



**VIRTUAL/TELECONFERENCE
COMMERCIAL BUILDING CODE COUNCIL
4822 Madison Yards Way, Virtual, Madison
Contact: Christine Poleski (608) 266-2112
April 12, 2021**

The following agenda describes the issues that the Council plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a record of the actions of the Council.

AGENDA

10:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. Adoption of Agenda (1)**
- B. Approval of Minutes from March 8, 2021 (2)**
- C. Reminders: Conflicts of Interest, Scheduling Concerns**
- D. Administrative Matters – Discussion and Consideration**
 - 1) Department, Staff and Committee Updates
- E. Administrative Rules Matters – Discussion and Consideration**
 - 1) SPS Suggested Code Changes **(3-9)**
 - a. SPS 366 – Existing Buildings
- F. Public Comments**

ADJOURNMENT

NEXT MEETING: MAY 10, 2021

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED WITHOUT NOTICE.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held at 4822 Madison Yards Way, Madison, Wisconsin, unless otherwise noted. In order to confirm a meeting or to request a complete copy of the board's agenda, please call the listed contact person. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. Requests for interpreters for the deaf or hard of hearing, or other accommodations, are considered upon request by contacting the Affirmative Action Officer, 608-266-2112, or the Meeting Staff at 608-266-5439.

**VIRTUAL/TELECONFERENCE
COMMERCIAL BUILDING CODE COUNCIL
MEETING MINUTES
MARCH 8, 2021**

PRESENT: Jennifer Emberson Acker (*arrived at 10:02 a.m.*), Michael Adamavich, Kevin Bierce, Steven Harms, Richard Paur, Irina Ragozin, Brian Rinke

EXCUSED: William Hebert, Steven Howard, Matthew Marciniak,

STAFF: Christine Poleski, Executive Director; Jon Derenne, Administrative Rules Coordinator; Randy Dahmen, Engineering Consultant; Kimberly Wood, Program Assistant-Adv.; Megan Glaeser, Bureau Assistant; and other Department Staff

CALL TO ORDER

Richard Paur, Chairperson, called the meeting to order at 10:00 a.m. A quorum was confirmed with six (6) members present.

(Jennifer Emberson Acker arrived at 10:02 a.m.)

ADOPTION OF AGENDA

MOTION: Richard Paur moved, seconded by Irina Ragozin, to adopt the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES FROM FEBRUARY 8, 2021

MOTION: Steven Harms moved, seconded by Michael Adamavich, to approve the Minutes of February 8, 2021 as published. Motion carried unanimously.

ADJOURNMENT

MOTION: Brian Rinke moved, seconded by Steven Harms, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 11:10 a.m.

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Justin Gavin, Section Chief Commercial Buildings		2) Date when request submitted: 4/2/2021 <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting</small>	
3) Name of Board, Committee, Council, Sections: Commercial Building Code Council			
4) Meeting Date: 3/8/2021	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? SPS Suggested Code Changes	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required: N/A	
10) Describe the issue and action that should be addressed: Please see the attached Spreadsheet			
11) Authorization			
Signature of person making this request Justin Gavin		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda)			
Date			
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

Number	SPS/ ICC	ICC Section	SPS Section	Problem	Recommendation	Positive Impact	Cost Impact	Parties Affected	Submitter	Resolution	Comments
	SPS		366.0001		No Change						Added definitions, minor edits
	SPS		366.0100		No Change						
	SPS		366.0101		No Change						
	ICC	Chapter 2			Accept Changes						
	SPS		366.0202		No Change						
75	SPS		366.0202(2)4.	Under this section of code language, there is requested that there be a Note provided identifying that there is a form available for inclusion with building plan submittals that identifies the building as being a "historic bldg"	Insert language, "Note: The Department of Safety & Professional Services has made available a form referenced as SBD-7728 on their web site at https://dps.wi.gov/pages/Home.aspx to provide the status on a historic commercial building."	Code consistency/ clarity	None	Contractors, inspectors, designers, owners	R. Dahmen		
	ICC	Chapter 3			Accept Changes						Relocation of 301, Add Storm Shelters, Consolidate
	ICC	Chapter 4			Accept Changes						Reassigned, added structural requirements
	SPS		366.0400		No Change						
	ICC	Chapter 5			No Change						
	ICC	Chapter 6			Accept Changes						Clarifies Level 2 Alteration description of work
	SPS		366.0600		No Change						
	SPS		366.0603		No Change						
	SPS		366.0605		No Change						
	SPS		366.0606		No Change						
118	IEBC		SPS 366.0606	The amendment references the wrong code section. There is no IEBC 606.2.5.	Modify as indicated. "The requirements in IEBC Section 606.2 to 606.2.4 are not included as part of the Chs. SPS 361 to 366."	Code consistency/ clarity	None	Contractors, inspectors, designers, owners	R. Dahmen		
	SPS		366.0609		No Change						

	ICC	Chapter 7			Accept Changes							Window controls, security doors, aligns with IBC
	SPS		366.070 1		No Change							
114	IEBC	701	SPS 366.070 1	“Conformance. An existing building or portion thereof may not be altered such that the building becomes less safe than <u>was required</u> in its existing condition”. Is the underlined reference to the commercial bldg code at the time of construction, or is language referring to the requirements found on the original conditionally approved building plans? Should the language have said, "... substitute the following wording for the requirement but not the exception(s) in ...	Modify language as appropriate to address one or both	Code consistency/ clarity	None	Contractors, inspectors, designers, owners	R. Dahmen			
	SPS		366.070 2		No Change							

