

C&S STATE CODES AND STANDARDS COMMITTEE MEETING MINUTES

October 9, 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 - Absent
Johnny Carrier, P.E., **C&S Chair**
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 - Absent
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 - Absent
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
William Zoeller, Energy Efficiency

Also Present:

Omarys Vasquez, AIA, NOMA, State Building Inspector
Anne Peterson, DAS/Legal
William Abbott, State Fire Marshal
David Woods, OSFM-Fire & Life Safety Supervisor
Joseph Duval, OSFM-Fire & Life Safety Specialist
Kimberly Rogers-OSBI, Manager Technical Services
Michael Fuschi, OSBI, Supervisor
LaTonya Major, DAS Admin
Darren Hobbs, DAS Deputy Commissioner

PUBLIC:

Joel's AI Notetaker; Michael Barker, Shane Grant, NEEP

1) MINUTES

- a) A motion (MS) was made and seconded (HM) to accept the minutes of the **September 11, 2024**, meeting minutes. **All in favor. None opposed. Motion carried.**

2) COMMUNICATIONS

- a) **A-24-18** RE: [39 Middle Ave. Shelton, CT] Appeal of the decision of the Seymour Building Official James Baldwin. Relief requested – certificate of occupancy; third party inspection to determine if property is habitable; change of use and building code violations review. **Referred to OSBI.**

3) SUBCOMMITTEE REPORTS

- a) **Codes Amendment Subcommittee (CAS) (Free)** – Meeting to be held 10/9/24. Presentation from the resiliency working group. Will also have general discussions about upcoming public presentations for code change proposals.
- b) **Ethics/Procedural Regulations Subcommittee (Harwood)** – Update on building official complaint process.

4) OLD BUSINESS

C&S: Codes & Standards Committee
CAS: 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** – Introduce LaTonya Major
- b) **Fire Prevention Code Advisory Committee (Harwood & Sinsigalli)** – No report.
- c) **Training Councils**
 - i) **Building Code Training Council (Musco)** – No report
 - ii) **Fire Marshal Training Council (Harwood)** – No report
- 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. Compliance Panel assigned: Donald Harwood, Lou Free, Henry Miga. Notarized complaint form received 10/12/23. Compliance conference held 4/11/24. Recommendation sent to full Committee. Matter to proceed with formal hearing. Hearing

Panel assigned: David McKinley, Don Doeg, Johnny Carrier, Jack Butkus, Alternate. Hearing held 10/3/24. **Briefs due October 18, 2024, by 12pm noon. Follow up hearing scheduled for October 24, 2024, 9am.**

- b) **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. **Counsel to send out status letter. Hold on agenda.**
- c) **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). Final decision was mailed out. **Remove from agenda**
- d) **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. Staff Counsel/OSBI will follow up with Appellant. OSBI ongoing investigation. **Hold on agenda.**
- e) **A-24-11** Request for appeal received 6/12/24 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. Relief Appellant is requesting is a final inspection and a certificate of occupancy. Referred to OSBI for review. **Currently in review with OSBI. Hold on agenda.**
- f) **A-24-12** Request for appeal received 7/17/24 from Joseph P. Mortelliti, Esq., Cramer & Anderson LLP/Sean Gargamelli-McCreight, Amistad Catholic Workers, LLC RE: Amistad Catholic Workers LLC/Mark Colville RE: [203 Rosette Street, New Haven, CT] appeal determination made on 7/15/24 by Robert Dillon, Building Official. Panel Assigned: Henry Miga, Chair; David McKinley, Panel; William Zoeller, Panel; Donald Harwood, Alternate. Hearing held Sept. 24, 2024. **Briefs due Oct. 22, 2024. Deliberations to be held Oct. 23, 2024, at 9am. Hold on agenda.**

- g) **A-24-13** Request for appeal received 7/22/24 from Thomas Marron 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. Panel assigned: Keith Flood, Chair; Ilona Prosol, Panel; Donald Harwood, Panel; Mike Sinsigalli, Alternate. Hearing held October 8, 2024. **Decision to be sent within 90 days.**
- h) **A-24-14** Request for appeal received 7/31/24 from Steve Edelman RE: [50 Machine Shop Hill Road, South Windham, CT] Appealing municipal failure to fill board of appeals. “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. Panel assigned: Terry Deveney, Chair; Tim Mikloiche, Panel, Fred Wajcs, Jr., Panel; Henry Miga (Alternate). **Hearing notice to be sent. Hold on agenda.**
- i) **A-24-15** Request for appeal received 8/2/24 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 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. **Panel assigned:** Ilona Prosol, Chair; Lou Free, Panel; Mike Sinsigalli, Panel; Tim Mikloiche, Alternate. Hearing held: September 30, 2024. **Decision to be sent within 90 days.**
- j) **A-24-16** Request for appeal received 8/17/24 from Ashley Dougherty RE: [51 Prospect Ridge #12, Ridgefield, CT 06877] appeal of Ridgefield Fire Marshal RE: Fire Sa Code 7.1.10.2.1 Furnishings and Decorations in Means of Egress. Referred to OSFM. **OSFM waiting to hear back from Appellant.**

7). GOOD OF THE ORDER

The next Codes and Standards Committee is set for **Wednesday, November 13, 2024, 1:00 p.m.** Meeting format (online or in person) will be determined prior to the meeting (SEE TEAMS LINK ON NEXT PAGE FOR ENTERING MEETING).

8). ADJOURNMENT

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

Codes & Standard Committee