GOVERNMENT OF THE DISTRICT OF COLUMBIA
CONSTRUCTION CODES COORDINATING BOARD

SPECIAL MEETING
Tuesday, April 8, 2014
DCRA, 4th Floor – Conference Room E4302
10:30am – 12:30pm

AGENDA

1. **Preliminary Matters**
   i. Call to Order
   ii. Roll Call
   iii. Adoption of Meeting Agenda
   iv. Review and Adoption of Minutes of March 11, 2014 Special Meeting
2. **Final Approval of Emergency Rulemaking**
3. **Status Updates and Administrative Matters**
4. **Introduction of New Code Change Proposals**
5. **Comments by Members of the Public**
6. **Adjournment**

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MINUTES OF SPECIAL MEETING
Tuesday, April 8, 2014
DCRA, 4th Floor – Conference Room E4302
10:30 am – 12:30 pm

Members Present	Board Members Not Present	Board Staff Present	Other Persons Present
Paul Waters (Chair)	Curtis Clay	Jill Stern (DCRA)	David Epley (DCRA)
Alex Berley (Vice Chair)	Bill Updike		Matt Orlins (DCRA)
Jatinder Khokhar	Herbert Taylor		
Rabbiah Sabbakhan			
Marc Fetterman			
Armando Lourenco			
Robert Hershey			
Ethan Landis by Phone			

1. Preliminary Matters

Call to Order
The meeting was called to order by Paul Waters at 10:55 a.m. with a roll call of members and other persons present.

Adoption of Meeting Agenda
The meeting agenda was unanimously approved by the Board with revisions, upon motion made by Armando Lourenco and duly seconded by Jatinder Khokhar. The revisions consisted of (1) introduction of new code change proposals; and (2) update on administrative matters.

Review & Approval of Meeting Minutes
The meeting minutes for the Tuesday, March 11, 2014 Special Meeting were unanimously approved by the Board upon motion made by Armando Lourenco and duly seconded by Jatinder Khokhar.

2. Status Update/Administrative Matters

(a) DCRA Update.

Paul Waters advised the Board that Nick Majett would be leaving as DCRA Director, as of May 1, 2014, and that Robbie Sabbakhan would serve as Acting Director.

(b) 2008 Green Building Act Amendments.

Jill Stern advised the Board that the Notices of Final Rulemaking for adoption of the 2008 Building Code amendments (to add the Green Building Act regulations to Chapter 13A, and to amend the definitions in Chapter 2A) were published in the March 28, 2014 DC Register. Marc Fetterman pointed out that the DC Register erroneously listed these as amendments to the 2013 Building Code Supplement, and Jill Stern indicated that she would follow up with the ODAI to correct these errors.

(c) DC Official Code Amendments

Jill Stern advised the Board that Matt Orlins and she were moving forward with drafting of an omnibus legislative bill to amend various chapters of the DC Official Code to harmonize the statutes with the 2013 Construction Codes, and to delete outdated statutory provisions; the bill is tentatively called "The Construction Codes Harmonization Act" and Matt Orlins indicated that the draft Act should be finalized shortly.

(d) 14 DCMR Rulemaking

Jill Stern advised the Board that the Notice of Proposed Rulemaking to amend 14 DCMR has been reviewed by OAG for legal sufficiency, and it is anticipated that the Notice will be published sometime in May.

(e) ICC Code Publication

Jill Stern indicated that she is working closely with the ICC to format the 7 integrated codes for online publication, and, to date, she has reviewed 6 of the codes and returned them to the ICC with her corrections. She anticipates that the codes could be posted by July 1, dependent upon the ICC's progress in finalizing the documents. She also advised the Board of a change in the ICC's website vendor, which will result in a slightly different format for the posted codes than originally anticipated. She directed the Board to look at the Seattle Building Code posted on the ICC website for a comparable format. Paul Waters clarified that viewers of the online integrated ICC/DC Codes would still have the capability of printing or copying up to 5 pages at a time.

