

**STATE CODES AND STANDARDS COMMITTEE (C&S)**

**Wednesday, August 14, 2024 – 1:00 PM (Teams-online)**

**[Instructions for attending the meeting can be found as an attachment of the agenda]**

**AGENDA**

**1. CALL TO ORDER**

**2. ATTENDANCE**

**3. APPROVAL OF MINUTES OF THE June 12, 2024 MEETING**

**4. COMMUNICATIONS:**

| <b>SUBJECT &amp; DATE RECEIVED</b>           | <b>FROM – TO</b>                                                                                                                                                                                                                                                                            | <b>DESCRIPTION</b>                                                                                                                                                                                                                                                                                                            |
|----------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| a. Request for Appeal received<br>06/12/2024 | Joan Krajewski, Owner<br><a href="mailto:kjoan@comcast.net">kjoan@comcast.net</a>                                                                                                                                                                                                           | <b>A-24-11</b> RE: [310 Hart Road, Guilford, CT] appeal of determination made on 11/9/2022 by Kimberly Norman-Rosedam, Guilford Building Official RE: 29-265 (C) and Public Act 17-176. Relief Appellant is requesting is a final inspection and a certificate of occupancy.<br><br><b>ACTION:</b><br>_____<br>_____<br>_____ |
| b. Request for Appeal received<br>07/17/2024 | Joseph P. Mortelliti, Esq.<br>Cramer & Anderson LLP<br><a href="mailto:jmortelliti@crameranderson.com">jmortelliti@crameranderson.com</a><br><br>Sean Gargamelli-McCreight<br>Amistad Catholic Workers, LLC<br><a href="mailto:sean@benincasacommunity.org">sean@benincasacommunity.org</a> | <b>A-24-12</b> RE: Amistad Catholic Workers LLC/Mark Colville RE: [203 Rosette Street, New Haven, CT] appeal of determination made on 7/15/24 by Robert Dillon, Building Official.<br><br><b>ACTION:</b><br>_____<br>_____<br>_____                                                                                           |
| c. Request for Appeal received<br>07/22/2024 | Thomas Marron<br><a href="mailto:marronhockey15@gmail.com">marronhockey15@gmail.com</a>                                                                                                                                                                                                     | <b>A-24-13</b> RE: [32 High Street, Middletown, CT] appeal of the State Fire Marshal decision Fire Safety Code Section(s): 2022 CSFSC, Part IV, Section 8.3.3.2.2 and Table 8.3.3.2.2).<br><br><b>ACTION:</b><br>_____<br>_____<br>_____                                                                                      |

|                                              |                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|----------------------------------------------|----------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| d. Request for Appeal received<br>07/31/2024 | Steven Edelman<br><a href="mailto:tsfardaya@att.net">tsfardaya@att.net</a>                         | <b>A-24-14</b> RE: [50 Machine Shop Hill Road, South Windham, CT 06266] <i>"No decision or notice of failure from James Rivers/Board of Appeals. Relief Requesting: Void building official 8/7/23 Section 116 [sic] unsafe structure notice (purported) for due process deprivation resulting from municipal refusal to fill a vacant board of appeals despite having qualified candidates and for refusal to acknowledge failure to make such appointments"</i> .<br><br><b>ACTION:</b> _____ |
| e. Request for Appeal received<br>08/02/2024 | Tommy Dowdle,<br>ARCO/Murray<br><a href="mailto:tdowdle@arcomurray.com">tdowdle@arcomurray.com</a> | <b>A-24-15</b> RE: [400 Frontage Road, West Haven, CT] State Building Inspector's denial to allow the visual notification appliances used for fire alarm signaling to be green instead of clear or normal white, is based on the fact that no hardship has been demonstrated precluding code compliance, no equivalent method of compliance has been proposed and the requirements of the code have not been adjudged unwarranted.<br><br><b>ACTION:</b> _____                                 |
| f. Correspondence Received<br>08/07/2024     | Henry Miga, Building Official<br>C&S Committee Member                                              | <b>Notice of Plans for Retirement</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                          |

