Minutes – Wednesday, January 13, 2016 @ 10:00 AM

I. Meeting Opening
   a. Welcome
   b. Call to Order
   c. Roll Call of Board Members

<table>
<thead>
<tr>
<th></th>
<th>Name</th>
<th>Position</th>
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</thead>
<tbody>
<tr>
<td>X</td>
<td>George Hollingsworth</td>
<td>President</td>
</tr>
<tr>
<td>X</td>
<td>Elaine Gall</td>
<td>1st Vice President</td>
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<tr>
<td>X</td>
<td>Duane Perry</td>
<td>2nd Vice President</td>
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<tr>
<td></td>
<td>Lee Duckwitz</td>
<td>Past President</td>
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<tr>
<td>X</td>
<td>Jeremy Luttrell</td>
<td>Secretary</td>
</tr>
<tr>
<td>X</td>
<td>Ernie Little</td>
<td>Treasurer</td>
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<tr>
<td>X</td>
<td>Randy Pearce</td>
<td>West Delegate at large</td>
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<tr>
<td></td>
<td>Travis Wright</td>
<td>East Delegate at large</td>
</tr>
<tr>
<td></td>
<td>Steve Philips</td>
<td>Division 1 Region Rep</td>
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<tr>
<td>X</td>
<td>Gerry Maiatico</td>
<td>Division 2 West Region Rep</td>
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<tr>
<td>X</td>
<td>Jimmy Csizmadia</td>
<td>Division 2 East Region Rep</td>
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<tr>
<td></td>
<td>Shawn Maddox</td>
<td>Division 3 Region Rep</td>
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<td></td>
<td>Todd Garwood</td>
<td>Division 4 Region Rep</td>
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<td></td>
<td>Al Johnson</td>
<td>Division 5 Region Rep</td>
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<tr>
<td></td>
<td>Vacant</td>
<td>Division 6 Region Rep</td>
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<tr>
<td></td>
<td>Linda Hale</td>
<td>Division 7 Region Rep</td>
</tr>
<tr>
<td>X</td>
<td>Ed Altizer</td>
<td>State Fire Marshal</td>
</tr>
</tbody>
</table>

"X" = Present at meeting

d. Introduction of Guests
   • No guests

II. Presidents Report
    • See attached

III. 1st Vice Presidents Report
    • See attached
IV. 2nd Vice Presidents Report  
Duane Perry  
a. Duane was asked to participate in an IFMA meeting about our training conference coming up. There was discussing about food vendors.

V. Past Presidents Report  
Lionel Duckwitz  
- See attached 2015 Budget Review by Lee Duckwitz.

VI. Secretary’s Report:  
Jeremy Luttrell  
- Setting up new membership management application.

VII. Treasurers Report:  
Ernie Little  
- See attached report.
- Ernie is still researching account options for the CD that was cashed out. All is paid up. We need to contact Capital One to cancel merchant account that was only being used for the Cvent system for credit card purchases. With the new membership management software our credit card fees are pulled out during each charge instead of being a monthly fee as previously with the Capital One merchant account.

VIII. East Delegate at large  
Travis Wright  
- Randy reported that the Governor’s Conference went well. Would like to have some more assistance or help staffing the booth.
  Region 1  
  Region 2 East  
  Region 5  
  Region 7  
  Steve Philips  
  Jimmy Csizmadia  
  Al Johnson  
  Linda Hale

IX. West Delegate at large  
Randy Pearce  
- Not present.
  Region 2 West  
  Region 3  
  Region 4  
  Region 6  
  Gerry Maiatico  
  Shawn Maddox  
  Todd Garwood  
  Vacant

X. Committee Reports  
a. Code Review Committee  
George Hollingsworth  
- On January 20, 2016 from 10:00-12:00 is the next Fire Services Board Code Committee meeting.

b. ICC Region 7  
George, Duane, Jeremy (alternate)  
- Next meeting is January 21-22, 2016 in Hagerstown, MD

c. Fire Services Board  
Robby Dawson  
- Robby was not present.
d. Technology/Website Committee

- Gerry Maiatico
- Gerry reported that he wants content to post on the Facebook page and website. Encourage friends and colleagues to “share” and “like” our content on the Facebook page.

e. Training Committee

- Elaine Gall
- Duane is working on a program idea for a quarterly training on a regional basis that would be consistent across the state.

f. Merchandise Committee

- Jimmy Csizamdia
- Working on an order. Planning on switching back to the company in Richmond for production.

g. Legislative Committee

- G. Hollingsworth
- SB208 on Fireworks is being proposed that is similar to last year’s Bill.

h. Bylaws/Trust Agreement Committee

- Duane Perry
- Duane and committee are looking at a couple things for amendments. Will report by next meeting.

i. Scholarship Committee

- Elaine Gall
- Committee has not met.

