



North Carolina Building Code Council

Staffed by the NC Department of Insurance

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Building Code Council

Chair:

Bridget Herring - 23
(Public Representative)

Vice Chairman:

Mark Matheny - 27
(Building Inspector)

Members:

Michael Ali, PE - 23
(State Agency)

Robert Axford - 25
(Electrical Contractor)

Chris Berg, PE - 27
(Structural Engineer)

Andrew C. Cole, AIA - 28
(Architect)

Gary Embler - 23
(Home Builder)

Ralph Euchner - 25
(Gas Industry)

David Gieser, RA - 28
(Architect)

Jeff Hilton - 28
(Coastal Contractor)

Natalie MacDonald, PE - 27
(Mechanical Engineer)

Gloria Shealey - 27
(General Contractor)

Deborah Shearin - 25
(Plumbing & Heating Contractor)

Jason B. Shepherd - 27
(Fire Services)

Victoria Watlington, PE - 28
(Municipal Government Rep)

Kim Wooten, PE - 25
(Electrical Engineer)

Robert Zapple - 28
(County Gov't Rep)

Minutes of the North Carolina Building Code Council December 13, 2022 Raleigh, NC

The following are summary minutes. The official minutes of this meeting are recorded. Anyone desiring digital copies of this recording should contact the Engineering Division of the NC Department of Insurance for information and reproduction costs or access the following OSFM website:

<https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-meeting-recordings>. The next scheduled NC Building Code Council meeting will be held **Tuesday, March 14, 2023** at 325 Salisbury Street, Raleigh, NC.

Facebook Live was provided for the purpose of allowing the public to view and hear the meeting in process.

Meeting called to order.

A roll call of Council members was completed. All members of the North Carolina Building Code Council were present for the Council meeting except Gary Embler. The following members attended virtually: Ralph Euchner, Victoria Watlington, and Kim Wooten.

Part A – Administrative Items

Item A – 1 Ethics Statement: Inquire upon conflicts of interest or appearance of conflicts of interest that exist within the Council.

There were no actual or potential conflicts of interest noted.

Item A – 2 Approval of minutes of the September 13, 2022 NC Building Code Council Meeting.

R. Zapple made a motion to approve the minutes. Second made by J. Hilton. Motion approved.

Item A – 3 Request from Gaston County for approval to adopt and enforce the following appendices contained in the NC Fire Code: B, C, D, E, F, G, H, J, and L.

Charlie Johnson, NCDOI staff, addressed the Council regarding this item giving his recommendation to approve the request for a Council vote.

Jason Shepherd addressed the Council stating this item comes with the approval of the Fire Standing Committee for a Council vote.

D. Gieser made a motion to approve this request. Second made by J. Shepherd. Motion approved.

Item A – 4 Request from the Town of Smithfield for approval to amend their Code of Ordinances Chapter 7 – Fire Prevention and Protection, Article III – Fire Prevention Code and Chapter 11 – Offenses and Miscellaneous Provisions, Section 11 – 25 Recurring False Fire and Burglar Alarms.

Charlie Johnson, NCDOI staff, addressed the Council regarding this item giving his recommendation to approve the request for a Council vote.

Jason Shepherd addressed the Council stating this item comes with the approval of the Fire Standing Committee for a Council vote.

M. Ali made a motion to approve this request. Second made by N. MacDonald. Motion approved.

Item A – 5 Request from Forsyth County to adopt their amended Fire Prevention Ordinance by adding a new Section 10-15 to regulate the use of combustible landscape materials.

Charlie Johnson, NCDOI staff, addressed the Council regarding this item giving his recommendation to approve the request for a Council vote.

Jason Shepherd addressed the Council stating this item comes with the approval of the Fire Standing Committee for a Council vote.

M. Matheny made a motion to approve this request. Second made by D. Gieser. Motion approved.

Item A – 6 Rules Review Commission Meeting Report

David Rittlinger, NCDOI Staff, reported there were three items that went before the Office of Administrative Hearings and Rules Review Commission all were approved.

