



Washington State Building Code Council

Improving the built environment by promoting health, safety and welfare

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SUMMARY COUNCIL MEETING MINUTES

LOCATION: DES Building, Presentation Room
1500 Jefferson Street
Olympia, Washington

MEETING DATE: November 18, 2016

Agenda Items	Committee Actions/Discussion
1. Welcome and Introductions	<p><u>Members in Attendance:</u> Steve Simpson, Council Chair; Dave DeWitte, Vice Chair; Rod Bault; Al French; Diane Glenn; Robert Graper; Traci Harvey; Duane Jonlin; Andrew Klein; Phil Lemley; Doug Orth; Jim Tinner; Eric Vander Mey; Rep. Vincent Buys</p> <p><u>Members Absent:</u> Leanne Guier, Sandra Romero</p> <p><u>Staff in Attendance:</u> Tim Nogler, Managing Director; Krista Braaksma; Joanne McCaughan; Dawn Cortez, AAG</p> <p><u>Visitors Present:</u> Jed Scheuermann, Kathleen Petrie, Kraig Stevenson, Al Audette, Grace Yuan, Steve Crawford. Jeanette McKague, Hugo Sotelo</p> <p>The meeting was called to order at 10:00 a.m. by Council Chair Steve Simpson. Everyone was welcomed and introductions were made.</p>
2. Review and Approve Agenda	<p>The agenda was approved as written. Tim Nogler noted that the Staff Report would include discussions on the Council budget and the 2017 workplan and schedule. The agenda was approved.</p>
3. Public Comment on Items Not on the Agenda	<p>Hugo Sotelo, with the University of Washington Medical Center. He oversees the fire and life safety requirements for the facility. He also serves on a Seattle Advisory Board. He asked that the Council consider adding an exception to the NICET certification requirements in the IFC and IBC that go into effect in July 2017 for employees of city or state facilities, similar to that provided by the State Fire Marshal for sprinkler fitters. He also expressed concerns regarding the amount of time it takes to schedule the testing and obtaining the certification through NICET, up to 150 days, which makes complying by July difficult.</p>
4. Review and Approve Minutes	<p>The minutes of October 14, 2016, were approved.</p>
5. Deliberations on Rulemaking Marijuana Extraction	<p>Tim Nogler noted there were three items under consideration today. Any action to adopt these items requires a majority of Council members, i.e. eight votes.</p> <p>The Council began their deliberations with the proposed rules for marijuana extraction facilities. Tim walked the Council through the testimony received on the issue. There were two comments submitted in writing and one person testified at the October Public Hearing (see minutes, above). Duane Jonlin asked the chair if there were any controversial issues remaining in the proposed rule. Steve replied that the Technical Advisory Group spent a lot of time on the language and worked</p>

out the issues. Tim also noted there was a section that was unintentionally left out of the proposed rule that was referenced by the rule. The modification had been discussed by the TAG and is currently included as a part of the emergency rule. IFC Section 5307 was modified to change the title from “Carbon Dioxide Systems Used in Beverage Dispensing Applications” to just “Carbon Dioxide Systems.” And Section 5307.1 was similarly modified to remove the reference to beverage dispensing. The intent is that all CO2 systems should be treated equally. The Council discussed Chris Edmark’s testimony and her suggested edits. Traci Harvey felt the first item was inconsequential and discussion focused on the second item and the differences between “exit” and “exit access door” and the definition of “area.” After much discussion, the Council settled on the following modification:

308.3.3.2 Egress. Any egress door serving an extraction room shall swing in the direction of egress travel, be equipped with panic hardware and self-closing hardware.

Motion: **Representative Vincent Buys moved that the above modification be made to the proposed rule. Traci Harvey seconded the motion. The motion carried unanimously.**

Jim Tinner moved to approve the proposed rule as modified. Andrew Klein seconded the motion. The motion carried unanimously.

Andrew Klein moved to include the language modifying Section 5307.1 as part of the rule. Jim Tinner seconded the motion. The motion carried unanimously.

Emergency Voice Alarms

The next item is the proposed permanent rule regarding emergency voice alarms in schools. Tim noted there were two pieces of [written testimony](#) from NEMA, suggested revisions from Dave Kokot, and a [letter](#) received from the Puget Sound School Coalition in May when the budget proviso directing the Council to go into emergency rulemaking on this item was passed. Traci Harvey said she has continued to work with the schools and has some additional changes (see [draft motion for language](#)).

