



FLORIDA BUILDING COMMISSION

"STRONGER CODES THROUGH SCIENCE AND CONSENSUS"



FACILITATOR'S SUMMARY REPORT OF THE OCTOBER 18, 2013 FLORIDA BUILDING COMMISSION MEETING KISSIMMEE, FLORIDA

PROCESS DESIGN, CONSENSUS-BUILDING AND FACILITATION BY



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FLORIDA BUILDING COMMISSION
AUGUST 22 - 23, 2013 MEETING SUMMARY REPORT

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FLORIDA BUILDING COMMISSION
OCTOBER 18, 2013 FACILITATOR'S SUMMARY REPORT



FLORIDA BUILDING COMMISSION

"STRONGER CODES THROUGH SCIENCE AND CONSENSUS"

OVERVIEW OF COMMISSION'S KEY ACTIONS AND DECISIONS

FRIDAY, OCTOBER 18, 2013

WELCOME AND INTRODUCTIONS OF NEW AND REAPPOINTED COMMISSION MEMBERS

Chairman Browdy welcomed the Commission, DBPR staff and the public to Kissimmee and the October 18, 2013 plenary session of the Florida Building Commission. The Chair noted the primary focus of the October meeting, in addition to considering regular procedural issues including product and entity approvals, applications for accreditor and course approvals, petitions for declaratory statements, accessibility waivers, and recommendations from the Commission's various committees, was for the purpose of conducting an orientation session for new Commissioners, to conduct rule development on the Product Approval and Education rules, and to decide on Commission funding of research projects and administration of the Product Approval System.

The Chair noted that there were buff colored "*Public Comment Forms*" on the speakers' table to be used for providing written comments, and all written comments would be included in the Facilitator's Summary Report.

The Chair explained that if one wished to address the Commission on any of the issues before the Commission they should sign-in on the appropriate sheet(s), and as always, the Commission will provide an opportunity for public comment on each of the Commission's substantive discussion topics. The Chair explained that if one wants to comment on a specific substantive Commission agenda item, they should come to the speaker's table at the appropriate time so the Commission knows they wish to speak. The Chair noted that public input is welcome, but should be offered before there is a formal motion on the floor.

Chairman Browdy explained that some of the licensing boards located within the Department of Business and Professional Regulation, have adopted rules regarding continuing education credits for

attending Florida Building Commission meetings and/or Technical Advisory Committee meetings. Participants whose board participates may sign-in on the laptop kiosk station located in the meeting room.

FLORIDA BUILDING COMMISSION APPOINTMENTS

The Chair reported that the Governor made the following new appointments to the Commission:

Steve Bassett was appointed to represent Mechanical Engineers, and replaces Rafael Palacios. Steve is from Plantation and is a self-employed mechanical engineering consultant. His term runs from August 27, 2013 to December 8, 2017. The Chair welcomed Steve back, and thanked Rafael for his dedicated and outstanding service.

Jay Carlson was appointed to represent General Contractors, and replaces John Scherer. Jay is from Port Charlotte and is the owner of Carlson and Soforth. His term runs from August 27, 2013 to February 11, 2017. The Chair welcomed Jay, and thanked John for his dedicated and outstanding service.

Thomas Franz was appointed to represent the Residential Contractors, and fills a vacant position. Thomas is from Melbourne and is the president of Franz Constructions Services, LLC. His term runs from August 27, 2013 to January 21, 2015. The Chair welcomed Thomas.

Robert Hamberger was appointed to represent Code Officials, and replaces Dale Greiner. Robert is from Pompano Beach and is the chief building official for Broward County Schools. His term runs from August 27, 2013 to January 9, 2017. The Chair welcomed Robert, and thanked Dale for his dedicated and outstanding service.

Brian Langille was appointed to represent the Natural Gas Distribution System industry, and fills a vacant (new) position. Brian is from Clearwater and is the operations manager for the City of Clearwater. His term runs from August 27, 2013 to June 30, 2015. The Chair welcomed Brian.

Darrell Phillips was appointed to represent Public Education, and replaced Jon Hamrick. Darrell is from Tallahassee and is the construction planning and design manager for the Department of Education. His term runs from August 27, 2013 to November 21, 2017. The Chair welcomed Darrell, and thanked Jon for his dedicated and outstanding service.

Frederick Schilling was appointed to represent Plumbing Contractors, and replaces Randall Vann who resigned some time ago. Frederick is from Boca Raton and is the CEO and master plumber of Pipeline Plumbing Services of Broward County. His term runs from August 27, 2013 to January 31, 2015. The Chair welcomed Frederick, and thanked Randall for his dedicated and outstanding service.

The Chair noted that the Governor has also reappointed the following Commissioner:

Hamid Bahadori was reappointed to represent Fire Protection Technologists. Hamid is from Lake Mary and is the principal engineer at Hughes Associates Inc. The Chair noted the Commission is pleased that Hamid has been reappointed for an additional term running from August 27, 2013 to February 7, 2017.

It should be noted that an additional appointment was made to the Commission and inadvertently left off of the list of new Commission appointments announced during the October 2013 meeting. The Chair will formally announce the appointment of Commissioner David Compton at the December 2013 meeting. Following is the appointment announcement from the Governor's Office:

David Compton was appointed to represent Structural Engineers, and fills a vacant seat. David is from Lutz and is the vice president and senior structural engineer at Bracken Engineering. His term runs from August 27, 2013 to January 13, 2017. Welcome to David.

I. PLENARY SESSION SUMMARY AND OVERVIEW

At the October 18, 2013 meeting the Commission received eight new appointments and one reappointment. The Commission considered and decided on Chair's issues and recommendations, product and entity approvals, applications for accreditor and course approvals, petitions for declaratory statements, accessibility waivers, and recommendations from the Commission's various committees. In addition the Commission conducted an orientation session receiving an overview of the resources, processes and procedures applicable to service on the Florida Building Commission. Specific actions included: charging DBPR staff with assuming administration of the Product Approval System starting January 1, 2014; conducted a rule development workshop on Rule 61G20-6.002, FAC, pertaining to Building Code Education and approved associated regulatory costs, and conducting a supplemental rule development workshop; conducted a supplemental rule development workshop on Product Approval rules 61G20-3.001, 61G20-3.002 and 61G20-3.007 for the purpose of implementing changes to the Product Approval System necessary to implement 2013 statutory changes to Section 553.842, F.S., Product Evaluation and Approval, approved associated regulatory costs, adopted rule language and proceeded with rule adoption for 61G20-3.001, 61G20-3.002, and voted to conduct a supplemental rule development workshop for 61G20-3.007 for the purpose of revising the payment screen as needed to correlate with approved changes in administration of the Product Approval System; and, approved funding of proposed research projects based on funding estimates provided, and research and administrative oversight from the University of Florida. Finally, the Commission received an update regarding progress of DOJ certification of the Florida Accessibility Code; received briefings on relevant legal matters; and, adopted resolutions of commendation for retired Commissioners and DBPR staff.

(Attachment 1—Meeting Evaluation Results)

II. COMMISSION ATTENDANCE

The following Commissioners attended the Friday, October 18, 2013 meeting:

Dick Browdy (Chair), Hamid Bahadori, Steve Bassett, James Batts, Bob Boyer, Donald Brown, Oscar Calleja, David Compton, Jay Carlson, Nan Dean, Charles Frank, Thomas Franz, Jeff Gross, Brian Langille, Beth Meyer, Darrell Phillips, Brad Schiffer, Jim Schock, Frederick Schilling, Drew Smith, Jeff Stone, Brian Swope, and Tim Tolbert.

(23 of 26 seated Commissioners attended).

Absent Commissioners:

Kevin Flanagan, Herminio Gonzalez, and Robert Hamberger.

DBPR STAFF PRESENT

Chris Burgwald, Jim Hammers, April Hammonds, Ila Jones, Mo Madani, Ann Stanton, and Jim Richmond.

MEETING FACILITATION

The meeting was facilitated by Jeff Blair from the FCRC Consensus Center at Florida State University. Information at: <http://consensus.fsu.edu/>



PROJECT WEBPAGE

Information on the Florida Building Commission project, including agenda packets, meeting reports, and related documents may be found in downloadable formats at the project webpage link (URL):

<http://consensus.fsu.edu/FBC/index.html>

Commission Webpage link (URL): <http://floridabuilding.org/c/default.aspx>

III. AGENDA REVIEW AND APPROVAL

The Commission voted unanimously, 23 - 0 in favor, to approve the agenda for the October 18, 2013 meeting as posted/presented. Following are the key agenda items approved for consideration:

- To Consider Regular Procedural Issues: Agenda Approval and Approval of the August 22 - 23, 2013 Facilitator's Summary Report and Meeting Minutes.
- To Consider/Decide on Chair's Discussion Issues/Recommendations.
- To Provide an Overview of Resources, Processes and Procedures Applicable to Service on the Florida Building Commission (Commissioner Orientation).
- To Receive an Update on the Certification of the Accessibility Code by the Department of Justice.
- To Consider/Decide on Accessibility Waiver Applications.
- To Consider/Decide on Approvals and Revocations of Products and Product Approval Entities.
- To Consider Applications for Accreditor and Course Approval.
- To Consider/Decide on Legal Issues: Petitions for Declaratory Statements.
- To Consider/Provide Direction for Commission Funded Research.
- To Discuss Product Approval System Administrator RFP.
- To Conduct a Rule Development Workshop in relation to Rule 61G20-6.002, FAC, Pertaining to Building Code Education and Review Associated Regulatory Cost.
- To Conduct a Rule Development Workshop in relation to Rule 61G20-3.001, .002, .007, FAC, Pertaining to Product Approval and Review Associated Regulatory Cost.
- To Consider/Decide on Technical Advisory Committees (TACs): Code Administration, Energy, Mechanical, Roofing, Structural and TAC Chairs TAC Report/Recommendations.
- To Consider/Decide on Program Oversight Committees (POCs): Education and Product Approval POC Reports/Recommendations.
- To Consider/Decide on Ad Hocs/Workgroups: *None*

- To Receive Public Comment.
- To Discuss Commissioner Comments and Issues.
- To Review Committee Assignments and Issues for the Next Meeting—December 12 - 13, 2013 in St. Pete Beach, Florida.

Amendments to the Posted Agenda:

There were no amendments to the posted/presented Agenda.

