



Board of Building Standards

RESIDENTIAL CONSTRUCTION ADVISORY COMMITTEE MEETING AGENDA

DATE: MAY 29, 2019
TIME: 9:00 AM
LOCATION: TRAINING RM 1, 6606 TUSSING RD, REYNOLDSBURG, OHIO 43068

Call to Order

Roll Call

Consideration of Minutes

[MIN-1](#) February 27, 2019 RCAC Meeting Minutes

Old Business

[OB-1](#) Operating Procedures Review
[OB-2](#) Structural Steel Beam Requirements

New Business

[NB-1](#) Petition 19-03 (2019 RCO Section 403.1.4.1)
[NB-2](#) 2019 Residential Code of Ohio Corrections

Reports from Chairperson

Reports from Executive Secretary

Public Comments

Comments from Committee Members

Future Meeting Schedule

Motion to Adjourn

Item Attachment Documents:

MIN-1 February 27, 2019 RCAC Meeting Minutes

MINUTES
RESIDENTIAL CONSTRUCTION ADVISORY COMMITTEE MEETING
FEBRUARY 27, 2019

ORGANIZATIONAL MEETING

Call to order

Chairman Catalano called the meeting to order at 9 am on February 27, 2019 at 6606 Tussing Road, Reynoldsburg, Ohio.

Roll call

Committee members present: Tony Catalano, Mike Boeckermann, Brian Jimenez, Ric Johnson, Don Phillips, Craig Tuckerman, and Mayor Christie Ward

Organizational Meeting

Ms. Hanshaw called for nominations for Chair. Mr. Phillips nominated Mr. Catalano. Being no further nominations, Mr. Catalano was elected as Chair by acclamation.

Ms. Hanshaw called for nominations for Vice-Chair. Mr. Boeckermann nominated Mr. Herren. Being no further nominations, Mr. Herren was elected as Vice-Chair by acclamation.

Adjourn

The organizational meeting adjourned at 9:05.

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REGULAR MEETING

Call to Order

Chairman Catalano called the meeting to order at 9:05 am on February 27, 2019 at 6606 Tussing Road, Reynoldsburg, Ohio.

Roll Call

Committee members present: Tony Catalano, Mike Boeckermann, Brian Jimenez, Ric Johnson, Don Phillips, Craig Tuckerman, and Mayor Christie Ward

Staff members present: Jay Richards & Regina Hanshaw

Visitors present: Jason Shumaker, Weyerheuser, Kris Klaus, OHBA

Agenda

Mr. Boeckermann moved and Mr. Phillips seconded to approve the agenda. The motion passed unanimously.

Consideration of Minutes

MIN-1 September 26, 2018 RCAC Meeting Minutes

Mr. Phillips noted a correction on pg 1 to add "consideration" after "one of the Board members for their consideration." Mr. Phillips moved and Mr. Boeckermann seconded to approved the minutes as corrected. Motion passed unanimously.

Old Business

OB-1 Structural Steel Beam Requirements Section 502.6.3.

Mr. Richards presented alternative language to petition 18-08 tabled since May 2018 to provide clarification and of the scope and intent of the structural steel beam requirement. Mr. Boeckermann

moved and Mr. Phillips seconded to approve proposed alternative language. Under discussion, Ms. Hanshaw stated that language will be provided to petition for input and any comments will be brought back to the Committee at its next meeting for review.

OB-2 Operating Procedures Review

Ms. Hanshaw presented proposed revisions the Operating Procedures. Mr. Phillips requested additional changes to Section 8(A) to remove motion classifications. Mr. Boeckermann requested that roll call vote be required for all actions involving code recommendations. Ms. Hanshaw stated that she will incorporate the requested changes and bring back a final version to the Committee at its next meeting for review and approval. Mr. Phillips moved and Mr. Boeckermann seconded to table the item until next meeting. Motion passed unanimously.

New Business

No New Business.

Reports from Chairperson

Chairman Catalano welcomed the new Mayor Representative Christie Ward. Mr. Catalano also informed the committee of the upcoming OBOA Joint Conference where training on the new residential code will be offered by the Board.

Reports from Executive Secretary

Ms. Hanshaw stated that the Board is currently finalizing dates/locations for training on the new residential code and residential energy provisions. Ms. Hanshaw also stated that published version of the new should be available from publishers before the effective date of the code, July 1. Ms. Hanshaw also stated that Mr. Tuckerman had been reappointed for another 3 year term.

Public Comments

No Public Comments.

Comments from Committee Members

No comments from Committee Members.

Future Meeting Schedule

Ms. Hanshaw stated that since the Committee finalized code work that unless there is a matter that is time-sensitive, some of the scheduled 2019 meetings may be cancelled. Mr. Boeckermann moved and Mr. Phillips seconded to approve the 2019 meeting scheduled. Motion passed unanimously.

