wrentham Board of Health has been properly notified.

A motion was made to Deny by: Mr. John Cruz and seconded by: Mr. Wayne Thomas

Results: Unanimous

PV-182 - Jeanne Levy – 16 Eisenhower Road -Framingham

Applicant Scott Redmond is seeking relief from 248 CMR 10.15 (10) (a). He is requesting the use of a Sani-flo Plus Macerator Pump. The applicant claims there are gravity drains however the concrete floor has radiant heating imbedded. The Framingham Board of Health has been properly notified.

A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Results: Unanimous

Massachusetts Board of State Examiners of Plumbers and Gas Fitters,
APRIL 3RD, 2019 BOARD MEETING MINUTES

PV- 184 - Boston Professional Hockey Association Inc – 100 Legends Way – Boston

Cosentini Associates are requesting relief from 248 CMR 10.10 (18). They are asking to install a single user 521 CMR Compliant gender neutral restroom at the TD Garden Pro Shop. The Boston Inspectional Services have been properly notified.

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

Results: Unanimous

GV-183 – Robert Russell - 27 Linden Street – Westwood

Applicant Bradford Piesco is requesting Board acceptance of a customer purchased LP Stove from Canada.

A motion was made to approve by: Mr. John Cruz and seconded by: Ms. Ruth Alfasso

Results: Unanimous

PV-186-Diggs Inn Restaurant – 25 Thompson Place – Boston

Applicant Paul Gibbs of PGF Advisors is requesting relief from 248 CMR 10.10 (18) Table 1. The request is to maintain one gender neutral 521 CMR compliant toilet room. The applicant claims there will be under 20 seats but the occupancy will be over 20 when accounting for the employees. The Boston Inspectional Services have been properly notified.

Chairman Mr. Joseph McNamee recused himself from this variance.

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

Results: 8 – 0 with 1 recused

PV-187-Brammer Bio - 45 Hartwell Avenue – Lexington

Brammer Bio through the variance process is requesting acceptance under 248 CMR 10.06 (2) (u) Alternate materials, methods and systems. The bio-waste vent is piped to duplex sterile vent filters. These filters are steamed and replaced per Brammer's PM Schedule. The variance request is for an exception for the use of vent filters as a design method, and the design of the bio-kill system as it is a steam treated system. The Lexington Board of Health has been notified

A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. Dan Kilburn

Results: Unanimous

PV-185 - David Rykbost - 59 Apsley Street – Hudson

Applicant David Rykbost is seeking relief from 248 CMR 10.10 (18) Table 1. He is requesting to renovate an existing bathroom with one toilet, sink and shower. The Hudson Board of Health has been notified.

A motion was made to approve the continued use of a gender neutral, 521 CMR compliant toilet room by: Mr. Dan Kilburn and seconded by: Mr. Bahig A. Kaldas, P. E.

Results: Unanimous

Massachusetts Board of State Examiners of Plumbers and Gas Fitters,
APRIL 3RD, 2019 BOARD MEETING MINUTES

PV-188-MBTA - Burgin Parkway – Quincy

The garage is undergoing renovations. The scope of the work in this area includes adding four new catch basins and four new manholes. Architectural Engineers are asking the Board to allow for all other existing underground plumbing systems throughout the garage to remain and not be replaced.

A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Conditions: Smoke test on underground or clean and camera the drains

Results: Unanimous

PV-189-MBTA-Newport Avenue and Beale Street - Quincy

Architectural Engineers are asking the Board to allow the connection of a new exterior trench drain to the interior sanitary waste system in lieu of the storm water system.

A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. Dan Kilburn

- *Conditions: Variance will be considered approved when this office receives an approval letter from the MWRA.*

Results: Unanimous

PV-190-Victor Patel - 191 Weir Street – Taunton

Applicant Bernaldina Daveiga is seeking relief from 248 CMR 3.04 (1) Product acceptance. She is asking the Board to allow her to install a hair sink for a color bar sink. The Taunton Board of Health has been notified.