87	SPS		366.07	SPS 366.0702 Building elements and materials. (1) Materials and methods. Substitute the following wording for the requirements in IEBC section 702.4: All new work shall comply with materials and methods requirements in the IBC, IECC, IFGC, IMC, and IPC, as applicable, that specify material standards, detail of installation and connection, joints, penetrations, and continuity of any element, component, or system in the building. SPS 366.0702(2) (2) International fuel gas code. The requirements in IEBC section 702.4.1 are not included as part of chs. SPS 361 to 366.	For (1) It would appear that the section 702.4 cited by this section should really have been section 702.6 For (2) it would appear that section 702.4.1 cited by this section should have been 702.6.1	Code consistency/ clarity	None	Contractors, inspectors, designers, owners	Noe				
	SPS		366.0704		No Change								
	ICC	Chapter 8			Accept Changes								Scope clarification, Group I specific changes
	SPS		366.0804		No Change								
	SPS		366.0809		No Change								
	SPS		366.0810		No Change								
	ICC	Chapter 9			Accept Changes								Clarifies availability of water to site, windowless stories
	SPS		366.0902		No Change								
23	SPS		366.0902(2)	SPS 366.0902(2) references 2015 IEBC 902.2.1 which does not exist	Remove WI amendment	Code consistency/ clarity	None	Contractors, inspectors, designers, owners	J. Miller & R. Dahmen				
	SPS		366.0903		No Change								

115	IEBC	903	SPS 366.090 3	Status of exemptions are not clear. Should the language have said, "... substitute the following wording for the requirement but not the exception(s) in ...	Modify language as appropriate to provide clarity	Code consistency/ clarity	None	Contractors, inspectors, designers, owners	R. Dahmen
135	IEBC		366.09	Correct reference which should have been SPS 366.0803. Section states, " SPS 366.0903 Building elements and materials. Substitute the following wording for the requirements in IEBC section 803.2.1 : All existing interior vertical openings in the work area connecting two or more floors shall be enclosed with approved assemblies having a fire resistance rating of not less than one hour with approved opening protectives."	Correct as follows, " SPS 366.0803 Building elements and materials. Substitute the following wording for the requirements in IEBC section 803.2.1: All existing interior vertical openings in the work area connecting two or more floors shall be enclosed with approved assemblies having a fire resistance rating of not less than one hour with approved opening protectives."	Code consistency/ clarity	None	Contractors, inspectors, designers, owners	R. Dahmen 4/10/20
	SPS		366.090 4		No Change				
	SPS		366.090 9		No Change				
	ICC	Chapter 10			Accept Changes				Siesmic requirements, toilet fixture leniency, IRC related
	SPS		366.100 1		No Change				
100	SPS	IECC C503.2	366.1	SPS 366.1001, "This is a department rule in addition to the requirements in IEBC section 1001.2.2: Buildings undergoing a change in occupancy that would result in an increase in demand for either fossil fuel or electrical energy shall comply with the IECC. ". This requirement is more restrictive than that of IECC C503.2, and thus a separate Wi amendment should have been created .	Create SPS 363.0503 amendment with same language as that already incorporated in SPS 366.1001.	Code consistency/ clarity	None	Contractors, inspectors, designers, owners	R. Dahmen
	SPS		366.101 0		No Change				
	SPS		366.101 1		No Change				

	SPS		366.101 2		No Change						
	ICC	Chapter 11			Accept Changes						Aligns with changes in IBC
	SPS		366.110 2		No Change						
	ICC	Chapter 12			Accept Changes						Minor edits
	SPS		366.120 1		No Change						
129	SPS		366.12	366.1201(2) incorrectly references IEBC section 1202.2. The intent was to complement the amendment put in place w/2009 IEBC. Note that SPS 361.31(2) provides Division leverage to obtain additional information as needed to demonstrate code compliance. Mandating a "report" as is required by IEBC 1201.2 can be quite an expensive undertaking in an existing historical building, as well as time consuming. The past code council(s) have felt that such information be required only if applicable to the specific requirements or associated actions proposed to be undertaken to the building. In other words, the information would be supplied by the design professional on an as needed basis, rather than mandated for ALL situations where the total information required via the report is overkill for the proposed actions to be taken.	Correct the language so as to reference IEBC 1201.2	Code consistency/ clarity	None	Contractors, inspectors, designers, owners	R. Dahmen	1/30/20	
	SPS		366.120 4		No Change						
	SPS		366.120 5		No Change						
	ICC	Chapter 13			Accept Changes						Minor edits, added clarification and tools
	ICC	Chapter 14			Accept Changes						Minor edits
	SPS		366.140 1		No Change						

42	SPS	366.140	The 2015 moved the chapter numbers up by one. The reference to IEBC Section 310 is incorrect, and should reference IEBC 410	Replace the reference to IEBC 310 with IEBC 410	Code consistency/ clarity	None	Contractors, inspectors, designers, owners	R. Dahmen						
	ICC	Chapter 15			Not included in 361-366									
	SPS		366.150 0		No Change									