

C&S STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

March 13, 2024

The Chair called to order the regular meeting of the State Codes & Standards Committee at 1:00 p.m. The meeting was held online using a Teams format.

Attendance was taken and a quorum was present.

In Attendance:

Anthony Bruno, Health
John Butkus, AIA, Architect
Johnny Carrier, P.E., **C&S Chair**, Residential Contractor Member-**Absent**
Anthony Cinicola, Building Official
Paul Costello, Labor Trades
Hank Cullinane, HVAC Member
Terry Deveney, Building / Non-Residential
Thomas DiBlasi, P.E., Structural Engineer Member
Donald Doeg, Esq, Public Member
Keith Flood, Fire Marshal
Louis Free, Architect, **CAS Chair**,
Donald Harwood, Public Member
David McKinley, Advocacy
Henry Miga, Building Official
Tim Mikloiche, Electrical Contractor
Mike Musco, P.E. Electrical Engineer
Ilona Prosol, P.E., **C&S Vice Chair**, Fire Protection Engineer
Mike Sinsigalli, Fire Marshal
Eric Shutt, Plumbing Trades Contractor
Fred Wajcs, Jr., **C&S Secretary**, Public Member
William Zoeller, Energy Efficiency

Also Present:

Omarys Vasquez, AIA, NOMA, State Building Inspector
Peter Zvingilas, Assistant Director, Regulatory Compliance
Anne Peterson, DAS/Legal
Rebecca Tamborra, DAS/Legal
William Abbott, State Fire Marshal
David Woods, OSFM-Fire & Life Safety Supervisor
Bethy Guiles, DAS/OSBI – Admin
Joseph Duval, OSFM-Fire & Life Safety Specialist
Kimberly Rogers-OSBI, Manager Technical Services
Darren Hobbs, DAS-Deputy Commissioner
Patrick Holland, OSFM – Field Services
Richard Klotzbier, OSFM Fire & Life Safety Specialist

PUBLIC:

Joseph Cassidy, P.E.; Joel Whitten; William Nash; Roger Nelson;
Abigail Brown;

1) MINUTES

- a) A motion (KF) was made and seconded (TD) to accept the minutes of the **February 14, 2024**, meeting minutes. **All in favor. None opposed. Motion carried.**

2) COMMUNICATIONS

- a) **A-24-02** Request for appeal received 2/26/24 from Attorney Robert C. Leitz (Paul & Michelle Van Duinen), **RE: [12 Bradley Street, Stonington, CT]** denial to remove builder – concept home builder removed from current approved permit for remodel. Having permits changed to us as homeowners. On 3/5/24 Appellant withdrew appeal. **Remove from agenda.**
- b) **A-24-03** Request for appeal received 2/28/24 from Jarvis & Jennifer Ryan, Owner **RE: [11 Cornwall Drive, Windsor Locks, CT]** State Building Inspector's denial of Section R905.1.1 of the 2021 IRC to allow the installation of an asphalt recovery without the required 4-inch-wide tape on plywood roof sheathing seams. **Panel assigned: Tim Mikloiche, Chair; Terry Deveney, Panel; Hanc Cullinane, Panel; Fred Wajcs, Jr., Alternate.**
- c) **A-24-04** Request for appeal received 3/6/24 from Robert B. Hurd, AIA, Architect, **RE: [213 Lawrence Street, Hartford, CT]** OSFM denial of 2022 CT State Fire Safety to allow (2) sleeping rooms to remain without a secondary means of escape. **Panel assigned: Keith Flood, Chair; Lou Free, Panel; Ilona Prosol, Panel; Paul Costello, Alternate.**

3) SUBCOMMITTEE REPORTS

- a) **Codes Amendment Subcommittee (CAS) (Free)** – CAS meeting to follow directly after C&S. The workgroup presentation will be done by Plumbing.
- b) **Ethics/Procedural Regulations Subcommittee (Harwood)** – We will be scheduling a meeting in a month to discuss multiple submissions and cancellations.

