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LAYLA R. D'EMILIA
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OCCUPATIONAL LICENSURE

BOARD OF BUILDING REGULATIONS AND STANDARDS
Public Minutes

Aug 9th, 2022 @ 10 a.m.

Roll Call, by BBRS Chair:

David Riquinha	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Lisa Davey	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Michael McDowell	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
John Couture	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Steve Fredrickson	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Kent Vinson	<input type="checkbox"/> present <input checked="" type="checkbox"/> absent
Darien Crimmin	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent

Tarica Leskiw	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Betsy Pettit	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Atiya Rahim	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Sy Nguyen	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Layla D'Emilia, or designee	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Peter Ostroskey, or designee	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent
Patrick Woodcock, or designee	<input checked="" type="checkbox"/> present <input type="checkbox"/> absent

Call to Order at 10:04 AM

1. **Review \Vote** approval of BCAB July 14, 2022 Meeting Minutes

Lisa Davey made a **Motion** to approve the BCAB July 14, 2022 Meeting Minutes. Richard Baldacci **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**, 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 Jacob Nunnemacher **ABSTAINED**. The motion passed **Unanimously**.

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

John Couture made a Motion to approve the BOCC June 7, 2022 Meeting Minutes. Lisa Davey **Seconded** the vote. 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**, 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 Jacob Nunnemacher voted **YES**. The motion passed **Unanimously**.

3. **Review \Vote** Proposed edits for Chapter 4 submitted by DFS, FPPF and BFPR

Using screen-sharing technology, Executive Director Greer Spatz displayed the proposed amendments to Chapter 4. The first amendment reported was Section 422.3.1, which had been proposed by DFS to remove references to the IFC in favor of 527 CMR 1.00, however, upon review by the FPPF subcommittee, the proposal was withdrawn. Ian Finlayson started the conversation by inquiring whether Section 422.3.1 would be confusing for building inspectors. During discussion it was noted that Chapter 1 scoping language, which would be further reviewed in future meetings, can help with this issue. The Chair called for a vote. Lisa Davey made a **Motion** to have Section





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422.3.1 as is currently in the code without any amendments. 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**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Betsy Pettit voted **YES**, Atiya Rahim voted **YES**, Sy Nguyen voted **YES**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jacob Nunnemacher voted **NO**. The motion **PASSED** 12 to 1.

The amendments proposed in Section 406.5.2.2 were brought up by the John Couture. Some language used in the proposal did not have an agreed upon definition. Member of the public Christopher Towski provided clarifying information regarding the proposal and provided a comprehensive definition for the language in question. It was noted that some reorganization was needed to clarify how fire access roads were determined. David Riquinha made a **Motion** to approve the amendments with staff edits and to have the edited document brought back to the August 25, 2022 meeting for review. Michael McDowell **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**, 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 Jacob Nunnemacher voted **YES**. The motion passed **Unanimously**.

The members discussed whether there are any outstanding proposals for Chapter 4 that were not included, voted on, or incorporated. As it appeared that there may be outstanding proposals to review, further Chapter 4 amendments were tabled for the August 25, 2022 meeting, prior to which staff will provide a new draft.

4. **Review \Vote** Proposed edits for Ch. 9 submitted by FFPF

John Couture indicated to the board the proposal located in Section 901.2 may inhibit The Building Code Appeals Board's (BCAB) authority, and that he believes strikethroughs of exceptions within the Section would limit builders in the Commonwealth. Legal Counsel Charles Kilb confirmed that the building code cannot inhibit the BCAB's authority which is delineated in statute. After deliberation Gordon Bailey, staff for DOL, suggested alternative language that would better encompass the intention behind the proposal without affecting BCAB's authority and allow for the exceptions to remain in place. David Riquinha made a **Motion** to approve Section 901.2 with the following language added:



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Exception: Any *fire protection or life safety system* or portion thereof not required by this code shall be permitted to be installed for partial or complete protection provided that such system meets the requirements of this code and shall meet the installation requirements as set forth in the applicable NFPA standard in Chapter 35. The motion 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**, Darien Crimmin voted **NO**, Tarica Leskiw voted **YES**, Betsy Pettit voted **NO**, Atiya Rahim voted **YES**, Sy Nguyen voted **Yes**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jacob Nunnemacher voted **NO**. The motion **PASSED** 10 to 3.

At this point at the meeting the board deliberated on continuing the meeting another hour. For the board to maintain quorum it was determined that the meeting would only go on up to another 45 minutes. Two board members, Betsy Petit and Sy Nguyen left at this point in the meeting and did not participate in subsequent votes. The board reviewed Chapter 9 up through Section 903.3.2 where after a discussion of the information within the table associated with the Section, David Riquinha made a motion to move Section 903 to public comment as currently written in the 9th edition without new amendments. Michael McDowell **Seconded** the motion. A **Roll Call** vote was taken where David Riquinha voted **YES**, Lisa Davey voted **NO**, Michael McDowell voted **YES**, John Couture voted **YES**, Steve Fredrickson voted **NO**, Darien Crimmin voted **YES**, Tarica Leskiw voted **NO**, Atiya Rahim voted **YES**, Richard Baldacci voted **YES**, Ian Finlayson voted **NO**, and Jacob Nunnemacher voted **NO**. The motion **PASSED** 6 to 5.

5. **Review \Vote** Proposed edits for Appendix Q submitted by DOL staff

This was tabled for the 8/25 meeting. No action was taken on this item.

6. **Review \Vote** Proposed edits for Appendix J submitted by DFS

This was tabled for the 8/25 meeting. No action was taken on this item.

7. **Review** DOER Stretch Code Presentation

Ian Finlayson briefly presented a Stretch Code Summary from the DOER. No action was taken on this item.



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8. **Review \Vote** CSL Reinstatements

Michael McDowell made a **Motion** to approve all the waiver and reinstatement requests pending one final staff review. David Riquinha **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**, Darien Crimmin voted **YES**, Tarica Leskiw voted **YES**, Atiya Rahim voted **YES**, Richard Baldacci voted **YES**, Ian Finlayson voted **YES**, and Jake Nunnemacher voted **YES**. The motion passed **Unanimously**.

9. **Discuss** CSL licenses for the month of July

Executive Director Greer Spatz reported to the board that there were 79 issued, 1254 renewed, and 2 reinstated CSLs in the month of July.

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

No matters were presented to the board that were not reasonably anticipated 48 hours in advance of meeting.

The meeting was adjourned at 1:41 PM

Documents Used During Meeting

BCAB July 14, 2022 Meeting Minutes

BOCC June 7, 2022 Meeting Minutes

Proposed amendments for Chapter 4 submitted by DFS, FPFP and BFPR

Proposed amendments for Ch. 9 submitted by FPFP

DOER Stretch Code Presentation

CSL Reinstatements

CSL Report for July 2022