



**GOVERNMENT OF THE DISTRICT OF COLUMBIA
CONSTRUCTION CODES COORDINATING BOARD**

**MINUTES OF SPECIAL MEETING
Wednesday, June 18, 2014
1100 4th Street, S.W. – Conference Room E390
10:00 am – 12:00 pm**

Members Present	Board Members Not Present	Board Staff Present	Other Persons Present
Paul Waters (Chair)	Curtis Clay	LaShawn Dickey (DCRA)	David Epley
Alex Berley (Vice Chair)	Ethan Landis		Simon Soclas
Jatinder Khokhar	Rabbiah Sabbakhan		
Marc Fetterman			
Robert Hershey			
Herbert Taylor			
Bill Updike			
Armando Lourenco			

1. Preliminary Matters

Call to Order

The meeting was called to order by Paul Waters, Chair, at 10:13 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 upon motion made by Bill Updike and duly seconded by Armando Lourenco.

Review & Approval of Meeting Minutes

The meeting minutes for the Tuesday, May 13, 2014 Special Meeting were unanimously approved by the Board, upon motion made by Jatinder Khokhar and duly seconded by Armando Lourenco.

2. Notice of Emergency and Proposed Rulemaking (12 DCMR) – Consideration of Comments Filed

The Board was advised that only one set of comments was formally filed in response to the rulemaking notice, by the Office of the Tenant Advocate (OTA). An email from a DC resident, Wanda Reif, was sent to the DC Council objecting to the emergency changes to Chapter 32, specifically the inclusion of the building restriction area in the street definition for purposes of projections; although not officially filed as a comment in the rulemaking proceeding, the email was also circulated to the Board for its consideration.

The Board discussed both comments, and the Board's consensus was that no revision of the proposed rule changes was necessary at this time. With respect to OTA's comments regarding PMC Section 704.5.4, Paul Waters pointed out that this provision had been discussed and negotiated prior to publication with OTA as well as AOBA and FEMS, and the wording of the provision had been deemed acceptable to all stakeholders. During those discussions, OTA had requested that the language incorporated into Section 704.5.4 be brought forward into the PMC. Following discussions among the stakeholders, the provision was revised to accommodate AOBA's concerns about a written notification so that property owners have a record of a tenant request for a missing or inoperable smoke alarm, and an opportunity to remedy the situation. In general, AOBA indicated that its members prefer to install and repair smoke alarms to ensure that they are located in the appropriate locations, consistent with other smoke alarms in the building and otherwise consistent with fire life safety requirements. In addition, FEMS had pointed out during these discussions that tenants can receive free smoke alarms from FEMS



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upon request. Paul Waters also pointed out that, if the language as worded creates any problems, the provision can be revised at a later point. A motion to maintain language in the proposed rule change was unanimously approved by the Board. The motion was made by Armando Lourenco and duly seconded by Bill Updike.

With respect to Ms. Reif's comments, the Board members agreed that there had been numerous opportunities for public input into the proposed rule revision, at the three Board meetings where the proposed revision was discussed, as well as the rulemaking proceeding. In addition, the Board members agreed that the proposed rule revision does not alter long-standing DCRA interpretation of street width for purposes of Chapter 32, and merely clarifies the street definition to eliminate a lack of clarity. The Board took no action on Ms. Reif's e-mail and Paul Waters noted that Robbie Sabbakhan would reply to Ms. Reif.

3, Status Updates and Administrative Matters

- (i) 14 DCMR Rulemaking. The Board was advised that comments had been filed by a group of tenant advocates, and additional comments were expected from AOBA and OTA.
- (ii) Errata Notice (June 6 DC Register). A copy of the errata was provided to Board members. Paul Waters noted that this is the second errata to 2013 12 DCMR. Marc Fetterman asked whether this errata would be incorporated into the integrated 2013 12 DCMR codes published by ICC. Paul Waters did not know and he pledged to furnish an answer.
- (iii) ICC Online Codes. The Board was advised that all 7 integrated codes were now available online via the DCRA website or directly through the ICC website, and that in addition all 12 of the 2013 DC Supplements were available on the DCRA website. In response to a question previously raised about the high cost of the integrated Green Code, Bill Updike said he was not aware of an answer and he offered to follow-up with ICC.
- (iv) Harmonization Act. Currently under review by OAG. DCRA hopes the document will be submitted to Council prior to its July recess.
- (v) ODAI publication of 2013 12 DCMR. No dates for the publication of an electronic version or a paper edition are available and Paul Waters agreed to follow-up on both matters. Marc Fetterman reiterated a Board hope that the integrated 2013 12 DCMR codes would contain the same text as the ODAI paper edition of 2013 12 DCMR.
- (vi) CCCB website. Paul Waters reported that the website had been updated a week ago and proposed changes should be sent to Jill Stern.
- (vii) Signage Task Force. It was reported that DCRA remains optimistic that a Second Notice of Proposed Rulemaking will be published in the DC Register in June 2014.
- (viii) Administrative Bulletins. Regarding the notice of publication of future Administrative Bulletins for subjects such as Third Party Plans Review and Third Party Inspections, Paul Waters did not have an update and he pledged to check on the matter and report back to the Board.
- (ix) Future Meeting Schedule. Subsequent Board meetings were scheduled for August 20 and September 17, 2014.



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4. Comments by Members of the Public

No members of the public attended.

5. Adjournment

The meeting was adjourned at 11:06 a.m. upon motion made by Robert Hershey and duly seconded by Bill Updike.