XI. Old Business

Regional Reps:
- George is concerned with lack of attendance by Region Representatives and wanted input on how to improve it or fix it.

Website and Social Media

- Jeremy Luttrell
- The new website is up and running and we have had membership renewals and are in need of content for the social media side of things.

XII. New Business

Develop Committee for position descriptions:
- George and Duane will be working on this to present to the board by the next meeting.

State Code Development Process:
- Ed Altizer – reported that there is a SFPC, code change proposal for Tannerite Binary Targets that has been
- See attached email correspondence from George Hollingsworth with excerpts from his discussions with DHCD.
Vice-President’s Report

1. 2015 Fall Conference – Roanoke
   a. 16 hours credits provided
   b. 5 Sponsors Tables
      i. 2 sponsors’ tables - $200 each used for $400 iPad giveaway
      ii. 3 supporting organizations – Va. Dept Fire Programs, Dept. Housing & Community Development, and State Fire Marshal’s Office
   c. Balance just under $6000
   d. Concerns/Lessons Learned
      i. Attendance remains low
      ii. Need to look at location, educational offerings, and costs
      iii. Overhead costs of guests
   e. New Business: Planning for 2016 Conference including dates, location, contract, programs, etc.

2. 2016 Spring Conference
   a. Met on December 17th.
   b. Programs planned and/or proposed:
      i. 2012 IFC Performing Commercial Fire Inspections–provided by ICC (full day)
      ii. 2012 ICC Commercial Kitchen Hoods–provided by ICC (half day)
      iii. Food Truck Hazards and Proposed Regs–provided by Ron Farr w/UL (2 hours)
      iv. Risk Check Inspection Priorities Workshop–provided by David Lynam, Kitsap, WA (half day)
      v. Grant application to VDFP
   c. Next steps:
      i. Complete program offerings
      ii. Confirm meals and costs
      iii. Determine Conference Fees
      iv. Post on Website by February 15
3. Committees outside VFPA
   a. DHCD "Fire Code Subworkgroup" – Two meetings thus far. Survey sent to
      schedule next meeting. George, Duane, Linda, Gerry, myself.
   b. 2018 ICC Conference in Virginia – George attended meeting in December.
      Next scheduled on January 28.
### October 2015 Treasurer's Report

**Emily Little** [emile.little@vfpa.org]

**Sent:** Friday, October 30, 2015 10:19 PM

**To:** vilpa.board@vfpa.org

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**VTPA Treasurer's Report**

**October 1 to October 31, 2015**

**Starting balance in BB&T Checking:** $33,407.47

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<td>10/22/2015</td>
<td>Deposit-25% proceeds from 2015 Fall Conference</td>
<td>$98.00</td>
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**TOTAL DISBURSEMENTS:** $7,618.00

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**November 2015 Treasurer's Report**

**Starting balance in BB&T Checking:** $10,853.39

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<th>Description</th>
<th>Amount</th>
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<td>11/2/2015</td>
<td>Website maintenance</td>
<td>($51.95)</td>
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<td>11/3/2015</td>
<td>Capital 1 charge fees</td>
<td>($263.99)</td>
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<td>10/1/2015</td>
<td>Post office box rent 2015-2016</td>
<td>($888.00)</td>
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<td>Refund 2015 Fall Conference fee due to medical illness</td>
<td>($390.00)</td>
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<td>10/1/2015</td>
<td>Reimbursement for purchase of grand prix for 2015 Fall Conference</td>
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<td>10/1/2015</td>
<td>Book keeping July, August, September, 2015</td>
<td>($227.00)</td>
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<td>10/1/2015</td>
<td>Refund 2015 Fall Conference conference fee due to medical illness- P</td>
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<td>10/1/2015</td>
<td>Hotel $1,461.00, Food $549.30 Total $6084.00 2015 Fall Conference</td>
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<td>Cols Account **************9995 SERVICE from 09/26 to 10/19 OFF ACCT SOFTWARE FEE</td>
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https://mail.winchesterva.gov/owa/?ae=Item&t=IPM.Note&id=RgAAAAD657kcnwDSK...  
4/21/2016
OUTSTANDING CHECKS

10/22/2015

Ending Bank Balance
Checkbook balance should be

Checkbook balances with bank.

