

Minnesota Rule Chapter 1300/Committee Meeting Notes
February 27, 2012
Second Meeting

- Mike Godfrey called the meeting to order at 8:35 AM.
- Those in attendance:
Mike Godfrey, committee chair, Construction Codes and Licensing Division (CCLD)
Doug Nord, committee co-chair, CCLD
Jim Williamette, committee member, Association of Minnesota Building Officials (AMBO)
Rick Breezee, alternate member, AMBO
Michele Engberg, committee member, Minnesota Building Permit Technician Association
Karen Linner, committee member, Builders Association of Minnesota
Frank Martin, committee member, League of Minnesota Cities
- Introductions were made of those in attendance.
- Mike Godfrey explained the role of the committee in regards to addressing issues and changes to 1300 and the role of the Commissioner of Labor and Industry.
- Mike Godfrey explained we would be going over code change proposals submitted for the portion of 1300 we would be covering today. The portion we would be going over today is 1300.0010 through 1300.0150.

The following are the code change proposals that were reviewed at this meeting:

Administration #1

Proponent: Greg Johnson

1300.0040 SCOPE; The second exception to this section, which states:

Exception: The following structures that meet the scope of chapter 1305 **may** be designed to comply with Minnesota Rules, chapter 1311:

The proposal is to eliminate “may” and replace it with; “shall be permitted to”; the exception would read;

“Exception: The following structures that meet the scope of chapter 1305 shall be permitted to be designed to comply with Minnesota Rules, chapter 1311:

Action: Approved

The committee felt this was more consistent with model code language.

Administration #2

Proponent: Rick Davidson

1300.0120 Subp. 4. Work exempt from a permit.

A. Building:

1. Proposal to strike the “use” language and change the size to 200 square feet.

Action: Approve the size change but leave the “use” language.

The committee felt “use” needed to stay as it is model code language and the size change to 200 square feet would now meet International Residential Code language.

2. Proposal to change fence height to seven feet.

Action: Approved (note: this was already addressed in the division draft of 1300)

The committee agreed this would be consistent with model code language.

3. Proposal to remove “oil Derricks” and replace it with “replacement of window sashes only”.

Action: Denied

The committee wanted “oil derricks” to stay as it is model code language and felt no reason to remove. The committee felt there were important items to review regarding window sash replacement such as safety glazing, u-value and smoke detector requirements when a permit is required.

5. Proposal to be specific to municipal water tanks and delete “supported directly on grade if the capacity does not exceed 5,000 gallons (18,927 L) and the ratio of height to diameter or width does not exceed 2 to 1”;

Action: Denied

The committee saw no reason to change model code language.

6. Proposal to remove “that are not part of an accessible route” and add “patios, and other paved surfaces constructed at grade”;

Action: Denied

The committee decided the current language was best to leave as is.

7. Proposal to be specific to “exterior” decks and remove “platforms” and remove “and not attached to a structure with frost footings and which is not part of an accessible route” and add “accessory to a building housing one or two dwelling units or townhouses”.

Action: Denied

The committee decided to leave the current rule language as is.

9. Proposal to delete “temporary motion picture, television, and theater stage sets and scenery”;

Action: Denied

The committee saw no reason to delete this as it is model code language.

10. Proposal to delete prefabricated swimming pools...

Action: Denied

The committee saw no reason to change current rule language.

15. Proposal to add “installation, replacement, or repair of vehicular access doors or door operating systems”, as a new item to this section.

Action: Denied

The committee did not want to exempt components regulated by the code.

D. Plumbing: Proposal to list plumbing items to be exempt from a permit.

Action: Denied

The committee chair explained to the committee members that this is under the Authority of the Plumbing Board.

Administration #3

Proponent: Kathi Osmonson

1300.0120 Subp. 4. Work exempt from a permit.

A. Building:

7. Proposal to delete, “decks and platforms not more than 30 inches (762 mm) above adjacent grade and not attached to a structure with frost footing and which is not part of an accessible route”;

Action: Denied

The committee felt this needed to stay in rule as is.

Administration #4

Proponent: Rick Davidson

1300.0130 CONSTRUCTION DOCUMENTS

Subp. 9. Design Professional in responsible charge. As written, this section only prevents changes to construction documents when there is a “design professional in responsible charge”. This should apply in all cases, not just when there is a “design professional in responsible charge”. For example, as written, a plan could be submitted, reviewed, and approved and then later changed without approval by the building department. It appears to have been inadvertently placed in the wrong section.

Proposed language: Work regulated by the code shall be installed according to the reviewed construction documents, and any changes made during construction that are not in compliance with the approved construction documents shall be resubmitted for approval as an amended set of construction documents.

Action: Approved (note: this was already addressed in the division draft of 1300)

The committee agreed and this statement has been added to 1300.0130, Subp. 6. Approval of construction documents.

Administration #5

Proponent: James Williamette

1300.0110, Subp. 1. General.

Changes in wording were proposed to match model code language.

Action: approved

The committee agreed with this proposal.

Administration #6

Proponent: James Williamette

1300.0110 DUTIES AND POWERS OF BULDING OFFICIAL, Subp. 5. Inspections.

Proposal to change the last sentence of this section to become more closely matched with model code language. The last sentence would read; “The building official is authorized to engage such expert opinion as deemed necessary to report upon unusual technical issues that arise”.

Action: Approved

The committee agreed with the proposed change.

Administration #7

Proponent: James Williamette

1300.0110 DUTIES AND POWERES OF BUILDING OFFICIAL, Subp. 9. Liability.

Proposal to change a few words in this section.

Action: Denied

The committee felt the language existing in the rule was acceptable.

Administration #8

Proponent: James Williamette

1300.0120 PERMITS, Subp. 4, Work exempt from a permit.

A. Buildings:

2. Proposed 7 foot fence height.

Action: Previously approved by the committee.

6. Proposed adding; “not more than 30 inches (762 mm) above adjacent grade, and not over any basement or story below”

Action: Denied

The committee felt this would be more confusing and did not feel it should be part of this section.

12. Proposed language to include non-fixed movable fixtures.

Action: Denied

The committee felt it was more appropriate to leave existing language.

14. Proposed to add “accessory to detached one and two family dwellings”.

Action: Denied

The committee did not want to add that language.

Administration # 9

Proponent: Kathy Bourlas

1300.0120, Subp. 14. Responsibility.

Proposed to add language to bring the responsibility of getting a final inspection of a project back to the Department of Building Safety or getting the department involved in a manner that would assist the permit holder to get the property owner to allow/get a final inspection.

Action: Unanimously denied

The committee understood the frustration with getting a final inspection scheduled, but did not agree to put the burden on the municipality.

- Mike Godfrey let the committee know we would start at 1300.0160 and go through the end of 1300 at our next meeting.
- Any code change proposals need to be submitted by Monday, March 5, 2012 (by 4:00 PM), for this portion of 1300.
- Our next meeting is scheduled for Monday, March 12, 2012, here at Construction Codes and Licensing Division (CCLD) starting at 8:30 AM to 11:30 AM, in the Isanti room. Our final meeting is scheduled for Monday, March 26, 2012 here at CCLD.
- The committee meeting adjourned at 10:15 AM.