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Commonwealth of Massachusetts
Division of Professional Licensure
BOARD OF STATE EXAMINERS OF PLUMBERS
AND GAS FITTERS

1000 Washington Street • Boston • Massachusetts • 02118

JOHN C. CHAPMAN
UNDERSECRETARY OF
CONSUMER AFFAIRS AND
BUSINESS REGULATION

CHARLES BORSTEL
COMMISSIONER DIVISION OF
PROFESSIONAL LICENSURE

July 11th, 2018 BOARD MEETING MINUTES

| MEMBERS | APPOINTMENT | PRESENT | ABSENT |
|----------------------------|-------------------------------------|---------|--------|
| Mr. Joseph McNamee | Chairman, Master Gas Fitter | X | |
| Mr. Wayne Thomas | Member, Journeyman Gasfitter | X | |
| Mr. Bahig A. Kaldas, P. E. | Member, Plumbing Engineer | X | |
| Ms. Sarah Badway | Consumer Member | X | |
| Mr. Joseph Waskiewicz | Member, Master Plumber | X | |
| Ms. Ruth Alfasso | Member, Department of Public Health | X | |
| Mr. John Cruz | Member, LP Installer | X | |
| Mr. Harold Knight | Member, Journeyman Plumber | X | |
| Mr. Dan Kilburn | Member, Public Safety | X | |

9:00 A.M. AGENDA REVIEW: By Chairman Joseph McNamee

9:05 A.M.: APPROVAL OF PREVIOUS MEETING MINUTES:

- The June 6th, 2018 Board Meeting Minutes

A motion to approve the June 6th, 2018 Board Meeting Minutes by: Ms. Ruth Alfasso and seconded by: Mr. Harold Knight

- The June 6th, 2018 Executive Session Minutes

A motion to approve The June 6th, 2018 Executive Session Minutes by: Ms. Ruth Alfasso and seconded by: Mr. Harold Knight

Result: unanimous

DISCUSSION

D1 – Code Changes – Review draft changes to 248 CMR 3.00, 10.00, and 11.00

Meeting Notes: Board attorney Charles Kilb spoke on staff drafted code changes in 248 CMR 3, 10, and 11 previously requested by the Board. Mr. Joseph McNamee asked about the status of the code changes regarding venting with plastic, Mr. Charles Kilb responded that after administration approval the next step is public hearing. Mr. Kilb indicated that no changes were yet proposed to the gas code, but that can be open to further Board discussion. The matter will be placed on the next agenda for further review.



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D2 – Aqua Motion – Recirculation kit for hot water heaters

Meeting Notes: A valve under the sink for a recirculation line to provide hot water to the fixture. Older product was approved however a cross connection occurred from hot to cold water, Mr. Bahig A. Kaldas, P. E. mentioned that hot water is not truly potable. Mr. Wayne Thomas stated that hot water is considered potable but not drinkable water. Mr. Joseph Waskiewicz is ok with this product. Manufacturer states the products have spring checks that stops the cold from entering the hot system. Chairman McNamee will have the Board office to look into this product. Manufacturer has left a sample of the product for the Board. No formal action required.

VARIANCE REQUESTS

PV-208 – Massport– 1 Harbor Side Drive- East Boston

WSP is seeking relief from 248 CMR 10.10 (18) (c). The proposed facility measures 534 square feet. The building is being used as a house of worship with no employees. The maximum occupancy is 28. There is an adjacent building within with restrooms 150 feet. As this is a State project, no Board of Health petition is required.

A motion was made to Approve by: Mr. Dan Kilburn and seconded by: Mr. Joseph Waskiewicz

Result: unanimous

PV- 209- Philip Coleman- 29 Eliot Road – Lexington

Mr. Coleman is seeking relief from 248 CMR 3.04 (1) Board required Product Acceptance. Applicant states the tub was purchased online the manufacturer provided a UPC certificate of listing from the IAPMO research and testing lab. The tub is listed as “OMS-827 (BC) bathtub.” The Lexington Board of Health has been notified.

