



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

MIKE KENNEALY
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Professional 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
PROFESSIONAL LICENSURE

Existing Building Code Committee (Ch. 34)

Chairman DiMascio took roll call at approximately 10:09 a.m.:

*Layla D'Emilia, or designee	✓ present <input type="checkbox"/> absent
**Peter Ostroskey, or designee	✓ present <input type="checkbox"/> absent
Fred Lonardo	<input type="checkbox"/> present ✓ absent
BO from a City Vacant	<input type="checkbox"/> present ✓ absent
Dana Haagensen	✓ present <input type="checkbox"/> absent
Kevin Hastings	✓ present <input type="checkbox"/> absent
Vernon Woodworth	✓ present <input type="checkbox"/> absent

Mike DiMascio, Chair	✓ present <input type="checkbox"/> absent
Doug Anderson	<input type="checkbox"/> present ✓ absent
Lee Cleveland	<input type="checkbox"/> present ✓ absent
Michael Shearer	✓ present <input type="checkbox"/> absent
Erik Eklund	✓ present <input type="checkbox"/> absent
Barry Gehron	✓ present <input type="checkbox"/> absent
Dave Horton	✓ present <input type="checkbox"/> absent

* *Dan Walsh participated as the designee for DPL Commissioner, Lyla D'Emilia.*

***Jacob Nunnemacher participated as the designee for State Fire Marshal Peter Ostroskey.*

This was a virtual Microsoft Teams meeting.

July 28, 2021 Meeting Minutes

General notes on format of these minutes

- *These minutes represent general points of discussion by members and audience participants during the regular meeting session. 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 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 addresses during the meeting.*

Regular Meeting Portion

1. Minutes. On a MOTION by Dana Haagensen, seconded by Barry Gehron, it was a unanimous vote to approve the draft meeting minutes for July 07, 2021, Existing Buildings Code Technical Advisory Committee (EAC) as amended (**EXHIBIT B**). Jacob Nunnemacher, Kevin Hastings, Vernon Woodworth, and Dave Horton abstained.
2. Review\Vote recommendations on the 2021 International Existing Building Code. The group started with Chapter 3 of the IEBC (**EXHIBIT C**). Jacob Nunnemacher offered more technically correct changes to Section 307. He explained that a smoke alarm means the device will detect smoke and proposed changing Section 307.1 to fire detection. He does not believe his proposed changes address anything unique to Massachusetts, but he does think it is an ICC issue. He also proposes to strike the exception in Section 307.1 because he believes it does not work the way it is intended. If the project scope is limited to removing only wall coverings, he



thinks the work area would not be a factor to consider. Next, he explained that adding Section 307.1.1 resolves an issue where people undertake work but install battery detectors. Vernon Woodworth pointed out that the smoke detection/alarm terminology is not used consistently in the proposed changes. Jacob Nunnemacher agreed to use fire detection.

On a MOTION by Vernon Woodworth, seconded by Jacob Nunnemacher, it was a majority to move 307.1 as presented. Jacob Nunnemacher, Dana Haagensen, Kevin Hastings, Vernon Woodworth, Mike DiMascio, Michael Shearer, Erik Eklund, Barry Gehron, and Dave Horton voted in the affirmative. Dan Walsh voted in the negative. Dana Haagensen offered changing the Section title to fire Protection. Jacob Nunnemacher was okay with this change and changing Section 307.1 to Smoke Detection/Alarms. He does not believe there is a cost impact minimum.

Next, the group moved to the proposed changes to 307.2. The group moved into a Motion by Jacob Nunnemacher, it was seconded by Dana Haagensen to accept 307.2 as written, changing "smoke alarm" to "smoke alarm/detection." Jacob Nunnemacher, Dana Haagensen, Kevin Hastings, Vernon Woodworth, Mike DiMascio, Michael Shearer, Erik Eklund, Barry Gehron, and Dave Horton voted in the affirmative. Dan Walsh voted in the negative.

The group then moved to the proposed changes to Section 308, and Jacob Nunnemacher explained his proposed changes relate to carbon monoxide detectors and alarms are already allowed to be used. He also explained the exception #4 he proposed is to be consistent with 307.1.1, Section 308.2 from the 9th edition. The group discussed that 2021 Section 308 .1 provisions appear to capture most of the requirements in the Section 308.2 amendment.

The group discussed Jacob Nunnemacher's proposed changes to 308.2. He explained he was directed by DFS to clean up this section. After a discussion, it became clear the virgin IEBC 2021 language basically covers Jacob Nunnemacher's proposed changes. On a MOTION by Dan Walsh, seconded by Kevin Hastings, it was a majority vote to consolidate the requirements in 308.2 into Section 308.1, and eliminate the Section. This effectively carries forward Mass amendment Section 302.9 in the 9th edition. Dan Walsh, Dana Haagensen, Kevin Hastings, Vernon Woodworth, Mike DiMascio, Michael Shearer, Erik Eklund, Barry Gehron, and Dave Horton voted in the affirmative. Jacob Nunnemacher voted in the negative.

On a MOTION by Dana Haagensen, seconded by Jacob Nunnemacher, it was a unanimous vote to change exception #4 in 308.1 to Section 308.1.1.

On a MOTION by Jacob Nunnemacher, seconded by Kevin Hastings to accept Chapter 3, it was a unanimous vote to accept Chapter 3 as amended.

Next, the group discussed IEBC Chapter 13 (**EXHIBIT D**). Chairman DiMascio tabled as he would like to offer some language to send each application utilizing this section to the BCAB.

Next, the group discussed Chapter 15 (**EXHIBIT E**). Jacob Nunnemacher talked about 1501.6.4 requires an actual 2-inch by 4-inch dimension for barrier material and the provision, not a nominal dimension. Not everyone in the group agreed with his thoughts. Jacob Nunnemacher also talked about rather than proposing several changes to Chapter 15 to incorporate the fire safety code, he talked about striking the IEBC Chapter 15

and referring people to Chapter 33 in the IBC. Chairman DiMascio talked about safeguards during construction provisions in the IEBC, and the IBC should be the same. He tabled Chapter 15 to give time for the group to review Chapter 15 and the IBC Chapter 33. He asked staff to distribute the 2021 IBC Chapter 33. Dan Walsh spoke about the BBRS has not tasked this committee with reviewing the IBC, and doing so would likely complicate the work of the BBRS. Chairman DiMascio expressed a concern that reviewing the IBC Chapter 33 could interfere with other people's tasks but would be okay if people familiarized themselves with Chapter 33 to understand how it compares to Chapter 15 in the IEBC and anyone can check the IBC Chapter 33 on their own.

3. Adjourn Session. On a **MOTION** by, Jacob Nunnemacher seconded by Vernon Woodworth, it was unanimously **VOTED** by ROLL CALL to adjourn the meeting @ approximately 11:12 a.m.

EXHIBITS:

- A. Meeting Agenda.
- B. Draft Meeting Minutes June 23, 2021.
- C. 2021_IEBC_Working Draft Chapter 3 2018 & 2021 Changes 6-23-2021 Draft_B
- D. 2021_IEBC_Working Draft Chapter 13 2018 & 2021 Changes.
- E. 2021_IEBC_Working Draft Chapter 15 2018 2021