

BUILDING STANDARDS COMMISSION

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MEMBERS of the COMMISSION

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- Isam Hasenin – Vice-Chair*
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- Craig Daley*
- Susan Dowty*
- Tony Hoffman*
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- Michael Paravagna*
- Richard Sawhill*
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COMMISSION EXECUTIVE STAFF

- David Walls – Executive Director*
- Thomas Morrison – Deputy Executive Director*

**MEETING NOTICE AND AGENDA
BUILDING STANDARDS COMMISSION**

**DEPARTMENT OF CONSUMER AFFAIRS
1625 NORTH MARKET BLVD.
FIRST FLOOR HEARING ROOM
SACRAMENTO, CA 95834**

on

January 22, 2009

10:00 a.m.

Notice is hereby given that the Building Standards Commission will hear, discuss, deliberate and/or take an action upon the following items listed in this notice. The public is invited to attend and provide their input or comments.

ITEMS:

- 1) Call to Order/ Roll Call/ Pledge of Allegiance
- 2) Approval of the October Meeting Minutes
- 3) Items for Consent
 - a) Strategic Plan
- 4) Update on CBSC Code Advisory Committees
(note: the Code Change Committee will meet immediately following this meeting)

- 5) **2007 Annual Code Adoption Cycle Proposals:** No new issues or new information may be presented to or considered by the Commission in the adoption of the following proposed regulations. Comments and information received during the public comment periods are located at http://www.bsc.ca.gov/prpsd_chngs/pc_06_ann_cycle.html
- a) The possible action for the following California Plumbing Code adoptions and approvals includes the consideration and certification of the Final Environmental Impact Report, "Adoption of Statewide Regulations Allowing the Use of PEX Tubing," (State Clearinghouse No. 2007102143) and the adoption of findings reflecting that:
- (1) the Final Environmental Impact Report has been completed in compliance with CEQA;
 - (2) the California Building Standards Commission has reviewed and considered the information within the Final Environmental Impact Report prior to approving the project;
 - (3) the Final Environmental Impact Report reflects the California Building Standards Commission's independent judgment and analysis; and,
 - (4) changes or alterations have been required in, or incorporated into the project that mitigate or avoid the potentially significant impact as identified in the Final Environmental Impact Report.
- b) **The Building Standards Commission (BSC 01/07):** Proposed adoption of amendments to the 2007 edition of the California Plumbing Code (California Code of Regulations, Title 24, Part 5). The proposed action repeals amendments contained in Section 604.11 and Table 6-4, which prescribe CBSC's non-adoption of model plumbing code provisions regulating the use of PEX water supply piping. Additional amendments to Table 6-4 reflect findings in the Environmental Impact Report upon which CBSC relied in its rulemaking.
- c) **The Division of the State Architect (DSA-SS 02/07):** Proposed adoption of amendments to the 2007 edition of the California Plumbing Code (California Code of Regulations, Title 24, Part 5). The proposed action repeals amendments contained in Section 604.11 and Table 6-4, which prescribe DSA's non-adoption of model plumbing code provisions regulating the use of PEX water supply piping. Additional amendments to Table 6-4 reflect findings in the Environmental Impact Report upon which DSA relied in its rulemaking.
- d) **The Department of Housing and Community Development (HCD 01/07):** Proposed adoption of amendments to the 2007 edition of the California Plumbing Code (California Code of Regulations, Title 24, Part 5). HCD proposes necessary amendments to the 2007 CPC to incorporate state and federal laws and regulations, provide clarity to the user, and update materials used within a plumbing system based on current nationally recognized standards, engineering principles, and available energy efficient fixtures for the programs within HCD's authority.
- e) **The Office of Statewide Health Planning and Development (OSHPD 06/07):** Proposed adoption of amendments to the 2007 edition of the California Plumbing Code (California Code of Regulations, Title 24, Part 5). This code contains requirements for plumbing fittings and fixtures and various piping materials, including PEX, which may be used for the distribution of potable water, for various rooms or areas in hospitals, skilled nursing facilities, licensed clinics, and correctional treatment centers. The proposed regulations will allow non-aerating laminar flow devices on handwashing fixtures and will remove the prohibition of PEX tubing. Editorial and minor technical amendments are also being proposed.