A motion was made to approve by: Mr. John Cruz and seconded by: Mr. Dan Kilburn

Results: Unanimous

PV-181 - Lincoln Sudbury Regional HS- 390 A Lincoln Road – Sudbury

This is a two part variance. Glenn R. Davis, A.I.A is seeking relief from 248 CMR 10.10 (18) Table 1. The school is asking to install a single user gender neutral 521 CMR compliant toilet room for students and another single user gender neutral 521 CMR compliant toilet room for adults and teachers. A second request on the variance application is to install a bottle filling station with capped plumbing in lieu of providing a drinking fountain. The Sudbury Board of health has been notified.

A motion was made to approve by: Mr. John Cruz and seconded by: Mr. Wayne Thomas

Results: Unanimous

PV-191-Minuteman RVTHS Athletic Complex Field House - 758 Marrett Road – Lexington

Kaestle Boos Associates, Inc. are requesting a variance form 248 CMR 10.10 (18) table 1 minimum facilities in stadiums. The stated total capacity of the proposed bleachers construction project is 1200 persons. The facilities proposed in the new construction include 10 female water closets, 3 male water closets. 7 urinals. The Lexington Board of Health has been properly notified.

This variance is granted through Board Delegated Authority. It was added to this agenda in error.

Massachusetts Board of State Examiners of Plumbers and Gas Fitters,
APRIL 3RD, 2019 BOARD MEETING MINUTES

PV-192-MWRA Nut Island Headworks-147 Sea Avenue – Quincy

Applicant John Colbert is seeking relief from 248 CMR 3.04. The pumps selected for the project are not on the Massachusetts Product Acceptance list. Since this is a State owned property no Board of Health notice is required.

A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Results: Unanimous

PV-194-MWRA Nut Island Headworks-147 Sea Avenue – Quincy

John Colbert is seeking relief from 248 CMR 10.10 (10) (a) 5. b. Trap primers on floor drains. They are requesting the use of mechanical trap seals in lieu of water trap primers. Since this is a State owned property no Board of Health notice is required.

A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Results: Unanimous

GV-195-Bristol Community College - Elsbree Street - Fall River

R. W. Sullivan Engineering is seeking a variance for Bristol Community College from 248 CMR 5.10 (33) 10.24.2 Sanitary Gas Engines used for Life Safety. BCC has a main gas meter at building F. A total of 8 separate dedicated gas pipes would have to be piped from this central meter location to comply with gas code. They are requesting to connect each generator for each building immediately upstream of the natural gas shut off valve serving the specific building.

A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Results: 8 in favor – 0 against with 1 Board Member recused.

PV-196-MBTA- Parts Storage Building-275 Dorchester Avenue – Boston

Applicant Thomas Morin of Jacobs Engineering is seeking relief from 248 CMR 10.10 (18) Table 1. The applicant claims the new parts building will be unoccupied and will be used for parts storage only. The applicant further states there are no existing underground utilities in the area of the proposed stand-alone parts / storage building. As this is a state project the Board of Health is not notified.

A motion was made to approve with conditions by: Mr. Dan Kilburn and seconded by: Mr. John Cruz

Conditions: a single user 521 CMR compliant gender neutral toilet room to be installed.

Results: Unanimous

PV-197- Tom Leonard and Susan Hood - 19 King Philip Road – Gloucester

The owners of 19 King Philip Road in Gloucester have purchased a tub that is not on the Massachusetts Product Accepted list. The applicant states the tub has an overflow. The Gloucester Board of Health has been notified.

A motion was made to approve with conditions by: Mr. Dan Kilburn and seconded by: Ms. Ruth Alfasso

Conditions: Applicant must provide the Board Office with a test certificate for the bathtub.

Results: Unanimous

An IAPMO R & T Product listing was provided to the Board Office. The variance was grated in office.

Massachusetts Board of State Examiners of Plumbers and Gas Fitters,
APRIL 3RD, 2019 BOARD MEETING MINUTES

FYI – Board Delegated Staff Approvals – Board Vote Not Required

The Plumbing Board has given delegated authority to the Board office to approve variances that have come before the Board on a regular basis or variances that require research into the safety aspects of a product.

Continued use of 1-1/2” tub drain for a shower conversion

This delegated authority has been given to the Board office staff with conditions set forth by the Board to be met by each applicant. To continue the use of an inch and a half tub drain for a shower conversion the applicant shall furnish a note from a health care provider stating the patient would benefit from a shower and/or having a tub is a safety concern for their patient. The shower must provide a threshold of a minimum of six inches measured from the top of the drain outlet to the top of the threshold, the shower can only have a single shower head with a maximum of 2.5 gallons per minute flow, and each tub to shower conversion is accompanied by a variance application and the appropriate fee.