1. Item D-1 from the September 2022 meeting regarding the 2018 NC Residential Code, Sections R101.2 Scope and R202 Definitions. It has an effective date of January 1, 2025.
2. Item D-2 from the September 2022 meeting regarding the 2018 NC Residential Code, Section R101.2 Scope and Table R302.1, the 2018 NC Building Code Table 602 and Section 903.2.8 and the 2018 NC Fire Code, Section 903.2.8. It has an effective date of January 1, 2025.
3. Item D-4 from the September 2022 meeting regarding the 2018 NC Administrative Code, Section 204.3.5 Design professional seal required. This has an effective date of January 1, 2023.

Item A – 7 Public Comments

Mrs. Annette Powell from Jamestown, NC addressed the Council concerning load calculations for HVAC systems and the results of installing oversized systems in homes causing physical damage to homes and severe health problems due to mold. She referenced “NC Mechanical Code 312.1” and the “21 NC Administrative Code 50.0505 Sections (e) and (f).”

Ms. Lori Biers addressed the same issue as Ms. Powell and spoke in agreement with her explaining how the issue of load calculations have caused health issues in her family due to the result of mold. This has also resulted in a large financial burden to her family.

Item A – 8 The Building Code Council has filed proposed temporary rules as directed by NC Session Laws 2022-6 and 2022-46: Section N1103.3.1 of the 2018 NC Residential Code for One- and Two-Family Dwellings, and Sections R403.3.1 and C403.2.9 of the 2018 NC Energy Conservation Code. See proposed temporary rules at the following link:

<https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notices>.

There were no public comments after the Council discussed this item.

**Residential Super Committee: Motion to approve made by M. Matheny. Second made by C. Berg.
Motion approved.**

**Commercial Super Committee: Motion to approved made by D. Gieser. Second made by M. Matheny.
Motion approved.**

**M. Ali made a motion to approve this item. Second made by D. Gieser.
Motion approved.**

Part B – New Petition for Rulemaking

The following Petitions for Rulemaking have been received since the last Council meeting. The Council will vote either to deny or grant these Petitions. The Council will give no further consideration to Petitions that are denied. Petitions that are granted may proceed through the Rulemaking process. The council may send any Petition to the appropriate committee. The hearing will take place during or after the March 14, 2023 meeting. All B items can be viewed and downloaded from:

<https://www.ncosfm.gov/news/events/building-code-council-meeting-december-13-2022>.

Item B – 1 Request from the BCC NCAC&P Standing Committee to adopt the 2024 edition of the North Carolina Administrative Code and Policies as presented by the committee.

Mark Matheny, of the Administrative Standing committee, summarized this item to the Council and stated it has the support of the committee to be brought before the Council for a vote.

**Residential Super Committee: Motion to accept made by J. Hilton. Second made by C. Berg.
Motion passed.**

**Commercial Super Committee: Motion to accept made by N. MacDonald.
Second made by D. Gieser.
Motion passed.**

**Building Code Council: Motion to accept made by D. Gieser. Second made by N. MacDonald.
Motion passed.**

Item B – 2 Request from the BCC NCAC&P Standing Committee to revise Administrative Code and Policies, Section 107.

Mark Matheny, of the Administrative Standing committee, summarized this item to the Council and stated it has the support of the committee to be brought before the Council for a vote.

**Residential Super Committee: Motion to accept made by J. Hilton. Second made by C. Berg.
Motion passed.**

**Commercial Super Committee: Motion to accept made by N. MacDonald.
Second made by D. Gieser.
Motion passed.**

**Building Code Council: Motion to accept made by D. Gieser. Second made by R. Zapple.
Motion passed.**

Item B – 3 Request from the BCC Building Code Standing Committee to adopt the 2024 edition of the North Carolina Building Code as presented by the committee.

David Gieser, of the Building Code Standing Committee, summarized this item to the Council and stated it has the support of the committee to be brought before the Council for a vote.

