

**PLUMBING TECHNICAL ADVISORY COMMITTEE  
TELECONFERENCE MEETING FROM TALLAHASSEE, FLORIDA**

WEB URL <https://global.gotomeeting.com/join/036514917>

**AUDIO: DIAL-IN NUMBER 1 877-309-2070**

**CONFERENCE CODE: 936-514-917**

**Wednesday, August 3, 2016**

**1:30 PM**

**PLUMBING TAC PRESENT:**

Frederick Schilling, Chairman

Gary Kozan

Mike Robbins

Gary Duren (joined after agenda approval)

Bob Boyer

Brian Langille

Mike Romano

**PLUMBING TAC NOT PRESENT:**

Jim Bickford

George Seiler

Joseph Kajak

**STAFF PRESENT:**

Mo Madani

Chip Sellers

Nick Duval

April Hammonds

Jim Hammers

Marlita Peters

**OTHERS PRESENT:**

Otto Vinas, Broward County Board of Rules and Appeals

**Welcome:**

**Time: 3:00 pm**

Ms. Peters welcomed everyone to the teleconference call of the Plumbing TAC. She provided information for the callers on how to mute systems to avoid background noise.

**Roll Call:**

Ms. Peters performed roll call for the Plumbing TAC. A quorum was determined with 6 members present. Mr. Duren joined call late providing a total of 7 members.

**Agenda Approval:**

Mr. Boyer entered a motion to approve the agenda for today's meeting as posted. Mr. Schilling seconded the motion. The motion passed unanimously with a vote of 6 to 0.

**DS 2016-049 by Gregory Allen of Patriot Plumbing Corp of USA:**

There was no representative on the call for Patriot Plumbing Corp. of USA.

Mr. Madani provided the background on the declaratory statement request.

**Question:** Is the build out on the left hand front corner of the tub considered a sidewall or an obstruction? If no, is the water closet compartment area measured from the centerline of the water closet to tub and centerline of water closet to vanity?

**Answer:** The answer is "Yes". As per Section 405.3.1 of the 5<sup>th</sup> Edition (2014) FBC, Plumbing, the build out in question is considered an obstruction/sidewall and 15-inches of clearance would be required.

**TAC Comments/Questions:**

Mr. Kozan commented on this declaratory statement on diagram and does not constitute an obstruction per the Code; he said he disagrees with staff analysis.

Mr. Duran joined the call and commented that he agreed with Mr. Kozan.

Mr. Schilling stated he disagrees and feels the declaratory statement is not needed and in this case this could be accomplished without this statement. He further provided further stated this is

**DS 2016-049 (cont.):**

a risk to modify the code and then there is a question of bump out inches and he agrees of the staff analysis.

Mr. Kozan responded to Mr. Schilling's statement and the reason there is an opposition to the staff analysis.

Mr. Madani explained the code and the reason for the staff analysis.

Mr. Kozan stated this is not an obstruction and we need to be careful as this affects the Fair Housing.

Mr. Duren added that he agrees with Mr. Kozan but in the nature of code writing the focus is the build out a side wall or bump out. He said that this is not an obstruction.

Mr. Schilling stated in this case there is a two inch bump out and we cannot quantify the length of the bump out.

Mr. Kozan continued his argument on the bump out and that it does not impact or constitute an obstruction unless it extends past toilet tank.

Mr. Schilling responded again that we can not quantify and this creates many variables.

Mr. Duren said there are two parts and he agrees with his concerns, however, but with floor mounted tank he is not convinced that this is an obstruction.

Mr. Schilling responded that we are looking at a water closet.

Mr. Kozan stated be careful what you do, this is already a tight space and you have to comply with Fair Housing you are getting tight with space.

Mr. Schilling responded he feels this is an architectural solution and we need to stay with the code as we cannot quantify.

Ms. Hammonds stated she heard a call for a motion and if the motion is not in favor then an answer will need to be proposed and must be specific.

**DS 2016-049 (cont.):**

**Public Comment:**

Otto Vinas, Broward County Board of Rules and Appeals stated that he agrees with both Mr. Kozan and Mr. Schilling and if he was the chief plumbing inspector I would approve this and would not have a problem with this little bump out.

Mr. Schilling entered a motion to support staff recommendation. Mr. Boyer seconded the motion. Mr. Kozan stated he would not be supporting.

Roll Call Vote:  
Mr. Schilling yes  
Mr. Boyer yes  
Mr. Duren no  
Mr. Kozan no  
Mr. Langille no  
Mr. Robbins yes  
Mr. Romano yes

Ms. Hammonds stated that the vote is 51% therefore the motion failed.

Mr. Richmond stated the rule on declaratory statements show 51% will be a passing vote.

Correction was made that this motion passed with 51%.

Mr. Duren stated that it seems every time there is a change in the percentage to pass a vote and it keeps changing for convenience.

Mr. Richmond stated the rules are in the Florida Administrative Code for viewing by any person.

Mr. Duren asked for the required percentage for a public comment on a code change.

Mr. Richmond replied that would be 75%.

Ms. Peters the motion stands as staff analysis was accepted with a 51% vote in favor.

**TAC Comments:**

Mr. Kozan stated on a 4 to 3 vote is a hamstring to many professionals on apartment jobs and believes this will create a problem.

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There being no further business before the TAC, Ms. Peters performed a closing roll call.

Mr. Kozan dropped from the call, however there was a quorum maintained with 6 of the 7 members remaining on the call.

The meeting was adjourned at 2:13 p.m.