(f) CCCB Website

Marc Fetterman expressed continuing concerns about the accuracy of CCCB information posted on the DCRA website. Paul Waters indicated that the DCRA website is being actively worked on, now that a dedicated DCRA employee has been hired, but a significant amount of work is required on the CCCB portions of the site and he committed to work with Matt Orlins and others at DCRA to make sure this happens.

(g) Administrative Bulletins

Matt Orlins advised that DCRA had developed a template for Administrative Bulletins, and he has been working with DCRA's IT Department to develop a website approach for indexing and linking to the Bulletins. He anticipated that the first Bulletins would be published in May or June, and that certain lengthy documents (like the Third Party Plans Review, Third Party Inspections and Green Building Manuals) may not be published in their entirety in the *D.C. Register*. Several Board members expressed concerns about making sure the pages of manuals referred to in a Bulletin contain information in the document footer to identify the Bulletin date.

The Board members expressed interest in a more detailed presentation by DCRA on the Administrative Bulletin format and process, which is still evolving. It was therefore agreed that time would be devoted at a subsequent meeting to such a presentation.

(h) Signage Regulations 13 DCMR

Robbie Sabbakhan indicated that comments submitted in response to the Notice of Proposed Rulemaking (NPRM) 1 had been addressed and a NPRM 2 may be issued in June.

3. Approval of Emergency Rulemaking

The Board reviewed and discussed revisions to the Notice of Emergency and Proposed Rulemaking (distributed) that were made in response to OAG comments. Jill Stern indicated that she had addressed all of OAG's comments, and

reached agreement with OAG on the revised text that was circulated to the Board. She also indicated that several additions to the Notice had been made to address minor oversights in the Plumbing and Fire Codes noted by the ICC during its formatting of the integrated 2013 Codes for electronic publication
Following review and discussion of the proposed revisions, the Board accepted the changes made in response to legal review by OAG. With respect to the Plumbing Code and Fire Code changes included after the March 11 meeting, the Board agreed with the substance of the changes, and decided that the proposed changes should be included in the emergency rulemaking; however it was agreed that the changes should be introduced as formal code change proposals to be approved at the next Board meeting.

Jill Stern next advised the Board that a proposal had been received from an IP TAG member for revision to Section 3202.5 of the Building Code because of concern that the recently adopted text, which revised the 2008 provision, could be construed to prohibit projections into building restriction areas on any streets where building restriction lines had been established ; she asked for the Board's direction on whether the proposed revision should be considered as part of the emergency rulemaking.

The Board discussed the proposal to revise Section 3202.5. The consensus of the Board was that the provision deals with an unusual situation, namely, where DDOT has proposed a highway extension plan to widen a street, and the plan has been approved by the DC Council. Robbie Sabbakhan indicated that he was unaware of any such extension plans, and had not encountered the specific situation contemplated by the rule. The Board, after some discussion, concluded that the new text of Section 3202.5 only applied to those streets where highway extension plans had been adopted and recorded and not to those situations where only building restriction lines were established. Based on the limited applicability of this provision, the Board consensus was that the CCCB should not change the rule provision as adopted, but that the concerns raised by the TAG member could be considered further at a later point if warranted.

Following a motion made by Armando Lourenco, and seconded by Marc Fetterman, the Board unanimously approved the Notice of Emergency Rulemaking with revisions as discussed.

4. Code Change Proposals Introduced

Upon motion made by Marc Fetterman and seconded by Armando Lourenco, the Board members unanimously agreed to introduction of the following code change proposals.

Proposals	Section
Fire Code	
FC-CCCB-3-1-13	304.1.2
Plumbing	
PC-CCCB-3-1-13	305.4.1
PC-CCCB-7-1-13	701.2

5. Comments by Members of the Public

No members of the public attended.

6. Adjournment

Prior to adjournment, the Board members scheduled a Special Meeting on Tuesday, April 22, 2014 from 10:00 a.m. to 12:00 p.m. The meeting was adjourned at 12:30 p.m. upon motion made by Robert Hershey and duly seconded by Armando Lourenco.