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AFFAIRS AND BUSINESS
REGULATION

LAYLA R. D'EMILIA
COMMISSIONER, DIVISION OF
OCCUPATIONAL LICENSURE

BOARD OF BUILDING REGULATIONS AND STANDARDS
Public Minutes

July 28th, 2022 @ 10 a.m.

Roll Call, by BBRS Chair:

David Riquinha	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent	Tarica Leskiw	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Lisa Davey	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent	Betsy Pettit	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Michael McDowell	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent	Atiya Rahim	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
John Couture	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent	Sy Nguyen	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Steve Frederickson	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent	Layla D'Emilia, or designee	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Kent Vinson	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent	Peter Ostroskey, or designee	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Darien Crimmin	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent	Patrick Woodcock, or designee	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent

1. **Review \Vote** approval of BBRS June 14, 2022 and June 23, 2022 Meeting Minutes

After deliberation regarding what motions were made on June 23 involving different Sections were sent to the FPPF Subcommittee for review, Mike McDowell made a **Motion** to approve the June 14 and June 23, 2022 meeting minutes with instructions to clarify that proposals to amend Section 406 - Motor Vehicle Related Occupancies and Section 422, Means of Egress for ambulatory care facilities were referred to the FPPF subcommittee. John Couture **Seconded** the motion. During deliberations it was discussed whether this vote was intended to include a proposal to amend Section 428, involving laboratories. Legal counsel indicated that it was not, as there were significant matters in that proposal that would require BBRS discussion prior to sending to any technical subcommittees and that it needs to be on a future agenda. No amendments were made to the original motion. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson **ABSTAINED**, Darien Crimmin **ABSTAINED**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson **ABSTAINED**, and Jennifer Hoyt voted **NO**. The motion **PASSED** 9 to 1.

2. **Review \Vote** approval of the ESS Subcommittee June 16, 2022 and June 22, 2022 Meeting Minutes.

A **Motion** was made by Jennifer Hoyt to approve the ESS Subcommittee June 16, 2022 and June 22, 2022 Meeting Minutes and was **Seconded** by Michael McDowell. A **Roll Call** vote was made





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where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **YES**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion passed **Unanimously**.

3. **Review \Vote** approval of CLF Subcommittee June 27, 2022 Meeting Minutes

A **Motion** was made by Mike McDowell to approve the CLF Subcommittee June 27, 2022 Meeting Minutes and was **Seconded** by Lisa Davey. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **YES**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion passed **Unanimously**.

4. **Review \Vote** approval of BCAB June 2, 2022, and June 21, 2022 Meeting Minutes

A **Motion** was made by Mike McDowell to approve the BCAB June 2, 2022, and June 21, 2022 Meeting Minutes and was **Seconded** by Lisa Davey. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **YES**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion passed **Unanimously**.

5. **Review \Vote** approval of BOCC June 7, 2022 Meeting Minutes

There were not a set of minutes available for approval. This item was tabled for the 8/9 meeting. No action was taken on this item.





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6. **Review \Vote** Proposed edits for Chapter 31 and 33 from DFS

Executive Director Greer Spatz provided a brief history of the Chapters in review before the board began reviewing the proposals.

Darien Crimmin inquired if the proposed amendments in Section 3116 would require an additional permit. Jennifer Hoyt explained that a fire permit, when required, would already need to be obtained under the fire code. Gordon Bailey clarified that the language was intended to have a building permit be required and be approved in conjunction with the fire department.

Section 3117 generated a fulsome discussion on what effect the proposed amendments would have on the building official of a town in the event of an emergency, and the intention of the language is for long term emergency shelters to have increased life safety. After further deliberation, members noted that Section 3111 which governed solar energy systems, would need additional consultation from DOER. Further, members noted that Section 3117.1 would need further amendment regarding how exceptions to that section would be governed. Jennifer Hoyt made a **Motion** to approve Chapter 31, excluding Section 3111 and 3117.1. The motion was **Seconded** by Kent Vinson. Prior to the vote, Marshall Ostroskey appeared and suggested a friendly amendment to 3117.1 to add the words "previously approved emergency shelter locations and" before the word "except." By unanimous consent, the original motion was **Amended** to approve chapter 31 with the amended language, excluding Section 3111. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **NO**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **YES**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion **PASSED** 12 to 1.

Jennifer Hoyt made another **Motion** to review Section 3111 at a future meeting. Ian Finlayson **Seconded** the motion. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **YES**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion passed **Unanimously**.





