

NOTICE OF PUBLIC HEARINGS

The North Carolina Building Code Council is adopting the International Codes with North Carolina Amendments to be effective January 1, 2002. Over the past two years, Ad Hoc Committees have worked to prepare proposed North Carolina Amendments to the International Codes. The purpose of the public hearings is to hear public comments about the proposed North Carolina Building Codes.

Copies of the International Codes and proposed North Carolina Amendments will be placed in five inspection departments across the state and will be available to the public for review, or may be purchased from the North Carolina Department of Insurance. Public comments will be received in writing in the form of proposed code changes. Proposed code changes must be received in the office of the North Carolina Department of Insurance no later than 7 days prior to the scheduled public hearing.

During the public hearings, the standing committees of the Building Code Council will hear public comments concerning all proposed changes. Attached is a listing of the times, dates, and locations of the hearings and a proposed code change form to be used to submit comments. Any questions about the public hearings or other matters of the Council may be directed to the Building Code Council staff at 919/733-3901.

****Please note times, dates and locations may be different from those announced at the Building Code Council meeting.

**PUBLIC HEARING SCHEDULE
NORTH CAROLINA STATE BUILDING CODES**

Residential Code

February 22, 2001
Sheraton, Atlantic Beach
9:00 AM

March 6, 2001
Hawthorne Inn, Winston Salem
9:00 AM

**Building Code
(General Construction)**

March 13, 2001
North Raleigh Hilton, Raleigh
9:00 AM

Fire Code

March 13, 2001
North Raleigh Hilton, Raleigh
1:00 PM

Mechanical Code

March 14, 2001
North Raleigh Hilton, Raleigh
9:00 AM

Fuel Gas Code

March 14, 2001
North Raleigh Hilton, Raleigh
1:00 PM

Plumbing Code

March 15, 2001
North Raleigh Hilton, Raleigh
9:00 AM

Energy Code

March 15, 2001
North Raleigh Hilton, Raleigh
1:00 PM



NORTH CAROLINA BUILDING CODE COUNCIL

410 North Boylan Avenue
Raleigh, North Carolina 27603
(919) 733-3901

Committee Assigned _____ Item No. _____

PROPONENT _____ PHONE () _____

ADDRESS _____ FAX () _____

CITY _____ STATE _____ ZIP _____

North Carolina State Building Code, Volume _____ - _____

CHECK ONE: Revise section to read as follows: Delete section and substitute the following.
 Add new section to read as follows: Delete section without substitution.

~~LINE THROUGH MATERIAL TO BE DELETED~~

UNDERLINE MATERIAL TO BE ADDED

Type or print, Continue proposal or reason on plain paper attached to this form. See reverse side for instructions.

Will this proposal add to the cost of construction? Yes No

Explain total economic impact for added cost or savings in REASON. **Provide a fiscal analysis of any increase in cost.**

REASON:

INSTRUCTIONS

Each proposed Code change request shall comply with the following rules:

Rule 1: Nineteen (21) copies of the proposed amendment with supporting documentation shall be filed with the Council's Secretary.

Rule 2: Such filing shall be received by 5:00 p.m. **by January 1**, for the March Standing Committee Meetings and June Council Meeting, and **June 1** for the September Standing Committee Meetings and December Council Meeting.

Rule 3: Each request shall be legibly printed, typewritten, or copied on this form and shall contain the following:

- (1) The proposed amendment must be set forth in full and contain explicit reference to the affected section or sections of the Code.
- (2) The request shall state the reasons for the proposed amendment with supporting documentation. Provide a fiscal analysis.
- (3) The proposed amendment shall comply with the standards set forth in G. S. 143-138(c) as reprinted in "*North Carolina State Building Code, Volume IA - Administration and Enforcement Requirements*" and reference to the particular standards shall be set forth in the request for the amendment.

Rule 4: When a request is improperly filed or not in accordance with all the rules listed above, the Secretary shall reject the submittal and notify the applicant of the proper procedure to follow.

Rule 5: Upon the proper filing of a request, the Secretary shall forward one copy of said request to each council member as part of the agenda not less than fifteen (15) days prior to the scheduled meeting. The Secretary shall notify in writing the parties requesting the proposed amendment the place and time not less than fifteen (15) days prior the scheduled meeting. The Secretary shall cause to be published the notice of public hearing as specified in G. S. 143-138(a).