A motion was made to Approve by: Mr. John Cruz and seconded by: Ms. Ruth Alfasso

Result: unanimous

PV-210- James J. Welch & Co., Inc. – 189 – 205 Middlesex Rd – Lowell

James J. Welch & Co., Inc. is seeking relief from 248 CMR 10.06 Allowable Materials. The scope of the work is to demolish an existing bathroom and install a laundry room for staff and residents. The existing plumbing in the building is PVC. The Lowell Board of Health has been notified.

Meeting Notes: There are seven existing cloth washers, five domestic type cloth washers, and two commercial type cloth washers. A comment was made that commercial wash machines discharge waste water at a temperature of over 130 degrees hence the need for commercial materials.

A motion was made to Deny by: Mr. Dan Kilburn and seconded by: Mr. Wayne Thomas

Result: unanimous

Thereafter, the applicant requested to reappear to provide further information. At that time, the applicant indicated that the facility in question was residential in nature.

A motion was made to reconsider by: Mr. Harold Knight seconded By: Mr. John Cruz

Result: unanimous

A motion to approve the continued use of PVC for this project was made by: Mr. Harold Knight and seconded By: Mr. Bahig A. Kaldas, P. E.

Condition(s): Max temp in the buildings hot water system does not exceed 130 degree f.

Result: unanimous

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PV-211 - Commercial Construction Consulting Inc.-77 Newbury Street- Boston

Commercial Construction Consulting Inc are seeking relief from 248 CMR 10.10 (18) table 1 requiring 1 service sink per floor. The request is to not provide a service sink for this tenant build out. This is a retail store only; no food is to be served. The City of Boston Health Department has been notified.

A motion was made to Approve by: Mr. Wayne Thomas and seconded by: Mr. Joseph Waskiewicz

Abstained: Mr. Joseph McNamee

Result: unanimous

PV-212- David S. Carlson- 9 Canterbury Street - Worcester

No action taken, Variance not required

PV-213-Logan Airport-300 Terminal C-East Boston

Mr. Barter is requesting relief from 248 CMR section 10.15 sanitary drainage (sumps and ejectors). Due to a large electrical room below the new tenant space they are unable to drain the pot sink by gravity. The previous tenant had the same noted constraints and utilized a small floor mounted ejector. They seek to use a similar discharge.

Their second request is for 248 CMR section 3.04 (1), a non-product accepted mop sink due to the limited space available and the need to provide isolation around the mop receptor (16"x24") and provides all the necessary features. Because this is a State job no Board of Health petition letter is required.

A motion was made to approve both by: Mr. Joseph Waskiewicz and seconded by: Mr. Dan Kilburn

Result: unanimous

PV- Variance PV-198 - City of Gardner Public Schools - 70 Waterford Street - Gardner

City of Gardner Public Schools seek relief from 248 CMR 10.10 (18) Minimum Facilities. They have requested an opportunity to present additional information with regards to the toilet facilities within the school. The proposed fixture count for the facilities within the stadium are as follows: men room: Three water closets, three urinals, three lavatory sinks. Women room: Six water closets, three lavatory sinks, gender neutral room: One water closet, one lavatory sink. Additional men and ladies rooms are in the school, within 250 feet of the proposed field. The Gardner Board of Health have been properly notified of this variance petition.

The applicant did not appear, A motion was made to table by: Mr. Harold Knight and seconded by: Ms. Ruth Alfasso

Result: unanimous

PV-217-Russian School of Mathematics-12 Church Street-Belmont

The Russian School of Mathematics is seeking relief from 248 CMR 10.10 (18) (p) 2 the requirement of installing a urinal in the male toilet room in addition to the toilet required. They would request the Board to consider elimination of the urinal and allow one ADA compliant men toilet room, one ADA compliant women toilet room and one ADA compliant gender neutral toilet room for staff. The Belmont board of Health have been notified.

