

C&S STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

August 14, 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** - (absent)
Anthony Cinicola, Building Official
Paul Costello, Labor Trades
Hank Cullinane, HVAC Member
Terry Deveney, Building / Non-Residential – (absent)
Thomas DiBlasi, P.E., Structural Engineer Member - (absent)
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 – (absent)
Fred Wajcs, Jr., **C&S Secretary**, Public Member – (absent)
William Zoeller, Energy Efficiency

Also Present:

Omarys Vasquez, AIA, NOMA, State Building Inspector
Anne Peterson, DAS/Legal
Rebecca Tamborra, DAS/Legal
William Abbott, State Fire Marshal
David Woods, OSFM-Fire & Life Safety Supervisor
Bethy Guiles, DAS/OSBI/C&S – Admin
Joseph Duval, OSFM-Fire & Life Safety Specialist
Kimberly Rogers-OSBI, Manager Technical Services
Patrick Holland, OSFM – Field Services
Richard Klotzbier, OSFM Fire & Life Safety Specialist
Alan Marshall, OSFM Fire & Life Safety Specialist

PUBLIC:

Joan Krajewski, Joe Cassidy, Lauren Hornberger, Joseph Mortelliti, Esq., Tasneem-NEEP, Joel's AI Notetaker
Kimberly Norman-Rosedam

1) MINUTES

- a) A motion (KF) was made and seconded (DH) to accept the minutes of the **June 12, 2024**, meeting minutes. **All in favor. None opposed. Motion carried.**

2) COMMUNICATIONS

- a) **A-24-11** Request for Appeal received from Joan Krajewski, Owner RE: [310 Hart Road, Guilford, CT] appeal of determination made on 11/9/22 by Kimberly Norman-Rosedam, Guilford Building Official RE: 29-265 (C) and Public Act 17-176. **Referred to OSBI**
- b) **A-24-12** Request for Appeal received from Joseph P. Mortelliti, Esq., Cramer & Anderson LLP representative for Sean Gargamelli-McCreight, Amistad Catholic Workers, LLC RE: 203 Rosette Street, New Haven, CT] appeal of determination made on 7/15/24 by Robert Dillon, New Haven Building Official. **Panel assigned:** Henry Miga, Chair; Donald McKinley, Panel; William Zoeller, Panel; Donald Harwood, Alternate.
- c) **A-24-13** Request for Appeal received from Thomas Marron RE: 32 High Street, Middletown, CT] appeal of the State Fire Marshal decision Fire Safety Code Sections: 2022 CSFSC, Part IV. Section 8.3.3.2.2 and Table 8.3.3.2.2. **Panel assigned:** Keith Flood, Chair; Ilona Prosol, Panel; Donald Harwood, Panel; Mike Sinsigalli, Alternate.
- d) **A-24-14** Request for Appeal received from Steven Edelman RE: [50 Machine Shop Hill Road, South Windham, CT] “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. **Referred to Staff Counsel Anne Peterson.**
- e) **A-24-15** Request for Appeal received from Tommy Dowdle, ARCO/Murray 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. **Panel assigned:** Ilona Prosol, Chair; Lou Free, Panel; Mike Sinsigalli, Panel; Tim Mikloiche, Alternate.

3) SUBCOMMITTEE REPORTS

- a) **Codes Amendment Subcommittee (CAS) (Free)** – CAS meeting to follow directly after C&S. We will receive updates from Workgroups.
- b) **Ethics/Procedural Regulations Subcommittee (Harwood)** – No report.

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** – There will be a symposium on “single means of egress”.
 - iii) **Anne Peterson/Rebecca Tamborra, Staff Counsel** – no report
- b) **Fire Prevention Code Advisory Committee (Harwood & Sinsigalli)** – no report
- c) **Training Councils**
 - i) **Building Code Training Council (Musco)** – no report for this month.
 - ii) **Fire Marshal Training Council (Harwood)** – will meeting Mike Fullerton, Director ODEM sometime this month.
- d) **Report on Bills (Vasquez)** – No report

6) APPEALS/COMPLAINTS

- a) **C-22-02** 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 and recommendation sent to full Committee. Matter will proceed to formal hearing. **Hearing Panel assigned:** David McKinley, Don Doeg, Johnny Carrier, Jack Butkus, Alternate. Hearing scheduled: 10/3/24 – 9:00 a.m. **Hold on agenda.**
- b) **C-23-04 RE:** Correspondence received 9/11/23 from Melisa Moone, Brooklyn, CT RE: Complaint about Brooklyn Building Official-John Berard. CAC meeting scheduled: November 28, 2023. Referred to OSBI for further investigation. CAC met to discuss March 11, 2024. Per C&S Chair, additional meeting scheduled for April 1, 2024. Meeting scheduled next Wednesday, 5/15/24. CAC to make a formal determination. CAC’S recommendation made to full Committee to dismiss the complaint on June 12, 2024. A motion (JB) was made and seconded (TM) to accept the recommendation. All in favor. None opposed. Motion carried. Letter mailed out on 8/7/24. **Remove from agenda.**
- 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 for further investigation. CAC meeting held March 11, 2024. CP scheduled and members selected: Keith Flood, Chair; Hank Cullinane, panel; Terry Deveney, panel; Tim Mikloiche, alternate. Confirmed CP held 4/23/2024. CP recommendation submitted to full Committee to dismiss the complaint on June 12, 2024. A motion (TB) was made and seconded (JB) to accept the recommendation. All in favor. None opposed. Motion carried. Decision mailed out on 8/1/24. **Remove from agenda.**

- 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 5/9/24 OSFM received no response from Appellant. **Hold on agenda.**
- 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. Confirmed hearing date: 5/1/24. 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, at 9:00 a.m. Final decision to be mailed out in 90 days (10/1/24). **Hold on agenda.**
- f) **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. Hearing Date: 4/15/24 at 1:00 pm. Final decision was mailed out 8/1/24. **Remove from agenda.**
- 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: May 30, 2024. Final decision will be mailed out in 90 days (8/30/24). **Hold on agenda.**
- 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). Referred to Office of State Fire Marshal and Staff Counsel (Ann Peterson). **Resolved. Remove from agenda.**
- 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. **Remove from agenda.**

- 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: June 10, 2024. State decision upheld. Decision was mailed out on 7/26/24. **Remove from agenda.**
- 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; Jack Butkus, Alternate. Admin to coordinate meeting with assigned panel members and OSBI for review. Meeting scheduled Thursday, 8/22/24 – 9am. **Hold on agenda.**

7). **GOOD OF THE ORDER**

Henry Miga, Building Official/C&S Committee Member 20+ years submitted his “notice of retirement” effective December 2024.

The next Codes and Standards Committee meeting is scheduled for **Wednesday, September 11, 2024-1:00 p.m.** Meeting format (on-line or in person) will be determined prior to the meeting.

8). **ADJOURNMENT**

A motion (LF) was made and seconded (MS) to adjourn the meeting. **All in favor. None opposed. Motion carried.**

Ilona Prosol (bag)

Ilona Prosol, C&S Vice Chair
Connecticut State Codes & Standard Committee
CSMN2408