

**PRINCE GEORGE'S COUNTY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 10/6/98

Reference No.: CB-82-1998

Proposer: County Executive

Draft No.: 3

Sponsors: Scott

Item Title: An Act concerning Building Code for the purpose of adopting the 1996 Editions of the BOCA Code and BOCA International Mechanical Code, and the 1995 Editions of the CABO Model Energy and the CABO One and Two Family Dwelling Code

Drafter: Lise Wineland
Office of Law

Resource Personnel: Samuel E. Wynkoop, Jr.
DER

LEGISLATIVE HISTORY:

Date Presented: 6/9/98

Executive Action: 11/18/98 S

Committee Referral: 6/9/98 THE

Effective Date: 1/4/99

Committee Action: 9/29/98 FAV(A)

Date Introduced: 10/6/98

Pub. Hearing Date: 10/28/98 1:30 P.M.

Council Action: 10/28/98 ENACTED

Council Votes: RVR:A, DB:A, SD:A, JE:A, IG:A, TH:A, WM:A, AS:A, MW:A

Pass/Fail: P

Remarks: (See also CB-111-1998)

10/28/98: Amended on the floor; DR-3 enacted

TRANSPORTATION, HOUSING AND ENVIRONMENT COMMITTEE DATE: 9/29/98

CB-82-1998 legislation adopts the 1996 version of the BOCA National Building Code, to be used for construction in Prince George's County, correcting section numbers, removing obsolete terms and deleting references to the Mechanical and National Energy Conservation Codes inasmuch as they are adopted by the BOCA Code.

Staff gave an overview of the legislation, which was requested by the County Executive, and informed the Committee of comments which were received. The Legislative Officer reviewed CB-82 and prepared written comments addressing substantial and technical amendments. The Associate Director of the Permits and Review Division of the Department of Environment Resources, prepared written responses to each concern. These issues were discussed item by item at the Committee worksession.

A representative of the Plumbers Association was concerned with the issue of whether WSSC-licensed plumbers should be required to obtain a County permit for defined boiler work. The Office of Audits and Investigation has determined there should be no negative fiscal impact on the County as a result of enacting CB-68-1998.

CB-82 was held in committee on July 9, 1998 allowing staff an opportunity to meet with appropriate individuals to address outstanding issues that derived from the Legislative Officer's correspondence. Concern was raised regarding the proposed language, on page 6, lines 24-30 and page 7, line 20 to extend the length of permits. The Committee Members agreed to allow the added language to remain, since the Council's concerns deals more with shortened period for building permits associated with violation corrections and CB-82 applies to all other construction.

Language was added in CB-82 Draft 1, under Sec. 4-352, Fee Schedule, that authorizes the Director of the Department of Environmental Resources to develop a fee schedule in lieu of the fee schedule provided legislatively in the Building Code. The Committee Members agreed to delete the added language in CB-82 Draft 2 and retain the right to exercise that authority in concert with the County Executive.

Language was added in CB-82 Draft 2 on page 41, lines 11-13, "Permits for the installation of a natural gas fired boiler, water heater or pressure vessel shall be governed by the Plumbing and gas Fitting Regulations of the Washington Suburban Sanitary Commission," in an effort to rectify the concern of the Plumbers Association. Because additional corrections need to be made to Subtitle 2A, the committee requested that a separate bill be prepared for introduction at the October 6, 1998 Council Meeting.

BACKGROUND INFORMATION/FISCAL IMPACT

(Includes reason for proposal, as well as any unique statutory requirements)

This legislation will adopt the 1996 version of the BOCA National Building Code, correcting section numbers, removing obsolete terms and deleting references to the Mechanical and National Energy Conservation Codes inasmuch as they are adopted by the BOCA Code.

CODE INDEX TOPICS: