

NEW HAMPSHIRE STATE BUILDING CODE REVIEW BOARD

APPROVED – Minutes of Regular Meeting – April 10, 2015

Attendance:

Shawn Bergeron Sr., Chairman
Barbara Chalmers, AIA, Board of Architects, Licensed Architect
Thomas Clark, NH Municipal Association
Tedd Evans, Mechanical Licensing Board
Wayne Fillion, PE, NH Board of Engineers (Mechanical Engineer)
Edward J. Gibson, PE, NH Board of Engineers (Electrical Engineer)
David Lage, Associated General Contractors of NH, Inc.
Roger Maynard, P•FGF•HVAC of NH
Linda McNair-Perry, Vice-Chair, NH Board of Engineers (Structural Engineer)
Jonathan Mitchell, NH Bureau of Electrical Safety & Licensing
Wayne Richardson, CBO, NH Building Officials Association
John Starr (Vice Chair) - CGB, NH Home Builders Association
Sean Toomey, NH Association of Fire Chiefs

Absent:

Bill Benard, NH Electrical Contractors Business Association
Stephen Eckberg, NH Public Utilities Commission
Bradley Ober, NH Association of Fire Chiefs
Mary Maloney, Assistant Attorney General

Guests:

Mary Maloney, Asst. Attorney General
Matt Labonte – NH State Fire Marshal's Office
Dean Sotirakopoulos, NH Joint Board, Electrician's Board
Ron Anstey, NH State Fire Marshal's Office
Jeff Sargent, NFPA

The meeting was called to order at 10:00 am by Chairman Shawn Bergeron, Sr. A quorum was declared. Members were introduced.

Motion was made by Wayne Richardson to approve the minutes of the March 13, 2015 meeting as written.

Seconded by David Lage
Motion Carried (2 abstentions)

NEW BUSINESS

Review 2015 IRC amendments and initiate first public hearing

The process of getting the Board's public hearing(s) in order falls under Bcr 214.02. Chairman Bergeron has requested that Wayne Richardson put together their petition according to that section. The petition is to include:

- 1) A statement of the intent, purpose or particular result intended by the petitioner;
- 2) If the petitioner proposes to amend or repeal an existing rule, an identification of the particular rule sought to be amended or repealed;

- 3) Any data or argument the petitioner believes would be useful to the board in deciding whether to commence the adoption of the rule; and
- 4) The proposed text.

The IRC subcommittee reviewed all the existing amendments to the 2009 code and determined which ones needed to be carried forward.

Clarification was made that a petitioner can bring in a petition at any time up to the point of final consideration.

The Public Hearing notice will be distributed to board members for distribution to members of their associations. Chairman Bergeron requested that all legislators be notified via email.

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider the board's recommendation to legislature to adopt the 2015 International Residential Code, in its' entirety, as a replacement to the 2009 edition, as amended (proposed amendment RE-15-01-15).

Seconded by Wayne Richardson
Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-02-15 to the 2015 IRC, Section R101.1, Title.

Seconded by Wayne Richardson
Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-03-15 to the 2015 IRC, Section R102.7, Existing Structures.

Seconded by Tedd Evans
Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-04-15 to the 2015 IRC, Section 202, Definitions "Biomass Fuels".

Seconded by Tedd Evans
Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-05-15 to the 2015 IRC, Section 310.2(1), Climactic and Geographic Design Criteria.

Seconded by Tedd Evans
Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-06-15 to the 2015 IRC, Section 310.1, Emergency escape and rescue required.

Seconded by Tedd Evans
Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-07-15 to the 2015 IRC, Section 313.2, One- and two-family dwelling automatic fire systems.

Seconded by Tedd Evans
Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-08-15 to the 2015 IRC, Section N1102.1 (R402.1) General (Prescriptive).

Seconded by Tedd Evans

Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-09-15 to the 2015 IRC, Section M2001.1.1, Standards.

Seconded by Tedd Evans

Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-10-15 to the 2015 IRC, Chapter 24, Fuel Gas.

Seconded by Tedd Evans

Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-11-15 to the 2015 IRC, Section P2603.5.1, Sewer Depth.

Seconded by Tedd Evans

Motion Carried

John Starr made the MOTION to schedule a public hearing on June 12, 2015, to consider proposed amendment RE-15-12-15 to the 2015 IRC, Appendix J, Existing Buildings and Structures.

Seconded by Tedd Evans

Motion Carried

Linda commented that these amendments need to be posted on the BCRB website prior to the May meeting. The Public Hearing notice also has to be posted on the BCRB website.

The IBC will be the next code that will be brought forward in front of the board. Linda McNair-Perry verified with the board that the IBC proposed amendments will be submitted to the board members prior to being brought up at the next board meeting.

OLD BUSINESS

Update on legislative items

HB 286, relative to permits issued by building inspectors – in Committee.

HB 288, re to the code for energy conservation in new building construction - retained in Committee. Chairman Bergeron understands that this bill will be dealt with during the summer.

HB 533, relative to arc-fault circuit breaker protection in residential construction – retained in Committee.

HB 580, relative to travel expenses for members of the Building Code Review Board – ITL'd, however, this has been included in HB 2.

SB 18, prohibiting the use of PVC piping as a flue material for venting combustion gases – rereferred to Committee. Tedd has been asked to participate in a committee to review the situation with some failures being reported with the use of PVC as a venting material for gas appliances. Tedd provided the board with an update of the committee's findings. The issues seem to be

with high limit temperatures, the pipes got too hot and melted. The high temperature limitation of the PVC that is being installed to vent the propane appliance appears to be near 140 degrees and when the appliances are run hotter than 140 degrees deterioration of the vent systems are occurring. Wayne Fillion explained the issues, in detail, to the board members. The PVC manufacturer has never obtained a listing that their product as a venting material.

SB 135, relative to lead poisoning in children – Wayne Richardson gave an update. NHBOA is still in opposition. This is an unfunded mandate.

Ongoing conversations related to the 2015 International Codes

The IBC Subcommittee will be ready for discussion at next month's meeting.

Wayne Richardson brought up the pool and spa requirements as they were deleted from the IRC and IBC. Wayne will get some documentation for the board to review.

Barbara asked if the IBC is discussed next month, will it also be scheduled for Public Hearing on June 12? Shawn replied that it very well could be and doesn't see any reason why it shouldn't.

At this point in time, the BCRB will not be having a summer hiatus.

The amendments that Linda is bringing forward are the carry forward amendments, the Structural Engineers of NH are also composing. The Structural Engineers are going to offer input on the structural changes to the I-codes.

Continued discussion on website updates

Cindy has to make sure the NEC 2011 is changed to the 2014, and the height and area tables.

In Shawn's recent conversation with Assistant Attorney General Mary Maloney it was pointed out that some of the Bcr-200 rules expired 7-6-12. Board's should not be functioning with expired rules. Ms. Maloney had discussions with Attorney David Hilts (Dept. of Safety). It's hard to tell by looking at the document which sections are effective and which sections are expired. It might be worth having a subcommittee look at these rules to see what has expired and needs to be readopted and what needs to be just tweaked or changed. Will need to discuss findings with the Department of Safety's in-house counsel, David Hilts. Revised rules will have to go through JLCAR. The BCRB rules do have a sunset clause.

OTHER BUSINESS

The NH Fire Code goes to Senate hearing on April 15. The Fire Marshal is trying to get the effective date changed from January 2018 to January 2016.

MEETING ADJOURNED