4) OLD BUSINESS

Complaint Process Abbreviations – be careful with use of terminology

C&S: Codes & Standards Committee
CAC: Complaint Assessment Committee
CP: Compliance Panel
HP: Hearing Panel

5) NEW BUSINESS

- a) Staff Report
 - i) **Omarys Vasquez, State Building Inspector** – no report
 - ii) **William Abbott, State Fire Marshal/David Woods** – no report
 - iii) **Anne Peterson/Rebecca Tamborra, Staff Counsel** – no report
- b) **Fire Prevention Code Advisory Committee (Harwood & Sinsigalli)** – Meeting scheduled 4/25/24 to review comments.
- c) **Training Councils**
 - i) **Building Code Training Council (Musco)** – No report for this month. Our next meeting will be on June 13, 2024.
 - ii) **Fire Marshal Training Council (Harwood)** – No scheduled meeting. Currently seeking 3 members.
- d) **Report on Bills (Vasquez)** – (see Omarys for report on bills)

6) APPEALS/COMPLAINTS

- a) **C-22-02 RE:** Complaint regarding Town of Chester, Richard Leighton, Building Inspector & Fire Marshal. This is in reference to the building permits issued for buildings located RE: **[189-191 Middlesex Avenue, Chester, CT]** received 5/3/22 from Mr. Thomas A. Gribbin A.I.A Noyes Vogt Architects. Referred to OSBI. OSBI investigated and submitted a report to the Committee. **Compliance Panel assigned (CP): Donald Harwood, Lou Free, Henry Miga.** Admin received notarized complaint form on 10/12/23. Compliance conference scheduled for **Thursday, 4/11/24 9:00 a.m. Hold on agenda.**
- b) **C-22-03** Correspondence received 9/27/22 from Patricia A. Cofrancesco, Esq., Law Offices of Patricia A. Cofrancesco RE: **[60 Pinehurse Drive, East Haven, CT – Elaine Cioffi (Owner)];** Seeking Revocation of East Haven Building Official's License (James Bassett). Referred to OSBI for investigation. **(CP) assigned:** Henry Miga, Paul Costello, William Zoeller. Admin mailed out complaint form on 10/5/23. Tim Mikloiche has stepped in place of Henry Miga. Compliance panel meeting held on Tuesday, 12/19/23. CP received additional information. **CP Meeting confirmed - Thursday, March 14, 2024 – 9:00 a.m. Hold on agenda.**
- c) **C-23-01 RE:** Complaint received 2/28/23 from Heide Mizak, **RE: [69 Lohse Road, Willington, CT]** James Rupert, Willington Building Official. **CP assigned:** David McKinley, Tim Mikloiche, Mike Sinsigalli. On 10/20/23 received the completed complaint form. Compliance hearing held on Thursday, November 9, 2023 at 1:00pm. CP recommendation sent to full committee on 2/14/24. (DM) motion that matter not move forward and seconded (HM). All in favor. None opposed. Motion carried. **Counsel will draft decision to be mailed out. Hold on agenda.**
- d) **C-23-02 RE:** RE: Correspondence received 8/19/23 from Adam P. McNiece, Niantic, CT RE: Complaint against town of Montville Building Official-David Jensen. Referred to CAC. Admin sent out packet on 10/5/23. CAC meeting scheduled: Tuesday, 10/31/23 at 9:00a.m. OSBI to follow up and provide feedback to Panel. CAC Meeting held 1/16/24 - 1:00 PM. CAC meeting held March 11, 2024, at 9:00 a.m. **CAC recommend dismissing complaint, Counsel will draft a final decision. Hold on agenda.**
- e) **C-23-04 RE:** Correspondence received 9/11/23 from Melisa Moone, Brooklyn, CT **RE: Complaint about Brooklyn Building Official-John Berard.** Admin to coordinate CAC Meeting. CAC meeting scheduled: Tuesday, November 28, 2023 – 11:00am. Referred to OSBI to investigate further. OSBI received info from the parties. CAC met to discuss Monday, March 11, 2024 at 9:00 a.m. **Per C&S Chair, additional meeting scheduled for April 1, 2024 at 3:00 p.m. Hold on agenda.**
- f) **C-23-05 RE:** Correspondence received 10/17/23 from Kenneth LeClerc, DEEP, Emergency Response Unit, Supervising Emergency Response Coordinator, Southern Region RE: Complaint about Newton Building Official-John Poeltl. Complaint form received 11/13/23. Referred to OSBI to investigate further. CAC scheduled to discuss on Monday, March 11, 2024 at 9:00 a.m. CAC meeting held; recommends moving to assigned **CP: Keith Flood, Chair; Hank Cullinane, panel; Terry Deveney, panel; Tim Mikloiche, alternate. Confirmed CP Meeting – Tuesday, 4/23/2024 – 11:00 a.m. Hold on agenda.**
- g) **A-23-15** Request for appeal received 10/6/23 from Attorney James C. Winters c/o William Conroy, S.P.A.C.E. Systems, LLC RE: **[210 Realty Drive, Cheshire, CT]** Abatement Order of Fire/Life Safety Hazards dated 9/1/23 issued by Michael Kazlowski, Fire Marshal of the Town of Cheshire,