Motion: **Jim Tinner moved to approve the proposed rule. Phil Lemley seconded the motion.**

Steve asked Traci and Tim to provide some background on the proposed modifications to the rule. Traci noted the original language proposed addressed the issue of the budget proviso. While working through the language, other issues arose. The additional language adds clarifying exceptions. Tim said the modification provides for two different options—a Safe School Plan or emergency voice alarms.

After attempting to withdraw the motion to allow for a modification first, the motion was voted and defeated unanimously.

The Council then debated the issue of whether the language met the intent of the proviso and the capability of the Council to modify the language. Grace Yuan and Steve Crawford, representing the Puget Sound School Coalition, both voiced concerns there were issues still not resolved.

Motion: **Doug Orth moved to continue under the current language in the emergency rule and refer the issue of the permanent rule to the Fire Code Technical Advisory Group. Andrew Klein seconded the motion. The motion carried**

<p><u>WSEC-Commercial</u></p> <p><i>Motion:</i></p> <p><i>Motion:</i></p>	<p>with one abstention.</p> <p>Tim Nogler noted there was only <u>one piece of testimony</u> submitted on the energy code. Steve Simpson read the letter of testimony into the record.</p> <p>Eric Vander Mey noted the definition already exists in the code; the modification is just editorial corrections and clarification.</p> <p>Representative Vincent Buys moved to approve the proposed rule, except for the modification to the definition for Certified Commissioning Professional. Jim Tinner seconded the motion. The motion carried unanimously.</p> <p>The Council debated the need for a certified professional to do commissioning work versus a licensed engineer. Andrew Klein suggested a modification to insert “or a licensed professional engineer in Washington State” at the end of the first sentence and then delete the remainder of the definition.</p> <p>Andrew Klein moved to modify and approve the definition for Certified Commissioning Professional as noted above. Jim Tinner seconded the motion. The motion carried 11 to 1.</p>
<p>6. Local Ordinance Review</p> <p><i>City of Seattle</i> <u>IRC Appendix U</u></p> <p><i>Council Comments</i></p> <p><i>Public Comment</i></p> <p><i>Motion</i></p>	<p>Tim Nogler noted this proposal has come before the Council previously, and was turned down since it had not been voted on at the local level. It has since been passed by Seattle. Kathleen Petrie, City of Seattle, outlined the changes from the state amendment. She also addressed the rationale for the changes in relation to the Council’s criteria for local amendments. Since the city has adopted a climate action plan and deals with a construction code advisory board, both unique to the jurisdiction, they felt it met both the criteria for environmental impacts unique to the jurisdiction and other special conditions unique to the jurisdiction.</p> <p>The Council debated the local amendment, noting concerns that the amended appendix removed language regarding solar water heating systems and requirement for a 4 lbs/ft² design.</p> <p>Kraig Stevenson, ICC, voiced concerns regarding creating differences in the code and the possibilities of conflicts arising with venting requirements.</p> <p>Duane Jonlin moved to approve the local ordinance. Dave DeWitte seconded the motion. The motion carried, 7 to 5.</p> <p>There were concerns voiced that the motion did not receive a majority vote of the Council. Tim noted that the majority was needed when adopting one of the codes referenced in RCW 19.27.031 and was not pertinent in this case.</p>
<p>7. Training</p> <p><u>Open Public Meetings Act,</u> <u>Public Records Act</u></p>	<p>Dawn Cortez, the Council’s Assistant Attorney General, presented the Council with two PowerPoint presentation slideshows on the Open Public Meetings Act and the Public Records Act. It was noted that it would also be helpful to have training on the state ethics law. Dawn also encouraged the Council to investigate the use of dedicated state email accounts for all Council members.</p>
<p>8. Staff Report</p>	<p>Tim noted a draft workplan for the Council was posted on the website. It can be looked at in more detail at the December 2 meeting.</p> <p>The budget submittal to OFM for the next biennium shows a reduced appropriation and will support about 2.5 staff members. Steve asked Tim to provide more details in writing.</p> <p>The December 2 meeting will be held in Olympia at 11 a.m. Staff will post the</p>

	<p>information shortly.</p> <p>Staff is putting together documentation on editorial corrections for all of the adopted codes for consideration in January.</p> <p>Tim also stated he was working with ICC staff on a Washington State edition of the 2015 IBC.</p> <p>Tim noted that Steve Simpson, Al French, Duane Jonlin and Eric Vander Mey all had terms that expire in January 2017. He asked that they reapply now if that is what they intend.</p>
9. Other Business	None.
10. Adjourn	The meeting was adjourned at 1:56 p.m.