Rule 6: The Council shall hold a public hearing on the requested Code change and shall either:

- (1) APPROVE,
- (2) APPROVE AS REVISED,
- (3) DISAPPROVE, or
- (4) FURTHER STUDY each of the requested changes.

Amendments adopted from December 98 thru June 2001 will become effective on January 1, 2002. The Council may specify any effective date for amendments as deemed necessary. The provisions of any amendment shall be accepted by the local code enforcement official as

an alternate method of construction or alternate materials prior to the effective date when requested in writing by the owner of his agent. All amendments to the Code shall be published and available for distribution by December 1, 2001. Call the Code Council Section at (919) 733-3901 for an order form.

MINUTES OF THE NORTH CAROLINA BUILDING CODE COUNCIL
DECEMBER 12, 2000
ATLANTIC BEACH, NORTH CAROLINA

All Council members were present.

THESE ARE SUMMARY MINUTES AND THE OFFICIAL MINUTES OF THIS MEETING ARE RECORDED ON TAPE. ANYONE DESIRING VERBATIM OR EXCERPTS FROM THESE TAPES SHOULD CONTACT THE ENGINEERING DIVISION, NC DEPARTMENT OF INSURANCE FOR INFORMATION ON REPRODUCTION COSTS.

Chairman Barry Gardner called the meeting to order. He announced the next meeting will be held in Raleigh on June 11th, 12th and 13th at the North Raleigh Hilton. The public hearings for the Building, Plumbing, Mechanical, Gas, Energy and Fire Codes will be held March 13th, 14th and 15th at the North Raleigh Hilton. The public hearings for the Residential Code will be held February 22nd at the Sheraton, Atlantic Beach, and also March 6th at the Hawthorne Inn, Winston-Salem.

The following items were considered:

ITEM 1 - INTRODUCTION OF NEW COUNCIL MEMBERS: MR. GARY YORK, COUNTY COMMISSIONER POSITION AND MR. BRAD LAIL, PUBLIC REPRESENTATIVE POSITION.

Chairman Gardner introduced new members Mr. Gary York and Mr. Brad Lail. Both Council members were appointed to the Fire Prevention and General Construction Committees. Mr. Gardner appointed Marshall Knight to the Mechanical Committee.

ITEM 2 - APPROVAL OF MINUTES OF THE JUNE 13, 2000, BUILDING CODE COUNCIL MEETING.

Bob Pierce noted in Item 1, the last sentence of the 2nd paragraph should read: Jack Neel will serve a two-year term as Vice Chairman. In the heading of Item 3, the "n" is missing in the word Education. Dan Tingen made a motion to approve the minutes as corrected. Marshall Knight seconded the motion. The motion was approved.

ITEM 3 - APPEAL BY PATTY MARION OF THE MOUNT AIRY FIRE MARSHAL'S REQUIREMENT TO INSTALL KNOX BOX AT MARION'S JEWELRY AND GIFTS.

Tim Marion and Tony Marion, sons of Patty Marion, addressed the Council. They both spoke against the Fire Marshal's requirement for the installation of a Knox

Box for their business and Mr. Richard Dipert's interpretation that the Fire Marshal has the authority to require the installation of the Knox Box.

Ms. Patty Marion addressed the Council. Ms. Marion stated she is very concerned about how easy it would be for someone to vandalize the Knox Box and gain access to her business.

Richard Dipert, Fire Protection Engineer, Engineering Division, NC Department of Insurance addressed the Council. Mr. Dipert stated the International Fire Code would require the installation of key boxes on new construction. North Carolina first adopted the requirement for key boxes for new construction in the 1996 code.

Richard Strickland stated it is clear that the fire official has the authority by statute to make the decision of whether a Knox Box is required. Aubrey Smith stated that the fire official has the authority within certain parameters. The Knox Box may be required when the Fire Department does not have adequate access to the premises.

The Chairman polled the Council. The Council voted to overturn Mr. Dipert's interpretation, stating the Fire Department had adequate access to the store; therefore Ms. Marion is not required to provide the Knox Box.

John Hitch stated he wants the Council to review the Knox Box issue closely in the International Fire Code. Reid Jarvis with the Fire Service stated he would have the Fire Service Code Revision Committee propose a code revision that will be more specific about where a key box is required.