Fulton Bank CD
Draws 0.5% interest and matures on 12/6/15

$32,223.89
$11,467.89
$28,622.85

Respectfully submitted by

Ernie Little, Treasurer

1 year subscription for conference/membership management service
144.88

(796.00)
The Treasurer's Report is below. The CD at Fulton Bank matures this week and we need to make a decision on what to do with the money. I do not recommend we stay with Fulton Bank. I do recommend we establish a checking account that draws interest at either BB&T or The Fauquier Bank. That would keep the money separate from our operational account and allow us to draw interest on it as well as draw on it if necessary.

Ernie

<table>
<thead>
<tr>
<th>VFPA Treasurer's Report</th>
<th>11/30/2015</th>
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<tbody>
<tr>
<td>November 1 to November 30, 2015</td>
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<tr>
<td><strong>Starting Balance in BB&amp;T Checking</strong></td>
<td><strong>$32,223.89</strong></td>
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</table>

**INCOME**

- 11/2/2015: Deposit; 3 year membership - Maitland, Gerry; check 266446 - $50.00

**TOTAL**

**DISBURSEMENTS**

- 11/2/2015: Check 1772: Ernie Little - ($51.96)
- 11/10/2015: CDP BILLING COOP MERCHANT BILL VIRGINIA FIRE PREVENTI ACH CORP DEBT - ($101.97)
- 11/15/2015: Check 1773: Jeremy Littrell - ($101.97)
- 11/20/2015: OLB ACCOUNT **********3935 SERVICE FROM 10/20 TO 11/19 DFX ACCT SOFTWARE FEE - ($165.85)

**TOTAL**

**OUTSTANDING CHECKS**

- None

**Ending Bank Balance**

- $31,075.07

**Checking balance should be**

- $31,075.07

**Fulton Bank CD**

- $28,625.85

Draws 0.5% interest and matures on 12/6/15

You received this message because you are subscribed to the Google Groups "VFPA Full Board" group.
To unsubscribe from this group and stop receiving emails from it, send an email to vfpa-board+unsubscribe@vfpa.org.
To post to this group, send email to vfpa-board@vfpa.org.
To view this discussion on the web visit https://groups.google.com/a/vfpa.org/d/msg/vfpa-board/00a601d12bb4%24d407d30%241755900%2440a01.com.

https://mail.winchesterva.gov/owa/?ae=Item&t=IPM.Note&id=RgAAAAAD657kcwD5K... 4/21/2016
December 2015 Treasurer Report
Ernie Little [ernie.little@vfa.org]
Sent: Friday, January 30, 2016 1:15 PM
To: vfaalert@vfa.or, Jeremy Luttrell

Been a busy month with the movement from Cvent to Wild Apricot. You would not believe the amount of paperwork and other related stuff that goes with the financial end of the move. I am pleased to tell you that we are now fully operational on the Wild Apricot site as I saw the first membership renewal go through the system from the website to the bank and that is good news. Something that I want to draw your attention to is that you will see anything with a credit card used show up different. For an example in this report you will see a $60.00 membership fee deposit but in the end only $58.26 goes into the bank. That is because our new credit card processing vendor takes their fee out of the transaction and not at a later time as a ACH debit. Thus $ 1.74 is the processing fee. That is the cost of us accepting credit cards. Also I cashed in the Fulton CD on December 7th and those funds are now in our checking account. I am still looking for an interest bearing checking account we could put it in. That was our last CD that we had from the prior organization we were.

Emie

VFA Treasurer's Report
December 1 to December 31, 2015

Starting Balance in BB&T Checking: $31,075.07

INCOME
12/2/2015 Deposit: Proceeds from Fulton Bank CD that matured $29,058.85
12/3/2015 Deposit: Vendors Fee-Midwest Firestop-check 1467 $200.00
12/3/2015 Deposit: 3 year Membership-Wright, Travis-ee $50.00
12/12/2015 Bank Deposit: BKCD Processing Virginia Fire Preventi ACH Credit $38.26
12/31/2015 Proceeds from CD maturing $1,74.00

TOTAL

DISBURSEMENTS
12/30/2015 Check 1774-City of Emporia $237.16
12/30/2015 2003658421 EZ-TOOLS VFA ACH CORP DEBIT $51.95
12/31/2015 BILLING AUTHNET GATEWAY VIRGINIA FIRE PREVENTI ACH CORP DEBIT $89.00
12/31/2015 Debit: COF BILLING COF MERCHANT BILL VIRGINIA FIRE PREVENTI ACH CORP $10.00
12/31/2015 Check 1775-ICC Region VII OLB ACCOUNT: **********6935 SERVICE FROM 11/20 TO 12/10 OFX ACCT SOFTWARE $100.00
12/31/2015 FEE $9.95
12/23/2015 Check 1776-Rhodes Consulting $1,010.00
12/23/2015 Check 1777- Munro and Company $227.00