- f) **The Department of Public Health (CDPH 01/07):** Proposed approval of amendments to the 2007 edition of the California Plumbing Code (California Code of Regulations, Title 24, Part 5). The proposed action would repeal language contained in Sections 604.1 and 604.11, which prescribe CDPH's non-adoption of model plumbing code provisions regulating the use of PEX water supply piping. CDPH proposes to amend CPC Table 6-4 and Sections 604.1, 604.11, 604.11.1, and 604.11.2 regarding the use of PEX in potable water supply systems.
- g) **The Department of Food and Agriculture (AGR 01/07):** Proposed approval of amendments to the 2007 edition of the California Plumbing Code (California Code of Regulations, Title 24, Part 5). The proposed action would repeal language contained in Sections 604.1 and 604.11, which prescribe AGR's non-adoption of model plumbing code provisions regulating the use of PEX water supply piping. AGR proposes to amend CPC Table 6-4 and Sections 604.1, 604.11, 604.11.1, and 604.11.2 regarding the use of PEX in potable water supply systems.

6) Emergency Code Change Proposal:

- a) **Division of the State Architect (DSA EF 01/09)** A of emergency regulations to Part 1 Section 4-330 regarding extension of approval for projects for which state funds have been suspended due to the Department of Finance Budget Letter No. 08-33 (interim loans for general obligation and lease revenue bond projects).

7) Update on the review of the International Residential Code by the Department of Housing and Community Development

8) Commissioner Committee Assignments

9) Update on Green Building Standards

10) Future Agenda Items: The Commission may discuss and set for action on future agendas, procedural and substantive items relating to state building regulatory programs, Commission policy, and administrative matters.

11) Comments from the Public on Issues not on this Agenda: The Commission will receive comments from the public at this time on matters not on the agenda. Matters raised at this time may be briefly discussed by the Commission and/or placed on a subsequent agenda.

12) Adjourn

- ❖ **The CBSC meeting is operating under the requirements of the Bagley-Keene Open Meeting Act set forth in Govt. Code Section 11120-11132. The Act generally requires CBSC to publicly notice their meetings, prepare agendas, accept public testimony, and conduct their meeting in public unless specifically authorized by the Act to meet in closed session.**
- ❖ **Meetings are subject to cancellation; agenda items are subject to removal or items may be taken out of order.**
- ❖ **The Commission meets under authority of Health & Safety Code § 18901.**
- ❖ **The Commission may hold a closed session on pending or proposed litigation involving the Commission [Govt. Code § 11126(q)] and personnel matters and performance review relating to the Commission [Govt. Code § 11126(a)].**
- ❖ **The meeting facilities and restrooms are accessible to individuals with disabilities. Assistive listening devices will be available and sign language interpreters will be in attendance. Additional services should be made to the Commission office no later than 10 working days prior to the day of the meeting.**
- ❖ **If Paratransit services are needed, they may be contacted at (916) 429-2744, TDD (916) 429-2568 in Sacramento. Sacramento Regional Transit (www.sacrt.com) has public transit available the day of the meeting. Bus Routes 13 or 14 are the buses that stop**

near the meeting venue. For alternate routes contact Sacramento Regional Transit at (916) 321-BUSS (2877); for hearing impaired (916) 483-HEAR (4327).

- ❖ Teleconference and Webcast services will be provided, and for the latest taped information on meeting status, call (916) 263-0844, or check the Building Standards Commission Web Site: <http://www.bsc.ca.gov/>
- ❖ Public parking is available on site.
- ❖ Questions regarding this notice and agenda may be directed to Stephanie Davis at (916) 263-0916 or at 2525 Natomas Park Drive, Suite 130, Sacramento, California 95833.