

City of New Orleans

Department of Safety and Permits
Board of Building Standards and Appeals

Mitchell J. Landrieu
MAYOR

January 26, 2011

Paul May
DIRECTOR

Louis R. Pastor
Chairman

Donald C. Makofsky
Vice-Chairman

Damien W. Serauskas
Gerald W. Billes
James Frischhertz

Mr. Paul May, Director
Department of Safety and Permits
1300 Perdido Street
Suite 7E07, City Hall
New Orleans, LA 70112

RE: Dkt. 11-02
City Wide

Dear Mr. May:

The appellant appeared before the Board of Building Standards and Appeals during its regular monthly meeting on January 13, 2011; three members were present.

The appellant, Mr. Eric J. Tompos, Vice President, NTA Inc, indicated to the Board that he is appealing Section 103.13 of the 2006 Amendments to the New Orleans Building Code. This section references that Product Evaluation Reports, as listed by ICC-ES could be used to consider alternate materials and methods for acceptance. The appellant further indicated that ICC-ES is accredited for ISO Guide 65 and they use this accreditation to produce evaluation reports for companies to show equivalence to the applicable building codes. NTA, Inc. of Nappanee, Indiana is also accredited by the International Accreditation Services (IAS) for ISO Guide 65 and provides certification reports for companies to show equivalence to the applicable building codes.

The Board with a 3-0 vote (Messers Louis R. Pastor and James Frischhertz being absent), ruled to accept certification reports from NTA Inc., and further ruled that alternate materials or methods of construction with a current evaluation report or certification report from agencies accredited by IAS for ISO Guide 65 that shows compliance with the applicable mandatory building codes will also be accepted by the Department of Safety and Permits, City of New Orleans.

Page - 2 -
Dkt. No. 11-02
City Wide

This decision applies to this case only and does not establish a precedent. Additionally, all other applicable requirements of the International Building Code, 2006 Edition as Amended by the City of New Orleans, shall be met.

Sincerely,

Donald C. Makofsky (D.D.)

Donald C. Makofsky
Vice-Chairman

DM/amm

Cc: NTA, Inc.
All Board Members
Mr. Bholu Dhume
Mr. Curtis Mann
Mr. Larry Chan
Mr. Anthony Emukah
Mr. Charles Collins
Mr. Johnny Odom
Mr. Rudy Hardouin
Mr. Elbert Thomas