

MINUTES
2009 Residential Code Review Committee
of the Fire Prevention and Building Safety Commission
City of Lawrence, Sterrett Center
8950 Otis Ave, Lawrence, IN 46216
June 11, 2009
10 AM – 4 PM

Present: Calvin Bolt*; Ron Brown; **T.J. Burns**; Houser Canter*; Mike Christoffersen; Steve Dean; Bill Fox, Jr.; Jim Gerstbauer+; Phil Gettum*; **Adam Gibson**; Kyle Gottschammer+; Joe Heinsman; John Hibner; Adam Holman+; Carlie Hopper; Craig Johnson*; **Jim Keller**; Donald LeBrun; **Jim Lewis**; **James Lindeman**; Lynn Madden*; Gary Maust*; Benjamin Miller; Kris Owen; Tom Przybylinski+; Neil Robson+; **Carol Schleif**; **John Schwarz**; Matt Sigler*; Kurk Sylvester; Vicki Thrasher+; Craig Wagner+; Steve Washburn; Jeff Washler*; Lowell Weber+; **John Weesner**
+IABO Voter **IBA Voter* *Independent Voter*

Fire Prevention and Building Safety Commissioner and Committee Chairman Christoffersen convened the meeting at 10 AM.

Christoffersen welcomed everyone to the meeting and asked for introductions. Those present gave their name and affiliated organization.

Christoffersen asked those present to sign-in and for voters to sign-in on the designated voting sheet beside the number on their voting card.

Upon a motion and second, the agenda was amended to include discussion of Chapters 4-6 if time allowed.

Upon a motion and a second the minutes were approved as presented.

J. Hibner confirmed that the six (6) of the eight (8) ratified Independent voters were present including: T.J. Burns; Adam Gibson; Jim Keller; John Schwarz, Carol Schleif, and John Weesner. Paul Hallum and Charlie Eldridge were absent.

The Committee discussed allowing Jim Lewis and James Lindeman to serve as alternate Independent voters as both met the qualifications. IBA's Codes Committee Chairperson L. Madden challenged allowing product manufacturers and/or representatives to serve as Independent voters and expressed concern over their level of commitment to review the entire code. Since the Guide Lines do not include an attendance policy, Christoffersen cautioned the Committee against placing an unfair burden on Independent voters. Christoffersen stated that he hoped all voters and alternates would faithfully attend every meeting regardless of the day's agenda. Christoffersen said the Committee would work with those present, including Lewis and Lindeman.

C. Wagner identified IABO's eight (8) voters for the day as Jim Gerstbauer; Kyle Gottschammer; Adam Holman; Tom Przybylinski; Neil Robson; Vicki Thrasher; Craig Wagner and Lowell Weber.

IBA Codes Committee Chairperson L. Madden identified IBA's eight (8) voters for the day as Calvin Bolt; Houser Canter; Phil Gettum; Craig Johnson; Lynn Madden; Gary Maust; Matt Sigler, and Jeff Washler.

J. Hibner, Vice Chairman, disseminated a revised Time Table with deadlines for submitting proposed code changes, redistributing proposed code changes, and meeting dates as follows:

**2009 IRC Review Committee
Time Table**

Submission Deadline End of Business to: jhibner@dhs.in.gov	Redistribution Deadline End of Business to Committee Members Via e-mail/website	2009 IRC Review Committee Meeting Dates
Tuesday, June 2	Thursday, June 4	Thursday, June 11
Monday, July 6	Tuesday, July 7	Thursday, July 9
Tuesday, July 21	Thursday, July 23	Thursday, July 30
Tuesday, August 11	Thursday, August 13	Thursday, August 20
Tuesday, September 1	Thursday, September 3	Thursday, September 10
Tuesday, September 22	Thursday, September 24	Thursday, October 1
Tuesday, October 13	Thursday, October 15	Thursday, October 22
Thursday, October 29	Friday, October 30	Thursday, November 12

Hibner stated that everything pertaining to the Committee (i.e. agenda, minutes, guide lines, time table, proposed code changes, etc.) will be posted on the state's website under their section.