FIRE PREVENTION COMMITTEE

ITEM 4 - REQUEST BY THE TOWN OF WEAVERVILLE FOR APPROVAL OF A LOCAL ORDINANCE ALLOWING THE FIRE MARSHAL TO REQUIRE INSTALLATION OF KNOX BOX.

Richard Strickland stated the Fire Prevention Committee reviewed and recommended approval of the ordinance. Mr. Strickland made a motion that the Council approve the ordinance. The motion is seconded by Bob Pierce. The motion was approved.

ADMINISTRATION COMMITTEE MEETING

ITEM 5 - THE ADMINISTRATION COMMITTEE MET AND BEGAN REVISING VOLUME I-A. THE COMMITTEE IS WORKING TO MAKE VOLUME I-A COMPATIBLE WITH THE GENERAL STATUTES, THE INTERNATIONAL CODES AND THE PROPOSED NC AMENDMENTS.

Chairman Gardner reported that the Administrative Committee has completed its work, and staff is working on the editorial changes to the current Volume I-A.

ELECTRICAL COMMITTEE

ITEM 6 - THE ELECTRICAL COMMITTEE MET TO BEGIN WORK
REVIEWING THE IBC AND THE CURRENT ELECTRICAL CODE TO
ENSURE THAT BOTH CODES ARE COMPATIBLE CONCERNING
THE REQUIREMENTS FOR THE INTERCONNECTION OF SMOKE
DETECTORS.

Greg Mulholland stated the Electrical Committee met to discuss the requirements of smoke detectors in residences. The Electrical Committee wanted input from the Fire Prevention and Residential committees about changes to the Building Code and the Residential Code. The Electrical Committee will meet with the both committees and incorporate any changes needed to the Building code and the Residential code.

ITEM 7 - APPEAL BY THOMAS DRYGAS OF STAFF INTERPRETATION
THAT IT IS NOT PERMISSIBLE TO HAVE AN H2 OCCUPANCY IN
AN UNLIMITED AREA BUILDING WITH A FIRE SEPARATION.

This item was withdrawn.

ITEM 8 - REPORT BY THE ACCESSIBILITY COMMITTEE ON STATUS OF
CHAPTER 11 OF THE INTERNATIONAL BUILDING CODE.

Aubrey Smith stated that the Building Code Council directed an Ad Hoc Committee to work on Chapter 11 of the International Building Code to incorporate North Carolina accessibility requirements and revisions necessary to comply with the Fair Housing Act and ADA. The staff then determined that the International Building Code was being revised by the International Code Council to include Fair Housing and ADAAG revisions. The Committee recommended that the Building Code Council wait until the International Code Council and others complete revisions of the IBC. Aubrey Smith made a motion that in the interim, the Building Code Council affirm that it will continue to work toward adoption of Chapter 11 of the International Building Code, but retain the North Carolina Volume I-C until the IBC completes its work. Tom Avery seconded the motion. The motion was approved.

ITEM 9 - REQUEST BY THE INTERNATIONAL PLUMBING AD HOC
COMMITTEE TO REMOVE PLUMBING, MECHANICAL, AND
FUEL GAS SECTIONS FROM THE RESIDENTIAL CODE,
VOLUME VII.

Al Bass made a motion to remove the plumbing, mechanical and fuel gas sections from the Residential Code. Greg Mulholland made a substitute motion to delete the plumbing, mechanical, fuel gas and energy sections from the Residential Code. Bob Pierce seconded the motion. John Hitch stated the energy portion needs to remain in the Residential Code. Dan Tingen offered a substitute motion to

withdraw the plumbing, mechanical, and gas codes from the Residential Code. Marshall Knight seconded the motion. Mr. Tingen's motion was approved.

ITEM 10 - REQUEST BY NORTH CAROLINA ASSOCIATION OF PLUMBING-HEATING-COOLING CONTRACTORS, INC. TO ADDRESS THE COUNCIL CONCERNING THE ADOPTION OF THE INTERNATIONAL CODES EFFECTIVE JANUARY 2002.

Rick Whitaker, President of the North Carolina Association of Plumbing-Heating-Cooling Contractors, stated he wanted to make a formal request that the Building Code Council Mechanical Committee work with his Association to clarify interpretations and issues with the current code, and how these issues will be addressed in the International Codes. Al Bass directed staff to schedule a meeting after the first of the year.