Motion to Adjourn

Mr. Johnson moved and Mr. Phillips seconded to adjourn. The committee adjourned at 10 am.

Item Attachment Documents:

OB-1 Operating Procedures Review

OPERATING PROCEDURES OF THE
RESIDENTIAL CONSTRUCTION ADVISORY COMMITTEE
OHIO DEPARTMENT OF COMMERCE

PREAMBLE

The Residential Construction Advisory Committee within the Ohio Department of Commerce is created pursuant to Ohio Revised Code § 4740.14 to perform the duties set forth in R.C. 4740.14 pertaining to residential building construction within the State of Ohio. To provide for the orderly exercise of these duties, the Residential Construction Advisory Committee hereby adopts the Procedures set forth herein.

SECTION 1 DEFINITIONS

- (A) “BBS” means the Ohio Board of Building Standards established pursuant to Ohio Revised Code § 3781.07
- (B) “Executive Secretary” means the Executive Secretary of the Ohio Board of Building Standards appointed pursuant to Ohio Revised Code § 3781.07 or designee.
- (C) “Residential Construction Advisory Committee,” alternatively referred to as “the Committee” or “RCAC,” means the nine member advisory committee appointed by the Director of the Ohio Department of Commerce pursuant to Ohio Revised Code § 4740.14.

SECTION 2 OFFICERS

2.1 Powers and Duties

The Residential Construction Advisory Committee shall elect from its members the following officers:

A **Chairperson** who shall preside at all meetings of the Committee; ensure proper order by Committee Members and the public during all Committee proceedings as provided herein; appoint members of RCAC subcommittees as provided herein; represent the Committee before other public bodies only upon approval of the Committee; and provide other and further duties as may be required by the Committee or as provided for herein. The Chairperson is entitled to participate and vote on all matters.

A **Vice-Chairperson** who shall perform all the duties of the Chairperson in the event of the Chairperson’s absence or disability and other duties as may be required or requested by the Committee. The Vice-Chairperson is entitled to participate and vote on all matters.

2.2 Election of Officers

The election of officers shall be held at the Committee's organizational meeting to be held in January of each year. Terms shall be for one year. No Member may be elected to the same office for more than two successive terms. Officers shall hold office until a successor is elected and qualified. If any officer is not able to perform his or her duties by reason of death, disability, resignation, disqualification or for any other cause, the Committee shall elect at its next regular meeting one of its members to replace that officer and complete that officer's term. The replacement shall serve until a successor is elected and qualified.

Elections shall be held as follows: Any Member may place any Member's name in nomination. No second is necessary. If only one Member's name is placed into nomination for an office, that Member may be elected by acclamation. If more than one Member's name is placed into nomination for an office, each Member present shall write one person's name on a ballot. The ballots shall then be collected, read aloud and recorded. A majority of votes cast shall be required to elect. In the event that no Member receives a majority, the procedure of nomination and balloting shall be repeated.

2.3 Removal

An officer may be removed only for good cause shown in the following manner: Any RCAC Member may appeal to the Committee for the officer's removal at a Regular meeting of Committee and shall provide evidence that such removal is for good cause. Upon an appeal for an officer's removal, the officer shall have the opportunity to address the Committee prior to a vote on the removal. The vote for the officer's removal shall be by roll call. Removal of the officer may only be effective upon the affirmative vote of seven (7) Members of the Committee. In the event of an officer's removal, an election for the officer's replacement shall take place at the next Regular meeting of the Committee. The Member who had been removed and the Member who appealed to the Committee for the removal shall not be eligible for nomination for the office.

SECTION 3 ASSISTANTS

The Director may assign assistants to the Committee as the Director determines necessary for the efficient performance of the Committee's duties.

The Committee may also request the BBS to assign the **Executive Secretary** to assist the Committee as follows:

- (1) Provide assistance to the Committee Members in the performance of its duties;
- (2) Attend meetings of the RCAC and its subcommittees, determine quorums, record proceedings and votes of each Member and keep complete and accurate minutes of proceedings;
- (3) Assist the Chairperson in the preparation of meeting agendas consistent with Section 5 of these Procedures;
- (4) Distribute the agenda and attachments via electronic mail or fax to all Members at least seven (7) days prior to the Committee meeting;
- (5) Prepare and distribute packets to each Committee Member at each meeting that includes all information, data, research, documentation pertaining to the agenda items;
- (6) Forward all recommendations, interpretations and other formal actions of the Committee to BBS or the appropriate BBS Committee for consideration;
- (7) Provide other such administrative assistance to the Committee as provided for by these Procedures or as determined by the BBS.

The Committee may request the Division of Industrial Compliance Legal Counsel to assist in parliamentary matters and provide other such legal or administrative assistance to the Committee as needed.