(Attachment 4—October 18, 2013 Commission Agenda)

IV. APPROVAL OF THE AUGUST 22 - 23, 2013 FACILITATOR’S SUMMARY REPORT AND MEETING MINUTES

MOTION—The Commission voted unanimously, 23 - 0 in favor, to approve the August 22 - 23, 2013 Facilitator’s Summary Report and Meeting Minutes as presented.

Amendments:

There were no amendments offered.

V. CHAIR’S DISCUSSION ISSUES AND RECOMMENDATIONS

TAC Appointments:

Chairman Browdy explained that TAC membership is an important responsibility generally and especially so for Commissioners. They serve in the vital capacity of linking the Commission with its technical committees during both the conduct of committee meetings and when the Commission meets in full reinforcing the necessary dialogue to effectively discharge the Commission’s duties.

Chairman Browdy made the following TAC appointments for October 18, 2013:

TAC Chair Appointments

Electrical TAC Chair

Kevin Flanagan was appointed to replace John Scherer as chair of the Electrical TAC. The Chair thanked Kevin for agreeing to serve as chair and John for his dedicated and outstanding service.

Energy TAC Chair

Drew Smith was appointed to replace Dale Greiner as chair of the Energy TAC. The Chair thanked Drew for agreeing to serve as chair and Dale for his dedicated and outstanding service.

Mechanical TAC Chair

Steve Bassett was appointed to replace Rafael Palacios as chair of the Mechanical TAC. The Chair thanked Steve for agreeing to serve as chair and Rafael for his dedicated and outstanding service.

Special Occupancy TAC Chair

Darrell Phillips was appointed to replace Jon Hamrick as chair of the Special Occupancy TAC. The Chair thanked Darrell for agreeing to serve as chair and Jon for his dedicated and outstanding service.

TAC/POC Appointments

Accessibility TAC

Frederick Schilling was appointed to fill a vacant seat on the Accessibility TAC. The Chair thanked Frederick for agreeing to serve.

Code Administration TAC

Jay Carlson was appointed to replace John Scherer on the Code Administration TAC. The Chair thanked Jay for agreeing to serve and John for his dedicated and outstanding service.

Don Brown was appointed to fill a vacant seat on the Code Administration TAC. The Chair thanked Don for agreeing to serve.

Education POC

Brian Langille was appointed to replace Ken Gregory on the Education POC. The Chair thanked Brian for agreeing to serve and Ken for his dedicated and outstanding service.

Darrell Phillips was appointed to replace Jon Hamrick on the Education POC. The Chair thanked Darrell for agreeing to serve and Jon for his dedicated and outstanding service.

Electrical TAC

Steve Bassett was appointed to fill a vacant seat on the Electrical TAC created by Kevin Flanagan's assumption of the chair position. The Chair thanked Steve for agreeing to serve.

Energy TAC

Oscar Calleja was appointed to replace Rafael Palacios on the Energy TAC. The Chair thanked Oscar for agreeing to serve and Rafael for his dedicated and outstanding service.

Fire TAC

Robert Hamberger was appointed to replace Jon Hamrick on the Fire TAC. The Chair thanked Robert for agreeing to serve and Jon for his dedicated and outstanding service.

Plumbing TAC

Brian Langille was appointed to replace Ken Gregory on the Plumbing TAC. The Chair thanked Brian for agreeing to serve and Ken for his dedicated and outstanding service.

Frederick Schilling was appointed to fill a vacant seat on the Plumbing TAC. The Chair thanked Frederick for agreeing to serve.

Product Approval POC

Jay Carlson was appointed to replace John Scherer on the Product Approval POC. The Chair thanked Jay for agreeing to serve and John for his dedicated and outstanding service.

David Compton was appointed to the Product Approval POC to fill a vacant seat. The Chair thanked David for agreeing to serve.

Special Occupancy TAC

Hubert Baxter was appointed to replace Scott Cannard on the Special Occupancy TAC. The Chair thanked Hubert for agreeing to serve and Scott for his dedicated and outstanding service.

Structural TAC

David Compton was appointed to the Structural TAC to fill a vacant seat. The Chair thanked David for agreeing to serve.

Swimming Pool TAC

James Batts was appointed to replace Dale Greiner on the Swimming Pool TAC. The Chair thanked James for agreeing to serve and Dale for his dedicated and outstanding service.

COMMISSION ALUMNUS APPRECIATION

The Chair expressed that on behalf of the Commission it was his honor to offer for the Commission's consideration a Resolution of Commendation for the following Commissioners in appreciation for their outstanding service to the State of Florida:

Dale Greiner: Dale represented Code Officials and has served from March 6, 2002 – August 27, 2013. Dale chaired the Energy TAC, served on the Swimming Pool TAC, and served on countless workgroups and ad hoc committees. On behalf of the Commission thank you Dale for your 11.5 years of service to the citizens of Florida.

Rafael Palacios: Rafael represented Mechanical Engineers and served from November 5, 2008 - August 27, 2013. Rafael chaired the Mechanical TAC. On behalf of the Commission thank you Rafael for your 4 -1/2 years of service to the citizens of Florida.

John Scherer: John represented General Contractors and served from June 11, 2009 – August 27, 2013. John chaired the Electrical TAC, served on the Product Approval POC. On behalf of the Commission thank you John for your 4 years of service to the citizens of Florida.

Resolution of Appreciation for Retiring Staff Person Ann Stanton:

The Chair expressed that Ann Stanton, the Commission's resident energy expert, is retiring after 32 years of outstanding service to the citizens of Florida. Ann Stanton is a senior staff person who has been with the Building Codes and Standards Office since inception, and with the Commission since their inception in 1998. Since the creation of the State Energy Code, Ann has been the lead staff responsible for the Code's development and maintenance, as well as for providing technical assistance on the Energy Code to consumers and interest groups. With Ann's leadership and commitment, Florida through adoption of the statewide Florida Energy Code, has successfully managed one of the most comprehensive and energy efficient codes in the Nation, consistently receiving high marks from the U.S. Department of Energy and in National code studies. On behalf of the Commission the Chair thanked Ann for her hard work and 32 years of outstanding service to the citizens of Florida, and indicated that Ann will be missed. Mo Madani offered additional accolades for Ann and expressed his appreciation for her excellent work and dedicated service.

Commission Actions:

MOTION—The Commission voted unanimously, 23 - 0 in favor, to adopt the Resolution of Commendation for Commissioners Greiner.

MOTION—The Commission voted unanimously, 23 - 0 in favor, to adopt the Resolutions of Commendation for Commissioners Palacios and Scherer.

MOTION—The Commission voted unanimously, 23 - 0 in favor, to adopt the Resolution of Commendation for retiring DBPR staff person Ann Stanton.

VI. COMMISSIONER ORIENTATION

Commission staff and the Facilitator provided the Commission with an orientation session focusing on providing an overview of the resources, processes and procedures applicable to service on the Florida Building Commission. Issues covered included:

- Staff Introductions, Codes and Standards Office Organization (Mo Madani, DBPR);
- The Code Review Process (Mo Madani, DBPR);
- Commission Website: navigation and content (William Marshall, ISF);
- DBPR Administrative Support (Jim Richmond, DBPR);
- State Travel Policies (Jim Richmond, DBPR);
- Commission Responsibilities and Authorities (Jim Richmond, DBPR);
- Government in the Sunshine, Ethics and Legal Issues (April Hammonds, DBPR);
- Brief History/Milestones (Jeff Blair, FCRC/FSU); and
- Commission Processes and Committees: Commission process and consensus-building process; and TACs, POCs, ad hocs, and workgroups structure; teleconference participation; summary reports; Milestones; annual exercises; annual report (Jeff Blair, FCRC/FSU).

VII. LEGAL ISSUES

Accessibility Code Certification Update

April Hammonds provided the Commission with a status update regarding the Commission achieving certification from the Department of Justice (DOJ) for the 2012 Florida Accessibility Code for Building Construction, reporting that the DOJ review is in the final stages of review with DOJ attorneys consulting with the Access Board. The certification will be finalized with a certification ceremony.

VIII. CONSIDERATION OF ACCESSIBILITY WAIVER APPLICATIONS

April Hammonds, Accessibility Advisory Council legal advisor, presented the Accessibility Advisory Council's recommendations for all applications, and the Commission reviewed and decided on the Waiver applications submitted for their consideration. A complete summary of accessibility waiver applications and Commission actions is included as an attachment to this Report.

(Included as Attachment 6—Accessibility Waiver Summary Report)

IX. CONSIDERATION OF APPLICATIONS FOR PRODUCT AND ENTITY APPROVAL

Commissioner Stone presented the Committee's recommendations for entities and product approvals on the consent agenda for approval, and Jeff Blair presented the recommendations for product approvals with comments and/or discussion. The complete results of Commission decisions regarding applications for product and entity approval are included as an attachment to this Report.

(Included as Attachment 8—Product and Entity Approval Report)

X. CONSIDER APPLICATIONS FOR ACCREDITOR AND COURSE APPROVAL

Commissioner Dean presented the applications, and the Commission reviewed and decided on the accreditor and course applications submitted for their consideration as follows:

Commission Actions:

MOTION—The Commission voted unanimously, 23 – 0 in favor, to approve advanced course #603.0.

MOTION—The Commission voted unanimously, 23 – 0 in favor, to conditionally approve advanced course #616.0. With the condition that the 40 question exam shall be reviewed and approved.

MOTION—The Commission voted unanimously, 23 – 0 in favor, to conditionally approve advanced course #612.0. With the condition that the 40 question exam shall be reviewed and approved.

MOTION—The Commission voted unanimously, 23 – 0 in favor, to defer action on advanced course #621.0 since the course is based on the 5th Edition of the Code that is not yet adopted.

MOTION—The Commission voted unanimously, 23 – 0 in favor, to approve advanced course #622.0.

MOTION—The Commission voted unanimously, 23 – 0 in favor, to approve advanced course #620.0.

(See Committee's Next Agenda for Linked Committee Report)

XI. CONSIDERATION OF PETITIONS FOR DECLARATORY STATEMENTS

Legal Report

Petitions For Declaratory Statements

April Hammonds, Commission Legal Counsel, presented each declaratory statement in turn. Following are the actions taken by the Commission on petitions for declaratory statements.

DS 2013-046 by Sal Delfino of Peterson Aluminium Corp.

MOTION—The Commission voted unanimously, 23-0 in favor, to adopt the Product Approval POC's recommendation to defer action on the petition until the December 2013 meeting (based on the Petitioner's request).

DS 2013-065 by Allen Gezelman

MOTION—The Commission voted unanimously, 23-0 in favor, to adopt the Mechanical TACs' recommendation to deny the petition.

