



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

MIKE KENNEALY
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Occupational Licensure
Office of Public Safety and Inspections
1000 Washington Street, Suite 710
Boston, Massachusetts 02118

EDWARD A. PALLESCHI
UNDERSECRETARY OF CONSUMER
AFFAIRS AND BUSINESS
REGULATION

LAYLA D'EMILIA
COMMISSIONER, DIVISION OF
OCCUPATIONAL LICENSURE

BOARD OF BUILDING REGULATIONS AND STANDARDS
MEETING

In accordance with the provisions of G.L. c. 30A § 20, notice is hereby given that the Board of Building Regulations and Standards (BBRS) will convene a regular monthly meeting on:

April 12th, 2022 @ 10 a.m. until approximately 1 p.m.

Microsoft Teams meeting

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

+1 857-327-9245,231638794# United States, Boston

Phone Conference ID: 231 638 794#

[Find a local number](#) | [Reset PIN](#)

[Learn More](#) | [Meeting options](#)

It is anticipated that the topics shown below will be discussed at the aforementioned meeting:

Roll Call, by BBRS Chair:

Kerry Dietz, Chair
Michael McDowell, Vice Chair
Richard Crowley
John Couture
Lisa Davey
Steve Frederickson

☒ present ☐ absent
☒ present ☐ absent
☒ present ☐ absent
☒ present ☐ absent
☒ present ☐ absent
☒ present ☐ absent

Susan Gleason
Kent Vinson
Layla D'Emilia, or designee
Peter Ostroskey, or designee
Patrick Woodcock, or designee

☐ present ☒ absent
☒ present ☐ absent
☒ present ☐ absent
☒ present ☐ absent
☒ present ☐ absent

** Richard Baldacci 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.*

Regular Meeting

1. **Review \Vote** approval of March 24, 2022, BBRS draft minutes

A **Motion** was made by Richard Crowley to approve the draft March 24, 2022 BBRS minutes with edits provided by the board and **Seconded** by Ian Finlayson. A **Roll Call** vote was taken where





CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

MIKE KENNEALY
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Occupational Licensure
Office of Public Safety and Inspections
1000 Washington Street, Suite 710
Boston, Massachusetts 02118

EDWARD A. PALLESCHI
UNDERSECRETARY OF CONSUMER
AFFAIRS AND BUSINESS
REGULATION

LAYLA D'EMILIA
COMMISSIONER, DIVISION OF
OCCUPATIONAL LICENSURE

Kerry Dietz voted **YES**, Michael McDowell voted **YES**, Richard Crowley voted **YES**, John Couture abstained, Lisa Davey abstained, Steve Frederickson voted **YES**, Kent Vinson voted **YES**, Richard Baldacci voted **YES**, Jennifer Hoyt voted **YES**, and Ian Finlayson voted **YES**. The motion passed 8/2.

2. **Discuss \Vote** approval of February 22, 2022, and March 3, 2022 BCAB draft minutes

A **Motion** was made by Mike McDowell to approve the draft February 22, 2022 and March 3, 2022 BCAB minutes, **Seconded** by Kent Vinson. A **Roll Call** vote was taken where Kerry Dietz voted **YES**, Michael McDowell voted **YES**, Richard Crowley voted **YES**, John Couture voted **YES**, Lisa Davey voted **YES**, Steve Frederickson voted **YES**, Kent Vinson voted **YES**, Richard Baldacci voted **YES**, Jennifer Hoyt voted **YES**, and Ian Finlayson voted **YES**. The motion passed **Unanimously**.

3. **Discuss \Vote** approval of March 1, 2022, BOCC draft minutes

A **Motion** was made by Kent Vinson to approve the draft March 1 2022 minutes, **Seconded** by Mike McDowell. A **Roll Call** vote was taken where Kerry Dietz voted **YES**, Michael McDowell voted **YES**, Richard Crowley voted **YES**, John Couture voted **YES**, Lisa Davey voted **YES**, Steve Frederickson voted **YES**, Kent Vinson voted **YES**, Richard Baldacci voted **YES**, Jennifer Hoyt voted **YES**, and Ian Finlayson voted **YES**. The motion passed **Unanimously**.

4. **Discuss** role of CORI review and potential policy practices

Board Counsel Charles Kilb presented to the board a variety of CORI policies for consideration to implement regarding CSL licensing. Board Counsel reiterated that a decision regarding the CORI policy does not need to be made at this meeting. The various policies provided show the options of what can be enacted regarding approving licenses for those with a flagged background check. Chair Kerry Dietz asked if Board Counsel had a recommendation for which of the provided policies would be comprehensive enough to adopt for the licenses that the board oversees. Board Counsel recommended the Plumbing Board's policy due to the simplicity of the policy and the understandable parameters for approval and denial. Chair asked if there would be staff to support





CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

MIKE KENNEALY
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Occupational Licensure
Office of Public Safety and Inspections
1000 Washington Street, Suite 710
Boston, Massachusetts 02118

EDWARD A. PALLESCHI
UNDERSECRETARY OF CONSUMER
AFFAIRS AND BUSINESS
REGULATION

LAYLA D'EMILIA
COMMISSIONER, DIVISION OF
OCCUPATIONAL LICENSURE

implementing a CORI policy such as the Plumbing Board one. Executive Director Greer Spatz Croxford confirmed that there is a CORI unit that handles these background checks. Board counsel elaborated that the decisions made by the various boards that come in are simple and easy to handle and require minimal staff. Discussion ensued regarding whether CORI checks would be necessary due to the nature of CSL licenses. Staff clarified that it would not just be one type of offense that could be flagged and that the board would be able to take into consideration the various facets of the licenses to determine whether someone should be approved for a license based on the type and severity of offense. Chair Kerry Dietz suggested creating a subcommittee to discuss different ideas and brainstorm proposals. Kent Vinson, John Couture and Richard Baldacci volunteered to form the subcommittee. A time frame was requested regarding how long a proposal would take to be put together by the proposed subcommittee and a two month estimate was provided.