**Commercial Super Committee: Motion to accept made by M. Matheny. Second made by D. Gieser.
Motion passed.**

**Building Code Council: Motion to accept made by M. Ali. Second made by C. Berg.
Motion passed.**

Item B – 4 Request from the BCC Fire Prevention Code Standing Committee to adopt the 2024 edition of the North Carolina Fire Prevention Code as presented by the committee.

Jason Shepherd, of the Fire Prevention Code Standing Committee, summarized this item to the Council and stated it has the support of the committee to be brought before the Council for a vote.

**Residential Super Committee: Motion to accept made by M. Matheny. Second made by J. Hilton.
Motion passed.**

**Commercial Super Committee: Motion to accept made by D. Gieser. Second made by M. Matheny.
Motion passed.**

**Building Code Council: Motion to accept made by M. Matheny. Second made by D. Shearin.
Motion passed.**

Item B – 5 Request from the BCC Existing Building Code Standing Committee to adopt the 2024 edition of the North Carolina Existing Buildings Code as presented by the committee.

Mark Matheny, of the Existing Building Code Standing Committee, summarized this item to the Council and stated it has the support of the committee to be brought before the Council for a vote.

**Residential Super Committee: Motion to accept made by M. Matheny. Second made by C. Berg.
Motion passed.**

**Commercial Super Committee: Motion to accept made by D. Gieser. Second made by N. MacDonald.
Motion passed.**

**Building Code Council: Motion to accept made by M. Ali. Second made by C. Berg.
Motion passed.**

Item B – 6 Request from the BCC Energy Conservation Code Standing Committee to adopt the 2024 edition of the North Carolina Energy Conservation Code as presented by the committee.

Gloria Shealey, of the Energy Conservation Code Standing Committee, summarized this item to the Council and stated it has the support of the committee to be brought before the Council for a vote.

**Residential Super Committee: Motion to accept made by M. Matheny. Second made by C. Berg.
Motion passed.**

**Commercial Super Committee: Motion to accept made by M. Matheny. Second made by N. MacDonald.
Motion passed.**

**Building Code Council: Motion to accept made by G. Shealey. Second made by M. Matheny.
Motion passed.**

Item B – 7 Request by Marielena Salazar & Kyle Baker representing Shell Retail & Convenience Operations (dba Shell TapUp) to amend the 2018 NC Fire Prevention Code, Section 5706.5.4.5 as follows:

5706.5.4.5 Commercial, industrial, governmental or manufacturing. Dispensing of Class I, and II and III motor vehicle fuel from tank vehicles into the fuel tanks of motor vehicles located at commercial, industrial, governmental or manufacturing establishments is allowed where approved ~~permitted~~, provided that such dispensing operations are conducted in accordance with the following:

Marielena Salazar, representing Shell Retail & Convenience Operations (dba Shell TapUp) addressed the Council with this request.

Jason Shepherd, of the Fire Prevention Code Standing Committee, stating the committee opposed bringing this item to the Council for a vote because it will conflict with other code language in the 2018 NC Fire Prevention Code, and it will be addressed in the 2024 NC Fire Prevention Code.

**Commercial Super Committee: Motion to deny this item made by N. MacDonald. Second made by J. Shepherd.
Motion passed.**

No further action taken by the Building Code Council.

Part C – Notice of Rulemaking Proceedings and Public Hearing

The following Petitions for Rulemaking have been granted by the Council. Notice of Rulemaking proceedings has been made. The Public Hearing was held on December 13, 2022, and the Final Adoption meeting may take place on or after March 14, 2023. The written public comment period expires on January 17, 2023.