DS 2013-068 by Michael Goolsby of Miami-Dade County Department of Regulatory and Economic Resources

MOTION—The Commission voted unanimously, 23-0 in favor, to dismiss the petition since it was not in a proper legal posture.

DS 2013-075 by Joshua Coberley of EFCO Corporation

MOTION—The Commission voted unanimously, 23-0 in favor, to adopt the Product Approval POC's recommendation on the petition.

(Included as Attachment 7—Legal Report)

XII. COMMISSION FUNDED RESEARCH

Chairman Browdy explained that the Commission has been funding hurricane resistance research based on legislatively approved spending authority since the formation of the Commission's Hurricane Research Advisory Committee in January of 2005. At the June 2013 meeting the Commission discussed whether to continue funding only hurricane resistance research, or whether to expand the funding of research into other Code related topical areas, and subsequently voted to expand research projects considered for Commission funding based on project recommendations from the Commission's TACs and POCs. At the Thursday, October 17, 2013 meeting the TAC/POC chairs met for the second time and considered and decided on whether the proposed projects met the definition of "research" and/or "technical enrichment", and decided that each met the requirements, and recommended them for approval by the Commission for funding. The TAC Chairs' voted unanimously to recommend that the 6 proposed projects evaluated meet the definition of "research" and/or "technical enrichment", and to recommend the Commission approve them for funding based on the funding estimates provided and the University of Florida (Engineering School for Sustainable Infrastructure and Environment) administering and overseeing the research, and to charge staff with negotiating contracting as appropriate.

Following questions and answers, public comment and discussion the Commission took the following action:

Commission Actions:

MOTION—The Commission voted unanimously, 22 - 0 in favor, with Commissioner Bahadori abstaining, that the 6 proposed projects evaluated meet the definition of "research" and/or "technical enrichment", and are approved for funding based on the funding estimates provided and the University of Florida's Engineering School for Sustainable Infrastructure and Environment administering and overseeing the research, and to charge staff with negotiating contracting as appropriate.

XIII. PRODUCT APPROVAL SYSTEM ADMINISTRATOR RFP

Chairman Browdy explained that the Product Approval POC recommended and the Commission approved proceeding with a Request for Proposals (RFP) to serve as the Product Approval System Administrator for the contract period, beginning January 1, 2014. The Chair noted there were no responses to the RFP, and the Commission needed to decide how to proceed regarding administration of the Product Approval System beginning January 1, 2014. The Product Approval POC discussed the issue and provided recommendations for the Commission for proceeding forward. The POC recommended the Commission charge DBPR staff with assuming administration of the Product Approval System, initially working with the current staffing levels, beginning January 1, 2014.

Following questions and answers, public comment and discussion the Commission took the following action consistent with the Product Approval POC's recommendation:

Commission Actions:

MOTION—The Commission voted unanimously, 23 - 0 in favor, to charge DBPR staff with assuming administration of the Product Approval System, initially working with the current staffing levels, beginning January 1, 2014, and to conduct an additional rule development workshop on Rule

61G20-3.007 to revise the payment screen as needed to correlate with approved changes in the administration of the Product Approval System.

XV. RULE DEVELOPMENT WORKSHOP, RULE 61G20-6.002, COMMISSION APPROVAL AND ACCREDITATION OF ADVANCED BUILDING CODE TRAINING COURSES

The Chair explained that at the August 23, 2013 meeting the Commission approved the Education POC's recommendation to initiate rule development to adopt changes to paragraphs (e), (g), (h), and (i), contained in Rule 61G20-6.002, F.A.C. At the October 18, 2013 meeting the Commission conducted a rule development workshop to receive public comment and to consider the Commission's Education Program Oversight Committee (POC) recommendations for proceeding with the Rule. The POC recommended that the Commission conduct a supplemental rule development workshop providing time for the POC to work with stakeholders on proposed rule language to address issues pertaining to approving courses that are based on Commission approved changes to the Code that are not yet formally adopted by rule.

Following questions and answers, public comment and discussion the Commission took the following action:

Commission Actions:

MOTION—The Commission voted unanimously, 23 - 0 in favor, to conduct a supplemental rule development workshop for Rule 61G20-6.002, Commission Approval and Accreditation of Advanced Building Code Training Courses at the December 2013 meeting, providing time for the Education POC to develop proposed rule language.

MOTION—The Commission voted unanimously, 23 - 0 in favor, to approve the Statement of Estimated Regulatory Costs (SERC) for Rule 61G20-6.002.

XVI. SUPPLEMENTAL RULE DEVELOPMENT WORKSHOP, PRODUCT APPROVAL, RULES 61G20-3.001, 61G20-3.002, AND 61G20-3.007

Chairman Browdy noted that at the August 23, 2013 meeting the Commission voted unanimously to proceed with rule adoption for Product Rules 61G20-3.001 (Scope), and 3.007 (Product Approval by the Commission), and to proceed with rule adoption for Product Rule 3.002 (Definitions) by conducting an additional rule development workshop subsequent to the Structural TAC's review and recommendations to the POC. The structural TAC met and provided recommendations to the POC who in turn met and developed a recommendation for the Commission. The POC agreed with the Structural TAC's recommendations that a definition is not needed in the Product Approval Rule since relevant definitions are provided in the reference standards adopted in the Florida Building Code, and there are not definitions in the Rule for the other product categories.

The October 18, 2013 supplemental rule development workshop regarding Product Approval Rules 61G20-3.001 (Scope), 3.002 (Definitions), and 3.007 (Product Approval by the Commission), was to move forward with required changes to the Product Approval System necessary to implement 2013 statutory changes to Section 553.842, F.S., Product Evaluation and Approval, requiring the Commission to initiate rulemaking to create a new category of products for Statewide Product Approval titled: "impact protective systems" (.001 Scope, and .002 Definitions). In addition, products submitted for approval by a product evaluation entity (Method 3) will be approved by

DBPR using the 10-business day expedited approval process (.007, Product Approval by the Commission).

Commissioner Stone reviewed the Product Approval POC's recommendations regarding a proposed definition for "Impact Resistant System" for inclusion in Rule 61G20-3.002 (Definitions). The POC recommended the Commission not include a definition for "impact protective systems" in Rule 61G20-3.002 (Definitions).

Following questions and answers, public comment and discussion the Commission took the following action:

Commission Actions:

MOTION—The Commission voted unanimously, 22 - 0 in favor, to adopt the POC's recommendation not to include a definition for "impact protective systems" in Rule 61G20-3.002 (Definitions).

MOTION—The Commission voted unanimously, 22 - 0 in favor, to proceed with rule adoption for Product Rules 61G20-3.001 (Scope) and Rule 3.002 (Definitions), to approve the Statement of Estimated Regulatory Costs (SERC), and to conduct a rule adoption hearing only if requested.

MOTION—The Commission voted unanimously, 22 - 0 in favor, to conduct a supplemental rule development workshop on Rule 61G20-3.007 to revise the payment screen as needed to correlate with approved changes in the administration of the Product Approval System

XVII. COMMITTEE REPORTS AND RECOMMENDATIONS

Chairman Browdy requested TAC and POC chairs confine their reports to a brief summary of any key recommendations, emphasizing any issues requiring an action from the Commission. The Chair requested if the TAC/POC requires Commission action, to frame the needed action in the form of a proposed motion. This will ensure that the Commission understands exactly what the TAC/POC's are recommending, and the subsequent action requested of the Commission. The Chair explained that the complete reports/minutes will be linked to the committees' subsequent agendas for approval by the respective committees. Committee reports are available at the following URL (linked to Commission's October 18, 2013 Agenda):

http://www.floridabuilding.org/fbc/commission/FBC_1013/index.htm

Code Administration TAC

Mo Madani presented the TAC's report and any recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 22 – 0 in favor, to accept the TAC's report as presented/posted (October 9, 2013).

(See Committee's Next Agenda for Linked Committee Report)

Education POC

Commissioner Dean presented the POC's reports and any recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 22 – 0 in favor, to accept the POC's report as presented/posted (October 10, 2013).

(See Committee's Next Agenda for Linked Committee Report)

Energy TAC

Mo Madani presented the TAC's report and any recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 22 – 0 in favor, to accept the TAC's report as presented/posted (October 4, 2013).

(See Committee's Next Agenda for Linked Committee Report)

Mechanical TAC

Commissioner Bassett presented the TAC's report and any recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 22 – 0 in favor, to accept the TAC's report as presented/posted (October 2, 2013).

(See Committee's Next Agenda for Linked Committee Report)

Product Approval POC

Commissioner Stone presented the Committee's report and any recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 22 – 0 in favor, to accept the POC's report as presented/posted (October 4, 2013).

MOTION—The Commission voted unanimously, 22 – 0 in favor, to open Rule 61G20.3015, Equivalency of Standards, to consider any standards determined to be equivalent to product approval compliance standards referenced in the Code, including consideration of FRSA/TRI Florida High Wind Concrete and Clay Tile Installation Manual, Fifth Edition Roof Tile Manual to be an equivalent standard to the FRSA/TRI 07320 Concrete and Clay Roof Tile Installation Manual, Fourth Edition

(See Committee's Next Agenda for Linked Committee Report)

Roofing TAC

Commissioner Swope presented the TAC's report and any recommendations.

Commission Actions:

MOTION—The Commission voted unanimously, 22 – 0 in favor, to accept the TAC's reports as presented/posted (October 9, 2013).

(See Committee's Next Agenda for Linked Committee Report)

Structural TAC

Commissioner Schock presented the TAC's report and any recommendations.

Commission Action:

MOTION—The Commission voted unanimously, 22 – 0 in favor, to accept the TAC's report as presented/posted (October 2, 2013).

(See Committee's Next Agenda for Linked Committee Report)

TAC Chairs

Commissioner Browdy presented the TAC Chairs' report and any recommendations.

Commission Actions:

MOTION—The Commission voted unanimously, 22 – 0 in favor, to accept the TAC Chairs' report as presented/posted (October 18, 2013).

(See Committee's Next Agenda for Linked Committee Report)

OTHER COMMISSION ACTION

There were no additional Commission actions.

XVIII. GENERAL PUBLIC COMMENT

Members of the public were offered an opportunity to provide comment during each of the Commission's substantive discussion agenda items. In addition, Chairman Browdy invited members of the public to address the Commission on any issues under the Commission's purview.

