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**BOARD OF BUILDING REGULATIONS AND STANDARDS**  
**Public Meeting Minutes**

**June 11, 2024 @ 10 a.m. until approximately 1 p.m.**

**Virtual Meeting**

The meeting was called to order at 10:01 AM.

**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 | Luke McKneally                | <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 |
| Jeffrey Clemons  | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent | Sarah Wilkinson, or designee  | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent |
| Jason Ferschke   | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent | Jon Davine, or designee       | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent |
| Darien Crimmin   | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent | Elizabeth Mahony, or designee | <input checked="" type="checkbox"/> present <input type="checkbox"/> absent |

1. **Review \Vote** BBRS meeting minutes for May 14, 2024

This item was tabled for a future meeting.

2. **Review \Vote** BOCC meeting minutes for May 7, 2024

Jeffrey Clemons made a motion to approve the BOCC meeting minutes from May 7, 2024. John Couture seconded the motion. The motion passed unanimously. Dan Walsh and Sy Nguyen abstained from the motion.

3. **Review \Vote** BCAB meeting minutes for May 21, 2024

Jeffrey Clemons made a motion to approve the BCAB meeting minutes from May 21, 2024. John Couture seconded the motion. The motion passed unanimously. Dan Walsh and Sy Nguyen abstained from the motion.

4. **Review \Discuss** Board Counsel Report



Board Counsel Charles Kilb informed the BBRS that the internal approval process is still currently underway for the 10<sup>th</sup> edition. Once the final approval is confirmed, he will handle all filings and notify the BBRS of that approval along with other public notices.

5. **Review \Discuss** Report from BOCC Designee

Andrew Bobola informed the BBRS members of the matters addressed at the previous BOCC meeting. John Couture asked of the designee what building officials should currently expect as the process for inaccurate credit hours. The designee indicated that utilizing the posted credits on the website to first check the current credit hours would be the best avenue; staff then informed the members that if a building official notes a discrepancy, they can email [bocc-ma@mass.gov](mailto:bocc-ma@mass.gov) to get a breakdown of what course credits have been submitted.

6. **Review \Discuss** Executive Director Report

a. Transitioning Construction Supervisor License Examinations to the 10th Edition Code

Dan Walsh, serving at this meeting as designee to the Commissioner of the Division of Occupational Licensure, informed the members that a new company would be administering CSL testing once the 10<sup>th</sup> edition is in effect, and that the division would be working with the new company to administer the new tests. Due to this transition, the testing will not be based on the 9<sup>th</sup> edition testing once the concurrency period ends.

b. MFBO recommendation for BOCC Appointee

After a brief discussion with the recommended appointee Mark Robidoux, Michael McDowell made a motion to appoint Mark Robidoux to the Building Official Certification Committee. David Riquinha seconded the motion. The motion passed unanimously.

c. Construction Supervisor License totals for the month of May

There were 168 CSLs issued, 1722 CSLs renewed, and 1 CSL reinstated in the month of May.

d. Construction Supervisor License Waivers/Reinstatements

There were 8 CSL waivers approved in the month of May. There was 1 reinstatement in the month of June.

e. Compliance Alternative

Legal Counsel presented a document to the BBRS involving a code compliance alternative, he indicated that the code, via subsection 1401.1.2, allows a building official to permit certain alternatives to the code for existing buildings, but requires notification to the BBRS. No action was required for the compliance alternative, and as such no action was taken by the BBRS. Jeffrey Clemons inquired how often these are submitted to the board, and staff responded that there has not been a compliance alternative sent to the board in many years, but any future compliance alternative submissions will appear before the board for review.

7. **Discuss** Status of Subcommittees

Executive Director Chris Rogers, via screenshare technology, shared with board members the subcommittees that are currently active and can be activated by the board if needed. The board discussed if there were any subcommittees that should be activated and given a charge to complete

asks for the BBRs. It was noted the following subcommittees were created/activated, with previous members listed:

11<sup>th</sup> Edition Subcommittee (new members listed)

Lisa Davey  
Tarica Leskiw  
Sy Nguyen  
Luke McNeally  
John Nunnari

This subcommittee was formed and staffed by the Chair during the meeting. The subcommittee was directed to meet at least once before the July 2024 meeting to determine matters of concern the subcommittee would primarily focus on and report to the board at that meeting for further approval.

