



STATE OF WASHINGTON

STATE BUILDING CODE COUNCIL

1500 Jefferson Street SE • P.O. Box 41449 • Olympia, Washington 98504
(360) 407-9280 • fax (360) 586-9088 • e-mail sbcc@des.wa.gov • www.sbcc.wa.gov

SUMMARY COUNCIL MEETING MINUTES

LOCATION: Shoreline City Hall, Council Chambers
17500 Midvale Avenue
Shoreline, Washington

MEETING DATE: November 14, 2014

| Agenda Items | Committee Actions/Discussion |
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| 1. Welcome and Introductions | Meeting was called to order at 10:07 a.m. <u>Members in Attendance:</u> Ray Allshouse, Council Chair; Tom Balbo (ph); Rod Bault; John Chelminiak; Dave DeWitte; Al French; Duane Jonlin; Mark Kulaas; Dave Peden; Jeff Peterson; Steve Simpson (ph); Eric Vander Mey; <u>Staff In Attendance:</u> Tim Nogler, Managing Director; Krista Braaksma; Joanne McCaughan; Peggy Bryden <u>Visitors Present:</u> Kraig Stevenson, Jed Scheuermann, Chuck Murray, Suzanne Mayr, Robert Spencer |
| 2. Review and Approve Agenda | The agenda was approved as modified. |
| 3. Public Comment on Items not on the Agenda | Chuck Murray , State Energy Office, made a brief statement of Commerce's commitment to work with others in the development phase of the Energy Code. He encourages people that are interested in the Energy Code and measures possibly proposed in February, to call his office. There are some good saving numbers that could be achieved in the coming cycle; an additional 12 percent savings in residential and an additional 17 percent in commercial. This high number in commercial is a result of not achieving as much in the commercial sector in previous cycles. They are working with a number of consultants from NEEA who have developed the proposals to hit these targets. |
| 4. Review and Approval of October 10, 2014 Minutes | The minutes were approved as written. |
| 5. Final Rulemaking | Ray Allshouse stated these rules would be taken on a roll call vote and eight votes are needed for approval. If eight votes are not achieved the Council chair will vote. Tim Nogler gave a brief summary of the IBC Plumbing Fixtures item. Al French made a motion to approve, Dave Peden seconded the motion. The motion passed. Tim summarized the definition of cluster in portable school rooms. This also refers to sprinklers in schools. One of our legislative members |