Public Comments:

- Joe Belcher: indicated he wanted to clarify that that he is pleased with the Education POC's response of moving to revise the Education Rule to allow approval of courses based on an unadopted but approved edition of the Code.
- Jack Glenn: (provided during the Education Rule): indicated that it is critical to allow the approval of Education courses on key changes between editions of the Code, once the Commission approves the modification to the current edition of the Code but prior to the formal completion of the rule adoption process. This allows the six-month window between approval and adoption to be used to provide education proactively before the code is implemented.

XIX. COMMISSION MEMBER COMMENT AND ISSUES

Chairman Browdy invited Commission members to offer any general comments to the Commission, or identify any issues or agenda items for the next Commission meeting.

Commission Member Comments:

- Frank: noted that rule development on the next edition of the Florida Fire Prevention Code is proceeding with a rule development workshop scheduled for October 25, 2013.

- Bassett: noted that he serves on the DSFM's Fire Code Advisory Council. Reported that Broward County is proceeding with their e-permitting initiative and once the system is working they intend to make it available to other jurisdictions.

XX. NEXT COMMISSION MEETING OVERVIEW AND ISSUES

The December 12 - 13, 2013 Commission meeting in St. Pete Beach, Florida will continue the Thursday – Friday meeting format, and will focus on routine Commission procedural matters including Chair's issues and recommendations, updates of the Workplan, product and entity approvals, applications for accreditor and course approvals, petitions for declaratory statements, accessibility waivers, and recommendations from the Commission's various committees. In addition, the Commission will conduct needed rule development initiatives (e.g., Product Approval and Education Rules).

STAFF ASSIGNMENTS FROM JUNE 2013 MEETING

- Schedule Commission discussion regarding paperless permitting.
- Letter encouraging building departments to support staff participation in code development.

STAFF ASSIGNMENTS FROM OCTOBER 2013 MEETING

Update Commission on DBPR's efforts to ensure the Accessibility Waiver Advisory Council is populated with members who are willing to participate in the teleconference meetings.

ADJOURNMENT

The Chair thanked Commission members and the public for their attendance and participation, and adjourned the meeting at 12:13 PM on Friday, October 18, 2013 following an unanimous vote of 22 – 0 in favor of adjournment.

ATTACHMENT 1
FLORIDA BUILDING COMMISSION MEETING EVALUATION RESULTS

OCTOBER 18, 2013—KISSIMMEE, FLORIDA

Average rank using a 0 to 10 scale, where 0 means totally disagree and 10 means totally agree.

Number of Respondents: 20 of 22 Commissioners present completed meeting evaluations.

1. OVERALL MEETING ASSESSMENT.

- 9.7 The background information was very useful.
- 9.6 The agenda packet was very useful.
- 9.7 The objectives for the meeting were stated at the outset.
- 9.6 Overall, the objectives of the meeting were fully achieved.

2. MEMBERS LEVEL OF AGREEMENT THAT THE MEETING OBJECTIVES WERE ACHIEVED.

- 9.7 Chairs Issues and Recommendations.
- 9.6 Commissioner Orientation.
- 9.7 Legal Briefings and Updates.
- 9.7 Accessibility Waiver Applications.
- 9.7 Approvals and Revocations of Products and Product Approval Entities.
- 9.8 Applications for Accreditor and Course Approvals.
- 9.7 Petitions for Requests for Declaratory Statements.
- 9.7 Commission Funded Research Direction Discussion and Decision.
- 9.7 Product Approval System Administration Discussion and Decision.
- 9.7 Rule Development Workshop on Rule 61G20-6.002, FAC, Building Code Education.
- 9.7 Rule Development Workshop on Rules 61G20-3.001, 61G20-3.002 & 61G20-3.007, Product Approval.
- 9.7 TAC, POC and/or Committee Reports and Recommendations.

3. HOW WELL THE FACILITATOR HELPED THE MEMBERS ENGAGE IN THE MEETING.

- 9.9 The members followed the direction of the Facilitator.
- 9.9 The Facilitator made sure the concerns of all members were heard.
- 9.8 The Facilitator helped us arrange our time well.
- 9.8 Participant input was documented accurately in Facilitator's Report (previous meeting).

4. MEMBERS LEVEL OF SATISFACTION WITH THE MEETING.

- 9.9 Overall, I am very satisfied with the meeting.
- 9.9 I was very satisfied with the services provided by the Facilitator.
- 9.9 I am satisfied with the outcome of the meeting.

5. HOW WELL THE NEXT STEPS WERE COMMUNICATED.

- 9.6 I know what the next steps following this meeting will be.
- 9.7 I know who is responsible for the next steps.

6. WHAT MEMBERS LIKED BEST ABOUT THE MEETING.

- Well run.
- Great format. Very well structured.
- Great job with orientation session! Thank you.
- Pace was good.
- Information provided.
- Briefness.
- Great location, great meeting.
- Very nice hotel. Enjoyed the facility.

7. COMMENTS REGARDING HOW THE MEETING COULD HAVE BEEN IMPROVED.

- Computer issues.
- Computers really slow today.
- Sound in room. The conversation was very difficult to understand.
- Excessive sound from other meeting rooms was distracting.
- First day meeting room had poor geometry.

8. OTHER GENERAL COMMENTS.

- Size of conference center. Real tough to find meeting room. Parking tough

COMMENTS ON SPECIFIC AGENDA ITEMS

None were offered.

PUBLIC-MEETING EVALUATION AND COMMENT RESULTS

1. **Name:** No name submitted.

Organization: None identified.

Comment:

- Too large a complex, not only were we lost but everyone else we encountered was in the same fog.
- Poorly lit at night.
- Very expensive. The government should be more conscious of cost.

2. **Name:** Dwight Wilkes

Organization: None identified.

Comment:

Choice of location seems inappropriate for these reasons:

- Price: especially when the economy is low.
- Accessibility is lacking.
- Lighting is poor in evening.

- Lack of signage with directions to the meeting room.
- Too big a complex and too spread out.
- Food way too expensive.
- Price for parking; should be none or minimal \$20 plus tax is excessive.
- Extravagance for government meetings is not palatable to tax payers.
- Luggage carriers only for valet parking customers.
- Even service personnel had no clue where the meeting room was moved to. Took 5 minutes to get someone to answer the phone.

3. **Name:** None identified.

Organization: None identified.

Comment:

- Location not good.
- Too Vegas for government business, and too costly.
- Not “taxpayer friendly” – almost flaunting elitism.
- Suggest return meetings to Hiltons or equivalent with free parking and restaurants nearby that are affordable.

ATTACHMENT 2
KEY TO COMMON ACRONYMS

ACRONYM	DEFINITION
ADA	Americans With Disabilities Act
ADAAG	ADA Accessibility Guidelines for Buildings and Facilities
BCSA	Florida Building Code System Assessment
BOAF	Building Officials Association of Florida
DACS or FDACS	Florida Department of Agriculture and Consumer Services
DBPR	Department of Business and Professional Regulations
DCA	Department of Community Affairs
DEP or FDEP	Florida Department of Environmental Protection
DOH or FDoH	Florida Department of Health
EPA	U.S. Environmental Protection Agency
FACBC	Florida Accessibility Code for Building Construction
FAR	Florida Administrative Register (previously FAW)
FBC	Florida Building Code
FBC	Florida Building Commission
FECC	Florida Energy and Conservation Code
IBC	International Building Code
ICC	International Code Council
POC	Program Oversight Committee (Education and Product Approval)
SAD	ADA Standards for Accessibility Design
TAC	Technical Advisory Committee

ATTACHMENT 3

FLORIDA BUILDING COMMISSION HISTORY AND OVERVIEW

HISTORY

Following Hurricane Andrew in 1992, Florida experienced record-breaking insurance losses resulting in a crisis affecting every homeowner in the state. The Governor appointed a Building Code Study Commission, The Florida Conflict Resolution Consortium designed and facilitated a two-year study and deliberation process with the 28 members representing a range of interests in the public and private sectors, through which the Commission evaluated the building code system.

The study revealed that building code adoption and enforcement was inconsistent throughout the state and even local codes thought to be the strongest proved inadequate when tested by major hurricane events. The consequences were devastation to lives and economies and a statewide property insurance crisis. The Commission recommended reform of the state building construction system which placed emphasis on uniformity and accountability.

The legislature enacted the consensus recommendations into law in 1998. In late 1998, the Consortium was asked by the Commission's chair to assist the newly created Florida Building Commission in its effort to build consensus for a uniform building code proposal. A complex consensus building process was put in place that included designing and facilitating meetings of 12 balanced technical advisory groups of 11 members each appointed by the Commission, as well as the Commission's meetings. The Consortium continues to work with the Commission by providing facilitation and consensus-building services.

OVERVIEW

The Florida Building Commission is a 25 member Governor appointed representative stakeholder group who successfully created, implemented, and maintains the new statewide Florida Building Code. The Commission is comprised of the Governor's Chair, and 24 members appointed according to criteria established by the American National Standards Institute (ANSI) for representation. They are as follows: in the general interest category: four code officials, two state government representatives, a local government representative, a representative of persons with disability; in the consumer category: an architect, a structural engineer, a mechanical engineer, representatives of fire protection technology, the building management industry, and the insurance industry; and in the producer category: a general contractor, residential contractor, mechanical contractor, plumbing contractor, electrical contractor, roofing/sheet metal/air conditioning contractor, a manufactured building representative, a building product manufacturer, a swimming pool contractor, and a representative of the green building industry.

The Florida Building Commission (FBC) seeks to develop consensus decisions on its recommendations and policy decisions. General consensus is a participatory process whereby, on matters of substance, the members strive for agreements which all of the members can accept, support, live with or agree not to oppose. In instances where, after vigorously exploring possible ways to enhance the members' support for the final decision on substantive decisions, and the Commission finds that 100% acceptance or support is not achievable, final decisions require at least 75% favorable vote of all members present and voting. This super majority decision rule underscores the importance of actively developing consensus throughout the process on substantive issues with the participation of all members and which all can live with and support. The Commission's consensus process is conducted as an open public process with multiple opportunities for the public to provide input to the Commission on substantive issues.

At each Commission meeting, the public is welcome to speak during the public comment period provided for each substantive issue under consideration, as well as general public comment periods provided at the end of each day's meeting. In addition, most substantive issues before the Commission go through a workgroup process where consensus recommendations are developed by appointed representative stakeholder groups, providing additional opportunities for public input. Workgroup recommendations approved by the Commission usually require rule development to implement, affording at least two additional entry points for public comment.

