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SUMMARY – SFPC CODE CHANGES

DHCD WORKGROUP MEETING 2012 Code Change Cycle

October 11, 2013 at 9:30
Virginia Housing Center

Consensus Code Changes.

<u>Proposal</u>	<u>Description of Change</u>
SFPC 107.5.1, 107.6, and 107.13	Adds an exception for issuance of explosive and firework permits by the SFMO.
SFPC 107.16	Establishes a refund policy. Question on if it applies to permits or to compliance inspections. Ed A. explained that they were trying to make clear that if they do the work and then an event is canceled, they don't get a refund.
SFPC 5601.4.3.1	Establishes a fee if replacement certificates are needed. Would apply to blasters and pyrotechnic certificates.
SFPC 202 and 308.1.6.3	Sky lanterns - Concern over language. National IFC language is the same. Firework industry in support of this change. Sky lanterns are already prohibited by the fire code, this is an attempt to define what they are.
SFPC 307.1	Approved outdoor live fire training exception. Without this change live burnings could not be conducted.
SFPC Chapter 4	Rewrite of Chapter 4 – This is 2015 language that has been approved. Glenn D. indicated that there was no change, it just organizes groups. Ed will substitute fire drills for I-1 condition 2 that ALF's would support.
SFPC 404.2	Fire evacuation plans required for R-3 and R-5 bed and breakfasts. B and B's support.
SFPC IFC 3406.1	Fire apparatus access roads for tire storage yards. Some thought it might be retrofit and impact existing tire yards to build access roads 20 feet wide with at least stone base within 150 feet of tire storage. However, the change is an operational matter used today by fire officials.
SFPC 5601.5 (new section)	Establishes an advisory panel to hear denial, suspension or revocation of existing certificate programs.
SFPC 5603.4	Requires filing of blaster's accident information.
SFPC 5607.16	Establishes uniform statewide blast records form.
USBC/SFPC 2306.7.1	E85 Standard.
SFPC 202	Definition of Responsible Management.
SFPC 5001.3	Adds new alternative for fire official to use for maintenance and operation of educational, instructional and research laboratories.

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Non-Consensus Code Changes.

<u>Proposal</u>	<u>Description of Change</u>
SFPC 103.2	Strikes language from this section for permits, inspections and scoping. Owners oppose. Need to read this section in conjunction with 106 for inspections and T107 for operational permit. Concern is around permits and scoping that might go outside the SFPC in the referenced model code and standards. In Section 901 would give authorization to Fire Official to require construction documents. Question raised on this generating FOIA requests. Question whether this would randomly require construction documents from owners who may not have them after the building has changed hands. Building officials can give fire official copies. Construction documents can be disposed of after 3 years. Solution might be digitizing plans. Too sweeping. Staff has no problem with changes in T107.
SFPC 107.13 (items 5 and 6)	Established permissible firework fee used on state owned buildings. Industry opposes. OAG opinion provided that cannot set fee. Fire Marshal Office disagrees with opinion.
SFPC 107.6 and 107.14	These proposed changes established compliance inspections and fees for registered complaints, display of permissible fireworks, bon fires. Fireworks industry adamantly opposed to fees for inspecting permissible fireworks. Question on how often compliance permits would be issued since the term annual is being struck. Compliant inspection fee could be used for proposed new annual inspections for retail sale of permissible fireworks to find illegal fireworks or storage issues until data and more about program is outlined by the SFMO. Consensus is possible for new proposed permissible firework fees and programs to be rolled into complaint fee as starting point. Should there be a cap on complaint fee? Was noted complaint fee doesn't include time for appeals or court.
SFPC 107.13	Establishes increased fees for late applications and changes threshold for daycares. The late fees were already part of the proposed regs and this change increases them more. Question on why increases for daycares. This would reduce fees for child care over 100; kept the same for 151-200 and raise fee over 201. Question on how many this would effect. Would fee be charged if no inspection made. Ed indicates that they invoice quarterly and they do not invoice anyone that they don't inspect.
SFPC 107.14	This establishes fees for B&B's, hotels and motels. Changed term "annual" to "compliance". B and B Industry doesn't feel they should pay the same as hotels. Question why they struck annual and inserted compliance. Also struck permits and inserted compliance inspection. Question if this would void permits to operate. Ed stated it would not. Hotel industry voiced concern over additional fees impact on their clients. Ed pointed out that major chains don't always comply with the code. B and B would support for now only the complaint fee. Should consider cap such as the \$2500 on existing fees. The SFMO was not proposing one. VHTA not supporting new fees and inspections. The complaint inspection fee found industry were more supportive to establish this program so that the SFMO could compile fire risk and data and have a more detailed supporting statement in the next regulatory cycle. Complaint inspection fee would not apply for appeals and court cases Ed noted.
SFPC – R5	Adds language to match the definition of R-5 in the building code. Struck out language that has to remain due to the assisted care facilities and that there are IFC sections that might then be applied for R-5 IRC homes such as the use of grill. Staff noted, If they leave the stricken language, it would be okay.
SFPC 108.3	Conditions of a permit. Adds an information note. Staff opined that this was changed last cycle and 108.5 is already deleted. Fire Officials indicated that the intent of this was to make it clear that the building official issues permits. SFPC chapter one already states. VBCOA members and owners not supportive.
SFPC 403.3.1 and 403.2	Crowd managers for training current language requires them to be trained but doesn't say how they are to be trained. Question on proposed language that VHTA is concerned that this is not clear. Same text is in 2015 IFC.
SFPC 403.3	Crowd managers – thresholds. Leaves the 1,000 threshold but fire officials do support supports 250 for nightclub. Question on how nightclubs will end up being defined. At the end of the

