

FINAL
State of Oregon

RESIDENTIAL STRUCTURES BOARD

Regular Meeting Minutes

October 5, 2005

MEMBERS PRESENT: Ray Miller, P.E., Chairman
David DeHarpport, P.E., Vice-Chairman
Darryl Bishop
Scott Caufield
Phil Damiano *arrived at 9:40 a.m.*
Mike Goodrich
Kathryn Gray
Tracy Hankins
Kathleen Poole

MEMBERS ABSENT: None

STAFF PRESENT: Andrea Simmons, Manager of Policy and Technical Services
Ravi Mahajan, P.E., Board Secretary, and Code Facilities Engineer
Roseanne Nelson, Assistant Manager of Enforcement
and Licensing
Richard Rogers, Structural Program Chief
Mike Ewert, Mechanical/One- and Two-Family Dwelling
Code Specialist
Debi Barnes-Woods, Division Boards Coordinator/Recorder

GUESTS PRESENT: Chuck Day, Adair Homes
Alan Seymour, Oregon Department of Energy (ODOE)
Patrick Bridges, Oregon Building Industry Association (OBIA)
Jack Beuschel, Studor Inc.
Lori Graham, City of Portland
Terry Whitehill, City of Portland
James Bela, Oregon Earthquake Awareness

I. BOARD BUSINESS

I.A. Call to Order

Chairman Ray Miller, P.E., called the Residential Structures Board to order at 9:30 a.m. The meeting was held at the Building Codes Division, Conference Room "A," 1535 Edgewater NW, Salem, Oregon.

I.B. Roll Call

All members were present.

I.C. Approval of Agenda and Order of Business

Chairman Ray Miller **RULED** the agenda approved.

I.D. Approval of the June 8, 2005 board meeting draft minutes.
Chairman Ray Miller **RULED** the June 8, 2005 board-meeting minutes approved.

I.E. Date of the Next Regularly Scheduled Meeting.
January 18, 2006.

I.F. Review the 2006 board meeting calendar dates.
The board reviewed the 2006 board calendar dates and requested that the January 11, 2006 board meeting date be changed to January 18, 2006. All members agreed.

II. PUBLIC COMMENT

Jack Beuschel, Studor, Inc., spoke on behalf of Studor, Inc. An air admittance valve is a device, which is used as a vent terminal in a plumbing system. A packet of related material was distributed, *Exhibit "A."* Mr. Beuschel reviewed the past with the Residential Structures Board and the Oregon State Plumbing Board related to the air-admittance valve issue.

Mr. Beuschel asked the board for a statewide alternate method ruling. He said that there is a NSF Standard, which approves the product. He asked the board to approve the product now, and then Mr. Beuschel would file for a code change.

James Bela, Oregon Earthquake Awareness, distributed *Cascadia Subduction Zone Earthquakes, Exhibit "B."* The information contained a summary of the geologic evidence found in the Pacific Northwest.

Mr. Bela discussed a bill related to wireless communication. This would allow all disaster responders to be able to communicate with each other more efficiently when an emergency occurs.

(Agenda Item III.A. and B. heard after III.C and D.)

III. REPORTS

C. Enforcement cases.

1. Final Order, John Allen Rigsby, homeowner, was found in violation of several sections of the electrical specialty code, and the plumbing specialty code along with permit violations with penalties of \$2,000, based on hearing held. The division asked for approval of the final order with penalties assessed.

MOTION by Scott Caufield to approve the final order for John Allen Rigsby.

MOTION CARRIED UNANIMOUSLY.

D. Summary of enforcement actions previously taken by the division for cases 1 through 8 outlined on the enforcement board report. (No board action required.)

There was no discussion for this item.

A. Building Codes Division Administrator's report. (Both items A and B were discussed below.)

B. Program update.

Manager of Policy and Technical Services, Andrea Simmons, spoke on the different processes for code change. The uniform process provided was discussed and developed. "The Life of a Code in Oregon," *Exhibit "C,"* and Code Interpretations and "Alternate Method Rulings," *Exhibit "D,"* were distributed. Manager Simmons said that the state has three different processes for interpreting code; 1. Statewide code interpretations, 2. Alternate method rulings, and 3. Site-specific code interpretations. Manager Simmons spoke briefly on each issue. Draft policy and procedures for the new rules are currently being reviewed internally and by board participants of the chairmen vice-chairmen meetings.

BCD's budget. Exhibit "E." Manager Simmons spoke on the revenue collected from surcharges, permits and licensing fees. Effective January 1, 2006 state surcharges will be 8% in all areas of the state.

Construction industry bill tracking. Exhibit "F," was distributed.

HB 2078. This bill created a construction claims task force of nine members. Five of those members will be appointed by the Department of Consumer & Business Services, three members will be appointed by the Construction Contractors Board, one member will be appointed by the Department of Energy. The members will assist in issues such as residential construction concerning construction defects, and insurance rates. The task force is required to provide a report to the 2007 legislation. Any questions related to the task force, should be forwarded to Ravi Mahajan, P.E., at 503.373.1354, ravindra.k.mahajan@state.or.us.

HB 2179. The intent of this bill is to provide a method for fast approval of emerging technologies related to construction.

HB 2180. This bill allows the division to prioritize elevator inspections.

HB 2181. This bill removes licensing administrative processes out of statute and places them in rule in order to implement consistent processes across all programs.

HB 3273 requires individuals whose licenses have been revoked to wait up to five years to reapply.

HB 2303. This bill fixes a gap in the fee adoption appeal process.

HB 3016. The bill would clarify local fee appeals process.

HB 3097. The bill allows the division to expand the pilot project for e-permitting statewide.

SB 421. The bill creates regions throughout the state to assist in the administration of the state building code, including three new positions for BCD.

HB 3238. This bill adds another step in the code change and rule change process for all state agencies.

IV. COMMUNICATIONS

Update on the suggested corrections brought to the board from OBOA Code Development Committee concerning Appendix N and an additional errata to the Oregon Residential Specialty Code.

Ravi Mahajan, P.E., Code Facilities Engineer, stated that two code application issues discussed at the June 8, 2005 meeting will be handled through statewide code interpretations and will be brought back to the board at a later date. The third issue was a code correction, which the board will also see at a later date.

V. APPEALS – None

VI. UNFINISHED BUSINESS - None

VII. NEW BUSINESS - None

XI. ADJOURNMENT

Chairman Ray Miller adjourned the meeting at 10:50 a.m.

Respectfully submitted by, Debi Barnes-Woods
Division Boards Coordinator/Recorder

Exhibits:

- A. Packet of related material about Air-admittance valves, **Agenda Item II.**
- B. *Cascadia Subduction Zone Earthquakes*, **Agenda Item II.**
- C. “The Life of a Code in Oregon,” **Agenda Item III.A and B.**
- D. Code Interpretations and Alternate Method Rulings, **Agenda Item III.A and B.**
- E. BCD budget, **Agenda Item Agenda Item III.A and B.**
- F. Construction industry bill tracking, **Agenda Item III.A and B.**

TO OBTAIN COPIES OF EXHIBITS, A PUBLIC RECORD REQUEST MUST BE COMPLETED BY CLICKING ON THE LINK PROVIDED.

<http://www.cbs.state.or.us/external/bcd/pdf/2568.pdf>