



MARTIN O'MALLEY
Governor

ANTHONY G. BROWN
Lt. Governor

RAYMOND A. SKINNER
Secretary

CLARENCE J. SNUGGS
Deputy Secretary

ANNOUNCEMENT

DATE: July 14, 2009

To: Maryland Local Building Officials
All State agencies,
Maryland Approved Industrialized/Modular Building (IB) Manufacturers
Maryland Approved Testing Facilities and
All other interested parties

From: Ed Landon, Director *ED for Ed*
Maryland Codes Administration

Ref: (A) Model Performance Code COMAR 05.02.01
(B) Maryland Building Performance Standards COMAR 05.02.07

The notice of proposed action on revisions to the following regulations has been scheduled to be published in the Maryland Register on July 31, 2009:

- (A) Model Performance Code (MPC) and
- (B) Maryland Building Performance Standards (MBPS)

OPPORTUNITY FOR PUBLIC COMMENT

Written comments may be sent to Ed Landon, Director, Codes Administration, Department of Housing and Community Development, 100 Community Place, Crownsville MD 21032.

A public hearing on proposed revisions to **Model Performance Code COMAR 05.02.01** and **Maryland Building Performance Standards COMAR (MBPS) 05.02.07** will be held on August 14, 2009 (see attached notice of Public Hearing).

Attachment

MBPS-MPC-Announcement – July 14, 2009.doc





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NOTICE OF PUBLIC HEARINGS

July 14, 2009

NOTICE IS HEREBY GIVEN THAT:

The Department of Housing and Community Development (DHCD) will conduct a public hearing on:

A proposal to revise Maryland Building Performance Standards (MBPS) Regulations (COMAR 05.02.07.02-07) for adoption of the 2009 International Building Code, 2009 International Residential Code for One- and Two-Family Dwellings, and 2009 International Energy Conservation Code with any modifications thereto as the Maryland Building Performance Standards.

A proposal to revise Model Performance Code COMAR 05.02.01. The proposal will adopt (1) 2009 International Building Code, 2009 International Residential Code for One- and Two-Family Dwellings, and 2009 International Energy Conservation Code as modified by the Department, and (2) updated editions of International Mechanical Code, International Plumbing Code and National Electrical Code.

TIME:

1:00 PM

DATE AND PLACE

August 14, 2009

**Crownsville MD
DHCD Conference Room No. 1.100
100 Community Place
Crownsville MD 21032-2023**



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MARYLAND BUILDING PERFORMANCE STANDARDS (MBPS)

Maryland Law, Public Safety Article, Section 12-503, requires the Department of Housing and Community Development (DHCD) to adopt through regulation the latest version of the International Building Code (IBC) with any modifications as the Maryland Building Performance Standards. The MBPS applies to all buildings and structures constructed within the State. Local jurisdictions are authorized to adopt amendments to MBPS to suit local conditions.

MODEL PERFORMANCE CODE (MPC)

The Model Performance Code provides standards related to building **structures, plumbing, mechanical and electrical** construction under the State of Maryland Industrialized/Modular Building Program and buildings constructed by the State agencies of the State of Maryland. Laws of Maryland require the Department to:

- (a) adopt standards related to **structures** by referencing the Maryland Building Performance Standards as prescribed in (1) below;
- (b) adopt **mechanical and electrical standards**.
- (c) adopt **plumbing** standards for Industrialized/Modular Buildings; and
- (d) adopt **plumbing** standards consistent with the State Plumbing Code for buildings other than Industrialized/Modular Buildings.

Applicable laws;

- (1) Maryland Building Performance Standards – Maryland Law, Public Safety Article, Section 12-503, Annotated Code of Maryland and COMAR .05.02.07

Note: Maryland Building Performance Standards. These standards are related to building **structures** and apply to all new building construction in Maryland on or after various effective dates. The International Building Code is the referenced Code adopted under MBPS.

- (2) Model Performance Code – Maryland Law, Public Safety Article, Section 12-201 and COMAR 05.02.01
- (3) By Executive Order 01.01.1992.11 signed by William Donald Schaefer, Governor, on May 27, 1992, all State agencies shall utilize and apply the building performance standards set forth in the State’s **Model Performance Code at COMAR 05.02.01** and the State Fire Prevention Code at COMAR 12.03.01 promulgated pursuant to Maryland Law, Public Safety Article, Section 6-206, as amended, for all construction, alteration, remodeling and renovations of all buildings that are owned, leased, operated or controlled by the State.

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PUBLIC HEARING PROCEDURES

2009 International Building Code, 2009 International Residential Code for One- and Two-Family Dwellings, 2009 International Mechanical Code, 2009 International Plumbing Code and 2008 National Electrical Code with proposed modifications may be reviewed at the offices of DHCD at the aforementioned address and at public libraries throughout the State.

Individuals and representatives of organizations who wish to be heard at the public hearings are requested to furnish in writing, or by telephone, at least five days prior to the proposed hearing dates, their name, address, telephone number, and organization affiliation (if any) to:

Jim Magliano
Department of Housing & Community Development
Codes Administration
100 Community Place
Crownsville MD 21032-2023
Telephone: (410) 514-7216
TDD (410) 514-7531

Prior to the public hearing, organizations or individuals that have requested an opportunity to speak will be given an opportunity to present their views. Each speaker will be limited to five minutes.

Written statements and other exhibits relative to the subject matter may be presented in lieu of or in addition to oral statements at the hearings. Written statements and exhibits may also be submitted for the record at any time within five days following the public hearings. Speakers are encouraged to bring fifteen copies of their testimony for distribution to officials at the hearing. Further information is available by calling Mr. Jim Magliano at (410) 514-7216, TDD (410) 514-7531.

The State of Maryland is committed to ensuring that individuals with disabilities are able to fully participate in public meetings. Anyone planning to attend the public hearings announced above who wishes to receive auxiliary aids, services, or accommodations is invited to contact Mr. Jim Magliano at (410) 514-7216, TDD (410) 514-7531, at least five days prior to the public hearing to assure appropriate accommodations.