

**From:** [Eric McSwain](#)  
**To:** [CBSC@DGS](#)  
**Cc:** [Clair, Ida@DGS](#)  
**Subject:** PUBLIC COMMENT on PROPOSED BUILDING STANDARDS - Eric McSwain  
**Date:** Monday, April 24, 2023 11:22:35 AM

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To whom it may concern,  
I attempted to submit the comments below using the online Public Comment Form, but it appears that it has not gone through for some reason. Perhaps I've exceeded the allowable word count?

Commenter Contact Information

Name: Eric McSwain  
Date: 4/24/2023 12:00:00 AM  
Representing: Access Compliance Consultants, Inc.  
Mailing Address  
Number and Street: 811 El Capitan Way, Suite 230  
City: San Luis Obispo  
State: CA  
Zip Code: 93401  
Telephone #: 8055505997  
Email: [eric@accessibleroute.com](mailto:eric@accessibleroute.com)

Proposed Building Standard

Title 24 Part #: Part 2  
Section #: (ET Item 9) 11B-213.3.1  
Proposing State Agency: DSA-AC  
This comment is intended for review during: 45-Day Comment Period

Your recommendation based on the criteria of Health and Safety Code Section 18930(a):  
Approve as Amended

9 Point Criteria Info:  
18930(a) 6

I have a number of issues with and suggestions to offer regarding 11B-213.3.1 and its subsections.  
1. As presented, 11B-213.3.1.2 is indented relative to 11B-213.3.1.1. The former is not a subsection of the latter. These are sections of equal value (for lack of a better word). The text of 11B-213.3.1.2 should be presented aligned with 11B-213.3.1.1.

2. 11B-213.3.1 and its subsections, as proposed, are unnecessarily complicated. I suggest revised language that addresses this and all of the following concerns after Item 5.

3. Regarding 11B-213.3.1.2, there is no need to repeat the requirement for ambulatory accessible toilet compartments in this section. It is already stated in 11B-213.3.1.1.

4. 11B-213.3.1.2, which is a scoping section: 1. mandates technical requirements (in-swinging, self-closing doors), which scoping sections should not do, and 2. mandates those requirements for elements that are not currently regulated by Chapter 11B (non-accessible urinal compartments).

This is apparently done so that signs may be installed on the compartment doors.

I do not think it is necessary to mandate in-swinging, self-closing doors, especially on compartments not regulated by this chapter. If designers wish to avail themselves of (proposed) 11B-216.8.3, Exception, they may provide in-swinging, self-closing doors on all (non-ambulatory accessible) compartments. The freedom to make that choice should not be taken away.

5. 11B-213.3.1.2 concludes by calling for individual compartments to be identified by signs complying with (proposed) 11B-216.8.3. The scoping requirements for signs should be left to/in 11B-216. There is no need to mention signs in 11B-213.3.1.2.

Please consider revising the proposed sections as follows:

**"11B-213.3.1 Toilet compartments and urinal compartments.** Where toilet compartments are provided, they shall comply with Section 11B-213.3.1.1. Where urinal compartments are provided, they shall comply with Section 11B-213.3.1.2"

**"11B-213.3.1.1 Toilet compartments.** Where toilet compartments are provided, at least five percent but no fewer than one shall comply with Section 11B-604.8.1. In addition to the compartments required to comply with Section 11B-604.8.1, where six or more toilet compartments are provided, or where the combination of urinals and water closets totals six or more fixtures, toilet compartments complying with Section 11B-604.8.2 shall be provided in the same quantity as the toilet compartments required to comply with Section 11B-604.8.1."

**"11B-213.3.1.2 Urinal compartments.** Where urinal compartments are provided, at least ten percent, but no fewer than one, shall comply with Section 11B-605.5."

Thank you,  
Eric

**Eric McSwain**, RA, CASp  
**ACCESS COMPLIANCE CONSULTANTS, INC.**  
811 El Capitan Way, Suite 230, SLO, CA 93401  
**c: (805) 550-5997** p: (805) 541-2745