SECTION 4 QUORUM

A quorum of the Committee shall consist of five (5) Members and shall constitute the number of Members competent to transact business in the absence of other Members and computed by the number of Members present at roll call.

SECTION 5 MEETINGS AND AGENDAS

- 5.1 No later than December 31st of each year, the Committee shall establish a schedule of dates, times, and locations of all Regular meetings of the Committee for the following calendar year including an organizational meeting.
- 5.2 Regular meetings of the Committee shall be held at the offices of the Division of Industrial Compliance, 6606 Tussing Rd, Reynoldsburg, Ohio 43068 unless otherwise announced at least seven (7) days prior to the scheduled meeting.

- 5.3 Any time prior to seven (7) days before a regularly scheduled Committee meeting, a Member may contact the Chairperson and request an addition to the agenda.
- 5.4 Upon a motion by any Member, a Regular meeting agenda may be amended to add or delete items by an affirmative vote of five (5) Members.
- 5.5 Special meetings of the Committee may be called by written request of the Chairperson or three Members of the Committee.
- 5.6 Notice of any special meetings of the Committee shall be given to all Members no less than twenty-four (24) hours before the meeting. Such notice shall include the date, time, location, and purpose of the special meeting. Special meetings shall be held solely for consideration of matters set forth in the notice of the meeting.

SECTION 6 ORDER OF BUSINESS

Business of the Committee shall be conducted in the following order:

- Roll Call
- Requests for modifications or additions to the agenda
- Reading and approval of minutes, with or without corrections
- Old Business
- New Business
- Reports of subcommittees
- Reports from of the Chairperson
- Reports from the Executive Secretary
- Comments from public
- Comments from Committee Members
- Adjournment

SECTION 7 COMMITTEE RECOMMENDATIONS

All approved Committee actions related to recommendations on the adoption or amendment of the Residential Code of Ohio shall be in written form and shall include:

- (1) The exact text of the recommended language to be adopted or amended;
- (2) A summary of the purpose and effect of the recommended language;
- (3) A statement that in making the recommendation that the Committee complied with Ohio Revised Code § 4740.14;
- (4) The signature of the Committee Chair;
- (5) A recordation of the voice vote on the recommendation including yes votes, no votes, abstentions, and a listing of those Members absent from the vote.

SECTION 8 PARLIAMENTARY MOTIONS

- (A) A parliamentary motion may not be entertained or debated until announced by the Chairperson. The Chairperson shall place the motion before the Committee for consideration if appropriate and recognize the movant for further remarks and shall be taken in the order established by the most current version of *Robert's Rules of Order Newly Revised*.
- (B) Effect of postponement
A motion to postpone to a day certain, to refer or recommend, or to postpone indefinitely, once decided, may not again be allowed on the same day and at the same stage of the proceedings.
- (C) Renewal of Motions
- (1) Motions that failed to be adopted may be renewed at another meeting, but may not be reintroduced at the same meeting. No assembly is obliged to repeat consideration of business a second time on the same day except by use of such motions as Reconsider or Rescind.
 - (2) Motions that Bring a Question Again Before the Assembly
 - (a) **Take from the Table** – to bring back as the pending question a motion that has been previously laid on the table
 - (b) **Rescind or Amend Something Previously Adopted** – to strike out an entire main motion or to change an action previously taken or ordered
 - (c) **Reconsider** – to bring back for further consideration a motion which has already been voted on. A motion to reconsider must be made within ninety (90) days of the original vote on the motion.

SECTION 9 VOTING AND ABSTENTION

- 9.1 Except as provided herein, voting upon all matters shall be by voice vote. The Chairperson shall call for the ayes or nays and the votes of each Member shall be recorded. Members shall announce any abstention from a vote. A roll call is required for all actions involving a recommendation to the BBS to adopt or amend the Residential Code of Ohio and may be held on any other action upon the request of any Member of the Committee.
- 9.2 A majority of votes of all Members present and voting is necessary to approve any motion before the Committee. In the event of a tie vote, the motion fails.
- 9.3 If one or more Members abstain from a vote in any Committee meeting, the abstention(s) shall not be counted as negative or affirmative vote and shall not be used to break tie votes or create a tie vote.

SECTION 10 SUBCOMMITTEES

- 10.1 The Committee may create subcommittees upon the recommendation of any Member and approval by the Committee. Recommendations for subcommittee shall contain details of the purpose and scope of the proposed subcommittee.
- 10.2 Upon creation of a subcommittee, the Committee Chairperson shall appoint RCAC Members to the subcommittee.
- 10.3 All subcommittee meetings shall be conducted in accordance with these Procedures unless otherwise provided herein.