**5) SUBCOMMITTEE REPORTS**

- a) Codes Amendment Subcommittee (CAS) (Free)
- b) Ethics/Procedural Regulations Subcommittee (Harwood)

**6) OLD BUSINESS**

**Complaint Process Abbreviations**

C&S: Codes & Standards Committee

CAC: Complaint Assessment Committee

CP: Compliance Panel

HP: Hearing Panel

**7) NEW BUSINESS**

- a) Staff Report
  - i) Omarys Vasquez, State Building Inspector
  - ii) William Abbott, State Fire Marshal
  - iii) Anne Peterson/Rebecca Tamborra, Staff Counsel
- b) Fire Prevention Code Advisory Committee (Harwood & Sinsigalli)
- c) Training Councils
  - i) Building Code Training Council (Musco)
  - ii) Fire Marshal Training Council (Harwood)
- d) Report on Bills (Vasquez)

8) COMPLAINTS/APPEALS

- 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 for investigation; report submitted to Committee. Panel assigned (CP): Donald Harwood, Lou Free, Henry Miga. Admin received notarized complaint form on 10/12/23. Compliance conference held on 4/11/24. Compliance panel recommendation sent to full Committee. Proceed to formal hearing. **Hearing Panel assigned: David McKinley, Don Doeg, Johnny Carrier. William Zoeller as an alternate. Hearing scheduled: 10/3/24 – 9:00 a.m.**
- b) **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 on 3/11/24 at 9:00am. Per C&S Chair, additional meeting held April 1, 2024 at 3:00 p.m. Meeting scheduled Wednesday, 5/15/24 to make final determination. **CAC Recommendation submitted to C&S Committee on 6/11/24. Motion to accept the recommendation (JB) and seconded by (TM) All in favor. None opposed. Motion carried. Letter mailed out on 8/7/2024.**
- c) **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. CP meeting held 4/23/2024 11:00 a.m. Compliance Panel Recommendation submitted to C&S Committee on 6/11/24. Motion to accept the recommendation (TD) and seconded by (JB). All in favor. None opposed. Motion carried. **Decision mailed out on 8/1/2024.**
- d) **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. **As of 5/8/24, OSFM received no response from Appellant. Hold on agenda until next meeting.**
- e) **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 for investigation. OSFM report submitted to Committee on 4/3/24. Panel assigned: Mike Sinsigalli, Chair; Tim Mikloiche, Panel; Keith Flood, Panel; Hank Cullinane, Alternate. Hearing Date: 5/1/24 – 9:00 a.m. Appellant requested hearing to be rescheduled. Re-scheduled hearing held (5/15/24). Appellant to submit brief by June 17, 2024, close of business. Brief received 6/10/24. Deliberations held: Monday, July 1, 2024. **Final decision to be mailed out in 90 days.**
- f) **A-24-04** Request for appeal received from Robert B. Hurd, AIA- Architect on 3/6/24 RE: [213 Lawrence Street, Hartford, CT] OSFM denial 2022 CT State Fire Safety Code to allow two (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. Hearing held: 4/15/24 at 1:00 pm. **Counsel working on drafted decision.**