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Lisa Davey made another **Motion** to approve Chapter 33. Jennifer Hoyt **Seconded** the motion. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **YES**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion passed **Unanimously**.

7. **Review\ Vote** Proposed edits for Chapter 44 IRC, and Appendices by Rob Anderson

Robert Anderson provided a background on Chapter 44, and after a brief discussion Michael McDowell made a **Motion** to move Chapter 44 to public comment without any changes apart from inserting NFPA 15, 24, and 25. Lisa Davey **Seconded** the motion. Lisa Davey made another **Motion** to approve Chapter 33. Jennifer Hoyt **Seconded** the motion. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **NO**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion **PASSED** 12 to 1.

The Appendices were reviewed, and Appendix J and Q were discussed. Gordon Bailey indicated an adjustment may need to be made in Appendix Q to allow for only one means of egress for tiny homes, where in the current code there would need to be two irrespective of the square footage of the home. Proposals from members of DFS Staff had not been reviewed by the board, and it was suggested the BBRS review the proposal prior to the Appendix going forward for public comment.

Mike McDowell made a **Motion** to move the Appendices to public comment with three amendments, unreserve Appendix S, require only one means of egress in Appendix Q, and exclude Appendix J for further discussion at future meetings. Lisa Davey **Seconded** the motion. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **YES**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen





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ABSTAINED, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**.
The motion passed **Unanimously**.

8. **Review \Vote** Energy Storage Systems Subcommittee Proposed Amendments

After a brief presentation on the changes proposed to Section R328, and a discussion on the concerns raised during the Subcommittee's meetings, Darien Crimmin made a **Motion** to send Section R328 back to the ESS Subcommittee for further review and stakeholder input and for the Subcommittee to provide additional comprehensive amendments by the October 11, 2022 BBRS meeting. John Couture **Seconded** the motion. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **YES**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion passed **Unanimously**.

9. **Review \Vote** Conservation Law Foundation Revised Proposal

After a brief presentation on the Conservation Law Foundation's findings and new proposed amendments, which now only apply to freeboard, Ian Finlayson made a **Motion** to approve the proposal for inclusion in the draft created for public comment. Darien Crimmin **Seconded** the motion. A **Roll Call** vote was made where David Riquinha **ABSTAINED**, Lisa Davey voted **YES**, Michael McDowell voted **NO**, John Couture voted **NO**, Steve Fredrickson voted **YES**, Kent Vinson voted **NO**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **NO**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **NO**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion **PASSED** 7 to 5.

10. **Review \Vote** CSL Reinstatements/Waivers

Michael McDowell made a **Motion** to approve all the waiver and reinstatement requests. Kent Vinson **Seconded** the motion. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **YES**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted





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YES, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion passed **Unanimously**.

11. **Review** DOER Stretch Code Presentation

This presentation was tabled for review at the 8/9 meeting.

12. **Discuss** Licenses for the month of June

Executive Director Greer Spatz reported to the board there were 140 licenses issued, 1740 renewed, and 8 reinstated licenses in the month of June.

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

Executive Director Greer Spatz reported to the board there would be a new process for a document repository involving both unofficial chapters of the 10th Edition and upcoming meeting documents as a method to reference the most relevant and up to date documents as soon as they are available as opposed to needing to wait for an email from staff containing those documents for review. Staff is to be in touch in the coming days to ensure access is available to all board members.

Jennifer Hoyt made a **Motion** to send the BFPR proposal on Section 428, *Higher Education Laboratories*, to the FFPF subcommittee. She subsequently amended the motion to instead place the matter on the BBRs August 25th meeting. Michael McDowell **seconded** this motion, as amended. A **Roll Call** vote was made where David Riquinha voted **YES**, Lisa Davey voted **YES**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **YES**, Kent Vinson voted **YES**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen **ABSTAINED**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jennifer Hoyt voted **YES**. The motion passed **Unanimously**.

The meeting was adjourned at 2:19 PM





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Documents Used During Meeting

BBRS June 14, 2022 and June 23, 2022 Meeting Minutes
ESS Subcommittee June 16, 2022 and June 22, 2022 Meeting Minutes
CLF Subcommittee June 27, 2022 Meeting Minutes
BCAB June 2, 2022, and June 21, 2022 Meeting Minutes
Chapter 31 and 33 proposed amendments from DFS
Proposed amendments for Chapter 44 IRC by Rob Anderson
Proposed amendments Appendices by Rob Anderson
Energy Storage Systems Subcommittee Proposed Amendments
Conservation Law Foundation Revised Proposal
CSL Reinstatements/Waivers
June 2022 CSL License Report