Since its formation in July of 1998, The Commission has demonstrated a commitment to working with affected interests to build consensus on complex issues. The adoption of the first edition of the Florida Building Code (2001 Edition), developed from September 1998 through January of 2001, involved 27 Commission meetings, many dozens of facilitated public workshops, and hundreds of TAC meetings. The Commission has consistently worked with all affected interests to build the best possible consensus-based decisions for the citizens of Florida.

Through its committees and workgroups of experts, the Commission has always developed its decisions on the results of the best engineering-based science available. Although the Code is by law a minimum building code, the Florida Building Code is the strongest consensus and science based building code in the country.

In summary, the Florida Building Commission provides a forum for stakeholders representing key interests to participate in a consensus-building process where issues affecting the construction industry are discussed and evaluated on their technical merits and cost-benefits to the citizens of the State of Florida. In addition, as a result of the Commission's proven consensus-building process and success in developing consensus on tough issues, the Florida Legislature annually assigns policy issues to the Commission for evaluation and implementation.

ATTACHMENT 4
OCTOBER 18, 2013 MEETING AGENDA

FLORIDA BUILDING COMMISSION
OCTOBER 18, 2013
GAYLORDS PALMS RESORT AND CONVENTION CENTER
6000 WEST OSCEOLA PARKWAY, KISSIMMEE, FL 34746

OBJECTIVES

- To Consider Regular Procedural Issues: Agenda Approval and Approval of the August 22 - 23, 2013 Facilitator’s Summary Report and Meeting Minutes.
- To Consider/Decide on Chair's Discussion Issues/Recommendations.
- To Provide an Overview of Resources, Processes and Procedures Applicable to Service on the Florida Building Commission (Commissioner Orientation).
- To Receive an Update on the Certification of the Accessibility Code by the Department of Justice.
- To Consider/Decide on Accessibility Waiver Applications.
- To Consider/Decide on Approvals and Revocations of Products and Product Approval Entities.
- To Consider Applications for Accreditor and Course Approval.
- To Consider/Decide on Legal Issues: Petitions for Declaratory Statements.
- To Consider/Provide Direction for Commission Funded Research.
- To Discuss Product Approval System Administrator RFP.
- To Conduct a Rule Development Workshop in relation to Rule 61G20-6.002, FAC, Pertaining to Building Code Education and Review Associated Regulatory Cost.
- To Conduct a Rule Development Workshop in relation to Rule 61G20-3.001, .002, .007, FAC, Pertaining to Product Approval and Review Associated Regulatory Cost.
- To Consider/Decide on Technical Advisory Committees (TACs): Code Administration, Energy, Mechanical, Roofing, Structural and TAC Chairs TAC Report/Recommendations.
- To Consider/Decide on Program Oversight Committees (POCs): Education and Product Approval POC Reports/Recommendations.
- To Consider/Decide on Ad Hoc/Workgroups: *None*
- To Receive Public Comment.
- To Discuss Commissioner Comments and Issues.
- To Review Committee Assignments and Issues for the Next Meeting—December 12 - 13, 2013 in St. Pete Beach, Florida.

MEETING AGENDA—FRIDAY, OCTOBER 18, 2013

All Agenda Times—including Adjournment—are Approximate and Subject to Change

8:30	1.)	Welcome and Opening, Roll Call
	2.)	Review and Approval of Meeting Agenda
	3.)	Review and Approval of Previous Meeting Minutes: Minutes, August 22-23 Facilitator’s Summary Report, August 22-23

	4.)	Chairs Discussion Issues
		Appointments Commissioner and Staff Appreciation
	5.)	Orientation
	6.)	Update on Accessibility Code Certification
	7.)	Accessibility Waiver Applications
		a. Taft Hotel, 1040 Washington Street, Miami Beach b. The Alamo Hotel, 4121 Indian Creek, Miami Beach c. Volunteer Support Center, 12200 Translation Way, Orlando d. Christmas Etc., 1201 Allendale Road, West Palm Beach e. South Beach 18 LLC, 235 18 Street, Miami Beach
	8.)	Applications for Product and Entity Approval
	9.)	Applications for Accreditor and Course Approval
	10.)	Petitions for Declaratory Statement
		a. DS 2013-046 by Sal Delfino of Petersen Aluminum Corp. (Deferred from the August meeting) b. DS 2013-065 by Allen Gezelman c. DS 2013-068 by Michael Goolsby of Miami-Dade County Department of Regulatory and Economic Resources d. DS 2013-075 by Joshua Coberley of EFCO Corporation
	11.)	Commission Funded Research
	12.)	Update on Product Approval RFP
	13.)	Rules
		a. Rule Development Workshop, Rule 61G20-6.002, Commission Approval and Accreditation of Advanced Building Code Training Courses i. Committee Recommendation ii. Statement of Estimated Regulatory Costs, Questionnaire b. Supplemental Rule Development Workshop, 61G20-3.001, .002, .007 i. Committee Recommendation, 61G20-3.002 ii. Statement of Estimated Regulatory Costs, Questionnaire 61G20-3.001, .002, .007
	14.)	Committee Reports
		a. Code Administration Technical Advisory Committee b. Education Program Oversight Committee

		<p>c. Energy Technical Advisory Committee</p> <p>d. Mechanical Technical Advisory Committee</p> <p>e. Product Approval Program Oversight Committee</p> <p>f. Roofing Technical Advisory Committee</p> <p>g. Structural Technical Advisory Committee</p> <p>h. TAC Chairs</p>
	15.)	Public Comment
	16.)	Commissioner Comment
	17.)	<i>Adjourn</i>

ATTACHMENT 5
COMMISSION'S UPDATED MEETING SCHEDULE AND WORKPLAN

(UPDATED AUGUST 23, 2013)

COMMISSION MEETING SCHEDULE

2013	LOCATION	RATE
February 4 – 5, 2013	St. Pete Beach (Tradewinds: 1.727.367.6461)	\$145
April 8 – 9, 2013	Saint Augustine (World Golf Village: 1.904.940.8000) 500 South Legacy Trail; St. Augustine, Florida 32092	\$149
June 10 – 11, 2013	Daytona Beach (Hilton Daytona Beach: 1.386.947.8061)	\$ 99
August 22 - 23, 2013	Fort Lauderdale (Hilton Fort Lauderdale Beach Resort: 1.954.414.2222)	\$129
October 17 – 18, 2013	Kissimmee (Gaylord Palms)	\$145
December 12–13, 2013	St. Pete Beach (Tradewinds Islands)	\$159
2014	LOCATION	RATE
February 20 - 21, 2014	St. Augustine (World Golf Village)	
April 16 – 17, 2014	Kissimmee (Gaylord Palms)	
June 19 - 20, 2014	Daytona Beach (Hilton Daytona Beach)	
August		
October		
December		

2013 FBC CODE UPDATE DEVELOPMENT TASKS

12. 2013 UPDATE TO THE FLORIDA BUILDING CODE—COMBINE PRIMARY UPDATE AND GLITCH REVISIONS IN A SINGLE RULE PROCEEDING	
TASK	SCHEDULE
<i>Primary Code Development Phase:</i>	
2011 NEC published and available to the public;	01/2011
2012 International Codes published and available to the public;	09/2011
Commission selects 2012 I Codes and 2011 NEC as foundation for 2013 FBC <i>(Note: The 6 month delay between I Codes available to public and Commission selection as base for the next Florida Building Code edition was removed from law in 2010)</i>	12/6/2011
Staff evaluates Florida amendments resulting from direction of the Legislature and Commission initiatives to propose for inclusion in the 2013 FBC	1/2012 – 6/2012
Period for public to propose modifications to the 2012 I Codes	7/1/2012 – 8/1/2012
TACs consider proposed modifications (1 st 45 day comment period)	10/9-11/2012
Commission considers TAC recommendations (2 nd 45 day comment period)	2/4-5/2013
Draft 2013 (Florida Supplement plus I Codes) posted online	3/1/2013
<i>Glitch Correction Phase:</i>	
Period to propose glitch modifications to draft 2013 FBC	4/1/2013 – 5/1/2013
Post Tracking/Detail reports online	6/24/2013
TACs consider proposed glitch modifications and develop public comment via conference call/Webinars	6/12-17/2013
Commission considers proposed glitch mods and TAC comments (Rule Development Workshop)	8/22-23/2013
Draft 2013 FBC posted online	10/1/2013
Provide Supplements to ICC for integration into the 2012 I-Code	
<i>Final Rule Hearing</i> on 2013 FBC/Commission approves final version of Code In lieu of the hearing, we should have a workshop. Postpone hearing until the updated FFPC is available and adopted (June – August 2014).	12/12-13/2013
Rule Submitted to Secretary of State and Supplement posted online – subject to addressing all JAPC’s concerns	TBD
Printed Code available - subject to negotiation with ICC	TBD
2013 FBC (5th edition) effective date (6 – months after publication)	12/31/14 midnight
SUB-TASKS	
a. Amend BCIS Forms and Commission Rule for Code Modification Proposals	
Authorize initiation of rule amendment	12/6/11
Rule development workshop	1/31/12
b. Review 2012 I Codes and 2012 NFPA 1 and NFPA 101 for Conflicts	
553.73(7)(e) A rule updating the Florida Building Code in accordance with this subsection shall take effect <u>no sooner than 6 months</u> after publication of the updated code. Any amendment to the Florida Building Code which is adopted upon a finding by the commission that the amendment is necessary to protect the public from immediate threat of harm takes effect immediately.	

ATTACHMENT 6
ACCESSIBILITY WAIVER SUMMARY

WAIVERS FROM ACCESSIBILITY CODE REQUIREMENTS—OCTOBER 18, 2013

The Council met via webinar on October 7, 2013 at 2:00 p.m.

The Council reviewed and made recommendations for disposition of waivers for the following projects.

The Commission took the following actions regarding waivers.

A. Taft Hotel, 1040 Washington Street, Miami Beach

Recommendation: Grant the waiver request for technical infeasibility.

COMMISSION ACTION: Commission voted (23 - 0 in favor) to grant the waiver request for technical infeasibility.

B. The Alamo Hotel, 4121 Indian Creek, Miami Beach

Recommendation: Defer action on the waiver.

COMMISSION ACTION: Commission voted (23 - 0 in favor) to defer action on the waiver request.

C. Volunteer Support Center, 12200 Translation Way, Orlando

Recommendation: Grant for disproportionate cost.

