

C&S STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

May 8, 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 - **Absent**
John Butkus, AIA, Architect - **Absent**
Johnny Carrier, P.E., **C&S Chair**, Residential Contractor Member
Anthony Cinicola, Building Official
Paul Costello, Labor Trades - **Absent**
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:

Walter Woycik, William Nash; Melisa Moone; Walter Summers, Nancy Jalbert, Abigail Brown, Dominique Taudin, Mike Ose.

1) MINUTES

- a) A motion (KF) was made and seconded (TM) to accept the minutes of the **April 10, 2024**, meeting minutes. **All in favor. None opposed. Motion carried.**

2) COMMUNICATIONS

- a) **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.
- b) **A-24-06** Request for appeal received 4/25/24 from Dan Tyler, Blackrock Development LLC, RE: [216 Mitchell Avenue, Groton City, CT 06430] Groton City BO denial of Building Code Section R403.1.4.1 (Frost Protection). Appellant withdrew appeal on 4/30/24. **Remove from agenda.**
- c) **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). Hold on agenda.**
- d) **A-23-17** Correspondence received 4/26/24 from Peter Howard, Easton Building Official RE: [422 Sport Hill Road, Easton, CT] see item *#h below for details*.
- e) **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.
- f) **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.

3) SUBCOMMITTEE REPORTS

- a) **Codes Amendment Subcommittee (CAS) (Free)** – CAS meeting to follow directly after C&S. We will discuss the International Building Code (IBC).
- b) **Ethics/Procedural Regulations Subcommittee (Harwood)** – No report. Will schedule a meeting this month to review the Complaint Process Procedure –Johnny Carrier, C&S Chair would like to sit in this meeting.

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)** – We met on 4/25/24 to discuss Chapters. Next meeting is scheduled 5/15/24.

c) **Training Councils**

i) **Building Code Training Council (Musco)** – No report for this month.

ii) **Fire Marshal Training Council (Harwood)** – Met with Mike Fullerton, Director ODEM. We will schedule a meeting within a month.

d) **Report on Bills (Vasquez)** – No report from OSBI. OSFM reports Implementer Bill will probably pass the Senate this evening. It does allow for the single means of egress in residential buildings – it does not cap it at a height. Session ends tonight 5/9/24.

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.**

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 12/19/23. CP received additional information. CP Meeting March 14, 2024. Compliance Panel recommendation submitted to entire committee on 4/9/24. A motion (TD) was made and seconded (WZ) to

dismiss the complaint. All in favor. None opposed. Motion carried. **Final decision was mailed out on 4/25/24. Remove from 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. **Final decision was mailed out on 4/18/24. Remove from 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. **Remove from agenda.**
- e) **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. 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 for further investigation. CAC meeting held March 11, 2024. CAC 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. **Awaiting drafted formal decision. Hold on agenda.**
- g) **A-23-15 RE:** 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. 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 January 29, 2024. Decision will be mailed out in 90 days (4/29/24). **Final decision was mailed out on 5/7/24. Remove from agenda.**

- h) **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 held January 30, 2024. Final decision was mailed out 4/26/24. **Remove from agenda.**
- i) **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 for one month.**
- j) **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: 5/15/24 at 9:00 a.m. Hold on agenda.**
- k) **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; Hank Cullinane, Panel; Fred Wajcs, Jr., Alternate. Hearing Date: 4/22/24 – 11:00 am. **Drafted decision completed by Counsel – await approval from assigned panel members. Hold on agenda.**
- l) **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. **Counsel working on drafted decision. Hold on agenda.**

7). GOOD OF THE ORDER

Discussion of C&S Committee quarterly in-person meetings. (March, June, September, and December). Admin will work with Security to activate all Committee Members ID's and Building Access Cards.

The next Codes and Standards Committee meeting is scheduled for **Wednesday, June 12, 2024-1:00 p.m.** Meeting format (on-line or in person) will be determined prior to the meeting.

8). **ADJOURNMENT**

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

Johnny Carrier (bag)

Johnny Carrier, P.E., C&S Chair
Connecticut State Codes & Standard Committee
CSMN2405