



STATE HISTORICAL BUILDING SAFETY BOARD

Minutes

SHBSB Standing Committees

March 18, 2002

Exec. Comm. Mtg.

- 1) A) Staff suggests that summary minutes from staff notes be accepted for committee meetings. (same as Dec. 6th comm. minutes in board package). Committee actions can only refer matters to the board except as directed by the board for a committee to take some specific action. Accepted.
- B) A very brief description of the DSA Historic Schools Program was given. DSA is working on policies that would implement the SHBC for qualified historical schools. A short discussion followed regarding UC Regents and the field act (they are exempt);

Liability of School Boards for using the SHBC (SHBC reg.'s give no greater liability to the plan approving agency over "regular" code, but those requesting the code has not been identified or tested);

Bibliography of Archaic Materials testing and research raised a question of who would review those materials, tests and research for applicability to schools (DSA will convene a committee, beyond that, DSA hasn't made any commitments).

- 2) Meeting policy. Staff presented a meeting policy that makes the setting of meetings conform to a regular schedule, the third Thursday of every month. It is assumed that only 4 (quarterly) meetings per year are to be scheduled, however, if special meetings are necessary they would be scheduled on the third Thursday. In terms of the Historic Resources Commission meetings that occur in conflict with the SHBSB meeting in conjunction with the state preservation conference, staff is directed to talk to the HRC staff and try to work something out.

Policy Manual. Staff has been researching the files to see what policies have been developed for board functions and offices. A question was asked about the position of Secretary (for example), Why have the office of secretary? Additional material provided from board member files, and staff research into DSA files may reveal existing policy development. Staff assumes that the Board can adopt new policy or revisit old policy. Staff will research or develop duty statements for officers by the next Exec. Comm. Meeting.

- 3) Energy Commission Rulemaking. Staff to follow up in this rulemaking.



STATE HISTORICAL BUILDING SAFETY BOARD

4) Legislation. Generally, legislation will be handled by the Exec. Comm. through staff.

AB1362 – Wiggins, Rehab Code. Further discussion regarding the boards desires and what DSA is able to do through DGS Legislation Office.

AB2411 – Corbett, Local Buildings Standards Adoption. Board directs staff to work with DSA/DGS legislative office to make sure SHBC is protected (as much as possible).

AB2261 – Cardenas, Lead Abatement in schools. This bill as determined to be outside of the SHBSB area of interest.

AB1500 – Johnson, Natural hazard disclosure. Staff to see if SHBC can be noted as an alternative for qualified historical buildings in disclosure format.



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Strategic Planning Comm. Mtg.

1. Staff presents draft questions for the DGS/Office of Research Planning and Measurement question development. These are questions that ORPM will use to develop questions for specific SHBC stakeholder groups to answer in hopes of getting information back that will help direct where the SHBSB needs to spend time and resources.

From the draft, a discussion developed focusing on the “purpose” of the SHBC and how is the current code and board “system” addressing that purpose. Staff will revise questions per those discussions. (Revised questions attached in the May 2, 2002 board information package).



STATE HISTORICAL BUILDING SAFETY BOARD

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Code Update Committee

Mention was made of the authority of the SHBSB to "write code" outside of the normal code adoption cycle and process. SHBSB can write or amend and submit to Building Standards Commission per our own rulemaking schedule.

Staff proposals for amendments to Section 8-103.2, Section 8-105.1, Section 8-408, and Section 8-805.1 of the 2001 printing of the CHBC were approved to forward for action at the next full board meeting.

Amendments to Section 8-706.1 and Section 603.5, and Chapter 10 were held in committee pending further study.

Section 8-706.1

The proposed amendment to replace the reference to the 1994 UCBC with a more recent edition is substantive. It would require the creation and input from the Board's Structural Committee. Discussion determined that there was a tie between the standards as referenced and a specific change in subsequent regular code provisions. Staff expressed concerns that the 1994 UCBC was out of print.

In response, as alternative (perhaps editorial change), F. Turner suggested that the Committee consider replacing the reference to the 1994 UCBC Appendix Chapter 1 with "Part 10 of the 1995 California Building Standards Code," otherwise known as the California Code for Building Conservation which has identical language to the 1994 UCBC Appendix Chapter 1. R. Conrad suggested that the Committee consider the need to republish these provisions in a companion document to the code.

Section 8-603.5

This amendment would change the section to conform with the Federal ADA standard. Staff will bring this to the new DSA Access Advisory Board meeting for input. Staff will contact Fed DOJ and request any additional safety or other information on their standard.

Chapter 10

D. Denne' and L. Bricker will research elements of this chapter that were proposed and not adopted for the 1998 code update with staff. Elements of that



STATE HISTORICAL BUILDING SAFETY BOARD

chapter that can be agreed upon and processed by the committee can move forward at the earliest opportunity.

A discussion with staff counsel regarding issues with the SHBC and codes other than building code produced the following summary of our intent.

“In keeping with the premise of looking at a strategic plan for the code and board it is important to view the intent of the SHBC to see that the preservation of buildings, structures and sites should include problems between historic properties and non-conforming uses, and other areas where our regulation does not provide sufficient direction. We should study the issues to see what our authority is in those arenas.”

Also discussed was the possibility that rulemaking for new “code” might not go through BSC, but the Office of Administrative Law (OAL). Staff counsel is able to research: 1. SHBC authority in relation to other “codes” and land use law. 2. The property owners options per above. 3. The process of writing new regulations in arenas other than building code. Staff noted that the State Architect must approve staff time expenditures and will pursue that authority.