COMMISSION ACTION: Commission voted (23 - 0 in favor) to grant the waiver based on disproportionate cost

D. Christmas Etc., 1201 Allendale Road, West Palm Beach

Recommendation: Grant, conditioned on installation of a lift within 3 years.

COMMISSION ACTION: Commission voted (23 - 0 in favor) to approve the waiver on the condition that a lift is installed within 3 years.

E. South Beach 18 LLC, 235 18 Street, Miami Beach

Recommendation: Defer and recommend the project designer participate in the next Council meeting.

COMMISSION ACTION: Commission voted (23 - 0 in favor) to defer action on the waiver request and to have the project designer participate in the next Council meeting.

F. Freshaveli, 20 North East 41 Street, #3, Miami

Recommendation: Deny.

COMMISSION ACTION: Commission voted (23 - 0 in favor) to grant the waiver on the condition that the interior space including the bathroom is made accessible.

ATTACHMENT 7
LEGAL REPORT

DECLARATORY STATEMENTS

PETITIONS FOR DECLARATORY STATEMENTS—OCTOBER 18, 2013

A. DS 2013-046 by Sal Delfino of Petersen Aluminum Corp.

Product Approval POC's Recommendations:

To Question 1a: By adding these elements (sinks, electrical outlets, etc.) does that mean that the status of the exemption used to construct the Chickee without a building permit is null and void?

The answer is YES, adding the elements (sinks, electrical outlets, etc.) to the “Chickee” in question would mean that the “Chickee” as a structure is no longer in compliance with the literal requirements of section 102.2(h) of the 2010 FBC, Building and therefore would be no longer exempted from compliance of the FBC.

To Question 1b: If the answer to question “a” is yes, does that mean that the Chickee structure must get a building permit and comply with the current building codes?

The answer is YES, the “chickee” in question would be required to demonstrate compliance with the current FBC as applicable.

To Question 2: Does the fact of whether the utility services; electric; plumbing; propane or natural gas appliances are attached or not attached to any part of the structure/Chickee change the interpretation of Question 1?

The answer is NO, the definition of the term “chickee” does not differentiate or provide for allowance to whether the utility services, (electric, plumbing, propane or natural gas appliances) are attached or not attached to any part of the structure/chickee.

COMMISSION ACTION: The Commission voted unanimously, 23 - 0 in favor, as requested by the Petitioner, to defer action on the Petition to the December 2013 meeting to allow the Petitioner additional time to amend declaratory statement DS 2013-046.

B. DS 2013-065 by Allen Gezelman

Mechanical TAC's Recommendations:

To the Question: Does the Florida Building Commission agree that FSEC-approved & labeled solar panels mounted above a continuous, code-compliant roof covering with an air gap in between shall be exempt from additional AHJ requirements which might flow from Florida Building Code Sections Residential M1307.2.1 and Mechanical 301.12?,

The answer: is that there is insufficient information on which to base a response. DS 2013-065 should be dismissed from lack of information on which to base a decision.

COMMISSION ACTION: The Commission voted unanimously, 22-0 in favor, to adopt the Mechanical TACs' recommendation to deny the petition.

C. DS 2013-068 by Michael Goolsby of Miami-Dade County Department of Regulatory and Economic Resources

Code Administration TAC's Recommendations:

To Question 1:

Does the practice of establishing the building code which governs construction of a building based upon the permit application date, as contained in Section 105.3 of the Florida Building Code and Florida Statute 553.73(6), only apply to permit applications made prior to March 1, 2002?

The TAC answer is "No". The practice of establishing the building code which governs construction of a building based upon the permit application date is applicable to all permits and editions of the Florida Building Code implemented to date.

To Question 2:

If a permit application was made prior to March 15, 2012, but after March 1, 2009, is the 2007 edition of the Florida Building Code the building code which governs the permitted work for the life of the permit and any extension granted to the permit?

The TAC answer is "Yes". As per Section 105.3 of the 2010 FBC, Building, the project in question is subject to the construction requirements of the 2007 Florida Building Code.

COMMISSION ACTION: The Commission voted unanimously, 23-0 in favor, to dismiss the petition since it was not in a proper legal posture.

D. DS 2013-075 by Joshua Coberley of EFCO Corporation

Product Approval POC's Recommendations:

Question #1: Does Florida Product Approval Rule 61G20-3 allow test reports by an approved test lab which was performed at the in-house testing facility of the manufacturer when application for NON-HVHZ Florida Product Approval is made via the test report method?

"No". The manufacturer's in-house testing facility in question is not an approved testing facility as required by Rule 61G20-3.011 for approval via the test report method, because applications require the specific physical location of the testing facility for approval.

Question #2: Is this type of testing allowed on applications made via the evaluation report by the Florida P.E. method?

"Yes". The testing described in the Petition is allowed as long as the test lab in question is accredited by an approved accreditation body for the test performed (see Rule 61G20-3.005(4)).

COMMISSION ACTION: The Commission voted unanimously, 23-0 in favor, to adopt the Product Approval POC's recommendations on the petition.

ATTACHMENT 8

PRODUCT AND ENTITY APPROVAL REPORT

ID	Manufacturer	Category	Subcategory	TBA	POC	FBC	Comments	
Evaluation by Engineer/ Architect Method - FBC Voted Approval								
163-R5	Custom Window Systems Inc.	Windows	Single Hung	a	a	a	Recommend Approval	Revision
389-R6	American Shutter Systems Association, Inc.	Shutters	Accordion	a	a	a	Recommend Approval	Revision
490-R5	CertainTeed Corporation-Roofing	Roofing	Cements-Adhesives-Coatings	a	a	a	Recommend Approval	Editorial Change
1654-R12	POLYGLASS USA	Roofing	Modified Bitumen Roof System	a	a	a	Recommend Approval	Revision
1850-R8	American Shutter Systems Association, Inc.	Shutters	Accordion	a	a	a	Recommend Approval	Revision
2533-R9	CertainTeed Corporation-Roofing	Roofing	Modified Bitumen Roof System	a	a	a	Recommend Approval	Revision
2920-R7	Sealoflex, Inc.	Roofing	Waterproofing	a	a	a	Recommend Approval	Revision
3915-R10	Soprema, Inc.	Roofing	Modified Bitumen Roof System	a	a	a	Recommend Approval	Revision
4205-R7	Johns Manville	Roofing	Roofing Insulation	a	a	a	Recommend Approval	Revision
6336-R3	Cline Aluminum	Exterior	Swinging	a	a	a	Recommend	Revision

	Doors, Inc.	Doors	Exterior Door Assemblies				Approval	
6362-R6	Alside Window Company	Windows	Mullions	a	a	a	Recommend Approval	Revision
6570-R2	Marlyn Steel Decks, Inc.	Structural Components	Roof Deck	a	a	a	Recommend Approval	Revision
7751-R4	Benjamin Obdyke Incorporated	Roofing	Roofing Accessories that are an Integral Part of the Roofing System	a	a	a	Recommend Approval	Editorial Change
8134-R10	Alside Window Company	Windows	Double Hung	a	a	a	Recommend Approval	Revision
8693-R2	A.R.B.S. alternative blocking	Roofing	Roofing Accessories that are an Integral Part of the Roofing System	a	a	a	Recommend Approval	Revision
9100-R2	A.R.B.S. alternative blocking	Roofing	Roofing Accessories that are an Integral Part of the Roofing System	a	a	a	Recommend Approval	Revision
9625-R8	Gentek Building Products	Windows	Double Hung	a	a	a	Recommend Approval	Revision
9627-R8	Revere Building Products	Windows	Double Hung	a	a	a	Recommend Approval	Revision
9759-R4	Decra Roofing Systems, Inc.	Roofing	Metal Roofing	a	a	a	Recommend Approval	Editorial Change
10124-R11	GAF	Roofing	Asphalt Shingles	a	a	a	Recommend Approval	Revision

10238-R1	Kane Manufacturing Corporation	Impact Protective Systems	Operable	a	a	a	Recommend Approval	Revision
10264-R9	Firestone Building Products Company, LLC.	Roofing	Single Ply Roof Systems	a	a	a	Recommend Approval	Revision
10497-R2	Mule-Hide Products Co., Inc.	Roofing	Modified Bitumen Roof System	a	a	a	Recommend Approval	Revision
11255-R4	Decra Roofing Systems, Inc.	Roofing	Metal Roofing	a	a	a	Recommend Approval	Editorial Change
11351-R4	Englert Inc.	Roofing	Underlayments	a	a	a	Recommend Approval	Revision
11720-R8	Associated Materials Inc.	Windows	Double Hung	a	a	a	Recommend Approval	Revision
12078-R3	Associated Materials Inc.	Windows	Mullions	a	a	a	Recommend Approval	Revision
12079-R3	Gentek Building Products	Windows	Mullions	a	a	a	Recommend Approval	Revision
12080-R3	Revere Building Products	Windows	Mullions	a	a	a	Recommend Approval	Revision
12320-R4	Alside Window Company	Exterior Doors	Sliding Exterior Door Assemblies	a	a	a	Recommend Approval	Revision
12321-R4	Gentek Building Products	Exterior Doors	Sliding Exterior Door Assemblies	a	a	a	Recommend Approval	Revision
12322-R4	Revere Building Products	Exterior Doors	Sliding Exterior Door Assemblies	a	a	a	Recommend Approval	Revision
12323-R3	Associated Materials Inc.	Exterior Doors	Sliding Exterior Door Assemblies	a	a	a	Recommend Approval	Revision
13219-R2	National Gypsum	Panel Walls	Exterior	a	a	a	Recommend	Editorial

	Services Company		Insulation Finish System				Approval	Change
13407-R3	Solar Innovations, Inc.	Exterior Doors	Swinging Exterior Door Assemblies	a	a	a	Recommend Approval	Editorial Change
13806-R4	Soprema, Inc.	Roofing	Liquid Applied Roof Systems	a	a	a	Recommend Approval	Revision
14164-R2	Pactiv Building Products	Roofing	Roofing Insulation	a	a	a	Recommend Approval	Editorial Change
14215-R3	Soprema, Inc.	Roofing	Waterproofing	a	a	a	Recommend Approval	Revision
14529-R3	Raynor Garage Doors	Exterior Doors	Sectional Exterior Door Assemblies	a	a	a	Recommend Approval	Revision
14924-R3	ODL/Western Reflections	Sky Lights	Skylight	a	a	a	Recommend Approval	Revision
15076-R2	Global Protection Products, LLC.	Shutters	Storm Panels	a	a	a	Recommend Approval	Revision
15341-R2	Dunbarton Corporation	Exterior Doors	Exterior Door Components	a	a	a	Recommend Approval	Editorial Change
15440-R1	Eagle Window and Door, Inc	Windows	Fixed	a	a	a	Recommend Approval	Revision
15491-R1	Structall Building Systems, Inc.	Roofing	Metal Roofing	a	a	a	Recommend Approval	Revision
15694-R2	Amarr Garage Doors	Exterior Doors	Sectional Exterior Door Assemblies	a	a	a	Recommend Approval	Revision
15853-R3	Amarr Garage Doors	Exterior Doors	Sectional Exterior Door Assemblies	a	a	a	Recommend Approval	Revision
15854-R1	Englert Inc.	Roofing	Underlayments	a	a	a	Recommend Approval	Editorial Change
15892-R2	Firestone Building Products	Roofing	Modified Bitumen Roof	a	a	a	Recommend Approval	Revision