Meeting Notes: Elementary up to High School, this is an after school program.

A motion was made to Approve by: Mr. Joseph Waskiewicz and seconded by: Mr. John Cruz

Result: unanimous

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PV – 1 – Seaman Engineering Corporation -- 170 Apricot Street – Worcester

Seaman Engineering Corporation on behalf of South High Community School are seeking relief from 248 CMR 10.10 (18) Table 1 minimum facilities. The proposed fixture count for the facilities within the stadium are as follows: men room: Three water closets, four urinals, three lavatory sinks. Women room: Seven water closets, three lavatory sinks, additional men and ladies rooms are in the school. The Worcester Board of Health have been properly notified.

Meeting Notes: The design plan is short six women toilets, the Board inquired if they could change the design, which the applicant indicated was possible.

A motion was made to Deny by: Mr. Dan Kilburn and seconded by: Mr. Joseph Waskiewicz

Counsel thereafter asked if the Board would consider granting the 50% relief granted to other school stadiums.

Condition(s): A second motion was made to approve this project as well as future projects under the following conditions, which shall be delegated for approval by the Board's Executive Director: the design plan for restrooms at a public secondary school stadium may be approved so long as it provides 1) fifty percent of the code required facilities within the new proposed building for the stadium, 2) meeting potty-parity requirements, and 3) not including restrooms in nearby schools

by: Mr. Dan Kilburn and seconded by: Mr. Wayne Thomas

Result: unanimous

PV- 2 – AHA Consulting Engineers – 500 Totten Pond Road - Waltham

AHA Consulting Engineers are requesting a variance from 248 CMR 10.09 (1) (b) 2.f. requiring permanent bollards to prevent vehicles from entering the space. They are requesting the use of removable bollards and high curbing to allow electric fork trucks to move freely but to prevent motor vehicles from entering the space. The Waltham Board of Health has been properly notified.

A motion was made to Deny by: Mr. Harold Knight and seconded by: Mr. John Cruz

Result: unanimous

PV – 3- Robert Sullivan Engineering – 400 to 800 Border Street – East Boston

Robert Sullivan Engineering are seeking relief from 248 CMR 10.06 (k) Water Service Piping (Outside Building) The materials used shall be those specified by the local municipality. They are requesting the use of ductile iron cement lined class 56, 4" and 6" water mains buried outside of building on the outlet side of the domestic water meter within the property line. Boston Board of Health has been notified via email transmission.

A motion was made to Approve by: Mr. Joseph Waskiewicz and seconded by: Mr. Wayne Thomas

Recused: Mr. Bahig A. Kaldas, P. E.

Result: unanimous

PV – 4 - CES Consulting Engineering Services. LLC – TD Garden - 100 Legends Way- Boston

CES Consulting Engineering Services. LLC seek relief from 248 CMR 10.15 (10) (a) 2. Only drains located below the building sewer or building drain shall discharge into sumps. All other drains shall be discharged by gravity. They are requesting the use of an ejector pump, due to an existing grade beam preventing gravity drainage, for a single user gender neutral restroom for employees only. This is state property therefore no Board of Health notification is required.

A motion was made to Approve by: Mr. Wayne Thomas and seconded by: Mr. Harold Knight

Condition(s): A Massachusetts Product Accepted toilet ejector combination system be used and use of this facility is limited to employees only.

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Result: unanimous

PV- 5 – Balvir Singh – Alpha Dental – 247 Broadway - Taunton

Balvir Singh is requesting relief from 248 CMR 10.10 Table 1 (Medical / Health Care Buildings) Square footage of the space is 2146. They are requesting approval of providing only two gender neutral bathrooms in this dental office, one designated for staff only five maximum, one designated patients seven maximum. The Taunton Board of Health has been properly petitioned.