TOTAL

OUTSTANDING CHECKS

None

Ending Bank Balance: $58,667.12
Checkbook balance should be: $58,667.12

Checkbook balances with bank.

https://mail.winchesterva.gov/owa/?ae=Item&t=IPM.Note&id=RgAAAAD657kcnwiDSK... 4/21/2016
From: Hollingsworth, George [George.Hollingsworth@fairfaxcounty.gov]
Sent: Wednesday, January 13, 2016 10:27 AM
To: Csiszmadia, Jimmy (VDFP)
Subject: FW: Monday teleconference with Elaine
Attachments: 2016-01-11 Bill List as of 01-09-2016.msg; FW: Fire Code Subworkgroup

From: Hollingsworth, George
Sent: Wednesday, January 13, 2016 10:09 AM
To: Csiszmadia, Jimmy (VDFP) (Jimmy.Csiszmadia@vdfp.virginia.gov)
Subject: FW: Monday teleconference with Elaine

Good morning Elaine,

I am sending out some information for us to talk about this morning and wanted to give you time to look it over before we talk, please give me a call when you are ready. I have to leave the office for a meeting at 11 but I can talk before that.

- Discussion with DHCD and the way the Sub-Group is being handled.
  - Again, I'm not going to debate the merits of the 315.3.4 change noted below. Other than to say you and we have a difference of opinion on the enforceability of that section. The bigger problem is, has been, and continues to be this poorly defined, completely undocumented, and seemingly always changing process that I believe does not conform to good practice for the modification of a national model code to a statewide regulation.

To that point, here are a few examples:

1. "Editorial" has always meant those changes that do not change the intent or application of the code – a typographical error as example. In the past, the AG’s office has reviewed those “editorial” issues and given their yea or nay determination. It seems now that this workgroup – the membership of which has no authority to interpret a statewide code in any area other than their jurisdiction, or no authority at over any provision of the SFPC, or better yet no training in how the SFPC is enforced - is making that determination by “consensus” which still has yet to be clearly defined.

   Question – who determines the “editorial” nature of the proposed change and what does that mean to the process?

2. Just looking at the draft document as it exists today, there are 60+ edits/changes to the code. If we extend that out through all of the chapters, there will likely be hundreds of...
specific changes that will need to be approved by the Board of Housing. To include them as a single total package as they are currently being drafted is a bad process. Some of these changes are good, some marginal and some are outright bad. How does the Board digest a single code change that has hundreds of specific modifications to a code. If this workgroup effort was doing what it was intended to do – removing unenforceable provisions – that may be a reasonable process. But you have a number of fire code officials and inspectors – the users of the code and those with the knowledge training and experience in dealing with the fire code and fire related issues – saying some of these provision ARE enforceable. Considering that, the arbiter of interpretation of this code is the State TRB, not this workgroup.

3. This workgroup has a stated purpose that is inconsistent with the actions of the group. The purpose is to remove unenforceable provisions. At the workgroup the question should be “is this enforceable” if the answer is yes from any one person in the workgroup (call it consensus – the group agrees), move on to the next section. If the answer is no, strike it out and move to the next section. Stop changing the code wording to read differently. If it’s not enforceable, rewriting it is changing the code. (see notes from the last meeting, “It was reiterated that this is NOT the forum for code changes and wordsmithing." And yet that continues to be done.)

4. Not specifically related to this workgroup but an issue I have spoken to Bill Shelton about in the past, how can the Board of Housing conduct a “public hearing” on two occasions and allow one person to speak for 3 minutes on literally hundreds of code changes that have been submitted? This has been the practice in the past and there has been literally no debate before the Board on some of the changes. I have suggested in the past the process needs to more closely resemble the ICC process for changing the model code. If ICC does it that way, why should Virginia water down that open and fully vetting process?