SECTION 11 TAPE RECORDINGS, MINUTES, RECORDS, OPEN MEETINGS

- 11.1 All meetings of the Committee shall be digitally sound recorded. Recordings shall be maintained by the Department of Commerce for at least five (5) years.
- 11.2 The Committee shall ensure that minutes are taken of meetings of the Committee that accurately reflect the actions taken by the Committee and summarize any pertinent discussion leading to an action. The minutes shall be the official record of the RCAC.
- 11.3 At each meeting, the Committee shall review the typed minutes from the previous meeting, may amend those minutes, if necessary, to correct any typographical or clerical errors, and thereafter shall ratify the minutes. The Executive Secretary and Committee Chairperson shall sign the minutes, certifying that they have been reviewed and ratified by the Committee. The Committee shall ensure that they are maintained as a permanent record of the Committee.
- 11.4 All meetings of the Committee or any Subcommittees thereof shall be open to the public as required by Ohio Revised Code § 121.22.

SECTION 12 CONDUCT OF PERSONS APPEARING BEFORE THE COMMITTEE AND REQUESTS TO ADDRESS THE COMMITTEE

- 12.1 During all meetings of the Committee, members of the public shall be given a reasonable opportunity to speak subject to the provisions of this Section.
- 12.2 Any person who wishes to address the Committee on any agenda item at a meeting of the Committee shall deliver a Request to Address the Committee in writing to the Chairperson at least five (5) minutes prior to the start of a meeting. The Request shall include the name of the requesting party and the topic or agenda item on which the party wishes to speak. If a person submits a Request to the Chairperson after the start of a Committee meeting, such person may address the Committee at the discretion of the Chairperson.

- 12.3 Any address or presentation to the Committee by any person(s) shall not commence until the person(s) is called upon by the Chairperson and such address or presentation shall be limited to three (3) minutes, although such time may be extended at the discretion of the Chairperson.
- 12.4 The Chairperson may control the length of time an individual may address the Committee, and may rule out of order and stop public comments that are abusive, inflammatory, or irrelevant to the business of the Committee.

SECTION 13 ADOPTION, AMENDMENTS AND ROBERT'S RULES OF ORDER

- 13.1 A majority vote of the Committee is necessary to adopt and/or amend these Procedures.
- 13.2 Upon their adoption, these Procedures shall be posted on the Internet and a copy shall be provided to any person upon request at a cost not to exceed the actual cost of reproduction.
- 13.3 Except as provided by these Procedures, questions of parliamentary procedure shall be governed by the most current version of *Robert's Rules of Order Newly Revised*.

Chairperson
Residential Construction Advisory Committee

Adopted January 14, 2009.

Amended

OPERATING PROCEDURES OF THE
RESIDENTIAL CONSTRUCTION ADVISORY COMMITTEE
OHIO DEPARTMENT OF COMMERCE

PREAMBLE

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- ~~(B) “Director” means the Director of the Ohio Department of Commerce.~~
- (B) “Executive Secretary” means the Executive Secretary of the Ohio Board of Building Standards appointed pursuant to Ohio Revised Code § 3781.07 or designee.
- (C) “Residential Construction Advisory Committee,” alternatively referred to as “the Committee” or “RCAC,” means the nine member advisory committee appointed by the Director of the Ohio Department of Commerce pursuant to Ohio Revised Code § 4740.14.

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A **Chairperson** who shall preside at all meetings of the Committee; ensure proper order by Committee Members and the public during all Committee proceedings as provided herein; appoint members of RCAC subcommittees as provided herein; represent the Committee before other public bodies only upon approval of the Committee; and provide other and further duties as may be required by the Committee or as provided for herein. The Chairperson is entitled to participate and vote on all matters.

A **Vice-Chairperson** who shall perform all the duties of the Chairperson in the event of the Chairperson’s absence or disability and other duties as may be required or requested by the Committee. The Vice-Chairperson is entitled to participate and vote on all matters.

2.2 Election of Officers

The election of officers shall be held at the Committee's organizational meeting to be held in January of each year. Terms shall be for one year. No Member may be elected to the same office for more than two successive terms. Officers shall hold office until a successor is elected and qualified. If any officer is not able to perform his or her duties by reason of death, disability, resignation, disqualification or for any other cause, the Committee shall elect at its next regular meeting one of its members to replace that officer and complete that officer's term. The replacement shall serve until a successor is elected and qualified.

Elections shall be held as follows: Any Member may place any Member's name in nomination. No second is necessary. If only one Member's name is placed into nomination for an office, that Member may be elected by acclamation. If more than one Member's name is placed into nomination for an office, each Member present shall write one person's name on a ballot. The ballots shall then be collected by the Executive Secretary, read aloud and recorded by the Executive Secretary. A majority of votes cast shall be required to elect. In the event that no Member receives a majority, the procedure of nomination and balloting shall be repeated.

