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October 19, 2008

Gabriella M. Davis, Secretary
IAPMO Standards Council
IAPMO
5001 E. Philadelphia Street
Ontario, CA 91761

Appeal Petition ROP Item # 50, ROC Seq # 23

Section 412.4.1 see ROP page 48, ROC page 56 and Technical Meeting Convention
(minutes and actions have not been posted as yet.)

On behalf of myself I speak in favor of retaining the action of the Technical Committee at its 2007 meeting in Denver, CO. The TC voted to accept the inclusion of the proposed language in subsections (1) and (2). During the Comments meeting there were two comments filed the TC chose to accept and reject their previous action by adopting the Assembly Action. They chose not to accept the comment that I proposed. While at the 2008 TC meeting and the Technical Meeting Convention I advised the TC and the membership that the substantiation was not correct because the standards referenced by action in a later Assembly Action submittal did not have the requirements as stated in it.

ANSI Z4.3-2005, Section 5.1.1 does not contain a requirement for a drinking fountain(s) and in fact in doing a quick review I do not see where drinking fountains and water stations are addressed in the standard.

ANSI Z4.4-2005, Section 5.1 does discuss potable drinking water by stating drinking water shall be placed in locations readily accessible. No minimum distance was stated for field workers.

The only person or persons that I think might be materially affected by any change in this code section language would be the operators of activities currently not covered by

the code. Additionally if a jurisdiction has adopted this new proposal before it has been officially adopted in its final form by the Standards Council and published. My reason for making this proposal was because while I was an inspector in the field I ran into an inspectional problem because we had no requirements for activities covered by these proposed standards. We had to develop a criteria based on comments from the State Health Department the port-a- potty industry and others before a permit could be issued and the activity permitted.

Thank you for your consideration in this matter and should you have any questions please contact me.

Signed,

John M. Halliwill, REHS
Principal

Attachments: None