- 2015 Budget review from Lee Duckwitz:
  - Predicted income 22,015.67
  - Actual 23,142.91 plus 6000.00 DHCD
  - for total 29,132.91.
  - Actual expenses paid for budget were
  - 18997.74. Leaving
  - 3007.93 to turn back in. VFPA improved their financial status this year 10,135.17.
  - *** These figures do not include interest earned CDs. George I'm very proud of you and the board. Outstanding job done. Details below

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In checkbook 58,667.12

- From Ernie Little:
  - Been a busy month with the movement from Cvent to Wild Apricot. You would not believe the amount of paperwork and other related stuff that goes with the financial end of the move. I am pleased to tell you that we are now fully operational on the Wild Apricot site as I saw the first membership renewal go through the system from the website to the bank and that is good news. Something that I want to draw your attention to is that you will see anything with a credit card used show look different. For an example in this report you will see a $60.00 membership fee deposit but in the end only $58.26 goes into the bank. That is because our new credit card processing vendor takes their fee out of the transaction and not at a later time as a ACH debit. Thus $ 1.74 is the processing fee. That is the cost of us accepting credit cards. Also I cashed in
the Fulton CD on December 7th and those funds are now in our checking account. I am still looking for an interest bearing checking account we could put it in. That was our last CD that we had from the prior organization we were.

VFPA Treasurer’s Report
December 1 to December 31, 2015
Starting Balance in BB&T Checking

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<td>12/31/2015</td>
<td>Deposit- 3 year membership- Wright, Travis- cc</td>
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TOTAL DISBURSEMENTS

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<td>12/8/2015</td>
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<td>12/9/2015</td>
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<tr>
<td>12/23/2015</td>
<td>Check 1776- Rhodes Consulting</td>
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<tr>
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<td>Check 1777- Moran and Company</td>
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</table>

TOTAL OUTSTANDING CHECKS

None

Ending Bank Balance

Checkbook balance should be

Check book balances with bank.

Sincerely,

George Hollingsworth, Captain II
Fairfax County Fire and Rescue
Fire Prevention Division / Inspections Branch
"Where Preventing the 911 call is our Job"
Main Number - 703-246-4849
Good morning Adam,

I wanted to forward this email from Assistant Chief Dawson, the representative from the Fire Services Board to the DHCD Fire Code Sub Group. Chief Dawson and I have been in contact as he has been emailing with Ms. Cindy Davis (DHCD) reference the inconsistencies in this Sub Group's handling of this review of the Fire Code to take out unenforceable language. I understand (but don't agree) that DHCD wants to remove any possibility of a Fire Official making a decision based on the Fire Code that is not enforceable by a Fire Official. The problem I have is the conversation and word smithing of these codes at the Fire Code Subcommittee meetings by such a small group being considered consensus. The changes are being put into a mass group of changes for the DHCD Board to approve, without being reviewed by the workgroups. It is my belief that if 1 word is changed this is a code change and should go through the entire process as it is done by ICC. As VFPA President I support Chief Dawson's position as the representative from the Fire Services Board to this committee. Feel free to give me a call or email if you have any questions.

Sincerely,

George Hollingsworth, President
Virginia Fire Prevention Association
"Where assuring those that prevent the 911 call is our job."
Main # 703-246-4849
Direct # 703-246-4853
Fax # 703-246-6042

From: Dawson, Robby [mailto:DawsonJ@chesterfield.gov]
Sent: Sunday, January 10, 2016 10:35 AM
To: 'Davis, Cindy (DHCD)'
Cc: 'Potts, Richard (DHCD)'; Hollingsworth, George
Subject: [Caution: Message contains Redirect URL content] RE: Fire Code Subworkgroup

Again, I'm not going to debate the merits of the 315.3.4 change noted below. Other than to say you and we have a difference of opinion on the enforceability of that section.

The bigger problem is, has been, and continues to be this poorly defined, completely undocumented, and seemingly always changing process that I believe does not conform to good practice for the modification of a national model code to a statewide regulation.

To that point, here are a few examples:

1. "Editorial" has always meant those changes that do not change the intent or application of the code – a typographical error as example. In the past, the AG's office has reviewed those "editorial" issues and given their yea or nay determination. It seems now that this workgroup – the membership of which has no authority to
interpret a statewide code in any area other than their jurisdiction, or no authority at over any provision of the
SFPC, or better yet no training in how the SFPC is enforced - is making that determination by “consensus” which
still has yet to be clearly defined.

Question – who determines the “editorial” nature of the proposed change and what does that mean to the
process?

2. Just looking at the draft document as it exists today, there are 60+ edits/changes to the code. If we extend that
out through all of the chapters, there will likely be hundreds of specific changes that will need to be approved by
the Board of Housing. To include them as a single total package as they are currently being drafted is a bad
process. Some of these changes are good, some marginal and some are outright bad. How does the Board digest
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the Board of Housing conduct a “public hearing” on two occasions and allow one person to speak for 3 minutes
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there has been literally no debate before the Board on some of the changes. I have suggested in the past the
process needs to more closely resemble the ICC process for changing the model code. If ICC does it that way,
why should Virginia water down that open and fully vetting process?

