



State of New York
Office of Fire Prevention and Control

1220 Washington Avenue, Bldg 7A
Albany, NY 12226
Phone#: (518) 474-6746
Fax#: (518) 474-3240

REPORT OF RE-INSPECTION AND ORDER TO COMPLY

Facility: SUNY Canton College of Technology

The Office of Fire Prevention and Control has identified that violations of the Uniform Fire Prevention and Building Code, previously identified in a Report of Inspection, continue to exist in a building or buildings under the jurisdiction of your college or university.

These violations pose a potential for physical injury or death to the occupants of the building due to fire. Failure to remedy the violations by the date specified will result in fines ranging from \$50 to \$500 per violation, per day; the violation(s) continues to exist beyond the established abatement date. Furthermore, closure of the building may be directed if conditions constitute an imminent threat to public health or safety, until subsequent inspection reveals that all violations have been remedied.

Any specific questions relating to this inspection should be directed to the New York State Office of Fire Prevention and Control - Fire and Life Safety Branch at the location indicated below.

District Supervisor:

McCrae, Brian
Deputy Chief

Inspector : Hoy, Mark

☐ 1220 Washington Ave.
State Office Campus Building
7A, Floor 2
Albany, NY 12226
518-474-6746 518-474-3240
(fax)fire@dhses.ny.gov



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REPORT OF RE-INSPECTION NOTICE OF VIOLATION

Agency:	State University of New York	System ID#:	714
Region:	None	Building No.:	011
Facility:	SUNY Canton College of Technology	Escort:	Anthony Caracciolo
Building:	Rushton Hall	Orig. Inspector:	Hoy, Mark
	34 Cornell Dr, 011	Orig. Insp. Date:	02/04/2019
	Canton, NY 13617	Re-inspected by:	Hoy, Mark
		Re-inspection date:	03/20/2019
		Next Re-insp. due:	04/19/2019
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----- Violations -----

- 53 **Violation:** **Candles, incense and similar open-flame-producing items shall not be allowed in sleeping units in Group R-2 dormitory occupancies.**
- Hazard Cls.: Significant
- Code Refer.: 15F-308.4.1
- Abate By: 04/26/2019
- Location: E112, First East
- Description: Candle found in room, with evidence of smoking
- 74 **Violation:** **Candles, incense and similar open-flame-producing items shall not be allowed in sleeping units in Group R-2 dormitory occupancies.**
- Hazard Cls.: Significant
- Code Refer.: 15F-308.4.1
- Abate By: 02/11/2019
- Location: S112, First South
- Description: Candle on Front desk
- 78 **Violation:** **Removal of or tampering with equipment. It shall be unlawful for any person to remove, tamper with or otherwise disturb any fire hydrant, fire detection and alarm system, fire suppression system**
- Hazard Cls.: Severe
- Code Refer.: 15F-901.8
- Abate By: 03/21/2019
- Location: E105, 1
- Description: plastic Bag over smoke detector
- 79 **Violation:** **Removal of or tampering with equipment. It shall be unlawful for any person to remove, tamper with or otherwise disturb any fire hydrant, fire detection and alarm system, fire suppression system**
- Hazard Cls.: Severe
- Code Refer.: 15F-901.8
- Abate By: 03/21/2019
- Location: E112, 1
- Description: Covered smoke detector with plastic bag

----- Recommendations -----

ADMINISTRATIVE RIGHT OF APPEAL

GENERAL

Requests for clarification and questions related to this inspection report should be directed first to the inspector identified on the report. Follow up or further inquiry may be made to the district supervisor of the Office of Fire Prevention and Control, Fire and Life Safety Branch responsible for the region in which the building is located.

To formally dispute a violation, a request for review must be presented in writing, with clear explanation of the circumstances to:

Chief of the Fire and Life Safety Branch
Office of Fire Prevention and Control
1220 Washington Avenue, Bldg 7A
Albany, NY 12226
(518)-474-6746

If there is the desire to challenge that determination a formal appeal may be made to the Deputy State Fire Administrator for Enforcement at the above address. Such appeal must be presented in writing and clearly detail justification for the dispute.

LEGAL VARIANCE

To pursue relief from strict application of the requirements of the New York State Uniform Fire Prevention and Building Code (Uniform Code), a “variance” may be pursued. The procedures for variances and appeals regarding the Uniform Code are established in [19 NYCRR Part 1205](#). Requests for a variance generally require a hearing before a [Board of Review](#). Some requests for a variance can be resolved through an administrative process when NYS Department of State staff determines it is appropriate. For additional information, or to initiate a variance or appeal process, contact should be made with the appropriate Department of State [regional](#) office. An application for a variance or appeal of a local determination regarding applicable provisions of the New York State Uniform Fire Prevention and Building Code may be found at:

http://www.dos.ny.gov/dcea/pdf/varianceapp_311.pdf

COMPLIANCE PLANS

With justification, a time extension to abate a specific violation may be granted. Such extensions are determined “Compliance Plans” because they are only considered if the request demonstrates a detailed, legitimate plan that reasonably assures compliance by the date requested. Compliance plans may be submitted as a written request to the regional Fire and Life Safety Branch Deputy Chief at the address provided on this notice. To be considered, the request must be in writing and must set forth work already accomplished, the work remaining, the reason why an extension of time is necessary, and the date by which all work will be completed. All possible supporting and justifying documentation should accompany the request. Time extensions are not automatic or guaranteed. They are granted solely on the merit of each compliance plan. The compliance plan must be completed and signed by a member of the requesting agency’s management team that is authorized to commit project funding, provide timelines, and commit the agency to the legal specifications of the request.

Take notice that an application for an extension constitutes a legal obligation to correct the violation by the date granted and that failure to meet the conditions of said compliance plan will result in the assessment of penalties accrued during the extension period.