Item C – 1 Request by Carl Martin representing NC Department of Insurance to amend the 2018 NC Plumbing Code, Table 403.1 and 202 and the 2018 NC Building Code, Table 2902.1 and 202 as follows (220913 Item B-1):

NC PLUMBING CODE:

TABLE 403.1 - MINIMUM NUMBER OF REQUIRED PLUMBING FIXTURES

NO.	CLASSIFICATION	OCCUPANCY	DESCRIPTION	WATER CLOSETS (URINALS: SEE SECTION 419.2)		LAVATORIES		BATHTUBS/ SHOWERS	DRINKING FOUNTAIN (SEE SECTION 410)	OTHER
				MALE	FEMALE	MALE	FEMALE			
1	Assembly (See Sections 403.2, 403.3 and 403.3.3.2)	A-3	Places of worship and other religious services. <u>Including</u> <u>churches</u> Churches without assembly halls ^e	per 150	1 per 75	1 per 200		-	1 per 1,000	1 service sink

e. The number of fixtures provided shall be based on either the capacity of the church sanctuary or the church educational building (including fellowship halls and multiple purpose rooms), whichever is larger ~~and within 300 feet (91.44 m)~~. Remote buildings applying this footnote shall be a maximum of 300 feet (91.44 m) exterior travel distance to the nearest entrance of the building containing required plumbing fixtures and the total plumbing fixture access travel distance shall comply with Section 403.3.3. The path of travel between buildings is not required to be enclosed or covered when applying this footnote.

(The remainder of Table 403.1 remains unchanged by this proposed amendment.)

Section 202 – General Definitions

Travel distance, plumbing fixture access. Travel distance shall be measured from the most remote point of each room, area or space along the natural, unobstructed and accessible path of horizontal and vertical travel to the entrance to the nearest toilet room containing plumbing fixtures required to serve the room, area or space.

NC BUILDING CODE:

[P] TABLE 2902.1

MINIMUM NUMBER OF REQUIRED PLUMBING FIXTURES

NO.	CLASSIFICATION	OCCUPANCY	DESCRIPTION	WATER CLOSETS (URINALS: SEE SECTION 419.2 OF THE <i>INTERNATIONAL PLUMBING CODE</i>)		LAVATORIES		BATHTUBS/ SHOWERS	DRINKING FOUNTAIN (SEE SECTION 410 OF THE <i>INTERNATIONAL PLUMBING CODE</i>)	OTHER
				MALE	FEMALE	MALE	FEMALE			
1	Assembly (See Sections 403.2, 403.3 and 403.3.3.2)	A-3	Places of worship and other religious services. <u>Including</u> <u>churches</u> Churches without assembly halls ^e	1 per 150	1 per 75	1 per 200		-	1 per 1,000	1 service sink

e. The number of fixtures provided shall be based on either the capacity of the church sanctuary or the church educational building (including fellowship halls and multiple purpose rooms), whichever is larger ~~and within 300 feet (91.44 m)~~. Remote buildings applying this footnote shall be a maximum of 300 feet (91.44 m) exterior travel distance to the nearest entrance of the building containing required plumbing fixtures and the total *plumbing fixture access travel distance* shall comply with Section 2902.3.2. The path of travel between buildings is not required to be enclosed or covered when applying this footnote.

(The remainder of Table 2902.1 remains unchanged by this proposed amendment.)

Section 202 – Definitions

Travel distance, plumbing fixture access. Travel distance shall be measured from the most remote point of each room, area or space along the natural, unobstructed and accessible path of horizontal and vertical travel to the entrance to the nearest toilet room containing plumbing fixtures required to serve the room, area or space.

Item C – 2 Request by Carl Martin representing NC Department of Insurance to amend the 2018 NC Building Code and Fire Code, Table 1004.1.2 as follows (220913 Item B-2):

**TABLE 1004.1.2
MAXIMUM FLOOR AREA ALLOWANCES PER OCCUPANT^c**

Skating rinks, swimming pools, recreational courts	
Rink, pool, and recreational court	50 gross
Decks	15 gross ^d

For SI: 1 square foot = 0.0929 m², 1 foot = 304.8 mm.