ITEM 11 - RESOLUTION BY THE BUILDING CODE COUNCIL HONORING STEPHEN PEAY.

Jack Neel made a motion to approve the resolution. Greg Mulholland seconded the motion. The motion was approved.

ITEM 12 - REQUEST BY THE ATTORNEY GENERAL'S OFFICE FOR THE BUILDING CODE COUNCIL TO INCUR THE TRAVEL EXPENSES OF DIANE MILLER.

This item was withdrawn, and will be handled by staff.

ITEM 13 - AD HOC COMMITTEE REPORTS.

International Building Code Ad Hoc Committee (Chapters 1-15) - Chairman Aubrey Smith stated the Committee has completed its work and has presented its changes to the Building Code Council's General Construction Committee.

International Building Code Ad Hoc Committee (Chapters 16 - Appendices) - Chairman Tom Avery stated the Committee has finished its work. The committee is waiting for the staff to complete the editorial changes. A joint meeting of the IBC Ad Hoc Committee and the Building Code Council's Structural Committee is scheduled for January 24th at NCDOL.

International Fire Code Ad Hoc Committee - Chairman Richard Strickland stated that the Ad Hoc Committee has finished the review of the International Fire Code and has scheduled a meeting of the Ad Hoc Committee for January 8th at 9:00 am, and a joint meeting with the Building Code Council Fire Prevention Committee for 1:00 pm. Both meetings will be held at NCDOL.

International Plumbing Code Ad Hoc Committee - Chairman Al Bass has scheduled the Committee's last meeting for January 23rd at NCDOL.

International Residential Code Ad Hoc Committee – Chairman Dan Tingen stated the committee has completed its work and scheduled one meeting for January 4th to review the staff’s work. A joint meeting with the Building Code Council Residential Committee is scheduled for January 11th.

International Energy Committee – Chairman Greg Mulholland stated the committee has finished its work and has presented its proposed amendments to the Building Code Council Energy Committee.

ITEM 14 – OTHER ITEMS.

A. Hearing Schedule

The public hearings for the Building, Plumbing, Mechanical, Energy and Fire Codes are scheduled as follow:

March 13th

Building Code	9:00 am	North Raleigh Hilton
Fire Code	1:00 pm	North Raleigh Hilton

March 14th

Mechanical Code	9:00 am	North Raleigh Hilton
Fuel Gas Code	1:00 pm	North Raleigh Hilton

March 15th

Plumbing Code	9:00 am	North Raleigh Hilton
Energy Code	1:00 pm	North Raleigh Hilton

The public hearings for the Residential Code will be as follows:

February 22 nd	9:00 am	Sheraton – Atlantic Beach
March 6 th	9:00 am	Hawthorne Inn – Winston-Salem

B. Mecklenburg County Carbon Monoxide Ordinance.

Grover Sawyer addressed the Council concerning Mecklenburg County’s ordinance to require carbon monoxide detectors in residential construction. Sawyer stated the Attorney General’s office has been requested to write an opinion as to whether this ordinance violates General Statue 143-138(e) and what authority the Building Code Council has to regulate carbon monoxide detectors in new construction.

Bob Pierce stated he thinks it is a code issue and should apply statewide, if it is needed. Mr. Tingen made a motion that carbon monoxide detector installation in new construction is a Building Code Council issue. Marshall Knight seconded the motion. The motion was approved. Mr. Sawyer stated he will notify the Attorney General’s Office of the Council’s motion and decision.

C. Request by Mecklenburg County for Pilot Study of Maryland Rehab Code.

Jim Bartl with the Mecklenburg County Inspection Department addressed the Building Code Council and stated he wants the Council to conduct a two-year pilot study of the Maryland Rehab Code. Bartl stated the difference between the Maryland and the North Carolina codes is that the Maryland Code is a more prescriptive code, where our code is more of a performance code.

Aubrey Smith made a motion that the Council should appoint an ad hoc committee to look at the Maryland Code and report back to the Council at the June meeting. Al Bass seconded the motion. The motion failed. Chairman Gardner stated he will have a committee review the Maryland Rehab Code and the International Existing Building Code when a draft of the International Existing Building Code is available.

There being no further items for discussion, the meeting adjourned.

Respectfully submitted,

Wanda D. Edwards, PE
Secretary