I guess that’s enough for a Sunday.

RD

James R. Dawson
Assistant Fire Chief/Fire Marshal
Chesterfield Fire & EMS
dawsonj@chesterfield.gov
Office/Cell 804-717-6838

---

From: Davis, Cindy (DHCD) [mailto:Cindy.Davis@dhcd.virginia.gov]
Sent: Friday, January 08, 2016 8:09 PM
To: Dawson, Robby
Cc: Potts, Richard (DHCD); 'george.hollingsworth@fairfaxcounty.gov'
Subject: FW: Fire Code Subworkgroup

Robby, from my perspective your comment below illustrates just the opposite and provides evidence as to why this
exercise is necessary. Either storage is permitted as is or it is not. That is the maintenance and operational part of the
fire code. The construction requirements are not.
If you cite storage as an issue, because it is or was not permitted, then whoever is charged with enforcing in a jurisdiction can and should make sure that the violation is abated. But the method of construction that is required for storage in that section is not now and was not ever enforceable under the SFPC, as set forth in Chapter 1. If by statute the method of construction is prohibited from being affected by the SFPC, then removing the construction requirements, are in fact editorial.

An option to abate the violation of abate illegal storage is for the owner to visit the building department to see what is required to allow a space to be used as storage if they so choose. The method of construction/protection for a storage area is determined by the USBC. Once they have received a permit, provided the construction and/or protection per the USBC and received approval to use that space as storage from the building department, it once again is maintained under the SFPC. It may be a one-hour rating, or it may be a limited area sprinkler, or it may not be approved for storage at all depending on what else may be going on with that building related to the use or previous modifications or special restrictions for that area. But that is a determination made under the USBC.

But really, whether you refer to them as editorial or whether you want to call the entire thing a code change is a matter of semantics. Everything will still go through the exact same process as any other code change does. It still goes to the workgroups, it is still vetted through the codes and standards committee and through the SFPC Development Committee and through public hearings and through the joint FSB/BHCD. So the opinion of the AG doesn’t have any place at this time because it hasn’t went through the process yet and isn’t an official document. It’s just a suggestion from a group of people trying to accomplish editorially what Chapter 1 already requires as directed by the BHCD.

Cindy

From: Dawson, Robby [mailto:Dawson@chesterfield.gov]
Sent: Wednesday, January 06, 2016 10:22 AM
To: Davis, Cindy (DHCD); 'george.hollingsworth@fairfaxcounty.gov'
Cc: Potts, Richard (DHCD)
Subject: RE: Fire Code Subworkgroup

OK, I won’t debate the enforcement aspect of this, or the process used to enforce it, but it does illustrate my point that this change is not editorial in nature based on how the term has been and is typically used. Your assessment is that in the change proposed, the BO is now the AHJ to determine the fix to the violation rather than the Fire Code Official as it is currently written.

That is a change in how the code is enforced and therefore not an editorial change.

I believe an editorial change is something along the lines of the changes from the phrase, “In accordance with the International Building Code” to something more consistent with state law that would say, “in accordance with the Uniform Statewide Building Code under which the building was constructed”. Those changes do not change how the code is enforced or applied. That’s editorial.

RD

From: Davis, Cindy (DHCD) [mailto:Cindy.Davis@dhcd.virginia.gov]
Sent: Wednesday, January 06, 2016 9:25 AM
To: Dawson, Robby; 'george.hollingsworth@fairfaxcounty.gov'
Cc: Potts, Richard (DHCD)
Subject: RE: Fire Code Subworkgroup

Robby, the change doesn’t affect anything in the way you would enforce it. You would still enforce by saying that storage is not permitted and write the violation up as such. The only thing that changes is that the building department
determines what type of construction or alternate protection (limited area sprinklers, etc.) will be approved and doesn’t dictate how it has to be constructed.

I do not understand your concern.

Cindy

From: Dawson, Robby [mailto:Dawson@chesterfield.gov]
Sent: Tuesday, January 05, 2016 5:14 PM
To: Davis, Cindy (DHCD); 'george.hollingsworth@fairfaxcounty.gov'
Cc: Potts, Richard (DHCD)
Subject: RE: Fire Code Subworkgroup

Well, I guess that’s at the heart of some of my confusion. In the past, editorial always meant that the text in the approved language was incorrect, normally from a typo or correlation issue between editions of codes. The editorial change had no impact on the intent, meaning, or how the code was applied.