A motion was made to Approve by: Mr. Wayne Thomas and seconded by: Mr. Dan Kilburn

Result: unanimous

PV- 6- Serendipity’s Playhouse LLC -88 Bass Avenue- Gloucester

Serendipity’s Playhouse LLC are seeking relief from 248 10.10 (18) Table 1. Due to limited square footage the petitioners would like to waive the requirement of a second ADA compliant facility and install dual changing stations instead, as the nature of the business caters to six month to eight year old children. The Gloucester Health Department has been properly notified.

A motion was made to Deny by: Mr. Wayne Thomas and seconded by: Mr. John Cruz

Result: unanimous

At approximately 10:15am Chairman McNamee asked for a fifteen minute recess.

At approximately 10:30am Chairman McNamee called the Board back into open session.

PV- 7 – Beacon Architectural Associates – Bertram Field - Powderhouse Lane - Salem

Beacon Architectural Associates seek relief from 248 CMR 10.10 (18) (b) 2. The City of Salem is planning improvements to the public facilities and the press box at Bertram Field. The existing grandstands has a capacity of approximately 5000 spectators. They are requesting installing fifty percent of the required fixtures. Michael J. Guida Sr. the Salem Plumbing Inspector has submitted a letter in favor of this request. The Salem Board of Health has been properly notified.

A motion was made to Approve by: Mr. Wayne Thomas and seconded by: Mr. Harold Knight

Result: unanimous

FYI – Board Delegated Staff Approvals – Board Vote Not Required

DAPV-205 – Joseph Warsofsky – 250 Hammond Rd., - Chestnut Hill

Petitioner Joseph Warsofsky has requested a variance from 10.10 (7) (b) Shower Waste Outlet: Waste outlets serving shower stalls and compartments shall be no less than two inches in diameter. The applicant is removing the bathtub and shower unit and replacing it with a shower compartment only. There is a letter from his Health Care Provider along with a letter from the Newton Board of Health accompanying this variance application. The variance was conditionally approved through delegated authority. The conditions for approval are: 1) A variance application submittal. 2) Only 1 shower per variance. 3) Legitimate health concern with doctor note. 4) A 6” threshold from

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shower surface to top of barrier lip. 5) Only one 2.5 gallon shower head. A letter to grant variance with conditions has been sent to the applicant.

DAPV-215 – Robert Berk – 280 Boylston Street Unit 1013 - Newton

Petitioner Robert Berk has requested a variance from 10.10 (7) (b) Shower Waste Outlet: Waste outlets serving shower stalls and compartments shall be no less than two inches in diameter. The applicant is removing the bathtub and shower unit and replacing it with a shower compartment only. There is a letter from his Health Care Provider along with a letter from the Newton Board of Health accompanying this variance application. The variance was conditionally approved through delegated authority. The conditions for approval are: 1) A variance application submittal. 2) Only 1 shower per variance. 3) Legitimate health concern with doctor note. 4) A 6” threshold from shower surface to top of barrier lip. 5) Only one 2.5 gallon shower head. A letter to grant variance with conditions has been sent to the applicant.

Full operation of unlisted gas equipment

Vocational School Projects

V2) Assabet Valley RTHS – 215 Fitchburg St – Marlborough

Installing new gas fired equipment for heat and potable water. Installing real equipment gives the students who are not participating in CO-OP an opportunity to get out of the lab and do real work.

Note: The Board of State Examiners of Plumbers and Gas Fitters did not enter into Executive Session

BOARD WILL CONSIDER ANY MATTERS NOT REASONABLY ANTICIPATED BY THE CHAIR:

None

At 10:38am motion was made to adjourn by: Ms. Ruth Alfasso and seconded by: Mr. Harold Knight

Result: unanimous

Note: Reasonable accommodations or modifications will be provided to enable individuals with disabilities to participate in this Plumbing Board meeting. **All requests should be submitted to Cheryl Yebba at (617)-727-4992 no later than one (1) week prior to the scheduled Board Meeting.** While the Board of Examiners of Plumbers & Gas Fitters will attempt to honor all requests, those requests received after that date may not be provided due to feasibility.