Manufactured Buildings Subcommittee (previous members listed):

Cheryl Lavalley  
Kevin Gallagher  
Robert Anderson

The subcommittee was directed to meet and look at the national code language pertaining to manufactured buildings and how that code language compares to what is currently written in Massachusetts code as well as other state and reference codes to determine best practices pertaining to manufactured buildings. The subcommittee will report to the board at a future meeting the findings for further direction. It was noted the subcommittee has not met since 2021 and staff was directed to reach out to the noted members to confirm the roster is up to date, and to inform the board of any vacancies.

Solar Setbacks Subcommittee

John Couture  
Mark Durrenberger  
Luke McKneally  
Ian Finlayson  
Darien Crimmin  
Patty Sheehan  
Kristen McDonough  
Sam Pillsbury  
Jason Ferschke

This subcommittee was formed and staffed by the Chair during the meeting.

Energy Advisory Committee

Richard Baldacci  
Ian Finlayson  
Zbigniew Wozny  
Tom Moberg  
Emily Paparella  
Curtis Meskus  
John Anderson  
Johnathan Bruce  
Gabriel Stallions

It was noted the subcommittee has not met since 2021 and staff was directed to reach out to the noted members to confirm the roster is up to date, and to inform the board of any vacancies.

8. **Discuss \Vote** 11<sup>th</sup> edition general procedures

Expectations on how subcommittees should present their findings were briefly discussed between staff and the board. It was noted that this matter would be first delegated to the 11<sup>th</sup> edition subcommittee to suggest best practices in their report to the BBRS.

9. **Discuss \Vote** 10<sup>th</sup> edition amendments

a. Refrigerants

Some proposals were discussed by the board and the board deliberated on what actions may need to be taken on this proposal. Specifically, members indicated that language was close to being ready for a vote. This item was tabled for the next meeting.

b. Solar Setbacks

Past code proposals were briefly discussed by the BBRS, however, this language appeared to be outdated and would require further review and drafting. A subcommittee was formed to address this matter. This item was tabled for a future meeting.

c. Greenhouses

Some proposals were discussed by the board and the board deliberated on what actions may need to be taken on this proposal. Members felt this item did not require immediate action, thus this item was tabled for a future meeting.

d. Manufactured Buildings

The prior draft language rejected for the 10<sup>th</sup> edition was briefly discussed by the BBRS. It was noted that more stakeholder input was needed to ensure this regulation functioned effectively. A subcommittee was formed to address this matter. This item was tabled for a future meeting. The public was advised if anyone was interested in participating to email [bbrs-ma@mass.gov](mailto:bbrs-ma@mass.gov) to indicate their interest.

Lisa Davey made a motion to indicate unanimous consent by the BBRS board for the above-mentioned directives. John Couture seconded the motion. The motion passed unanimously.

10. **Discuss** MFBO Memo

Patty Sheehan indicated that the MFBO has concerns that the Energy Advisory Committee may be able to address and asked if it would be an appropriate avenue to discuss Stretch Code enforcement. The concern MFBO raised was that there was a need to ensure building officials are enforcing the Stretch Code uniformly across the state. Ian Finlayson made a motion to coordinate with DOER to review the 2024 ICC codes to incorporate the updates into the latest edition of 780 CMR and to consider any necessary joint interpretations for code requirements for building officials. Jeffrey Clemons seconded the motion. The motion passed unanimously. Dan Walsh abstained from the motion.

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

The Board determined that there would not be an August meeting, but the BRBS will be meeting for the regularly scheduled July meeting.

John Couture made a motion to adjourn the meeting and Michael McDowell seconded the motion. The motion passed unanimously. The meeting adjourned at 12:40 PM.

Item Relied Upon at the Meeting

Agenda

Draft Minutes

Compliance Alternative Code Language

Refrigerant Code Proposals

Memorandum from the MFBO