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	sentence and just use nightclub term but not A2. Clarifies that the 1,000 is ok for no crowd managers, but some are reading current text that if 1001 need 5 crowd managers while change will say only after 1,000 then one for each 250 thereafter. DHCD will amend to delete A 2 and add back in events and facilities in 1st sentence based on feedback.
SFPC IFC 503.1	Fire apparatus access roads for new and existing buildings adds exception for fire apparatus roads in recognition of zoning and land use requirements.
SFPC IFC 607.1 (and other sections)	Strikes references to USBC construction elements for existing buildings and structures. Didn't catch them all. Need to make sure if intent is to eliminate all, then more work needs to be done. Staff indicated that right now all retrofit and construction requirements in the IFC are not enforceable. Should be addressed on a larger scale for the entire IFC in the 2015 cycle as carry-over issue.
SFPC IFC 609.3.3.3	Tags for commercial hood systems. Adds flexibility for maintenance compliance. Concern over having report on site. Consensus for AM if amendments are made to allow restaurants to provide proof of record as many chain restaurants keep these reports at corporate office. Staff has done AM code change.
SFPC 703.1	Requires all building owners to do an annual visual inspection of fire rated construction in all buildings. Massive shift of responsibility to mandate in all buildings and all occupancies without what to do, how to do, documentation, etc. Owners support AS and fire officials oppose.
SFPC 902.3 and 906.4	SFMO new certification program for maintenance of fire extinguishers with test, application fee and 3 year renewal fee at 90 dollars each. Owners were concerned that this would add unnecessary cost when no problems or data has been provided. Definitions are not clear. Would put all firehouses in violation when the fill their water cans. Answer was that those are not included. Most property owners use the same companies that test the sprinklers and they seem to be well qualified. No documentation of how vetted with industry. Fire service indicated that fire extinguisher industry is okay with this. It was suggested that it would be helpful if they could provide information from the industry that they were on board. If approved why have a 3-year renewal once person is certified. Certification for anyone doing work on fire extinguishers and need to be certified on-site, but what then what is the impact on small companies? What is the estimated numbers of companies and certificate holders based on this on-site requirement? Just an overall lack of how the program would operate and the problems not being documented.
SFPC 5706.6.2.1	Fuel and propane truck parking in residential areas opposed to this code change. An ad-hoc group met twice and developed a proposal that will be carried-over to 2015.
SFPC/VCC IBC/IFC 906.1	Code change would require more fire extinguishers to be installed. Is on agenda for the BHCD's CSC too. Opposed by owners.
SFPC/VCC IBC/IFC 906	Code change moves out of USBC into the SFPC as being an operational matter and not a fire system matter. Owners and building officials oppose.
IWUIC	Urban interface code Was vetted for 2009 USBC/SFPC. Opposition included owners, design professionals, builders and building officials.