2.3 ~~The Parliamentarian shall be an elected officer.~~

2.4 Removal

An officer may be removed only for good cause shown in the following manner: Any RCAC Member may appeal to the Committee for the officer's removal at a Regular meeting of Committee and shall provide evidence that such removal is for good cause. Upon an appeal for an officer's removal, the officer shall have the opportunity to address the Committee prior to a vote on the removal. The Executive Secretary shall preside over the vote for the officer's removal which shall be by roll call. Removal of the officer may only be effective upon the affirmative vote of seven (7) Members of the Committee. In the event of an officer's removal, an election for the officer's replacement shall take place at the next Regular meeting of the Committee. The Member who had been removed and the Member who appealed to the Committee for the removal shall not be eligible for nomination for the office.

SECTION 3 ASSISTANTS

The Director of Commerce may assign such assistants to the Committee as the Director determines necessary for the efficient performance of the Committee's duties, including:

The Committee may also request the BBS to assign the **Executive Secretary** to assist the Committee

~~The **Executive Secretary** shall assist the Committee as follows:~~

- (1) Provide assistance to the Committee Members in the performance of its duties;
- (2) Attend meetings of the RCAC and its subcommittees, determine quorums, record proceedings and votes of each Member and keep complete and accurate minutes of proceedings;
- (3) Assist the Chairperson in the preparation of meeting agendas consistent with Section 5 of these Procedures;
- (4) Distribute the agenda and attachments via electronic mail or fax to all Members at least seven (7) days prior to the Committee meeting;
- (5) Prepare and distribute packets to each Committee Member at each meeting that includes all information, data, research, documentation pertaining to the agenda items;
- (6) Forward all recommendations, interpretations and other formal actions of the Committee to BBS or the appropriate BBS Committee for consideration;
- (7) Provide other such administrative assistance to the Committee as provided for by these Procedures or as determined by the ~~Director or~~ BBS.

The Committee may request the Division of Industrial Compliance Legal Counsel to assist in parliamentary matters and provide other such legal or administrative assistance to the Committee as needed.

~~The Division of Industrial Compliance Legal Counsel shall assist the Committee as follows:~~

- ~~(1) Attend meetings of the RCAC and its subcommittees;~~
- ~~(2) Assist the Committee in all parliamentary matters;~~
- ~~(3) Provide other such legal or administrative assistance to the Committee as determined by the Director.~~

SECTION 4 QUORUM

4.1—A quorum of the Committee shall consist of five (5) Members and shall constitute the number of Members competent to transact business in the absence of other Members and computed by the number of Members present at roll call.

4.2 ~~The Executive Secretary shall determine the presence of a quorum, which shall be computed with the number of Members present at roll call, and shall record the Members present.~~

SECTION 5 MEETINGS AND AGENDAS

- 5.1 No later than December 31st of each year, the Committee shall establish a schedule of dates, times, and locations of all Regular meetings of the Committee for the following calendar year including an organizational meeting.
- 5.2 ~~All~~ Regular meetings of the Committee shall be held at the offices of the Division of Industrial Compliance, 6606 Tussing Rd, Reynoldsburg, Ohio 43068 unless otherwise announced at least seven (7) days prior to the scheduled meeting.
- 5.3 ~~Each Regular meeting agenda shall reflect the statutory duties of the Committee as set forth in R.C. § 4740.14(C) and shall include the following items under new and old business:~~
- ~~(1) Recommendations on the Residential Code of Ohio~~
 - ~~(a) Consideration of the impact on health, safety, and welfare of the public~~
 - ~~(b) Consideration of the Economic reasonableness~~
 - ~~(c) Consideration of the Technical feasibility~~
 - ~~(d) Consideration of the Financial impact on public's ability to purchase affordable housing~~
 - ~~(2) Advice on Certification Standards for Building Officials who enforce the Residential Code of Ohio~~
 - ~~(3) Assistance with Information and Guidance to residential contractors and building officials who enforce the Residential Code of Ohio~~
 - ~~(4) Advice on the Interpretation of the Residential Code of Ohio~~
- 5.4 Any time prior to seven (7) days before a regularly scheduled Committee meeting, a Member may contact the Chairperson and request an addition to the agenda.
- ~~5.4~~ 5.5 Upon a motion by any Member, a Regular meeting agenda may be amended to add or delete items by an affirmative vote of five (5) Members.
- ~~5.5~~ 5.6 Special meetings of the Committee may be called by written request of the Chairperson or three Members of the Committee ~~to the Executive Secretary.~~
- ~~5.6~~ 5.7 Notice of any special meetings of the Committee shall be given to all Members ~~by the Executive Secretary~~ no less than twenty-four (24) hours before the meeting. Such notice shall include the date, time, location, and purpose of the special meeting. Special meetings shall be held solely for consideration of matters set forth in the notice of the meeting.

