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Board of Building Regulations and Standards (BBRS)

January 20, 2021, Meeting

This was a virtual meeting.

Chairman Dietz opened the meeting @ approximately 10:05 a.m. and took roll call as follows.

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

** Brian O'Connell participated as the designee for Commissioner of the Division of Occupational Licensure, Layla D'Emilia. Jen Hoyt participated as the designee for State Fire Marshal, Peter Ostroskey. Ian Finlayson participated as the designee for Department of Energy Resources Commissioner, Patrick Woodcock.*

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/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 addressed during the meeting.*

1. **BBRS Minutes.** On a **MOTION** by **Jen Hoyt**, seconded by **Michael McDowell**, it was unanimously **VOTED** by **ROLL CALL** to approve the minutes for the January 11, 2020, Board of Building and Regulations and Standards (BBRS) meeting. (**EXHIBIT B**).
2. **Discuss \ Vote** 10th edition proposed amendments submitted by the Structural Advisory Committee (SAC) to the Board presented by Cesar Lastra. (**EXHIBIT C**). Mr. Lastra presented a summary of the SAC's proposals. There was a discussion brought John Couture proposing to eliminate the Native Lumber program as the SAC amendments discussed the Native Lumber Program. There was some discussion of the program but ultimately it was determined that it was not the appropriate time to consider removing the Native Lumber program and that it could be considered when reviewing the remaining sections of special regulations. The Board discussed that it would be easier to review the SAC's proposed amendments in the same redline format that other advisory committees had used. Board Counsel, Charles Kilb, stated that the format provided in the SAC draft, while less user friendly than versions showing model code redlined, is the format that will be required by the Secretary of State when the 10th edition is ready

for filing. Jen Hoyt brought a **MOTION**, seconded by Michael McDowell, to send the SAC work back to the committee to produce a redline draft proposal, consistent with other committees' proposals for the Board's consideration. Michael McDowell, Lisa Davey, Cheryl Lavalley, Richard Crowley, Steve Fredrickson, Kent Vinson, Brian O'Connell, Jen Hoyt, and Ian Finlayson voted yes. John Couture voted no. The **MOTION** passed. Jen Hoyt indicated a further concern that some of the SAC's changes would impact the IRC, but those changes haven't been integrated into the IRC yet. Jen Hoyt brought a **MOTION**, seconded by Lisa Davey to request that the SAC coordinate their proposed language with the proposed IRC language. Michael McDowell, Lisa Davey, Cheryl Lavalley, Kent Vinson, Brian O'Connell, Jen Hoyt, and Ian Finlayson voted yes. Richard Crowley, John Couture, and Steve Fredrickson voted no. The **MOTION** passed.

3. **Discuss \ Vote** 10th edition proposed amendments submitted by the Existing Buildings Technical Advisory Committee report to the Board on the 2021 IBC Chapter 34, IEBC recommendations for Ch. 15 presented by Michael DeMasio. (**EXHIBIT D**). Mr. DeMasio was finishing his presentation from the January 11, 2022 meeting and was reviewing recommendations only for Ch. 15. The recommendation presented by the committee was to delete Ch. 15 and replace it with Ch. 33 of the IBC. There was discussion that the construction safeguards were different and that the IBC had more involved safeguards. There was a recommendation that Mr. DeMasio reach out to ICC staff to determine if the difference in language between Ch. 15 in the IEBC and Ch. 33 in the IBC was intentional. Richard Crowley brought a **MOTION**, seconded by John Couture, to not approve the recommended changes and to leave the IEBC Ch. 15 as it was. Richard Crowley voted yes. Michael McDowell, Lisa Davey, Cheryl Lavalley, John Couture, Steve Fredrickson, Kent Vinson, Brian O'Connell, Jen Hoyt, and Ian Finlayson voted no. The **MOTION** failed. Jen Hoyt brought a **MOTION**, seconded by **John Couture**, to move and approve the IEBC language as amended by Ch. 34 for public viewing. Michael McDowell, Richard Crowley, John Couture, Lisa Davey, Steve Fredrickson, Cheryl Lavalley, Kent Vinson, Brian O'Connell, Jen Hoyt, and Ian Finlayson voted yes. The **MOTION** passed unanimously.
4. **Discuss** The Geotechnical Committee's proposed amendments were presented by Rob Anderson for discussion. (**EXHIBIT E**). The Board asked that Mr. Anderson return for the February 8, 2022 meeting to present so that the Board could vote on the proposed amendments and Mr. Anderson confirmed his availability. No further action was taken.
5. **Discuss** The FFPF Technical Advisory Committee's update of its progress on Ch. 9 amendments was presented by Michael Roescher. Mr. Roescher indicated that the FFPF was approximately halfway through its review and would be ready to present 902, 903, 907, 908, 911 at the February 8, 2022 meeting. He further indicated that he would be able to provide a detailed timetable of anticipated progress for each of the remaining sections. There was a discussion of the Board's mandate to take into account the cost of proposed amendments into its assessment of recommended amendments. Board Counsel, Charles Kilb, directed the members to M.G.L. c. 143 §§94(a), (c), and 95 for the specific language. No further action was taken.
6. **Vote** There was a fulsome discussion of the necessity for a Board member to serve as a secretary to properly capture Board minutes. The Executive Director, Greer Spatz, indicated that it would be a temporary position as the Division of Occupational Licensure was posting a clerk position to assist in such matters but that it might take a bit of time for the position to be filled. Richard Crowley suggested that Jen Hoyt would be a good fit for the position. Jen Hoyt politely declined as her position did not leave much room for additional Board work. Ms. Hoyt indicated that it might be a good fit for a Board member who wanted to get more involved. John Nunnari, a non-Board member, indicated that he could help and take minutes. There was further discussion of whether a non-Board member could take the position. Kent Vinson ultimately indicated that that he would stand for the position. John Couture requested that there be a specific timeline for the position, but Greer Spatz indicated that would not be possible. Mike McDowell brought a **MOTION**, seconded by Jen Hoyt, to nominate and vote for Kent Vinson as the secretary. Michael McDowell, Richard Crowley, John Couture, Lisa Davey, Steve Fredrickson, Cheryl Lavalley, Kent Vinson, Brian O'Connell, Jen Hoyt, and Ian Finlayson voted yes. The **MOTION** passed unanimously.
7. The Board discussed having more meeting dates in the coming months. There was a discussion that it was not practical to have an additional meeting in February but that the meeting could be made longer. The Board agreed to change the end time of the February meeting to 3:00 pm. There was further discussion to begin the meeting earlier, but a consensus was not reached.

8. **Adjourn** Jen Hoyt brought a **MOTION**, seconded by John Couture to adjourn the meeting. Michael McDowell, Richard Crowley, John Couture, Steve Fredrickson, Cheryl Lavalley, Kent Vinson, Brian O'Connell, Jen Hoyt, and Ian Finlayson voted yes. The **MOTION** passed unanimously. The meeting was adjourned at approximately 1:02 pm.
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EXHIBITS:

- A. Meeting Agenda.
- B. January 11, 2022, Board of Building and Regulations and Standards (BBRS) meeting minutes.
- C. 780 CMR – Structural Advisory Committee proposed 10th Edition draft amendments.
- D. 2021 IEBC Recommendations Chapter 15.
- E. 780 CMR – Geotechnical Committee proposed 10th Edition draft amendments.