

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

State Building Code Appeals Board¹
Docket No. 05-329

David Norton,)
Appellant,)
)
v.)
)
City of Boston and William Good,)
Appellees)

BOARD'S RULING ON APPEAL

Procedural History

This matter came before the State Building Code Appeals Board ("the Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant asks the Board to grant a variance from 780 CMR 403.2 (High Rise Buildings - sprinkler system) of the Massachusetts State Building Code ("MSBC") for WGBH located at 1 Guest Street, Boston, MA. In accordance with MGL c. 30A, §§ 10 and 11; MGL c. 143, §100; 801 CMR 1.02 et. Seq.; and 780 CMR 122.3.4, the Board convened a public hearing on December 7, 2006 where all interested parties were provided with an opportunity to testify and present evidence to the Board.

Present and representing the owner, WGBH Educational Foundation was the Appellant. There was no representative present from the City of Boston Inspectional Services Department. There was no representative present from the City of Boston Fire Department.

Discussion

A motion was made to Grant the Appellant's request for a variance from 780 CMR 403.2 of the MSBC to allow the Appellant the right to install a gaseous type of fire

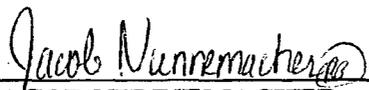
¹ This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108.

suppression system under the raised floor spaces provided that a smoke detection system is installed. Motion carried 3-0.

Conclusion

Based upon the foregoing the Appellant's request for variance from 780 CMR 403.2 is hereby **GRANTED**.

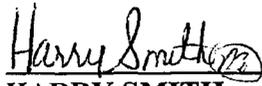
SO ORDERED.



JACOB NUNNEMACHER



STANLEY SHUMAN



HARRY SMITH

DATED: January 18, 2007

**In accordance with M.G.L. c. 30A § 14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.*