

APPROVED – MINUTES

NEW HAMPSHIRE STATE BUILDING CODE REVIEW BOARD

Remote regular meeting – March 12, 2021

**Members Present:**

Lee F. Carroll, PE, NH Board of Engineers (Electrical Engineer)  
Peter Lennon, Fire Marshal - Manchester, NH Association of Fire Chiefs  
Mariellen MacKay, Governor's Commission on Disability  
Frederick Matuszewski, Board of Architects  
John Tuttle, (Vice-Chair), NH Home Builders Association  
Kenneth Walsh, NH Public Utilities Commission  
Carl DuBois, Associated General Contractors of NH, Inc.  
Tedd Evans, Mechanical Licensing Board  
James Grant, representing the Electrician's Board  
Roger Maynard, P•FGF•HVAC of NH  
Jeffrey Trexler, Board of Engineers

**Absent:**

William Fraser, NH Electrical Contractors Business Association  
Michael Hagan, CFM, NH Building Officials Association  
Mark Tetreault, Fire Chief, NH Association of Fire Chiefs

**Also Present:**

Sean P. Toomey, P.E., Deputy State Fire Marshal  
Heather Neville, Assistant Attorney General  
Emily Stevenson, Administrative Assistant II, NH State Fire Marshal's Office  
Lisa M.T. Woods, Administrative Assistant I, NH Dept. of Safety

**Guests:**

David Smith  
Don Chase  
Mary Maloney  
Philip Sheriman  
Kris Pastoriza  
Jerry Tepe  
Michael Soucy  
Bill Nash  
William McKinney  
Dean Sotirakopoulos

The meeting, held remotely, was called to order at 10:04am by Vice-Chairman, John Tuttle. A quorum was declared. Vice-Chairman Tuttle, for the record, read the checklist to ensure meeting compliance with the Right-to-Know Law during the State of Emergency. Members were introduced by roll call.

## **OLD BUSINESS**

### **Legislation Discussion**

Vice-Chairman, John Tuttle and board member Kenneth Walsh spoke to the status of Senate Bill 15 and Mariellen MacKay followed up with its notion of passing in the House and passing a roll call vote on February 4, 2021. She continued that following the vote on Senate Bill 15, it was then introduced to the Senate March 10, 2021. A companion bill, House Bill 72 which is still in committee and as of March 5, 2021. The committee reported that the House Bill ought to pass with Amendment # 2021-0304h (Vote 19-0; CC).

Dean commented on, amendment EL-17-06-20 was approved by the board and did not appear to be added to any legislation.

Jerry Tepe also commented during today's meeting stating that, amendment EL-17-06-20 was brought forward in March to the legislature to be added to a bill. He was not sure which bill it would be added to or if it was added.

Continuing, Med Kopczynski spoke about tiny homes and an amendment that was voted on by the Building Code Review Board but didn't end up in any present bills in relation to Appendix Q. There would be follow up conversations and a list made by prior Chairman would be looked into.

Kenneth Walsh spoke of Senate Bill 86, how it was voted on March 17, 2021 (5-0 and was moved to consent calendar) follow up that it was passed in the Senate.

Vice-Chairman, John Tuttle spoke on House Bill 588 and is relativity to Building Code for tiny homes.

### **2018 Code Subcommittees**

No discussions on Subcommittees were made.

## **OTHER BUSINESS**

Vice-Chairman Tuttle thanked the Guests (Kris Pastoriza) for attending the meeting regarding the proposed amendment (Reference a document or letter provided by the guest) that would be an amendment to the 2015 International Codes. The proposed amendment was motioned to be tabled to the next board meeting, which is to occur April 9, 2021. Mariellen MacKay made the motion and Lee Carol seconded the motion. As so, the Proposed Amendment is tabled to the April 9<sup>th</sup> meeting.

Alex MacDonald, regarding Techno Metal Post, NH, was absent for March 12, 2021 Building Code Review Board meeting. Therefore, Heather Neville suggested if he show for the next meeting he may present his submission. Otherwise, nothing else of the matter was discussed.

## **PUBLIC PRE-HEARING CONFERENCE:**

To consider the appeal of Appeal of Donald Chase regarding the denial by the NH State Fire Marshal's Office, in accordance with N.H. Code of Administrative Rules SAF-C 6005, of a request for relief from requirements of NFPA 101 Life Safety Code.

The applicable rules for this proceeding are Bcr Rules (N.H. Code of Administrative Rules). The particular statutes and rules involved are RSA 155-A:11 and RSA 541-A. The hearing will be presided over by the Vice-Chairman, John Tuttle. Each party to this hearing has a right to have an attorney present to represent them at the party's own expense.

The appellant claimed to have no witnesses and no current cause for settlement. Continuing, D. Chase stated, how he was unaware he could reach out to the Fire Marshal's Office Counsel to discuss settlement and should do so following the meeting.

Heather Neville reminded Vice- Chairman, John Tuttle that a prior vote for document submission would be allowed for this appeal. The submission requirement would be, to allow three hard copies and the rest be sent as PDF documentation. It was stated that there were no further submittals for the appeal but that all witness testimony and exhibit listings are to be submitted for review prior to March 24, 2021. Both Mr. Donald Chase and Mary Maloney agreed to the submission deadline mentioned by Heather Neville.

No further business to address, MOTION to adjourn by John Tuttle. Seconded: Med Kopczynski. Motion Carried.

The next meeting will be held April 9, 2021. With a hard start time of 9:30 A.M. for the usual Building Code Review Board meeting and then the hearing for Docket # 2021-F-01, is due to start at 11:00 A.M.

**MEETING ADJOURNED**