- a. Floor area in square feet per occupant.
- b. An assembly occupancy conference room that is accessory to a Group B office occupancy and meeting the requirements of Section 303.1, exception 2, shall be calculated at 100 square feet per occupant for determining the overall occupant load of the associated floor. The assembly occupancy shall be calculated at 15 square feet per occupant for the purpose of determining egress from the room containing the assembly occupancy.
- c. For mixed uses sum all loads before rounding up to the next whole number.
- d. Occupant circulation area required by NCAC 18A.2522 around the edge of a swimming pool shall not be included in the deck gross floor area.

(The remainder of Table 1004.1.2 remains unchanged by this proposed amendment.)

Part D – Final Adoption

The following Petitions for Rulemaking have been granted by the Council. Notice of Rulemaking proceedings and Public Hearing has been made. The Public Hearings were held on September 13, 2022. The Final Adoption meeting will take place on December 13, 2022. The Council will give no further consideration to Petitions that are disapproved. Petitions that are approved will proceed through the Rulemaking process. The effective date is January 1, 2024 unless otherwise noted.

Item D – 1 Request by Kim Wooten representing self to amend the 2020 National Electrical Code, Article 100 Definitions as follows (220315 Item B-6):

2020 NEC text:

Article 100 - Definitions

Coordination, Selective (Selective Coordination)

Localization of an overcurrent condition to restrict outages to the circuit or equipment affected, accomplished by the selection and installation of overcurrent protective devices and their ratings or settings for the range of available overcurrents, ~~from overload to the available fault current~~, and for the full range of overcurrent protective device opening times ~~associated with those overcurrents~~.

Replace via Amendment with:

Article 100 – Definitions

Coordination, Selective (Selective Coordination)

Localization of an overcurrent condition to restrict outages to the circuit or equipment affected for fault current events that extend beyond 0.1 second, and accomplished by the selection and installation of overcurrent protective devices and their ratings or settings for the range of available overcurrents under such conditions, whether originating from overload, ground-fault or short circuit, and for the full range of overcurrent protective device opening times applicable to such events.

**Commercial Super Committee: Motion to approve made by N. MacDonald.
Second made by D. Gieser.
Motion passed.**

**Building Code Council: Motion to approve made by M. Ali. Second made by R. Axford.
Motion passed.**

Item D – 2 Request by Charlie Johnson representing NCDOI/OSFM to amend the 2018 NC Fire Code, Section D107.1 as follows (220614 Item B-1):

D107.1 One- or two-family dwelling residential developments.

Developments of one- or two-family dwellings where the number of *dwelling units* exceeds 100 ~~30~~ shall be provided with two separate and *approved* fire apparatus access roads.

Exceptions:

1. Where there are more than 100 ~~30~~ *dwelling units* on a single public or private fire apparatus access road and all *dwelling units* are equipped throughout with an *approved automatic sprinkler system* in accordance with Section 903.3.1.1, 903.3.1.2 or 903.3.1.3 of the *International Fire Code*, access from two directions shall not be required.

**Residential Super Committee: Motion to approve made by M. Matheny. Second made by J. Hilton.
Motion passed.**

**Commercial Super Committee: Motion to approve made by D. Gieser. Second made by M. Matheny.
Motion passed.**

**Building Code Council: Motion to approve made by D. Shearin. Second made by M. Matheny.
Motion passed.**

Item D – 3 Request by Charlie Johnson representing NCDOI/OSFM to amend the 2018 NC Fire Code, Section D107.2 as follows (220614 Item B-2):

D107.2 Remoteness. Where two fire apparatus access roads are required, they shall be placed a distance apart equal to not less than one-half of the length of the maximum overall diagonal dimension of the property or area to be served, measured in a straight line between accesses.

Exception: For developments where compliance is technically infeasible because of road connectivity limitations, real property dimensions or limitations, real property acquisition constraints, or environmental constraints, as determined by the property owner or

developer, the fire code official shall either not require two fire apparatus access roads or allow for alterations that provide for fire apparatus access road remoteness to the maximum extent technically feasible.