CT. Referred to the OSFM to gather more information. OSFM reached out to the local fire marshal – unable to resolve. Panel assigned: Keith Flood, Chair; Tim Mikloiche, panel; Henry Miga, panel; William Zoeller, alternate. Hearing held on Monday, January 29, 2024; 9:00 a.m. **Decision will be mailed out in 90 days (4/29/24). Hold on agenda.**

- h) **A-23-16** Request for appeal received 10/6/23 from Joseph V. Cassidy, P.E. RE: [215 Elm Street, Old Saybrook, CT] Seeking to reverse the decision by the State Building Inspector to deny the use of the Limited-Use Limited Application in lieu of a standard elevator in a small two-story building. Panel assigned: David McKinley, Chair; Johnny Carrier, Panel; Fred Wajcs, Panel; Jack Butkus, Alternate. Hearing scheduled: Wednesday, November 15, 2023 10:00 a.m. Hearing held. Decision to be mailed out in 90 days (2/13/24). Decision is drafted by counsel. **Decision was mailed out on 3/4/2024. Remove from agenda.**
- i) **A-23-17** Request for Appeal received from Steven Montgomery 10/26/23 RE: [422 Sport Hill Road, Easton] 2018 and 2022 Building Code sections 111.1; 8-12; Ch.3 Town of Easton Building Code section 252.1 – appealing decision of Peter Howard, Easton Building Official. Panel assigned: Lou Free, Chair, Anthony Cinicola, panel; Timothy Mikloiche, panel; Paul Costello, alternate. Hearing Date: Tuesday, January 30, 2024 – 9:00 a.m. Hearing held. **Decision will be mailed out in 90 days (4/30/24). Hold on agenda.**
- j) **A-23-18** Request for Appeal received from Attorney Majorie Shansky 11/14/23 RE: [198 Commerce Street, East Haven, CT] of East Haven Fire Marshal, C.G.S. Section 29-309. Abatement Order of Fire/Life Safety Hazards – change of use. Refer to OSFM. Onsite inspection to be scheduled once Appellant receives report from hired code consultant. **Hold on agenda.**
- k) **A-23-20** Request for appeal received from Ike Uzoka on 12/16/23 RE: **[48 Kimball Drive, New Britain, CT]** Richardson Masson, Fire Inspector/New Britain Fire Marshal - Abatement Order of Fire/Life Safety Hazards. Referred to OSFM. OSFM currently formalizing report. **Hold on agenda.**

7). GOOD OF THE ORDER

The next Codes and Standards Committee meeting is scheduled for **Wednesday, April 10, 2024- 1:00 p.m.** Meeting format (on-line or in person) will be determined prior to the meeting.

8). ADJOURNMENT

Johnny Carrier^(bag)

Johnny Carrier, P.E., C&S Chair
Connecticut State Codes & Standard Committee
CSMN2403