The majority of the changes from the latest draft do have some impact on the intent, meaning or how the code can be applied, so I don’t think of those as the customary “editorial” changes. Also, when those editorial changes were needed, I believe Vernon passed those by the AG’s office to get approval or endorsement that they were in fact editorial in nature.

My point is illustrated with that section you noted:

315.3.4 Attic, under-floor and concealed spaces. Attic, under-floor and concealed spaces shall not be used for storage of combustible materials shall be protected on the storage side as required for 1-hour fire-resistance rated construction. Openings shall be protected by assemblies that are self-closing and are of noncombustible construction or solid wood core not less than 13/4 inches (44.5 mm) in thickness unless the spaces were designed and approved or not prohibited under the building code under which the building was constructed for such storage. Storage shall not be placed on exposed joists.

If the building was built in say 1980, and the code under which it was built didn’t expressly say storage was allowed (I didn’t go back and look), then storage is prohibited because it wasn’t designed that way and not expressly allowed. With the existing language, the fire official could allow the storage IF the building owner got the appropriate permits form the BO to construct the 1 hour rating in the concealed space.

I think this clearly changes the way I would enforce the code, and changes the intent. So, I don’t think that this is an “editorial” change. Which brings me to the next question....

I wasn’t at the meeting on 12/10. Since I now can see the change, and I don’t agree that this is editorial, will it now be off the table for the expressed purpose of this workgroup? If this group is making that level of decisions, I would then be compelled to ask who appointed the specific members of this workgroup? There seems to be a pretty significant decision being made as to what is or isn’t editorial by a group that has no authority to make decisions that has typically been made by an representative of the Attorney General’s Office in the past.

RD

James R. Dawson
Assistant Fire Chief/Fire Marshal
Chesterfield Fire & EMS
dawson1@chesterfield.gov
Office/Cell 804-717-6838
From: Davis, Cindy (DHCD) [mailto:Cindy.Davis@dhcd.virginia.gov]
Sent: Tuesday, January 05, 2016 4:42 PM
To: Dawson, Robby; 'george.hollingsworth@fairfaxcounty.gov'
Cc: Potts, Richard (DHCD)
Subject: RE: Fire Code Subworkgroup

That's the purpose of this group. If everyone was in agreement that it was editorial, then that's what is indicated in the notes. If there was not agreement, then that is indicated as well.

And yes, all of this gets put before the BHCD. So if there is a section or sections where there as not agreement, that information will be provided. And as always, any board member can ask that something be considered separately.

As to your last paragraph, I think that if storage wasn't permitted and a building owner wanted to use it as such, they would have the opportunity to apply for a permit to the building department and they may be able to provide a 1-hour rating to allow storage, or they may be required to put in limited area sprinklers, or some other method of protection. Then it would need to be maintained as per the approved code/permit. So, I'm not sure how you get to they wouldn't be able to do it?

Cindy

From: Dawson, Robby [mailto:Dawson@chesterfield.gov]
Sent: Tuesday, January 05, 2016 4:08 PM
To: Davis, Cindy (DHCD); 'george.hollingsworth@fairfaxcounty.gov'
Cc: Potts, Richard (DHCD)
Subject: RE: Fire Code Subworkgroup

In that case, here is my next two questions:

Who determines if the change is editorial or not?

Will these code sections be in the final proposed document for review by the Board of Housing?

The reason I ask is for this and a few other of the changes listed as editorial, there is a real and distinct change in the implications and meaning of the code. While the 1 hour rated construction is construction related language, if the USBC didn't allow storage there, there is NO way there would ever be storage allowed in that space. With the code the way it is currently, there is an avenue for the owner to store materials there and that would use the construction related information in the SFPC to allow that storage to take place.

RD

From: Davis, Cindy (DHCD) [mailto:Cindy.Davis@dhcd.virginia.gov]
Sent: Tuesday, January 05, 2016 3:57 PM
To: Dawson, Robby; 'george.hollingsworth@fairfaxcounty.gov'
Cc: Potts, Richard (DHCD)
Subject: RE: Fire Code Subworkgroup
Editorial means that the wording is per statute. For instance, taking out prescriptive construction requirements for a 1-hour rating and replacing it with “maintained in accordance with the code under which it was constructed”.

So, regarding the note for 317.1 it means just that. If someone thinks that there needs to be more detail or additional requirements listed, then that would be a code change.

I’m not sure what your question is related to 315.3.4 – you must be looking at the wrong section... here is what is in the notes... no mention of the Maintenance Code???

