



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

MIKE KENNEALY
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Professional Licensure
Office of Public Safety and Inspections
1000 Washington Street • Boston • Massachusetts • 02118

EDWARD A. PALLESCHI
UNDERSECRETARY OF CONSUMER
AFFAIRS AND BUSINESS
REGULATION

DIANE M. SYMONDS
COMMISSIONER, DIVISION OF
PROFESSIONAL LICENSURE

February 11, 2020 Meeting
50 Maple St, Milford MA

Board of Building Regulations and Standards (BBRS)

Chairman Crowley, opened the regular meeting at approximately 10:07 a.m.

Chairman Crowley took roll call as follows:

John Couture, Second V. Chair	<input type="checkbox"/> present <input checked="" type="checkbox"/> absent	Peter Ostroskey**	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Kerry Dietz,	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent	Michael McDowell	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Richard Crowley, Chair	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent	Susan Gleason	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Kevin Gallagher	<input type="checkbox"/> present <input checked="" type="checkbox"/> absent	Lisa Davey, Vice Chair	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Cheryl Lavalley	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent	Steve Frederickson	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Diane Symonds *	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent		

* David Sullivan participated as the designee for DPL Commissioner, Diane Symonds.

** Jen Hoyt participated as the designee for State Fire Marshal, Peter Ostroskey.

General notes on format of these minutes

- These minutes represent general points of discussion by members and audience participants during the regular meeting session. The minutes are not intended to be a verbatim account of discussions.
- Votes are noted as **MOTION** by, seconded by, and whether it was a unanimous or split vote.
- Agenda topics as numbered may be in the same order as they appear on the meeting agenda.
- The meeting agenda is listed as **EXHIBIT A**; others are listed sequentially as addresses during the meeting.

Regular Meeting

1. **BBRS Regular Minutes Review\Vote** approval of January 14, 2020 BBRS draft meeting minutes. Jen Hoyt believes the board did not limit the applicability of agenda item 4 to the 9th edition. Consensus of the group was to remove the 9th edition reference. On a **MOTION** by Jen Hoyt, seconded by Kerry Dietz, it was a unanimous vote to approve the January 14, 2020 meeting minutes for the Board of Building and Regulations and Standards as amended (**EXHIBIT B**).
2. **Quasi-Judicial Session Minutes Review\Vote** approval of January 14, 2020 BBRS draft quasi-Judicial meeting minutes. Two typos identified by Cheryl Lavalley and Kerry Dietz. On a **MOTION** by Kerry Dietz, seconded by Jen Hoyt, it was a unanimous vote to approve the January 14, 2020, Quasi-Judicial meeting minutes for the Board of Building and Regulations and Standards as amended (**EXHIBIT C**).

3. **BOCC Minutes Review\Vote.** On a **MOTION** by Lisa Dave and seconded by Kerry Dietz, it was a unanimous vote to approve January 7, 2020, Building Official Certification Committee (BOCC) meeting minutes (**EXHIBIT D**).
4. **Vote** draft BCAB meeting minutes. Chairman Crowley confirmed with Attorney Charles Kilb the board can approve all 5 sets of meeting minutes with one motion. On a **MOTION** by Kerry Dietz and seconded by Lisa Davey, it was a unanimous vote to approve the 10/3/19, 10/22/19, 11/7/19, 11/19/19, and 12/5/19, Building Code Appeals Board (BCAB) meeting minutes (**EXHIBIT E, F, G, H, and I**).
5. **Discuss** 10th edition 2021 I-Codes adoption. Dan Walsh gave an overview of the process. He explained the Board had decided not to continue with the effort to consider the 2018 I-Codes (except for the 2018 IECC) and to look towards adopting the 0221 I-Codes for the 10th edition because the Advisory Committees have recommended little to no changes to the 2018 codes and the Mass. amendment provisions. When to begin this process is the question; the published 2021 I-Codes will not be available until the Fall of 2020. The ICC is willing to make available monograph versions (each code not yet correlated with the family of I-Codes) later this calendar year. Dorothy Mozzarella, Vice President, Government Relations for the International Code Council, spoke about the ICC code development process and said the ICC would make available any of the codes the Board will consider adopting when the codes become available. Ms. Mazzarella is not sure whether two challenges to the energy code and whether proper ICC Governmental persons participated in the vote, will delay the process but said ICC has a process in place to work through the issue.