SECTION 6 ORDER OF BUSINESS

Business of the Committee shall be conducted in the following order:

- (1) Roll Call
- Requests for modifications or additions to the agenda
- (2) Reading and approval of minutes, with or without corrections
- (3) ~~Business Items~~
 - a. Old Business
 - b. New Business
- (4) Reports of ~~permanent~~ subcommittees
- (5) ~~Report of temporary/special subcommittees~~
- (6) Reports from of the Chairperson
- (7) Reports from the Executive Secretary
- (8) Comments from public
- (9) Comments from Committee Members
- (10) Adjournment

SECTION 7 COMMITTEE RECOMMENDATIONS

All approved Committee actions related to recommendations on the adoption or amendment of the Residential Code of Ohio shall be in written form and shall include:

- (1) The exact text of the recommended language to be adopted or amended;
- (2) A summary of the purpose and effect of the recommended language;
- (3) A statement that in making the recommendation that the Committee complied with Ohio Revised Code § 4740.14;
- (4) The signature of the Committee Chair;
- (5) A recordation of the voice vote on the recommendation including yes votes, no votes, abstentions, and a listing of those Members absent from the vote.

SECTION 8 PARLIAMENTARY MOTIONS

- (A) A parliamentary motion may not be entertained or debated until announced by the Chairperson. The Chairperson shall place the motion before the Committee for consideration if appropriate and recognize the movant for further remarks: ~~Motions are classified as follows: Main Motion, Subsidiary Motions, Privileged Motions, Incidental Motions, and Renewal of Motions. The Main Motion, the seven subsidiary motions and the five privileged motions fall into a definite order of precedence, which gives a particular rank to each of these thirteen motions. The main motion is ranked lowest. Each of the other twelve motions has its proper position in the order, taking precedence over the motions that rank below it and yielding to those that rank above it and shall be taken in the order established by the most current version of *Robert's Rules of Order Newly Revised*.~~

- (1) — Privileged Motions — Do not relate to the pending business, but have to do with special matters of immediate and overriding importance, which should be allowed to interrupt the consideration of anything else:
- (a) — Adjourn to a time certain — to set the time for another meeting to continue business of the session
 - (b) — Adjourn — to close the meeting
 - (c) — Recess — a short intermission
 - (d) — Raise of Question of Privilege — a request that relates to the rights of the assembly or its Members
 - (e) — Call for Orders of the Day — one Member can require the assembly to conform to its agenda, program or order of business
- (2) — Subsidiary Motions — aids in the handling or disposing of a main motion
- (a) — First rank: To Lay on the Table — to set aside business temporarily when something else of immediate urgency has arisen
 - (b) — Second rank: Previous question — to close debate and vote immediately
 - (c) — Third rank:
 - (i) — Limit or extend debate — to exercise special control over debate
 - (ii) — To postpone to a day certain — to put off action on the pending questions, within limits, to a definite day, meeting or hour, or until after a certain event
 - (iii) — To commit or refer — to assign to a Committee to investigate or study the main motion and any amendments
 - (iv) — To postpone indefinitely — cancels the main motion and avoids a direct vote on the question
 - (d) — Fourth rank: To amend — to modify the motion before it is voted on.
- (3) — Incidental Motions — Deal with questions of procedure, which must be decided before business can proceed. Incidental motions have no rank. The following incidental motions may take priority over a privileged or subsidiary motion, depending on the circumstances under which they are moved and the application to the main motion:
- (a) — Points of order — when the rules of assembly are being violated
 - (b) — Suspension of the rules — to do something that cannot be done without violating one or more of the regular rules, providing the proposal is not in conflict with these Procedures, the laws of the State of Ohio, or fundamental principles of parliamentary law.
 - (c) — Withdraw a motion
 - (d) — Division of a question — allows a motion with several parts that are capable of standing as a complete proposition to be divided and considered separately
- (B) A Main Motion to bring an item for consideration before the Committee thereof is not in order when any other question is before the Committee and yields to all Privileged, Incidental, and Subsidiary Motions.

- (C) Effect of postponement
A motion to postpone to a day certain, to refer or recommend, or to postpone indefinitely, once decided, may not again be allowed on the same day and at the same stage of the proceedings.
- (C) ~~(D)~~ Renewal of Motions
- (1) Motions that failed to be adopted may be renewed at another meeting, but may not be reintroduced at the same meeting. No assembly is obliged to repeat consideration of business a second time on the same day except by use of such motions as Reconsider or Rescind.
 - (2) Motions that Bring a Question Again Before the Assembly
 - (a) **Take from the Table** – to bring back as the pending question a motion that has been previously laid on the table
 - (b) **Rescind or Amend Something Previously Adopted** – to strike out an entire main motion or to change an action previously taken or ordered
 - (c) **Reconsider** – to bring back for further consideration a motion which has already been voted on. A motion to reconsider must be made within ninety (90) ~~thirty (30)~~ days of the original vote on the motion.