**Residential Super Committee: Motion to approve made by M. Matheny. Second made by J. Hilton.
Motion passed.**

**Commercial Super Committee: Motion to approve made by C. Berg. Second made by M. Matheny.
Motion passed.**

**Building Code Council: Motion to approve made by J. Hilton. Second made by D. Gieser.
Motion passed.**

Item D – 4 Request by Colin Triming representing the NC Fire Code Revision Committee to amend the 2018 NC Fire Code Sections 510.4.2, 510.5, 510.5.4, and Chapter 80 as follows (220614 Item B-3):

510.4.2 System design. The in-building 2- way emergency responder communication coverage system shall be designed in accordance with Sections 510.4.2.1 through 510.4.2.8 and NFPA ~~1221~~.1225

510.5 Installation requirements. The installation of the in-building 2-way emergency responder communication coverage system shall be in accordance with NFPA ~~1221~~ 1225 and Sections 510.5.1 through 510.5.5.

510.5.4 Acceptance test procedure. Where an in-building 2- way emergency responder communication coverage system is required, and upon completion of installation, the building owner shall have the radio system tested to verify that two-way coverage on each floor of the building is not less than 95 percent. The test procedure shall be conducted as follows:

1. Each floor of the building shall be divided into a grid of 20 approximately equal test areas. Where a floor exceeds 128,000 ft² (11,900 m²), which is the floor area that can be covered by the maximum grid dimension of 80 ft. (24.4m), the floor shall be subdivided into sectors each having an area less than or equal to 128,000 ft² (11,900 m²), and each sector be tested individually with 20 grid cells in each sector. Signal strength measurements should be taken at the

center of each grid and should be performed using standardized parameters as specified by NFPA ~~1221~~ 1225

(Remainder of this section is unchanged by this proposed amendment)

Chapter 80 Referenced Standards

NFPA

~~NFPA 1221-19 Standard for the Installation, Maintenance, and Use of Emergency Services Communications Systems.....510.4.2, 510.5, 510.5.4.~~

NFPA 1225 – 22 Standard for Emergency Services Communications.....510.4.2, 510.5, 510.5.4.

**Commercial Super Committee: Motion to approve made by D. Gieser. Second made by M. Matheny.
Motion passed.**

**Building Code Council: Motion to approve made by M. Ali. Second made by D. Shearin.
Motion passed.**

Item D – 5 Request from Mark Burns representing NC DOI / OSFM to amend the 2018 Plumbing Code, Table 605.3 as follows (220614 Item B-5):

**TABLE 605.3
WATER SERVICE PIPE**

MATERIAL	STANDARD
Polyvinyl chloride (PVC) plastic pipe	ASTM D1785; ASTM D2241; ASTM D2672; CSA B137.3; <u>ANSI/AWWA C900</u>

(Remainder of this table is unchanged by this proposed amendment)

**Commercial Super Committee: Motion to approve made by M. Matheny. Second made by N. MacDonald.
Motion passed.**

**Building Code Council: Motion to approve made by M. Matheny. Second made by R. Axford.
Motion passed.**

Item D – 6 Request from Mark Burns representing NCDOI / OSFM to amend the 2018 Residential Code, Table P2906.4 as follows (220614 Item B-6):

**TABLE P2906.4
WATER SERVICE PIPE**

MATERIAL	STANDARD
Polyvinyl chloride (PVC) plastic pipe	ASTM D1785; ASTM D2241; ASTM D2672; CSA B137.3; <u>ANSI/AWWA C900</u>

(Remainder of this table is unchanged by this proposed amendment)

**Residential Super Committee: Motion to approve made by J. Hilton. Second made by M. Matheny.
Motion passed.**

**Building Code Council: Motion to approve made by J. Hilton. Second made by M. Matheny.
Motion passed.**

Part E – Reports

❖ Ad-Hoc Committee Reports

The Mechanical Committee meets again on December 20, 2022. They are almost finished with chapter 18 in the Commercial code. There are a couple of items they need to re-visit in Commercial and they will be ready to submit by February 1, 2023, for the March 2023 Council meeting.