- g) **A-24-05** Request for appeal received 4/17/24 from James Casali, JNC Contracting Associates, LLC RE: [12 Keplers Way, New Fairfield, CT 06812] OSBI denial to allow the installation of a new furnace in a crawl space without providing access large enough for replacement within a newly construction single-family dwelling. Panel assigned: Terry Deveney, Chair; Timothy Mikloiche, Panel; Hank Cullinane, Panel; Henry Miga, Alternate. Hearing held: 5/30/24. State decision upheld. **Final decision will be mailed out in 90 days (8/30/24).**
- h) **A-24-07** Request for appeal received 4/26/24 from Attorney Jeffrey Weisman (Chaim Kirshner-Appellant) Weisman Law Firm, LLC RE: [Woodtick Crossing LLC, Waterbury, CT] (multiple properties) CSFSC 2022 and CSFPC 2022 Violations (Brian Danby, Inspector). **Referred to Office of State Fire Marshal and Staff Counsel (Ann Peterson). Counsel is working with Appellant(s) for possible withdrawal of appeal.**
- i) **A-24-08** Request for appeal received 5/6/24 from Chris Moon RE: [26 Longview Terrace, Naugatuck, CT 06770] State Building Inspector's denial of R905.1.1 Underlayment – to allow the replacement roof covering to be installed without the required 4-inch-wide strip of self-adhering polymer-modified bitumen membrane taping of all joints in the roof decking. Panel assigned: Johnny Carrier, Chair; Timothy Mikloiche, Panel; William Zoeller, Panel; Lou Free, Alternate. Hearing held: 6/3/24. State decision upheld. **Decision mailed out on 7/23/24.**
- j) **A-24-09** Request for appeal received 5/1/24 from Charles Georgie, Principal, Charles Georgie Associates RE: [504 Hazard Ave, Enfield, CT 06082] State Building Inspector's denial Table 403.1 of the 2021 IPC to not provide the required plumbing fixtures. Panel Assigned: David McKinley, Chair; Terry Deveney, Panel; Ilona Prosol, Panel; Anthony Cinicola, Alternate. Hearing held 6/10/24. State decision upheld. **Decision was mailed out on 7/26/2024.**
- k) **A-24-10** Request for Appeal received 5/23/24 from Steven Montgomery, Partner Lewis Brisbois RE: [422 Sport Hill Road, Easton, CT] appeal of a determination made by Peter Howard, the Town of Easton Building Inspector, to issue a Certificate of Occupancy for an indoor equestrian riding arena. **Panel assigned: Lou Free, Chair; Anthony Cinicola, Panel; Tim Mikloiche, Panel. Admin to schedule hearing via direction of Staff Counsel.**

## 9) GOOD OF THE ORDER

The next Codes and Standards Committee meeting is set for **Wednesday, September 11, 2024, 1:00 p.m.** Meeting format (on-line or in person) will be determined prior to the meeting (SEE TEAMS LINK ON NEXT PAGE TO ENTER MEETING).

## 10) ADJOURNMENT

## Online Meetings

### Codes and Standards Committee

January 2024 – December 2024

#### Overview

The regularly scheduled meetings of the Codes and Standards Committee and the Codes Amendment Subcommittee will be held online using Microsoft Teams.

#### How to Join the Meetings

The meetings can be joined in the following ways:

1. **Video and voice** through a computer or smartphone.
  - If using a computer, no Teams account is required – just your regular browser.
  - If using a smartphone, the Teams app and a free account will be needed.
2. **Voice only** using a landline or cell phone.
  - No special equipment is required.

Please join by clicking the link or calling the number that follow:

#### Microsoft Teams meeting

**Join on your computer, mobile app or room device**

[Click here to join the meeting](#)

**Meeting ID: 259 291 320 891**

**Passcode: sXc39T**

[Download Teams](#) | [Join on the web](#)

**Or call in (audio only)**

[+1 860-840-2075](#) **Phone Conference ID: 560 563 701#**

#### Meeting Etiquette

Teams Users or Non-Users:

- Existing Microsoft Teams users will join using their existing accounts, which will ensure their name is displayed.
- If joining the meeting as a non-Microsoft Teams User, please ensure you enter your full name and committee, company or industry affiliation when joining.

The meeting admin may mute all users' microphones at the commencement of the meeting.

- Committee members and assigned staff members may unmute at any time.
- Public attendees and non-assigned staff members should not unmute unless called upon. One or more public comment periods may be included at the chairperson's discretion.