	Company, LLC.		System					
15894-R1	Firestone Building Products Company, LLC.	Roofing	Single Ply Roof Systems	a	a	a	Recommend Approval	Revision
15962-R1	Plastpro Inc. / Nanya Plastics Corp.	Exterior Doors	Swinging Exterior Door Assemblies	a	a	a	Recommend Approval	Revision
15992-R1	Amarr Garage Doors	Exterior Doors	Sectional Exterior Door Assemblies	a	a	a	Recommend Approval	Revision
16039-R3	Duro-Last Roofing Inc.	Roofing	Single Ply Roof Systems	a	a	a	Recommend Approval	Revision
16048-R1	TRI-BUILT Roofing Products	Roofing	Underlayments	a	a	a	Recommend Approval	Revision
16076	Amicorp, Inc.	Roofing	Metal Roofing	a	a	a	Recommend Approval	New
16216-R3	Wincore Window Company, LLC	Exterior Doors	Sliding Exterior Door Assemblies	a	a	a	Recommend Approval	Editorial Change
16311-R1	GAF	Roofing	Roofing Insulation	a	a	a	Recommend Approval	Revision
16314-R1	YKK AP America	Windows	Fixed	a	a	a	Recommend Approval	Revision
16391	Ox Paperboard Michigan, LLC	Structural Components	Structural Wall	a	a	a	Recommend Approval	New
16410	Ox Engineered Products, LLC	Structural Components	Structural Wall	a	a	a	Recommend Approval	New
16437	Hollow Metal, Inc	Exterior Doors	Swinging Exterior Door Assemblies	a	a	a	Recommend Approval	New
16445	T M Windows LLC	Windows	Fixed	a	a	a	Recommend Approval	New
16446	Sun Metals Systems, Inc.	Windows	Fixed	a	a	a	Recommend Approval	New

16451	C.T.WINDOWS INC	Windows	Casement	a	a	a	Recommend Approval	New
16452	Quick Tie Products, Inc.	Structural Components	Structural Wall	a	a	a	Recommend Approval	New
16453	Barricade Building Products	Roofing	Underlayments	a	a	a	Recommend Approval	New
16454	Morin - a Kingspan Company	Structural Components		a	a	a	Recommend Approval	New
16468-R1	JELD-WEN	Exterior Doors	Swinging Exterior Door Assemblies	a	a	a	Recommend Approval	Revision
16493	Megamet Industries, Inc.	Exterior Doors	Swinging Exterior Door Assemblies	a	a	a	Recommend Approval	New
16501	Simonton Windows	Windows	Single Hung	a	a	a	Recommend Approval	New
16503	KAYCAN LTD	Panel Walls	Soffits	a	a	a	Recommend Approval	New
16507	Tubelite Inc.	Panel Walls	Storefronts	a	a	a	Recommend Approval	New
16517	Kawneer Company, Inc.	Exterior Doors	Swinging Exterior Door Assemblies	a	a	a	Recommend Approval	New
16519	Kolbe Windows and Doors - Wausau	Windows	Fixed	a	a	a	Recommend Approval	New
16521	Kolbe Windows and Doors - Wausau	Exterior Doors	Swinging Exterior Door Assemblies	a	a	a	Recommend Approval	New
16522	Tri-County Metals	Roofing	Metal Roofing	a	a	a	Recommend Approval	New
16528	Pella Corporation	Windows	Mullions	a	a	a	Recommend Approval	New

16531	Zeluck Inc.	Exterior Doors	Sliding Exterior Door Assemblies	a	a	a	Recommend Approval	New
16533	NCCL Corporation, Inc.	Shutters	Accordion	a	a	a	Recommend Approval	New
16539	Tubelite Inc.	Panel Walls	Storefronts	a	a	a	Recommend Approval	New
16540	MP Global Products, LLC	Panel Walls	Soffits	a	a	a	Recommend Approval	New
16541	Kolbe Windows and Doors - Manawa	Windows	Mullions	a	a	a	Recommend Approval	New
16543	CertainTeed Corporation-Roofing	Roofing	Underlayments	a	a	a	Recommend Approval	New
16544	Alpha Aluminum, Inc.	Panel Walls	Soffits	a	a	a	Recommend Approval	New
16546	Clopay Building Products Company	Exterior Doors	Sectional Exterior Door Assemblies	a	a	a	Recommend Approval	New
16547	CENTRIA	Windows	Fixed	a	a	a	Recommend Approval	New
16549	Advanced Aluminum	Roofing	Metal Roofing	a	a	a	Recommend Approval	New
16552	Global Protection Products, LLC.	Shutters	Accordion	a	a	a	Recommend Approval	New
16555	YKK AP America	Panel Walls	Curtain Walls	a	a	a	Recommend Approval	New
16557	PROPERTY SOLUTIONS	Shutters	Accordion	a	a	a	Recommend Approval	New
16560	ASTA DOOR CORPORATION	Exterior Doors	Roll-Up Exterior Door Assemblies	a	a	a	Recommend Approval	New
16562	MFM Building	Roofing	Underlayments	a	a	a	Recommend	New

	Products Corp.						Approval	
16563	Englert Inc.	Roofing	Metal Roofing	a	a	a	Recommend Approval	New
16564	Kawneer Company, Inc.	Panel Walls	Curtain Walls	a	a	a	Recommend Approval	New
16565	MILLENNIUM METALS INC.	Roofing	Roofing Accessories that are an Integral Part of the Roofing System	a	a	a	Recommend Approval	New
16568	MILLENNIUM METALS INC.	Roofing	Roofing Accessories that are an Integral Part of the Roofing System	a	a	a	Recommend Approval	New
16573	Simonton Windows	Windows	Horizontal Slider	a	a	a	Recommend Approval	New
16574	Simonton Windows	Windows	Fixed	a	a	a	Recommend Approval	New
16575	Hoelscher Weatherstrip Mfg, Inc.	Exterior Doors	Swinging Exterior Door Assemblies	a	a	a	Recommend Approval	New
16576	Kawneer Company, Inc.	Panel Walls	Curtain Walls	a	a	a	Recommend Approval	New
Evaluation by Test Report - FBC Voted Approval								
16174-R1	IKO Industries, Ltd	Roofing	Asphalt Shingles	a	a	a	Recommend Approval	Revision
Entities - FBC Voted Approval								
CER1498	American Architectural	Product Certification		a	a	a	Recommend Approval	Revision

	Manufacturers Association	Agency						
CER1523	Keystone Certifications, Inc.	Product Certification Agency		a	a	a	Recommend Approval	Revision
CER2512	APA - The Engineered Wood Association	Product Certification Agency		a	a	a	Recommend Approval	Revision
CER3916	Quality Auditing Institute Ltd.	Product Certification Agency		a	a	a	Recommend Approval	Revision
CER8824	NTA Inc	Product Certification Agency		a	a	a	Recommend Approval	Revision
QUA1824	Keystone Certifications, Inc.	Product Quality Assurance		a	a	a	Recommend Approval	Revision
QUA2521	APA - The Engineered Wood Association	Product Quality Assurance		a	a	a	Recommend Approval	Revision
QUA7318	Lenard Gabert and Associates	Product Quality Assurance		a	a	a	Recommend Approval	Revision
TST1527	Architectural Testing, Inc. - West Palm Beach, FL	Product Testing Laboratory		a	a	a	Recommend Approval	Revision
TST1555	American Test Lab, North	Product Testing Laboratory		a	a	a	Recommend Approval	Revision
TST1987	RADCO, INC.	Product Testing Laboratory		a	a	a	Recommend Approval	Revision
TST2513	APA - The	Product		a	a	a	Recommend	Revision

	Engineered Wood Association	Testing Laboratory					Approval	
TST2542	Terrapin Testing	Product Testing Laboratory		a	a	a	Recommend Approval	Revision
TST2707	Testing Engineers, Inc.	Product Testing Laboratory		a	a	a	Recommend Approval	Revision
TST3479	NTA, Inc.	Product Testing Laboratory		a	a	a	Recommend Approval	Revision
TST4310	Architectural Testing, Inc. - Washington	Product Testing Laboratory		a	a	a	Recommend Approval	Revision
TST5879	PRI Construction Materials Technologies, LLC	Product Testing Laboratory		a	a	a	Recommend Approval	Revision
TST8039	Quast Consulting and Testing Inc.	Product Testing Laboratory		a	a	a	Recommend Approval	Revision
VAL7374	FM Approvals LLC	Product Validation Entity		a	a	a	Recommend Approval	Revision
Discussion Items								
8700-R2	System Components Corporation	Roofing	Underlayments				There are areas of concern with: 1. The independence of the validator from the entity verifying the installation instructions. 2.	Revision

							The validator is not a Professional Engineer and the technical validation requires certification of compliance with the Florida PE administrative code.	
8700-R2	Public Comment by Jaime Gascon						Evaluation report specifies exposure limitation in excess of 30 days without conducting enhanced accelerated weathering specified in TAS 110 footnotes of sections 9, 10, 11 and 17. Use as a tile underlayment requires compliance with TAS 103 or TAS 104. The Intertek report 3071726-001 dated 9/29/05 does not confirm full compliance with TAS 104 as the	

							<p>report omits some of the testing specified in TAS 104 for polyester or polypropylene reinforced membranes.</p> <p>*Limit exposure to 30 days and do not allow use as a tile underlayment in the HVHZ. Else, indicate not for use in the HVHZ.</p>	
	<p>Commentary and recommendation by Administrator</p>			d	c	c	<p>Applicant did not respond to Administrator's concerns or public comments.</p> <p><u>Recommend conditional approval with conditions of:</u> 1. <u>Provide validator independent of all other entities on the application.</u> 2. <u>Address exposure limitation.</u> 3. <u>Explain full compliance with TAS 104.</u> 4. <u>Provide</u></p>	