The Plumbing Committee has completed their update of the residential part of the 2024 Plumbing Code. They just have some collaboration left with mechanical, fuel gas and plumbing to make sure they line up at the beginning of each chapter. They will be ready to submit by February 1, 2023, for the March 2023 Council meeting.

The Fuel Gas Committee is in line with the Mechanical and Plumbing committees and should have no problem with the submission date.

The Residential Committee has not had a recent meeting but are in the process of getting one scheduled and should be back on track at the first of the year.

The Electrical Committee had their first meeting in November on what will be the proposed North Carolina Electrical Code based on the 2023 National Electrical Code. They anticipate bringing the proposed NFPA 70 to the Council at the June 2023 meeting.

The Energy Committee has completed their updates to the 2023 codes except for a few items to correlate with residential.

❖ **Standing Committee Reports**

There were no Standing Committee Reports.

❖ **Staff Reports**

David Rittlinger, staff with NC DOI, reported staff is working on live remote inspection language and procedures. They will be bringing it before the NC Code Qualifications Board and the NC Building Code Council for coordination in the new year. This is being driven as a statutory requirement.

A Marketplace Inspections Management Team has been created. This is in relation to the statutory requirement for the 2-day turnaround time for jurisdictions to perform inspections and for data collection from jurisdictions. Procedures are being written for NCDOI to be able to perform inspections when requested by permit-holders should a 2-day turnaround not be able to be performed by the jurisdiction. Development of a permitting-type software to collect data to determine how jurisdictions are performing and how NCDOI can improve the inspections process and education development statewide is being discussed.

OSFM, including the Engineering and Codes Division, is moving out of the Albemarle building on December 22, 2022. The new physical address will be 1429 Rock Quarry Road in Raleigh. Contact information as far as emails and phone numbers will not change according to the information received during the process. Staff will be teleworking until space renovations are completed sometime in early 2023. As of now, the January 25th appeal hearing and NCBCC meeting in March 2023 will still be held in the Albemarle building. There will be future discussions for where the Council meetings will be held after that. The NCBCC meetings for June, September, and December 2023 are currently tentatively scheduled to be held in the Albemarle building.

David thanked staff 'on the ground' for conducting the meeting in September as he and Carl Martin were remote during that session. He thought it went very well.

He wished the Council, staff, and those in attendance happy holidays and new year.

❖ **Chair Report**

Chair Herring reminded the Ad Hoc committees submitting any code changes, they are due no later than the first day of the month prior to the next scheduled Council meeting. So, for the March meeting, they are due no later than February 1st. The committees can work with staff to get those submitted. Also, per the Administrative Code and Policies, the changes are to come from the Standing Committees, not the Ad Hoc committees. So, make sure to leave time for planning Residential, Mechanical, Fuel-Gas, and Plumbing in March 2023. They will definitely have meetings so come prepared.

Chair Herring thanked everyone for their participation on the Ad-Hoc committees. She knows some have been doing this for a number of years, so she really appreciates that service to the Council, to the State, to the residents of the State of North Carolina.

NCDOJ Assistant Attorney General Nathan Childs reminded the Council of the two appeals coming before the Council. They are about to be scheduled for hearings. The first is from the Davidson County Fire Marshals office. It will be heard on January 25, 2023. It is a commercial appeal so a quorum of the Commercial Super Committee as well as a quorum of the full Council is needed to make the decision. The second is the W.C. Construction vs NC OSFM Engineering appeal of a formal interpretation. This will be heard on April 26, 2023. This is also a commercial appeal so a quorum of the Commercial Super Committee as well as the Building Code Council is needed. Mr. Childs will reach out as we get close to the appeal dates with more information and to verify if there are any conflicts with any Council members and the appeals. As of now, the appeals are scheduled to be held in the same room (Room 240) as this meeting in the Albemarle building at 10:00 am for those dates. Everyone will be notified if the location or hearing dates change.

Adjourned.