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## Board of Building Regulations and Standards (BBRS)

March 9, 2021 Meeting

The Division of Professional Licensure Office  
1000 Washington Street - Boston, MA 02118

*This was a virtual Microsoft Teams meeting.*

Chairman Crowley opened the meeting @ approximately 10:12 a.m. and took roll call as follows.

Richard Crowley, Chair	✓ present <input type="checkbox"/> absent	Kerry Dietz	✓ present <input type="checkbox"/> absent
John Couture, Vice Chair	✓ present <input type="checkbox"/> absent	Steve Frederickson	✓ present <input type="checkbox"/> absent
Lisa Davey	✓ present <input type="checkbox"/> absent	Peter Ostroskey*	✓ present <input type="checkbox"/> absent
Cheryl Lavalley	✓ present <input type="checkbox"/> absent	Layla D'Emilia**	✓ present <input type="checkbox"/> absent
Michael McDowell	✓ present <input type="checkbox"/> absent	Kent Vinson	✓ present <input type="checkbox"/> absent
Susan Gleason	✓ present <input type="checkbox"/> absent		

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

\*\* David Sullivan participated as the designee for Division of Professional Licensure Commissioner, Layla D'Emilia.  
John Couture arrived about 10:18 a.m.

### General notes on format of these minutes

- These minutes represent general points discussed by Board members and/or attendees. 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 or may not 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.

1. **BBRS Minutes.** Chairman Crowley informed the board that staff received edits to the draft meeting minutes which have not been distributed. He suggested tabling. On a **MOTION** by David Sullivan, seconded by Michael McDowell, it was unanimously **VOTED** by **ROLL CALL** to table the minutes for the February 9, 2021 Board of Building and Regulations and Standards (BBRS) meeting (**EXHIBIT B**).
2. **BCAB Minutes.** On a **MOTION** by John Couture, seconded by David Sullivan, it was unanimously **VOTED**, by **ROLL CALL** to approve the January 7, 2021 Building Code Appeals Board (BCAB) minutes as submitted, Kent Vinson abstained (**EXHIBIT C**).

3. **BOCC Minutes.** On a **MOTION** by Kerry Dietz, seconded by Michael McDowell, it was unanimously **VOTED** by **ROLL CALL** to approve the February 2, 2021 Building Official Certification Committee (BOCC) minutes as submitted (**EXHIBIT D**).
4. **Tenth Edition 780 CMR Progress.** Dan Walsh explained each board member received a recommended change to Section 110.R7 from the Building Certification Committee (**EXHIBIT E**). Adding Section 110R.7.2.5 is intended to have building officials notifying the BOCC Program Coordinator when they change from one municipality to another and when they leave their building official position. Kerry Dietz suggested the section title read "Notification Change of Employment Status or Location". Michael McDowell asked what from the notification would be given. Kerry Dietz thinks it should be in writing. Gene Novak spoke about the word "status" might be confusing in situations when a building official responds to mutual aid requests. A general discussion concluded that responding to mutual aid requests does not change a building official's appointment and does not require notifying BOCC. The board did not express objection to adding this section.

Next, the Board heard from District Building Inspector Gene Novak, who reviewed the 2021 International Swimming Pool and Spa Code (ISPSC). The current ISPSC is based on an unlamented version of 2015. He spoke the 2021 version, and no change to the barrier requirements. So long as the IBC and the IRC amendments send code users to the ISPSC, then no additional modifications would be needed. He talked about providing education to code users is a way to clarify how the IBC amendments send code users to the ISPSC. Steve Frederickson spoke about the jurisdiction information should be clarified, and he would like to see the ISPSC be a standalone code sometime in the future.

Rob Anderson described processes taken for chapters he has reviewed. He explained that each chapter distributed to each board member and presented during today's meeting includes a 3 9 2021 Draft watermark to reflect today's meeting date. He used to track changes. Each chapter overlaid with the 9th edition Massachusetts amendments, the IBC 2015 - 2018, and from 2018 - 2021. For ease of viewing, each chapter has been overlaid with the Massachusetts amendments in red text, ICC's changes from 2015 - 2018 in light blue text, and ICC's changes from 2018 - 2021 in yellow highlighting. Rob also talked about carrying forward the General Law citations in red font as amendment text. With the 2021 IBC Chapter 3 displayed for all meeting attendees, Rob walked through the document stopping at each highlighted text (**EXHIBIT F**). Kerry Dietz asked about how the board would be handling comments. Rob explained the I-Codes have copyright provisions that prevent publishing the documents on the BBRS webpage ~~difficult~~. Should the board vote a preliminary version presented during meetings, public comment will have an opportunity during the public comment period. Once the board votes Massachusetts amendments, this intention could be put on the website. The meeting minutes would allow the public to follow the 10th edition progress. Jen Hoyt asked about when the board would offer changes. Rob talked about this being the forum for providing modifications.

Rob presented that Section 307.1.1 Uses other than Group H, #8, "See Appendix C," is an amendment that not necessary. Chairman Crowley asked if the board wanted to keep the text. No objection was

expressed. He pointed out Section 308.2.4 is an amendment that the board voted on but has not fully promulgated at this point. Mike McDowell talked about 310.3 and how some confusion around residential Air B&B uses and clarifying the language would be helpful. Section 312 and the height of fences were discussed, and it was decided to specifically mention how the fence were to be measured to alleviate confusion, rather than to keep 7 ft.

While displaying Chapter 6 of the 2021 IBC (included overlaying the current Chapter 6 Mass. Amendment the differences between 2015 and 2018 and between 2018 to the 2021with), Rob described each of the differences between the versions (**EXHIBIT G**). Jen Hoyt spoke about having someone present the differences in Chapter 6. In the same way as Chapter 6, using a similar formatted document, Rob walked through Chapter 5 of the 2021 IBC (**EXHIBIT H**). Jen Hoyt spoke about having a neutral representative from ICC present the differences in Chapter 5 specifically as they pertain to tall wood buildings.

5. **Discuss** approval of 96 new CSLs issued in the month of January 2021. Board members acknowledged approval of the new Construction Supervisor Licenses CSLs issued.
6. **Discuss other matters not reasonably anticipated 2 business days in advance of meeting.**  
Chairman Crowley recognized John Nunnari, who spoke about the BBRS voting code changes that have not been fully promulgated. In particular, he thinks the Tiny House provisions are needed as municipalities make changes to their zoning by-laws to allow for accessory apartments. He encouraged the board to move forward with these changes and not wait for the 10th edition. Board Counsel Kristina Gasson spoke about the code changes that have been moving forward and will provide the board any updates that she receives.
7. **Adjourn Session.** On a **MOTION** by Michael McDowell, seconded by Jen Hoyt, it was unanimously **VOTED** by **ROLL CALL** to adjourn the meeting @ approximately 12:55 p.m. Lisa Davey, did not respond during roll call.

#### **EXHIBITS:**

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- A. Meeting Agenda.
- B. February 9, 2021 Board of Building and Regulations and Standards (BBRS) draft meeting minutes.
- C. January 7, 2021 Building Code Appeals Board (BCAB) meeting minutes.
- D. February 2, 2021 Building Official Certification Committee (BOCC) meeting minutes.
- E. 110.R7 9th Edition page 6\_3 9 2021 Draft.
- F. 2021 IBC Chapter 3 3 9 2021 Draft.
- G. 2021 IBC Chapter 6 3 9 2021 Draft.
- H. 2021 IBC Chapter 5 3 9 2021 Draft.