Kerry Dietz asked Dorothy Mazzarella what areas of the code are changing the most? Ms. Mazzarella indicated the ICC staff currently working on the codes, and that information might be available soon.

Lisa Davey asked when the final versions would be available and wonders whether it would be better to start reviewing the codes now and have their report ready by the end of the calendar year.

Mike McDowell said we understand that the 2021 I-Codes are coming, and he thinks each Board member should start reviewing specific chapters to understand the changes and report back their findings. He also spoke about updating the codes is easier since the Board already looked at the 2018 I-Codes.

Kerry Dietz thinks we need to be ready, and we could start looking at the monograph versions. She also would like to have a blended version as opposed to front end amended codes. The Board had a general discussion about blended codes. Attorney Charles Kilb explained blended versions are different than the official releases, which are the codes filed with the Massachusetts Secretary of State's office, and these a compilation of Massachusetts Amendments with the ICC code.

Mike McDowell expressed interest in looking at the 1 and 2 family dwelling code. Kerry Dietz believes a board member be the point person with the advisory committees discussing portions of the codes. Chairman Crowley suggests staff reach out to each board member to understand which advisory committee they wish to be the point person. Jen Hoyt disagreed and thought each advisory committee was already created by the Board with specific tasks; however, Board members are welcome to attend any advisory committee meeting. She thinks staff should provide the Advisory Committee reports on the 2018 I-Codes.

John Nunnari, recognized by Chairman Crowley, asked the Board to engage the Mass. plumbing board about considering adopting the IPC. Chairman Crowley believes previous staff to the Board kept a list of plumbing issues, and these given to plumbing board staff.

6. **Discuss/Vote** providing comment FEMA Draft Policy Building Code & Floodplain Management. Dan Walsh explained FEMA has been developing new funding assistance to government entities for the administration and enforcement of building codes and floodplain management. Some eligible funding activities include inspection of structures, corrective actions, substantial damage estimates, and more. Governmental entities would have up to 180 days post a major flooding disaster declaration to submit for reimbursement. The Board has an opportunity to comment on the draft recovery policy before March 6, 2020. Chairman Crowley read comments from John Couture (**EXHIBIT J**). Chairman Crowley asked if FEMA excluded anything from the building envelope. Counsel Charles Kilb offered clarification for this topic. He suggested this is an opportunity for the Board to comment on the draft policy and not to comment on the FEMA regulations.

Kerry Dietz asked about the process (fees, etc.) and how this would work.

Dorothy Mozzarella spoke about ICC has been working on this effort within FEMA.

State District Building Inspector Supervisor Jeffery Putnam spoke about training which happened earlier this year.

No action taken.

7. **Discuss** 152 new Construction Supervisor Licenses (CSLs) issued in the month of January 2020. Staff reported everything is in order. No further action taken.
8. **Adjourn.** On a **MOTION** by Michael McDowell, seconded by Jen Hoyt it was unanimously voted to adjourn the regular meeting at about 11:50 am.

EXHIBITS:

- A. Meeting Agenda.
- B. Minutes for the January 14, 2020 Board of Building and Regulations and Standards (BBRS) meeting.
- C. Minutes for the Quasi-Judicial January 14, 2020 Board of Building and Regulations and Standards (BBRS) meeting.
- D. Meeting minutes for the January 7, 2020 Building Official Certification Committee (BOCC).
- E. Meeting minutes for the October 3, 2019 Building Code Appeals Board (BCAB) meeting minutes.
- F. Meeting minutes for the October 22, 2019 Building Code Appeals Board (BCAB) meeting minutes.
- G. Meeting minutes for the November 7, 2019 Building Code Appeals Board (BCAB) meeting minutes.
- H. Meeting minutes for the November 19, 2019 Building Code Appeals Board (BCAB) meeting minutes.
- I. Meeting minutes for the December 5, 2019 Building Code Appeals Board (BCAB) meeting minutes.
- J. Email from Jon Couture regarding FEMA draft recovery policy.