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UNDERSECRETARY OF
CONSUMER AFFAIRS AND
BUSINESS REGULATION

CHARLES BORSTEL
COMMISSIONER, DIVISION OF
PROFESSIONAL LICENSURE

Minutes

Board of Elevator Regulations
1000 Washington Street, Boston, MA 02118
1st Floor – Room 1C
December 19, 2017

Board Members Present:

Stephen Sampson, Chairman
David Morgan
Brian Ronan
David Gaudet
Cheryl Davis
Eric Morse

Guests Present:

Eric O'Brien (O'Brien Commercial Properties)
Andrew Castraberti (Cresset Development LLC)
Oualid Sajri (5BY2)
Peter Wallack (Wallack Elevator Consultants)
Kamiel Koot (5BY2)
Robert Del Savio (Embarc Studio)
Charles Kilb (DPL)
Ruthy Barros (DPL)

Board Members Absent:

John O'Donoghue

The Board discussed the following:

1. 336 Baker Avenue – Concord, MA [Exhibit 1]

State ID: 67-W-12

524 CMR Section 35 A17.1-1996 Part XX

Petitioner: Eric O'Brien

The petitioner came before the Board seeking a variance from 524 CMR Section 35

A17.1-1996 Part XX - Vertical Clearance. The petitioner stated that the existing building

has an older unit (67-W-17782), which has become obsolete and was not up to code. The

building has recently over gone renovations and the petitioner would like to replace the

current lift with a new code complaint lift. However, the new platform extends further than the original under head room clearance. The petitioner was requesting a reduction of the required vertical clearance of 80” to the minimum of not more than 75” for a small 12” radius corner section of the lift. The 6’8” minimum vertical clearance declines vertically at an even angle down to 6’3” at the corner of the lift. A motion was put forth by David Morgan to grant the variance with the following stipulations: 1) Shade corner of the platform, stating “Low Overhead”, 2) Paint yellow footprints on the cab floor, and 3) Signage on the front and back door, stating “Low Overhead”. Also the petitioner is required to post the variance decision inside the unit, mounted to the cover inside of the control panel. The justification of the Board’s decision was due to the existing conditions. The motion was seconded by Cheryl Davis.

Motion: David Gaudet
Seconded: Cheryl Davis
Vote: 6-0; Granted.

2. **88 Wareham Street – Boston, MA [Exhibit 2]**

Product Variance
524 CMR

Petitioner: Peter Wallack

The petitioner came before the Board seeking a product variance for a Lifting Table FAU-40411378, Scissor Lift. The proposed product is an automobile parking device manufactured by GRUNDEI GmbH – Bergneustadt, Germany for 5BY2 US. 5BY2 has produced and installed fully automated puzzle parking systems since 1992 including one in Ottawa and New York. The proposed parking system uses individually controlled sliding pallets to maneuver each vehicle independently to create flexible and highly efficient parking and retrieval solution. The petitioner listed all code sections possibly requiring a variance. A motion was put forth by Cheryl Davis to place the variance request under advisement. The Board proposed to follow up with a product demonstration. The motion was seconded by David Morgan.

Motion: Cheryl Davis
Seconded: David Morgan
Vote: 6-0; Placed under advisement.

3. **401 Beacon Street – Boston, MA [Exhibit 3]**

Product Variance

524 CMR

Petitioner: Peter Wallack

The petitioner came before the Board seeking a product variance for a Lifting Table FAU-40411378, Scissor Lift. The proposed product is an automobile parking device manufactured by GRUNDEI GmbH – Bergneustadt, Germany for 5BY2 US. 5BY2 has produced and installed fully automated puzzle parking systems since 1992 including one in Ottawa and New York. In the case of the above residence, the proposed parking system will be a combined entry/exit module integrated with an electric scissor lift and turntable. The petitioner listed all code sections possibly requiring a variance. A motion was put forth by David Gaudet to place the variance request under advisement. The Board proposed to follow up with a product demonstration. The motion was seconded by Eric Morse.

Motion: David Gaudet

Seconded: Eric Morse

Vote: 6-0; Placed under advisement.

4. **46 Millmont Street – Boston, MA [Exhibit 4]**

New Installation

524 CMR

Petitioner: Deacon Jackson Wall

The petitioner requested to postpone his scheduled hearing date, due to a schedule conflict. A motion was put forth by David Gaudet to allow the petitioner to postpone to a later hearing date. The Board also requested that the Office of Public Safety and Inspections (OPSI) research if the petitioner has an active permit. The motion was seconded by Cheryl Davis.

Motion: David Gaudet

Seconded: Cheryl Davis

Vote: 6-0; Allowed to postpone hearing date.

5. **ThyssenKrupp Evolution Series [Exhibit 5]**

Product Variance

524 CMR

Petitioner: Adam Sanders

The petitioner resubmitted his Product Variance application with the listed deficiencies.

A motion was made by Eric Morse to place the petitioner's request on hold to allow the petitioner to come back in front of the Board to answer any questions and/or concerns.

The motion was seconded by Cheryl Davis.

Motion: David Morgan

Seconded: Cheryl Davis

Vote: 6-0; Placed on hold.

6. **Approval of meeting minutes from November 28, 2017 [Exhibit 6]**

A motion was made by Cheryl Davis to accept the minutes as written. The motion was seconded by David Morgan. **Vote: 6-0; Granted.**

Exhibit List:

Exhibit 1: Variance packet for 336 Baker Avenue – Concord, MA

Exhibit 2: Variance packet for 88 Wareham Street – Boston, MA

Exhibit 3: Variance packet for 401 Beacon Street – Boston, MA

Exhibit 4: Variance packet for 46 Millmont Street – Boston, MA

Exhibit 5: Variance packet for ThyssenKrupp Evolutions Series (EVO)

Exhibit 6: Meeting Minutes from November 28, 2017

Motion to Adjourn: David Morgan

Seconded: Eric Morse

Vote: 6-0; Granted.

Hearing concluded at 3:48 p.m.

Prepared by: Ruthy Barros