SECTION 9 VOTING AND ABSTENTION

- 9.1 ~~Except as provided herein, voting~~ Voting upon all matters shall be by voice vote, ~~except that a roll call vote may be held upon the request of any Member of the Committee.~~ The Chairperson shall call for the ayes or nays and Executive Secretary shall record the votes of each Member shall be recorded. Members shall announce any abstention from a vote. A roll call is required for all actions involving a recommendation to the BBS to adopt or amend the Residential Code of Ohio and may be held on any other action upon the request of any Member of the Committee.
- 9.2 A majority of votes of all Members present and voting is necessary to approve any motion before the Committee. In the event of a tie vote, the motion fails.
- 9.3 If one or more Members abstain from a vote in any Committee meeting, the abstention(s) shall not be counted as negative or affirmative vote and shall not be used to break tie votes or create a tie vote.

SECTION 10 SUBCOMMITTEES

- 10.1 The Committee may create ~~permanent or temporary~~ subcommittees upon the recommendation of ~~any Member the Chairperson or three Members of the Committee~~ and approval by the Committee. Recommendations for a ~~permanent or temporary~~ subcommittee shall contain details of the purpose and scope of the proposed subcommittee.

- 10.2 Upon creation of a subcommittee, the Committee Chairperson shall appoint RCAC Members to the subcommittee ~~and provide the Executive Secretary with a list of the membership.~~
- 10.3 ~~Following the Committee's organizational meeting each year, the Chairperson shall appoint RCAC Members to each of the permanent and standing subcommittees and provide a list of the membership to the Executive Secretary.~~
- 10.4 All ~~permanent and temporary~~ subcommittee meetings shall be conducted in accordance with these Procedures unless otherwise provided herein.

SECTION 11 TAPE RECORDINGS, MINUTES, RECORDS, OPEN MEETINGS

- 11.1 All meetings of the Committee shall be digitally sound recorded. Recordings shall be maintained by the Department of Commerce for at least five (5) years.
- 11.2 The ~~Executive Secretary~~ Committee shall ensure that minutes are taken of meetings of the Committee that accurately reflect the actions taken by the Committee and summarize any pertinent discussion leading to an action. The minutes shall be the official record of the RCAC.
- 11.3 At each meeting, the Committee shall review the typed minutes from the previous meeting, may amend those minutes, if necessary, to correct any typographical or clerical errors, and thereafter shall ratify the minutes. The Executive Secretary and Committee Chairperson shall sign the minutes, certifying that they have been reviewed and ratified by the Committee. The ~~Executive Secretary~~ Committee shall ensure that they are maintained as a permanent record of the Committee.
- 11.4 All meetings of the Committee or any Subcommittees thereof shall be open to the public as required by Ohio Revised Code § 121.22.

SECTION 12 CONDUCT OF PERSONS APPEARING BEFORE THE COMMITTEE AND REQUESTS TO ADDRESS THE COMMITTEE

- 12.1 During all meetings of the Committee, members of the public shall be given a reasonable opportunity to speak subject to the provisions of this Section.
- 12.2 Any person who wishes to address the Committee on any agenda item at a meeting of the Committee shall deliver a Request to Address the Committee in writing to the Chairperson ~~Executive Secretary~~ at least five (5) minutes prior to the start of a meeting. The Request shall include the name of the requesting party and the topic or agenda item on which the party wishes to speak. If a person submits a Request to the Chairperson ~~Executive Secretary~~ after the start of a

Committee meeting, such person may address the Committee at the discretion of the Chairperson.

- 12.3 Any address or presentation to the Committee by any person(s) shall not commence until the person(s) is called upon by the Chairperson and such address or presentation shall be limited to three (3) minutes, although such time may be extended at the discretion of the Chairperson.
- 12.4 The Chairperson may control the length of time an individual may address the Committee, and may rule out of order and stop public comments that are abusive, inflammatory, or irrelevant to the business of the Committee.

SECTION 13 ADOPTION, AMENDMENTS AND ROBERT'S RULES OF ORDER

- 13.1 A majority vote of the Committee is necessary to adopt and/or amend these Procedures.
- 13.2 Upon their adoption, these Procedures shall be posted on the Internet and a copy shall be provided to any person upon request at a cost not to exceed the actual cost of reproduction.
- 13.3 Except as provided by these Procedures, questions of parliamentary procedure shall be governed by the most current version of *Robert's Rules of Order Newly Revised*.

Chairperson
Residential Construction Advisory Committee

Adopted January 14, 2009.