DAPV-177 Patrick Zecco - 45 Main Street, Apt. 27 – Wareham

Applicant Samuel Zecco has requested the continued use of an inch and a half drain for a tub to shower conversion. The Wareham Board of Health has been properly notified. He has included a note from a health care professional. The in-office approval included the condition of a six inch threshold from the top of the drain outlet to the top of the barrier lip and only one two point five gallon per minute maximum shower head.

DAPV – 173 – Jon and Eileen Klapman – 79 Florence Street #503 - Newton

Applicant Maisha Cummings has requested the continued use of an inch and a half drain for a tub to shower conversion. The Newton Board of Health has been properly notified. She has included a note from a health care professional. The in-office approval included the condition of a six inch threshold from the top of the drain outlet to the top of the barrier lip and only one two point five gallon per minute maximum shower head.

Full operation of unlisted gas equipment

These delegated authority variances are done by the Board Office Staff. They are generally gas variances and the staff are able to determine that the equipment meets a safety standard as well as being in compliance with 248 CMR.

(DA) - GV-54 FY-18 - Ronald Hurley – 164 Cotuit Road – Sandwich

The Board grants full operation of an **unlisted gas fired stove** at the above referenced location, subject to the approval of the local Plumbing and Gas Inspector. Be advised the Board has no jurisdiction over the wood burning components of this stove and for that reason will defer to the AHJ from the local municipality for that portion of this stove. A carbon monoxide Detector is required.

DAGV-95 FY-19 – American Durafilm CO., Inc. – 55 Boynton Road – Holliston

The Board grants full operation of an **unlisted gas fired Industrial Processing Oven** at the above referenced location, subject to the approval of the local Plumbing and Gas Inspector.

DAGV-43 FY19-Blank Industries, LLC.-Organic Mulch-Hudson

The Board grants full operation of an **unlisted gas fired Rotary Dryer for Rock Salt** at the above referenced location, subject to the approval of the local Plumbing and Gas Inspector.

DAGV-196 FY18-Brox Industries-Dracut

The Board grants full operation of an **unlisted gas burner serving a hot oil heater and an unlisted gas burner serving an asphalt oven** at the above referenced location, subject to the approval of the local Plumbing and Gas Inspector.

Massachusetts Board of State Examiners of Plumbers and Gas Fitters,
APRIL 3RD, 2019 BOARD MEETING MINUTES

DAGV-110 FY19-Blackbird Doughnuts-Boston

The Board grants full operation of an **unlisted gas fired Doughnut Fryer Model C6G-16** at the above referenced location, subject to the approval of the local Plumbing and Gas Inspector. Be advised, if this equipment is installed with casters it will require a restraining device for gas piping protection.

Vocational School Projects

Vocational schools will sometimes submit for a project that would require a permit and licensed plumbers to complete. There is a policy which outlines the rules regarding the various types of vocational projects that the Board will approve. This month there are no Vocational projects to approve.

EXECUTIVE SESSION

The Plumbing Board will enter into Executive session to discuss matters that are personal in nature and the general public are asked to leave the meeting while the Executive Session proceeds. There are no character reviews scheduled for this meeting.

CHARACTER REVIEW(S)

There are no character reviews scheduled for this meeting.

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

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 (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.

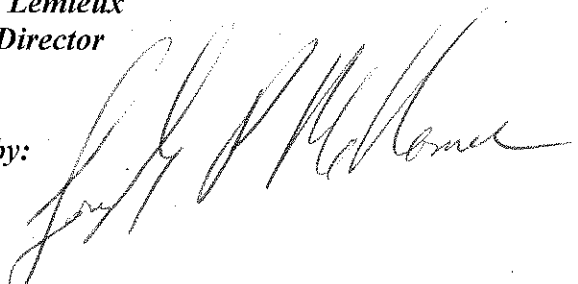
At 12:09 a motion to adjourn was made by: Mr. Dan Kilburn and Seconded by: Ms. Ruth Alfasso
Results: Unanimous

Respectfully submitted by:



Laurent A. Lemieux
Executive Director

Approved by:



Joseph McNamee
Chairman of the Board