							<u>Administrator with test report on compliance with TAS 104.</u>	
16398	EFCO Corporation	Exterior Doors	Swinging Exterior Door Assemblies		d	d	The applicant has requested a DEC Statement that has placed on the agenda. The status of this application is subject to the decision on the DEC Statement. <u>POC denied petitioner request to allow in-house testing under the test report method. Voted Deferral with condition of: Applicant could revise application to comply with an alternate application method if applicable.</u>	New
16470	Signature Door Inc	Exterior Doors	Swinging Exterior Door Assemblies				There are issues with the acceptance of the	New

							panel containing an OSB panel.	
16470	Public Comment by Jaime Gascon						Confirm OSB panel infill was tested as a full panel to TAS201/202/203, and provide compliance with FBC 2315.1.11. Else, indicate not for use in the HVHZ.	
16470	Response by Rick Wright						We will accept the conditional and remove the panel from the approval	
16470	Recommendation by Administrator			c	c	c	<u>Recommend Conditional Approval with condition of removal of infill panel from the application.</u>	
Public Comments								
16128-R1	Assa Abloy Entrance Systems US Inc.	Exterior Doors	Automatic Exterior Door Assemblies	a	-	-	Recommend Approval	Revision
16128-R1	Public Comment by Robert J. Amoruso						On behalf of our client Assa Abloy, PTC would like to make public	

							<p>comment on drawings BSM0001, BSM0002, BSM0003, BSM0004 and BSM0005 which are the installation instructions for FL16128-R1. Each drawing includes an "Anchor Schedule" table. In that table shown below, the steel stud substrate thickness was incorrectly identified as 1/8". What is correct and considered in the engineering analysis was 0.0566" or 16 GA. Therefore we request conditional approval and allowance to upload corrected versions of the drawing.</p>	
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16128-R1	Recommendation by Administrator			c	c	c	<u>Recommend Conditional Approval with condition of: Correct installation instructions to indicate steel stud substrate to be min. 16 GA.</u>	
16404	PRODUITS FORESTIERS LAMCO INC	Structural Components	Engineered Lumber	a	-		Recommend Approval	New
16404	Public Comment by Jaime Gascon						Evaluation is not indicative of compliance with the HVHZ sections of chapter 23. Therefore, indicate not for use in the HVHZ.	
16404	Response by Kirk Grundahl, P.E.						See attached document.	
16404	Commentary and Recommendation by Administrator			c	c	c	The evaluation report refers to sections of the building code and indicates compliance with them, but none of the sections are within the HVHZ	

							sections of the code. Therefore the evaluator does not indicate compliance with those sections. On the response the evaluator does indicate the HVHZ sections but the application does address them. On a future revised application the evaluator could expand his/hers evaluation to include the sections within HVHZ. <u>Recommend conditional approval with condition of:</u> <u>Indicate "No" for use within HVHZ.</u>	
16457	T M Windows LLC	Windows	Horizontal Slider	a	-	-	Recommend Approval	New
16457	Public Comment by Jaime Gascon						Minimum edge distance on wood jambs, specified in	

							the installation drawing sheets 5 and 7 of 8, does not comply with the 2005 NDS Table 11.5.1A. Correct or indicate not for use in the HVHZ.	
16457	Response by Roberto Lomas, P.E.						In section C11.1.4.7 of the 2005 NDS commentary states the following: "C11.1.4.7 Edge distance, end distance, and fastener spacing requirements have been consolidated across all diameters for dowel-type fasteners in NDS table 11.5.1 For diameters less than 1/4", specific requirements are not provided; however Table C11.1.4.7 may be used to establish wood screw	

							placement recommendations. Designers should note that wood specie type, moisture content, and grain orientation will impact spacing effects between fasteners in a row." And in table C11.1.4.7 it shows a minimum edge distance of 2.5D	
16457	Response by Roberto Lomas, P.E. (Cont.)						Application 16457 uses #14 wood screw with a diameter .242" which is less than 1/4" and therefore the minimum edge distance should be .605". This application has a minimum edge distance of 5/8" and therefore it meets the requirements of 2005 NDS.	
16457	Commentary and			c	c	c	The installation	

	recommendation by Administrator.						drawings indicate an edge distance on the jamb of 1/2" therefore the edge distance does not comply with the requirements of NDS. <u>Recommend conditional approval with condition of: Provide proper edge distance in compliance with NDS.</u>	
16458	T M Windows LLC	Windows	Single Hung	a	-	-	Recommend Approval	New
16458	Public Comment by Jaime Gascon						Minimum edge distance on wood, specified in the installation drawing sheets 3, 7 and 8 of 8, does not comply with the 2005 NDS Table 11.5.1A. Correct or indicate not for use in the HVHZ.	
16458	Response by Roberto Lomas, P.E.						In section C11.1.4.7 of the 2005 NDS	

							<p>commentary states the following: "C11.1.4.7 Edge distance, end distance, and fastener spacing requirements have been consolidated across all diameters for dowel-type fasteners in NDS table 11.5.1 For diameters less than 1/4", specific requirements are not provided; however Table C11.1.4.7 may be used to establish wood screw placement recommendations. Designers should note that wood specie type, moisture content, and grain orientation will impact spacing effects between fasteners in a row." And in</p>	
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							table C11.1.4.7 it shows a minimum edge distance of 2.5D	
16458	Response by Roberto Lomas, P.E. (Cont.)						Application 16458 uses #14 wood screw with a diameter .242" which is less than 1/4" and therefore the minimum edge distance should be .605". This application has a minimum edge distance of 1/2". We request a conditional approval to revise the installation drawings and change the minimum edges distance for wood screws from 1/2" to 5/8" to meet the requirements of 2005 NDS.	
16458	Commentary and recommendation by Administrator.			c	c	c	The installation drawings indicate an edge distance of 1/2" therefore the edge distance	

							does not comply with the requirements of NDS. <u>Recommend conditional approval with condition of: Provide proper edge distance in compliance with NDS.</u>	
16464	Windoer Incorporated	Exterior Doors	Sliding Exterior Door Assemblies	a	-	-	Recommend Approval	New
16464	Public Comment by Jaime Gascon						Minimum edge distance on wood, specified in the installation drawing sheet 6 of 10, does not comply with the 2005 NDS Table 11.5.1A. Correct or indicate not for use in the HVHZ.	
16464	Response by Roberto Lomas, P.E.						In section C11.1.4.7 of the 2005 NDS commentary states the following: "C11.1.4.7 Edge	

							<p>distance, end distance, and fastener spacing requirements have been consolidated across all diameters for dowel-type fasteners in NDS table 11.5.1 For diameters less than 1/4", specific requirements are not provided; however Table C11.1.4.7 may be used to establish wood screw placement recommendations. Designers should note that wood specie type, moisture content, and grain orientation will impact spacing effects between fasteners in a row." And in table C11.1.4.7 it shows a minimum edge distance of 2.5D</p>	
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16464	Response by Roberto Lomas, P.E. (Cont.)						Application 16464 uses #14 wood screw with a diameter .242" which is less than 1/4" and therefore the minimum edge distance should be .605". This application has a minimum edge distance of 1/2". We request a conditional approval to revise the installation drawings and change the minimum edges distance for wood screws from 1/2" to 5/8" to meet the requirements of 2005 NDS.	
16464	Commentary and recommendation by Administrator.			c	c	c	The installation drawings indicate an edge distance of 1/2" therefore the edge distance does not comply with the requirements of NDS.	

							<u>Recommnd conditional approval with condition of: Provide proper edge distance in compliance with NDS.</u>	
16465	Windoer Incorporated	Windows	Single Hung	a	a	a	<u>Recommend Approval</u>	New
16465	Public Comment by Jaime Gascon						Products .1 and .2: minimum edge distance on wood, specified in the installation drawing sheets 6, 8 and 10 of 10, does not comply with the 2005 NDS Table 11.5.1A. Correct or indicate not for use in the HVHZ.	
	Response by Roberto Lomas, P.E.						In section C11.1.4.7 of the 2005 NDS commentary states the following: "C11.1.4.7 Edge distance, end distance, and fastener spacing	

							requirements have been consolidated across all diameters for dowel-type fasteners in NDS table 11.5.1 For diameters less than 1/4", specific requirements are not provided; however Table C11.1.4.7 may be used to establish wood screw placement recommendations. Designers should note that wood specie type, moisture content, and grain orientation will impact spacing effects between fasteners in a row." And in table C11.1.4.7 it shows a minimum edge distance of 2.5D	
	Response by Roberto Lomas, P.E. (Cont.)						Application 16465 uses #14 wood screw with a	

							diameter .242" which is less than 1/4" and therefore the minimum edge distance should be .605". This application has a minimum edge distance of 5/8" and therefore it meets the requirements of 2005 NDS.	
	Commentary and recommendation by Administrator.						The installations drawings indicate a minimum edge distance of 5/8" and in accordance with response the application should be recommended for approval.	
16466	Windoer Incorporated	Windows	Fixed	a	a	a	<u>Recommend Approval</u>	New
16466	Public Comment by Jaime Gascon						Minimum edge distance on wood, specified in the installation drawing for product .1 sheets 3 and 5, and product .2 sheets	

							4 and 6, does not comply with the 2005 NDS Table 11.5.1A. Correct or indicate not for use in the HVHZ.	
	Response by Roberto Lomas, P.E.						In section C11.1.4.7 of the 2005 NDS commentary states the following: "C11.1.4.7 Edge distance, end distance, and fastener spacing requirements have been consolidated across all diameters for dowel-type fasteners in NDS table 11.5.1 For diameters less than 1/4", specific requirements are not provided; however Table C11.1.4.7 may be used to establish wood screw placement recommendations. Designers should	

							note that wood specie type, moisture content, and grain orientation will impact spacing effects between fasteners in a row." And in table C11.1.4.7 it shows a minimum edge distance of 2.5D	
	Response by Roberto Lomas, P.E. (Cont.)						Application 16466 uses #14 wood screw with a diameter .242" which is less than 1/4" and therefore the minimum edge distance should be .605". This application has a minimum edge distance of 5/8" and therefore it meets the requirements of 2005 NDS.	
	Commentary and recommendation by Administrator.						The installations drawings indicate a minimum edge distance of 5/8"	

							and in accordance with response the application should be recommended for approval.	
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