

**The Building Code Standards Committee
will meet on
May 8, 2008 At
One Capitol Hill, Conference Room A
Providence, RI**

619th Meeting

1:00 p.m.

May 8, 2008

Call to order.

2. Appeals: None

3. Approval of Minutes of last meeting.

4. Correspondence.

5. Committee Reports

6. Legislation

7. Old Business.

a. Discussion on criteria for permit fee waiver

b. Time variance update

8. New Business.

9. Announcements

10. Adjourn

1. Mr. Turner, Chairman, called the meeting to order at 1:05 p.m.

2. Appeals:

Appeal 08-10 2750 S. County Trail, East Greenwich, RI for a variance from Table 403.1, Plumbing Fixture Count, was granted as a time based variance and that the salon tenant may have access to the ADA bathroom for the duration of their lease which expires at the end of 2009 and at that time the Appellant may have to seek another variance depending on the use.

Appeal 08-11 University of RI, College of Pharmacy, Kingston, RI – Request to waive the permit fees was approved with the condition that the money be placed in contingency to be reviewed at the end of the project and a report given to this Board as to where the fees went and if any special expert expenses are incurred on this project that portions of this money be given to the Building Commission to pay for the experts.

Appeal 08-12 1407 South County Trail, East Greenwich, RI to seek a variance from the 2006 International Building Code for area of refuge and an area of communication, instruction and identification was approved.

Appeal 08-13 2706 South County Trail, East Greenwich, RI for a variance from Section 1208.2, Medium Ceiling Height of the State Building Code was granted.

Appeal 08-14 RI School for the Deaf, One Corliss Park, Providence, RI –

Request for a waiver of application of review and inspection fees for the Rhode Island School for the Deaf was approved with that condition that the money be placed in contingency and Appellant should report back to this Board upon the issuance of the Certificate of Occupancy.

3. The Minutes of the last meeting were approved as submitted upon a motion by

Mr. Brown and seconded by Mr. Gagnon. Motion was unanimously approved. The Board membership introduced themselves for the benefit of the new Board members who are as follows: Michael Newman, the Chief Plumbing Inspector for the City of Providence and Jim Fink, Electrical Engineer.

4. Correspondence: None

5. Committee Reports:

a. Certification Subcommittee:

Mr. Brown said that the Certification Subcommittee met and interviewed David Antonelli as Alternate Building Inspector for the Town of Narragansett and he met the minimum qualifications and recommended him for certification. Mr. Gagnon motioned that the appointment be approved. Mr. Newbrook seconded the motion. The Board voted unanimously in favor of the motion.

b. Energy Code Subcommittee

Mr. Turner said the Energy Code Subcommittee has met and they are trying to prepare several key blue pages and hope to have it ready for legislative approval. He said one of the goals is to make the code simplified and easier to understand. Mr. Turner said that the Committee is also planning to adopt requirements paralleling the Massachusetts air barrier requirement for commercial buildings and considering updating requirements to correspond to the current ASHRA standards requirements.

c. Rehab Code Subcommittee

Mr. Carlson said that he will initiate activity on the Rehab Code as soon as the Building Code Commission staff is available. Mr. Leyden said that after the Electrical Code, Energy Code and new Property Maintenance Code are complete then they will focus on the Rehab Code.

d. Electrical Code Subcommittee

Mr. Bernard said that the Electrical Code Subcommittee will meet on April 23rd and should be complete at that time. He said there have been no amendments as yet but it is open for discussion.

e. Property Maintenance Code Subcommittee:

Mr. Gagnon said that this Committee has met four times and is approximately 90% complete. They have spent a lot of time incorporating the old with the new and would remove a lot of redundancy of the old code. Mr. Gagnon said that a lot of communities have their own code but this will be the model code for the State of Rhode Island.

6. Legislation:

a. Bill S 2629 Global Warming Solutions Act

Mr. Leyden said that Senate Bill S 2629 affects this Board whereby it requires this Board to adopt the newest energy code within six months of ICC adoption. He said he has filed a position paper on this saying that he is opposed to this six month time frame – it is just not enough time. He suggested that Board members contact legislators indicating their opposition to this Bill. Mr. Leyden said the Bill will be

sent to the Board members for their review. Mr. Leyden said Mr. Roger Warren from RIBA also opposes this Bill.

7. Old Business:

a. Time Variances

Mr. Carlson asked if there was any method within the Building Code Commission to keep track of time variances which have been issued in the past. Mr. Turner suggested making a ruling that the towns and cities have the responsibility of keeping a record of their particular variances issued from their municipality. Mr. Leyden said he will look into this and we will discuss this at the next meeting.

b. East Greenwich Appeal

Mr. Gagnon gave the Committee an update on an appeal which we heard about three years ago regarding a candy store in East Greenwich. Mr. Gagnon said that the appellant appealed this Board's decision to the courts and the court found in favor of this Board's decision. Mr. Turner commended Mr. Gagnon and Mr. Coffey.

c. Jack Maloney

Mr. Leyden said that a contribution was made in memory of Jack Maloney to the Newport Visiting Nurse Association. Mr. Gagnon said

that RIBOA has an annual scholarship fundraiser golf tournament every year and this year it will be named after Jack Maloney.

8. New Business:

a. Waiver of Permit Fees

There was discussion as to whether there should be a blanket variance for waiver of all permit fees for state projects. Mr. Turner suggested that this item be put on the agenda for the next meeting so that this Board can try to develop our own internal criteria for these types of hearings. Mr. Palmisciano motioned to put this on the business portion of the next meeting. Mr. Newbrook seconded the motion. The Board voted unanimously in favor of the motion.

b. State Boiler Code

Mr. Preiss said that the State Boiler Code is stricter than the Mechanical Code and as Chairman of the Mechanical Code Subcommittee was asked to review this issue. Mr. Preiss said that he will meet with staff member Stu Cowen and other Mechanical Subcommittee members to discuss why the State Boiler Code is contradictory to the Mechanical Code.

c. Energy Code Classes

Mr. Leyden said the Energy Department got \$10,000 towards education for the Energy Code and the first class will be on the second Tuesday in June and the fourth Thursday in June.

9. Announcements: None

10. Adjourn:

Mr. Carlson motioned to adjourn. Mr. Newbrook seconded the motion. Meeting adjourned at 3:20 p.m.

Respectfully Submitted,

John P. Leyden, CBO

Executive Secretary

Building Code Board of Appeals

Members Present: R. Brown, J. Carlson, B. Davey, J. Fink, S. Turner, R. DeBlois, R. Stillings, B. Bernard, D. Gagnon, W. Howe, P. DePace, W. Nash, D. Newbrook, M. Newman, D. Palmisciano, G. Preiss.

Staff Members Present: J. Leyden, T. Coffey, E. Gordon

Members Absent: R. Collins, G. T. Chabot, A. Durand, Pagliaro,

Staff Members Absent: None

Building Code Standards Committee

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Staff Members Present: J. Leyden, T. Coffey, E. Gordon

Members Absent: R. Collins, G. T. Chabot, A. Durand, Pagliaro,

Staff Members Absent: None

The next Committee meeting will be held on Thursday, May 8, 2008 at 1:00 p.m. at the William Powers Building, One Capitol Hill, Conference Room A, Providence, RI