

BUILDING AND FIRE CODE BOARD

Building and Fire Code Board of Appeals AMENDED MINUTES

REGULAR MEETING
November 17, 2009

The Building and Fire Code Board of Appeals convened in a regular meeting on November 17, 2009 at City Hall, Board and Commission, Room 1101.

Alan Schumann called the meeting to order at 11:45 AM

Board Members in Attendance: Michael Cannatti, Frank Haught, Steven King, Alan Schumann, Scott Stookey and James Sullivan.

Staff in Attendance: Dan McNabb, Leon Barba, Katherine Clark, Brent Lloyd, Byron Kurka, Carl Wren, John Umphress, and Michael Husted.

1. APPROVAL OF MINUTES – Board Member Scott Stookey made a motion to approve minutes from the regular meeting held on November 4, 2009 and Chair Alan Schumann seconded the motion with the following friendly amendments:

- Change voting results in item #1 to state a vote of 4-0-1 was reached versus 4-0-2
- Michael Cannatti *was* present during the regular meeting held on November 4, 2009

Friendly amendments to minutes of regular meeting held on November 4, 2009 were approved on a vote of 5-0-1. Jake Sullivan abstained.

2. CITIZEN COMMUNICATIONS – None

3. STAFF INPUT – (11:46 AM – 12:17 PM)

R105.3.2-Time limitation of application – Assistant City Attorney Brent Lloyd provided Board Members with a draft of a proposed ordinance amending city code section 25-12-243 related to expiration of permits issued under residential code. Fee noted in this ordinance will be appropriate to work that has been performed and/or conducted. This fee will serve as a disincentive to allow permits to expire. The additional fee would involve reactivation of permits. Language will be added that would memorialize this process.

4. CONDUCT A PUBLIC HEARING – (12:17 PM – 12:46 PM)

a. **Amend the adopted 2006 International Residential Code**

- Harry Savio with Home Builders Association of Great Austin spoke regarding codification of proposed adoption of amending city code section 25-12-243 related to expiration of permits issued under the residential code.

PUBLIC HEARING CLOSED – Unanimous decision made to close public hearing at 12:46 PM with a vote of 6-0.

ACTION: Board Member Frank Haught made a motion to recommend to council for action by the Board the 2006 International Residential Code as written. Board Member Scott Stookey seconded the motion to recommend to council for action by the Board the 2006 International Residential Code as written with a vote of 5-1. Michael Cannatti voted nay.

Board Member Steven King requested the following friendly amendments are made:

- 2nd sentence of R105.5.1 to read as follows: Except as provided in Section R105.5.2 (reactivation), a permit expires on the 181st “day” after the extension “was” granted if the project has received no inspection as required under this code.

b. **2009 International Fire Code** (12:48 PM – 1:51 PM)

- Carl Wren with AFD provided a brief summary of changes made to the 2009 IFC and local amendments.
- Dennis Pitts with American Wood Council / American Forrest and Paper Association – Spoke regarding unprotected construction. Recommends that the Board does not take any actions on IFC changes regarding 316.6
- Garry Tibbens with Truss Manufacturers Association of Texas – Spoke regarding protected system versus unprotected system. Preference is not to use 316.6.1
- Art Southerland with Boise Cascade Wood Products – 316.6 language regarding material he feels as though by identifying materials it implies other products are substandard. “*acceptable assembly*” – needs more definition. Supports Home Builders Association recommendations.
- Harry Savio with Home Builders Association – would prefer changes not be made. Particularly changes involving technical criteria.

PUBLIC HEARING CLOSED - Unanimous decision made to close public hearing at 1:36 pm with a vote of 6-0.

ACTION: Board Member Scott Stookey made a motion for a recommendation for Council action by Board for approval. Chair Alan Schumann seconded the motion subject to the following friendly amendments:

- Page 22, Sec 316.6.1 – last sentence, “*These methods or materials...*” to be deleted
- Page 27 – change lettering to numbering
- Page 62 – under exceptions, second paragraph, “*independent exit...*” move to Sec 4602

2009 International Fire Code passed with a unanimous vote of 6-0

c. **2009 International Building Code** (2:03 PM – 2:55 PM)

- Byron Kurka started discussion regarding changes to the 2009 IBC.
- **Section 1007.3** – Revisions put back regarding areas of refuge with a change only to exception #3, which was agreed upon at the at the request of Board Member Scott Stookey.
- **Section 1511.1** – Construction requirements added regarding occupied rooftops.
- Changes throughout the 2009 IBC will be made to reference **NEC** versus **ICC**. ICC does not issue compliance.
- **1106.5** – Van Spaces – amended to go in conjunction with TAS because it meets minimal state requirements. (p. Byron Kurka)

PUBLIC HEARING CLOSED – Unanimous decision made to close public hearing at 2:50 PM with a vote of 6-0.

ACTION: Board Member Scott Stookey made a motion for a recommendation for Council action by Board for approval. Chair Alan Schumann seconded the motion subject to the following friendly amendments:

- Page 11, 310-1 Residential group, R-2 add *live works units*
- **Change the reference to the ICC electrical code to the NEC throughout the document.**
- 1511.1 – move the exception underneath item #3 to item #2. The language will also be changed to reflect “*If an occupied roof that complies with this section and has protected openings...*”

2009 International Building Code passed with a unanimous vote of 6-0

5. **NEW BUSINESS** - Appeal hearing regarding 1915 David Street will be held on Wednesday, November 18, 2009.
6. **ADJOURN** – James Sullivan made a motion to adjourn and Alan Schumann seconded the motion with a vote of 6-0. Meeting adjourned at 2:59 PM