Amended

Item Attachment Documents:

NB-1 Petition 19-03 (2019 RCO Section 403.1.4.1)



OHIO BUILDING OFFICIALS ASSOCIATION

PO BOX 1506, COLUMBUS OH 43216-1506
www.oboa.org



Founded 1961

May 16, 2019

CHAPTER MEMBERS

BOCONEO

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MVBOC

NCOBOA

NWOBOA

ODPCA

SWOBOA

Ohio Board of Building Standards
PO Box 4009
Reynoldsburg OH 43068-9009

*Via e-mail Regina.Hanshaw@com.state.oh.us, Steven.Regoli@com.state.oh.us,
& Jay.Richards@com.state.oh.us*

SUBJECT: Application for Rule Change, 2019 Edition Residential Code of Ohio
403.1.4.1

OBOA Board of Directors April 26, 2019 authorized me to submit subject document (attached). Our point-of-contact's Charles Huber, (W) 216-529-6689, e-mail Charles.Huber@lakewoodoh.net

Sincerely,

John Cheatham
President

Atch
a/s

APPLICATION

FOR
RULE CHANGE



BOARD OF BUILDING STANDARDS

6606 Tussing Road, P.O. Box 4009

Reynoldsburg, Ohio 43068-9009

(614) 644-2613

bbs@ohio.gov

www.com.state.oh.us/dico/bbs/default.aspx

Pursuant to section 3781.12 of the Revised Code and rules adopted by the Board of Building Standards, application is herewith submitted to adopt, amend, or annul a rule adopted by the Board pursuant to section 3718.10 of the Revised Code.

For BBS use:	
Petition #:	<u>19-03</u>
Date Recv'd:	<u>May 20, 2019</u>

Submitter: John Cheatham, Ohio Building Officials' Association
(Contact Name) (Organization/Company)

Address: PO Box 1506
(Include Room Number, Suite, etc.)

Columbus OH 43216-1506
(City) (State) (Zip)

Telephone Number: 440-429-8030 **Fax Number:** _____

Date: May 16, 2019 **E-mail Address:** JCheatham@safebuilt.com

Code Section: 2019 Edition Residential Code of Ohio 403.1.4.1

General Explanation of Proposed Change (attach additional sheets if necessary):

Reinstate Exceptions 1 & 2 to Section 403.1.4.1 provided by 2018 Edition International Residential Code and 2013 Residential Code of Ohio to footing frost protection requirements. These exceptions are consistent with 2015 Edition International Building Code (IBC)/2017 Ohio Building Code Section 1809.5 Exception. 2015 IBC Commentary shows exception "... applies to low-risk structures, such as a detached garage. ..."

Explanation of Cost Impact of Proposed Code Change*: Reduces construction cost of a 20' X 20' = 400 SF residential detached garage by an estimated \$2,500.

*Attach additional cost information as necessary to justify any statement of cost increase or cost decrease.

Information on Submittal (attach additional sheets if necessary):	
1. Sponsor:	John Cheatham, Ohio Building Officials' Association. Point-of-contact's Charles Huber, Charles.Huber@lakewoodoh.net ph 216-529-6689. Organization sponsoring or requesting the rule change (if any)
2. Rule Title:	2019 Edition Residential Code of Ohio Section 403.1.4.1 Frost Protection Title of rule change
3. Purpose/ Objective:	Reinstate Exceptions 1 & 2 to Section 403.1.4.1 provided by 2018 Edition International Residential Code and 2013 Residential Code of Ohio to footing frost protection requirements. These exceptions are consistent with 2015 International Building Code (IBC)/2017 Ohio Building Code Section 1809.5 Exception. 2015 IBC Commentary shows exception "... applies to low risk structures, such as a detached garage. ..." Technical justification for the proposed rule change
4. Formatted Rule Language (Using Strike-out for Deleted Text and Underline for Added Text)	<p>Frost protection. Except where otherwise protected from frost, foundation walls piers and other permanent supports of buildings and structures shall be protected from frost by one or more of the following methods:</p> <ol style="list-style-type: none"> 1. Extended below the frost line specified in Table 301.2.(1); 2. Constructing in accordance with Section 403.3; 3. Constructing in accordance with ASCE 32; or 4. Erected on solid rock. <p>Footings shall not bear on frozen soil unless the frozen condition is permanent that extend below the frost line.</p> <p>Exceptions:</p> <ol style="list-style-type: none"> 1. Deleted <u>Protection of free-standing accessory structures with an area of 600 square feet (56 m2) or less, of light-frame construction, with an eave height of 10 feet (3048 mm) or less shall not be required.</u> 2. Deleted <u>Protection of free-standing accessory structures with an area of 400 square feet (37 m2) or less, of other than light-frame construction, with an eave height of 10 feet (3048 mm) or less shall not be required.</u> 3. Decks not supported by a dwelling need not be provided with footings that extend below the frost line. <p>Use strike-out for deleted text and underline for added text</p>
5. Notes:	<ol style="list-style-type: none"> 1. To encourage uniformity among states using model codes, it is recommended that the submitter first submit any code change directly to ICC and participate in the national model code development process. 2. Please provide a copy of application and documentation. 3. Use a separate form for each code change proposal.