5. **Discuss** Quincy ordinance regarding building material restrictions.

Board counsel Charles Kilb opened the discussion explaining to the board and additional parties how city ordinances work. John Nunnari, representing the Massachusetts Chapter of the American Institute of Architects explained that there are many individuals and organizations that are not in support of the city ordinance. He indicated that with a deeper understanding of what the ordinance does, he hoped the board would side with the businesses and individuals affected by the new ordinance and display support in getting the ordinance overturned. The board asked questions pertaining to the history of the ordinance if similar issues had come up before and if there had been national movement regarding podium construction. It was explained to the board that the BBRS board does not have the authority to overturn the City's ordinance. Discussions regarding who has the authority to step in and who does not ensued. Many alternatives were offered in terms of who could be contacted to assist in the matter. Fire Marshal Peter Ostroskey questioned whether the city ordinance had been adopted or merely proposed. John Nunnari claimed that the ordinance had been adopted due to a lack of review time and action taken by the City mayor. The Fire Marshal indicated that the ordinance may not have been adopted and that it should be researched to determine if it has been enacted. Mike McDowell proposed that a





CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

MIKE KENNEALY
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Occupational Licensure
Office of Public Safety and Inspections
1000 Washington Street, Suite 710
Boston, Massachusetts 02118

EDWARD A. PALLESCHI
UNDERSECRETARY OF CONSUMER
AFFAIRS AND BUSINESS
REGULATION

LAYLA D'EMILIA
COMMISSIONER, DIVISION OF
OCCUPATIONAL LICENSURE

letter be drafted by the board and sent to the city of Quincy, and that the letter be available for use by anyone who may take court action against the ordinance. Mr. Nunnari claimed that a 36-page letter that had been drafted with many businesses and individuals' opinions addressed most of the issues. It was determined that that document had not been forwarded to be distributed to the board. The next board meeting should have the letter available to view. It was agreed that this issue would be further reviewed and acted upon by the board at the next meeting.

6. **Discuss** DOER presentation of proposed Stretch Code and Municipal Opt-In Code.

It was agreed upon to accommodate different schedules that the Stretch Code would be presented first. The presentation is a condensed version of the proposed changes for the Stretch Code. DOER Commissioner Peter Woodcock provided opening comments, followed by Ian Finlayson and Paul Ormand from DOER who explained technical aspects of the code changes. Richard Crowley asked a few questions pertaining to where electrical energy servicing would come from, citing concerns about gas plants in operation, and Mr. Finlayson confirmed that the general trend is towards renewables and that Massachusetts typically exports energy, but can import if needed. John Couture asked how the HERS number 42 presented as the proposed standard in the presentation was determined and inquired as to the likelihood of typical builders being able to meet that rating. Chair Kerry Dietz indicated that that rating is routinely accomplished in her typical housing projects, and Mr. Finlayson confirmed that that HERS rating has been demonstrated repeatedly to be attainable. Mike McDowell speaking to the types of existing energy used in homes being built inquired if there were provisions available for homes that have a wood or pellet stove. Ian indicated he would need to speak with his team to determine what the proposal has to say with regards to biomass.

5-minute break.

7. **Discuss \Vote** 10th edition proposed amendments submitted by the Structural Advisory Committee.





CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

MIKE KENNEALY
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Occupational Licensure
Office of Public Safety and Inspections
1000 Washington Street, Suite 710
Boston, Massachusetts 02118

EDWARD A. PALLESCHI
UNDERSECRETARY OF CONSUMER
AFFAIRS AND BUSINESS
REGULATION

LAYLA D'EMILIA
COMMISSIONER, DIVISION OF
OCCUPATIONAL LICENSURE

Dominic Kelley presented on behalf of the Structural Advisory Committee. Chair Kerry Dietz stressed the importance of reviewing only what had been amended by the committee and referred to the breakdown provided by Rob Anderson in an email sent to the board prior to the meeting to keep in time with the scheduled meeting. Some board members voiced a concern regarding the complexity of the material being discussed and would like an explanation for each item as opposed to only asking questions. The chapters presented were reviewed in a mix of line-by-line explanations and questions for the amended portions as they appeared. Some edits in Chapter 5 noted by Lisa Davey were made as well as scattered language edits through the portions presented. The proposed language changes will be incorporated into the draft and will be presented to the board for approval at a later meeting.

8. **Discuss \Vote** 10th edition proposed amendments for Ch. 9 submitted by the Fire Protection and Fire Prevention Committee

Due to time constraints, this item was tabled to the next meeting.

9. **Discuss** New Construction Supervisor Licenses (CSLs) issued in the month of March 2022

154 new licenses 1957 renewals, and 5 reinstatements of license were made for the month of March.

10. **Discuss** other matters not reasonably anticipated 48 hours in advance of meeting.

Jen Hoyt suggested that more time be allocated the 4/28 BBRS meeting for scheduling purposes. Kerry Dietz suggested altering the time of the meeting to occur from 10 AM to 2 PM. This time worked for those on the board.

Motion to adjourn at 1:11 was made by Mike McDowell and seconded by John Couture.