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| <p style="text-align: center;">Motion</p> | <p>commented on this issue dealing with the authority to adopt based on the legislature’s intent. The legislature passed a law in 1991 that sprinklers are for school classrooms and Rep. Buys objected to the rule based on that statutory limit. As a result the Council needs to respond to Rep. Buys regarding this concern and provide an explanation. The rule conforms to the intent of the law requiring certain schools to set the limit below which sprinklers are not required taking into consideration the life/safety of staff and students. The Council had to interpret the application of the rule to avoid arbitrary use. The rule takes into account changes in the portables and established the number of portables located and the normal fire separation distance. This applies to a transportable unit if under 1,000 sq. ft. The rule takes into account the changes in the portable unit and the demands of the schools within their allotted budget. The rule is intended to limit the fire risk and provide a level of safety.</p> <p>Duane Jonlin stated a couple of meetings ago he had some suggested changes to the language of this rule, which would not change the substance, but would make it clearer and more grammatically correct and he wondered if now was the appropriate time for this. He then read his revised text which was the same for the first two lines, then from: “each classroom in accordance with Ch. 10 of which one exit from each classroom is accessible.” And then at the bottom it says: “and clusters of portable school classrooms are separated from adjacent clusters and from other buildings as required by the Building Code.” The first of these changes would deal with the grammatically incorrect sentence structure. The second one was in order to clarify the portables within the cluster are not separated from each other but rather each cluster is separated from another cluster from another building. These sound picky but as an architect, building officials will often look at things with what is a very strict reading of the code, so having it clearer can’t hurt. Jeff Peterson feels if we change the language at this point it puts this back into public hearings with this substantive change. Tim reported we received public comment from a representative of the school coalition that was adamant we not change the wording. Duane didn’t feel the change was substantive; Al agrees with Duane on the clarity. Jeff indicated with the language not in front of the Council, makes it difficult for those who weren’t in person. Steve Simpson and Tom Balbo are on the conference call and can’t follow the conversation, as was mentioned.</p> <p>Dave Peden made a motion to approve the rule without the proposed changes. This was seconded by Jeff Peterson. The vote was nine approved, two opposed. The motion was approved.</p> <p>Photovoltaic Solar Systems. Tim Nogler reviewed the proposed rule, stating it</p> |
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| <p>Motion</p> <p>Motion</p> <p>Motion</p> <p>Motion</p> | <p>was brought to SBCC by Spokane Valley Fire Department. He also stated no negative public testimony was given in Spokane. The exception prescribes a prescriptive path. The motion to approve was made by Dave Peden and seconded by Al French. The motion was unanimously approved.</p> <p>IRC Townhouse Separation was summarized by Tim Nogler stating this allows for one hour separation fire wall where there are fire sprinklers and where there are no sprinklers it requires a two hour fire wall separation. This rule is currently in effect. Duane Jonlin made a motion to approve as submitted. John Chelminiak seconded the motion. The motion was passed unanimously.</p> <p>IRC/IBE Ground Cover. Tim noted the amendment reverts back to the 1980s when it had been in place, specifying 6 ml black polyethylene ground cover be in crawl spaces. This was brought back to the Council setting the standard. Dave DeWitte made a motion to approve as submitted. Duane Jonlin seconded the motion. The motion passed unanimously.</p> <p>WSEC-Residential Hot Water Pipe Insulation. This revises the insulation requirement to R-3 rather than R-4, whereas the R-4 is not readily available. A motion was made by Duane Jonlin to approve as written. It was seconded by Jeff Peterson. The motion unanimously passed.</p> <p>WSEC-Commercial Refrigerated Warehouse. Tim said this is a modification to the definition of a warehouse, clarifying the difference between a cooler and a refrigerator.</p> <p>The Council decided to have all WSEC-Commercial rules in one vote. This includes the Maximum Damper Leakage and Damper Requirements to the Refrigerated Warehouse.. The motion to approve as filed was made by Duane Jonlin. The motion was seconded by Eric Vander Mey. The motion passed unanimously.</p> |
| <p>6. Committee Reports</p> | <p>BFP Committee. Dave Peden reported the Committee had a meeting to address a request from the City of Spokane regarding sprinklers in lodging homes or B&Bs. This was mentioned at the last Council meeting; however, it was new to the Committee so it was put on the agenda to receive public comment. Tim Nogler summarized. A letter was received by SBCC on October 6, from Mike Allen a council member from Spokane City. It indicated a study had been done by Spokane addressing the short-term rental industry, or rooms that are rented. Their stakeholder group determined there was a barrier in getting a business license as fire sprinklers were required to get the business license where these rentals are defined as lodging houses by the IRC. Spokane wants to regulate these by issuing a business license but is requesting in order to accommodate this, the Council consider this an emergency rule and to change the provision in the code that requires fire sprinklers. They suggest the Council change these owner occupied lodging homes to guest rooms, which would allow the rooms without fire sprinklers. Then strike the reference to five or fewer rooms. This would address the smaller B&Bs or short term rentals.</p> <p>Dave Peden indicated there was considerable amount of public comment and</p> |

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| <p>7. TAG Reports</p> | <p>discussion at the Committee. The outcome was the Committee recommends not to pass this to the Council for emergency rule making because these are businesses and it is a public life/safety issue. We encouraged the proponent to submit this during regular rulemaking during the next cycle.</p> <p>Duane Jonlin asked Dave Peden if there were stats on this type of housing fires. Peden indicated there was not. Jeff Peterson asked if Spokane had a significant issue here. Peden relayed that Spokane feels these businesses will go underground if sprinklers are required.</p> <p>Public Comment.</p> <p>Robert Spencer, B&B Guild, submitted a letter to Dave Peden and wanted to clarify the meeting discussion. He stated since 1986 combining all as residential 3100 deaths have occurred in residential occupancies. There are no better stats with motels and hotels. An unlicensed B&B had a fire resulting in 6 deaths, but most B&Bs don't allow fires or smoking in their facilities. At the meeting there was comment about the substantive effect the \$20,000 would be to install these sprinklers. Robert feels the Council should reconsider the proposal.</p> <p>Kraig Stevenson with ICC commented the code states that owner occupied businesses with five or fewer rooms shall be permitted to have sprinklers. He feels there should be a local process for this.</p> <p>Dave Peden questions whether this meets the emergency rule requirements which we are required to consider.</p> <p>A motion was made by Duane Jonlin to deny the request. The motion was seconded by Dave Peden. The motion passed unanimously.</p> <p>Building Code TAG. Dave Peden reported the TAG met once and there was a delay in getting the code out to the TAG members. Electronic copies are on their way today. TAG procedures are expected to be discussed at the next meeting. Peden was thinking about having meetings remotely at a central location, to post information individuals do and send them by emailing. Maybe we could reduce the number of meetings and still do good work, but a little less time consuming. He feels if we do meetings this way we can hone in on the more significant issues.</p> <p>Tim Nogler said we are looking at ways to do a thorough review but at the same time go through a significant volume of material and determine where we need to put the focus. We have talked about having people post their reports as they do they work then when they meet as a TAG they can be better focused. Dave Peden stated the TAG members have been assigned chapters to review and then post their comments. Ray Allshouse wants to be clear that these posts and emails are not violating the Open Public Meetings Act.</p> <p>Fire Code TAG. Tim Nogler gave a summary in the absence of Dave Kokot. Tim stated the Fire Code TAG has met two times and has another</p> |
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meeting scheduled next week. They are looking at the significant changes. Dave Kokot has developed a spreadsheet has for this process and to assist the TAG members. They also agree that the meetings need to be productive if in person. They are having meetings on the phone and with WebEx.