Upon a motion and a second the Committee will discuss all tabled items from the previous meeting, followed by proposed code changes for Chapters 1-2 that didn't make the last deadline, then all proposed code changes for Section R313 Automatic Fire Sprinkler Systems, and finally proposed code changes for Chapter 3. The motion carried 13-10-1.

The Committee discussed and took action on the tabled items from the previous meeting as follows:

- 1.5-09. Tabled.
- 2-09. Withdrawn.
- 3-09. Tabled.
- 4-09. Withdrawn
- 6-09R Not discussed due to proponent's absence.
- 18-09. Tabled.
- 21-09. Revised to 21-09R. Approved 23-1-0.
- 27-09. Tabled.
- 28-09. Revised to 28-09R. Tabled.
- 31-09. Tabled.
- 32-09 Tabled.

The Committee discussed and took action on the proposed code changes for Chapters 1-2 received after the deadline as follows:

- 5.5-09. Tabled 23-0-1.
- 42.1-09; 42.2-09; 42.3-09; 42.4-09; 42.5-09; 42.6-09; 43-09; 44-09; 45-09; 45.5-09. Since numerous proposals were submitted to delete without substitution Section R313, the committee agreed by a vote of 23-0-1 to group them together for the purposes of discussion and voting. M. Sigler stated he submitted 45-09 and would present IBA's arguments to delete mandatory fire sprinkler systems. R. Brown, NFSA, provided an extensive presentation supporting fire sprinkler systems. Following lengthy discussion, the Committee voted to approve 45-09 by a vote of 18-6-0.

The Committee recessed for lunch at 12 noon and reconvened at 1 PM. Discussion resumed on proposed code changes for Chapters 1-2.

42-09. Withdrawn.

41.5-09. First paragraph and the exception were deleted and the second paragraph was amended as follows "R313.1-4 Design and installation. When installed automatic residential fire suppression systems shall be designed and installed..." by a vote of 23-0-1. The vote to approve the amended proposal passed by a vote of 19-4-1.

The Committee discussed whether or not a local jurisdiction could legally create an ordinance requiring something that was deleted from the code because the code could be considered "silent" on that issue. As an alternative, the Committee discussed deleting the item and stating that the item isn't required under Indiana code, therefore the code isn't "silent" on it. Christoffersen stated that in a previous conversation with Mara Snyder on this issue she stated that if a local jurisdiction wants to insert a section, at the local level, into a code adopted by the Commission, they have to get the Commission's approval before they can enforce that section. Further, the Commission has been reluctant to allow substantive additions to local ordinances because of the mandate to create statewide fire safety and building codes. Christoffersen stated he will consult Mara Snyder and Jim Schmidt and report to the Committee at its next meeting.

The Committee discussed and took action on the proposed code changes for Chapter 3 as follows:

15.5-09. Approved 19-2-3.

15.6-09. Approved 18-3-3.

19-09R Amended 3rd line from "residence" to "the living area". Failed as amended 6-15-3. Disapproved 19-0-5.

19.5-09 Tabled 24-0-0.

27.5-09 Approved 20-3-1.

27.6-09 Approved 22-1-1.

27.7-09 Withdrawn.

27.8-09 Tabled 23-1-0.

27.9-09 Not discussed since most didn't have copy. Hibner will re-send to Committee.

33-09 Tabled 24-0-0.

34-09 Not discussed due to proponent's absence.

35-09 Tabled 21-2-1. Withdrawn.

36-09. Approved 24-0-0.

37-09 Revised to 37-09R

37-09R Tabled 24-0-0.

M. Christoffersen stated that at its next meeting on July 9th the Committee would review proposed amendments tabled from this meeting, followed by proposed amendments for Chapters 1-3 not heard at this meeting, and finally the proposed amendments for Chapter 3 from the point of adjournment. Christoffersen stated the Committee should be prepared to finish Chapter 3 and to discuss Chapters 4-5.

J. Hibner reminded the committee that proposed code changes for the July 9th meeting are due on Monday, July 6th and he'll number them and send them to the committee on July 7th.

Upon a motion and a second, the meeting adjourned.

Respectfully Submitted,

Carlie Hopper, Secretary
FPBSC 2009 Residential Code Review Committee