

*Section 5.* Section 73-23, Chapter 73, title "Administration," of the Montgomery County Code 1965 is hereby repealed and re-enacted, with amendments, to read as follows:

73-23. Facilities and services.

The chief administrative officer shall make available to the builders' technical advisory committee whatever facilities and services of the county as may be necessary for it to perform its function.

*Section 6.* Section 79-28, Chapter 79, title "Building Code" of the Montgomery County Code 1965, is hereby repealed and re-enacted with amendments, to read as follows:

79-28. Section 127.0 amended.

Section 127.0 of the Building Code adopted by this chapter is amended to read as follows:

*Section 127.0.* Board of Construction Standards.

There is hereby created the board of construction standards which shall be comprised of five members, who shall be appointed by the county executive, subject to the confirmation of the county council, for five year terms; except, that in appointing the first board, one member shall be appointed for a term of one year, two for a term of three years and two for a term of five years. Thereafter all appointments or reappointments shall be for a term of five years; except, that an appointment to fill a vacancy occurring before the expiration of a term shall be for the remainder of the unexpired term. The board shall serve without compensation.

The building inspector or his designated representatives shall be one of the five members. The fire marshal or his representative shall also be a member of the board. The other three members shall include a professional engineer and an architect or builder. No more than two shall be chosen from the same business or profession.

Three members of the board shall constitute a quorum to do business. The board shall select its own chairman. Action by the Board shall be by written resolution.

The board shall have authority to grant modifications of this Code to permit the use of building materials or building techniques not otherwise permitted; provided, however, that the new materials or techniques will be equal to the minimum requirements set forth in this Code; to approve or disapprove new standards of specifications as may be promulgated by the Building Officials Conference or its accredited authoritative agency and if approved recommend their adoption by the county as a part of the Building Code; and to hear appeals concerning buildings which have been determined by the building inspector as unsafe or uninhabitable. (See Fire Code for Unsafe Buildings Caused by Fire, Storm, Explosion, etc., and appeals therefrom.)

Applications for modifications or other actions of the board shall be made to the building inspector in the form prescribed by him and shall be transmitted by him to the board. The board may grant the applications in whole or in part, deny same or grant it with or without modifications as it shall deem proper. In its discretion the board may hold a public hearing on such application before making a decision.