**315.3.4 Attic, under-floor and concealed spaces.** Attic, under-floor and concealed spaces shall not be used for storage of combustible materials shall be protected on the storage side as required for 1-hour fire-resistance-rated construction. Openings shall be protected by assemblies that are self-closing and are of noncombustible construction or solid-wood core not less than 1¾ inches (44.5 mm) in thickness unless the spaces were designed and approved or not prohibited under the building code under which the building was constructed for such storage. Storage shall not be placed on exposed joists.

1. Areas protected by approved automatic sprinkler systems.

2. Group R-3 and Group U occupancies.

And as for 311.4, Kris Bridges was trying to make definitions match with the Maintenance Code and he was reminded while it would be a great idea, he would need to submit a code change.

Does that clarify??

Cindy

---

**From:** Dawson, Robby [mailto:Dawson@chesterfield.gov]
**Sent:** Tuesday, January 05, 2016 3:21 PM
**To:** Davis, Cindy (DHCD); 'george.hollingsworth@fairfaxcounty.gov'
**Cc:** Potts, Richard (DHCD)
**Subject:** RE: Fire Code Subworkgroup

It did clarify the first point, thanks.

On the second, take a look at the following notes/changes in that document:

311.4 The note “Code change. Kris Bridges was reminded this is beyond editorial and requires a code change.”
315.3.4 the note, “Coordinate with Maintenance. Code Change, not editorial”
317.1 The note, "Editorial change for maintenance" (emphasis mine)

What’s the difference between an “editorial” change and whatever the other type of code change is? That’s what I was wondering. There were a few others in the mix, but there were three different uses of the phrase and makes me wonder they will be treated differently somehow.

RD

---

**From:** Davis, Cindy (DHCD) [mailto:Cindy.Davis@dhcd.virginia.gov]
**Sent:** Tuesday, January 05, 2016 1:33 PM
**To:** Dawson, Robby; 'george.hollingsworth@fairfaxcounty.gov'

---
Cc: Potts, Richard (DHCD)
Subject: RE: Fire Code Subworkgroup

No worries...valid questions. The documents will be submitted as one document not individual changes. They are being considered editorial not actual changes (i.e. no new retrofit provisions are applicable, but rather the buildings are maintained and inspected for compliance with the code under which they were constructed, or installed in the case of equipment).

I'm not sure about your second question, if you could provide an example, it would be helpful. In general the gist of exercise overall is to make it clear that the buildings are to be maintained and inspected in accordance with the code under which is was constructed. If, by removing some of the construction language, the generic “in accordance with the code under which it was constructed” is deemed to not be adequate, then a code change suggesting new language may be warranted.

Did that clarify?

Cindy

From: Dawson, Robby [mailto:Dawson1@chesterfield.gov]
Sent: Tuesday, January 05, 2016 1:18 PM
To: Davis, Cindy (DHCD); george.hollingsworth@fairfaxcounty.gov
Cc: Potts, Richard (DHCD)
Subject: RE: Fire Code Subworkgroup

Cindy,

I really hate to keep stirring the pot, but I continue to have questions about this process.

Two questions:

1. Of the 61 or so edits in the latest document, and for anything that will come subsequent to that, what will the process forward be? Specially using this latest draft as an example, my question is will there be 61 different code change forms submitted, or will this be one document with all 61 changes submitted to the Board of Housing for consideration? This is the same question I have about the VMC changes I mentioned in a previous email that remains unclear.

2. What qualifies a change as “editorial” versus non-editorial, and who makes that determination? There are a number of the notes in the latest document that notes “Editorial change” and one that says “editorial change, code change needed if other language is desired”.

Thanks

RD

James R. Dawson
Assistant Fire Chief/Fire Marshal
Chesterfield Fire & EMS
dawson1@chesterfield.gov
Office/Cell 804-717-6838
Good morning everyone,

Thanks again to everyone that participated at the last meeting. Attached are the summary notes and revised sections/comments based on the discussions that took place. In preparation of the next meeting please review Chapters 8 through 10 and submit your comments to me by January 15th.

I have also provided a link to a doodle poll with options for our next meeting date. To complete the poll, enter your name, choose the dates you are available and click save before leaving the poll. Please complete the poll by January 11th to give us enough time to secure a meeting space.

http://doodle.com/poll/nk9r6mt96vbtgdyh

Let me know if you have any questions.

Sincerely,

Richard Potts II, CBO
Senior Construction Inspector II
Department of Housing & Community Development (DHCD)
600 E. Main Street, Suite 300
Richmond, VA 23219
(804) 786-1157 - Office
(804) 371-7092 - Fax

Code Connection Blog http://dhcdcodeconnection.wordpress.com