Green TAG. Steve Simpson said he would keep this report very brief. There is a written report in front of the Council for their review. Steve thanked the TAG members for their hard work over the last couple of years working to develop this report. All of the comments were given in the report. **Ray Allshouse** asked if the TAG had any preferences from the many codes they reviewed. **Steve** said he would answer as best as he could. They didn't have a quorum at the last meeting and they spent most of the time and focus on the report. **Ray** asked if Steve felt another meeting was needed in light of no quorum to make a final recommendation. Steve feels it would help and he will get with Joanne to schedule another meeting.

Energy Code TAG. Duane Jonlin stated that Krista has been going through the process of integrating the 2015 IECC amendments with our 2012 State Code. We are wrapping this up now and are ready to schedule some meetings to determine what the baseline document will be for code change proposals. He is thinking the meetings will be the first two Fridays in December. He hopes to have these meetings in Renton. If these meetings are not sufficient we can arrange for some more in January. **Tim** Indicated we need to get the draft, then have the TAG review the it, then make a recommendation to the Council by the January meeting? Duane is suggesting having the TAG meeting before the Council meeting on the same day. If that doesn't work, maybe we should schedule another Council meeting for mid-January since we can't wait until February.

Residential TAG. Ray Allshouse is the chair and reported they have had members of the TAG volunteering for chapters to review. However, they were also challenged with not having the codes as soon as they would like. Ray feels that the phone call meetings are great but the face to face meetings are needed. With the codes the TAG is off and running.

Mechanical Code. Krista Braaksma reported the Mechanical Code TAG would be having their initial meeting later this week. The Plumbing TAG will be down the road a bit.

8. 2015 Work Plan Calendar/
Proposed Meeting Schedule

Tim reviewed the calendar with the Council stating January through April there would be the Legislative conference call which is done on Thursday afternoons at 1 p.m. The 2015 legislation session will be a long session. Previously we have scheduled the first meeting (Jan. 9) in one of the legislative hearing rooms, which we are working on. The code proposal deadline is March 1 and at the March 12 Committee meetings we will discuss what has been submitted. By the May meeting the TAG sessions will have to be complete. Next year there will much more to accomplish with it being a code year.

There was discussion about the April 9 meeting as it was during Spring Break for

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| Motion | some school districts. It was moved by Mark Kulaas to move the April meeting to April 16, and add another November meeting (if necessary). The motion was seconded by Tom Balbo . The motion carried. |
| 9. Staff Report | <p>Tim reported he did participate in a meeting at the Governor’s office with lobbyists to relay what actions the Council is taking for the Executive Order. This information has been posted on the website. There will be legislation to address some of our goals and what to focus on, There is also a legislative hearing scheduled for December 5 with the House Local Government Committee. This request is from Rep. Takko. We are asked to tell what SBCC does and how the state would continue without SBCC. Tim is working with Dept. of Commerce putting together a PowerPoint. Tim hopes Ray Allshouse will attend.</p> <p>Also to be discussed is the budget and how much is needed for a monthly basis. Ray asked if Tim had the budget numbers. Tim said he continues to get a report each month and the revenue does not cover the expenditures.</p> <p>Tim said the staff is working with the Governor’s office to get the positions open on the Council by January 2015.</p> <p>Tim then presented a tie to Ray Allshouse for his good work as the Council chair this year. Ray also extended thanks to the other Council members who would be leaving at the end of the year</p> |
| 10. Other Business | None |
| 11. Adjourn | The meeting was adjourned at 12:13 p.m. |