



APPLICATION FOR VARIANCE

State Form 44400 (R6 / 6-12)

Approved by State Board of Accounts, 2012

INDIANA DEPARTMENT OF HOMELAND SECURITY
CODE SERVICES SECTION
302 West Washington Street, Room W246
Indianapolis, IN 46204-2739
http://www.in.gov/dhs/fire/fp_bs_comm_code/



INSTRUCTION: Please refer to the attached four (4) page instructions.
Attach additional pages as needed to complete this application.

Variance number (Assigned by department)

15-04-4

1. APPLICANT INFORMATION (Person who would be in violation if variance is not granted; usually this is the owner)

Name of the applicant THOMAS AND MELANIE BOYLL	Title OWNERS
Name of organization LIBERTY SELF STORAGE	Telephone number (260) 571-3553
Address (number and street, city, state, and ZIP code) 123 BURNETTE ST. WABASH	

2. PERSON SUBMITTING APPLICATION ON BEHALF OF THE APPLICANT (If not submitted by the applicant)

Name of person on behalf of the applicant	Title
Name of organization	Telephone number ()
Address (number and street, city, state, and ZIP code)	

3. DESIGN PROFESSIONAL OF RECORD (If applicable)

Name of design professional	License number
Name of organization	Telephone number ()
Address (number and street, city, state, and ZIP code)	

4. PROJECT IDENTIFICATION

Name of project LIBERTY SELF STORAGE (BOYLL INVESTMENTS)	State project number	County WABASH
Site address (number and street, city, state, and ZIP code) 123 BURNETT ST, WABASH IN 46992		
Type of project: <input type="checkbox"/> New <input type="checkbox"/> Addition <input type="checkbox"/> Alteration <input checked="" type="checkbox"/> Change of occupancy <input type="checkbox"/> Existing		

5. REQUIRED ADDITIONAL INFORMATION

The following required information has been included with this application (check as applicable):

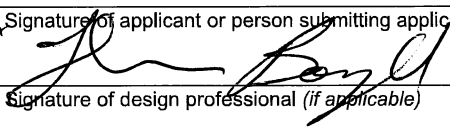
- A check made payable to the Indiana Department of Homeland Security for the appropriate amount. (see instructions)
- One (1) set of plans or drawings and supporting data that describe the area affected by the requested variance and any proposed alternatives.
- Written documentation showing that the local fire official has received a copy of the variance application.
- Written documentation showing that the local building official has received a copy of the variance application.

6. VIOLATION INFORMATION

Has the Plan Review Section of the Division of Fire & Building Safety issued a Correction Order?
 Yes (if yes, attach a copy of the Correction Order) No

Has a violation been issued? Yes (if yes, attach a copy of the Violation and answer the following) No

Violation issued by: Local Building Department State Fire and Building Code Enforcement Section
 Local Fire Department

7. DESCRIPTION OF REQUESTED VARIANCE		
Name of code or standard and edition involved	Specific code section	
IAC 13-2.5-10 CHAP.9		
Nature of non-compliance (include a description of spaces, equipment, etc. involved as necessary)		
PLEASE SEE ATTACHMENT		
8. DEMONSTRATION THAT PUBLIC HEALTH, SAFETY, AND WELFARE WILL BE PROTECTED		
Select one of the following statements:		
<input checked="" type="checkbox"/> Non-compliance with the rule will not be adverse to the public health, safety or welfare; or <input type="checkbox"/> Applicant will undertake alternative actions in lieu of compliance with the rule to ensure that granting of the variance will not be adverse to public health, safety, or welfare. Explain why alternative actions would be adequate (<i>be specific</i>).		
Facts demonstrating that the above selected statement is true:		
PLEASE SEE ATTACHMENT		
9. DEMONSTRATION OF UNDUE HARDSHIP OR HISTORICALLY SIGNIFICANT STRUCTURE		
Select at least one of the following statements:		
<input type="checkbox"/> Imposition of the rule would result in an undue hardship (<i>unusual difficulty</i>) because of physical limitations of the construction site or its utility services. <input type="checkbox"/> Imposition of the rule would result in an undue hardship (<i>unusual difficulty</i>) because of major operational problems in the use of the building or structure. <input checked="" type="checkbox"/> Imposition of the rule would result in an undue hardship (<i>unusual difficulty</i>) because of excessive costs of additional or altered construction elements. <input type="checkbox"/> Imposition of the rule would prevent the preservation of an architecturally or a historically significant part of the building or structure.		
Facts demonstrating that the above selected statement is true:		
10. STATEMENT OF ACCURACY		
I hereby certify under penalty of perjury that the information contained in this application is accurate.		
Signature of applicant or person submitting application	Please print name	Date of signature (month, day, year)
	Thomas Boyll	3/3/15
Signature of design professional (if applicable)	Please print name	Date of signature (month, day, year)
11. STATEMENT OF AWARENESS (If the application is submitted on the applicant's behalf, the applicant must sign the following statement)		
I hereby certify under penalty of perjury that I am aware of this request for variance and that this application is being submitted on my behalf.		
Signature of applicant	Please print name	Date of signature (month, day, year)

To Whom It May Concern,

March 3, 2015

In June of 2013, Tom and Melanie Boyll, Boyll Investments, purchased the warehouse building located at 123 Burnett St., Wabash, In. The building had been previously owned by Crossroads Bank.

Boyll Investments had determined that they would make the building a non-climate controlled indoor storage facility for vehicles, RV campers, boats and motorcycles. It was determined by the owners that there was no need for gas or water utilities, since there were no employees and no hazardous content. The sewage department was also notified to disconnect, but we were told because the storm drain that we would continue to get a bill for that.

The gas company was notified and service was disconnected. The water company was notified and we were told that the city water would be shut off, but the fire line could not be shut off unless they received a letter from the Fire Marshall authorizing it. We contacted the Fire Marshall with a request to shut off the fire line service, he told us since there was a sprinkler system already existing that he could not authorize the disconnect.

During the winter of 2013, we noticed water coming from the non-functional bathroom water lines and sprinkler lines. The water company was notified that there was still water coming into the building. We were told that according to their records all of the water lines were shut off, including the fire line. Since we actually wanted the fire line service disconnected we didn't question how or when the fire lines were closed. At that time, we believe the water company came out and replaced the inlet valve at the water meter. A few months later, we still had water trickling in. We called water company again, they came and removed the water meter.

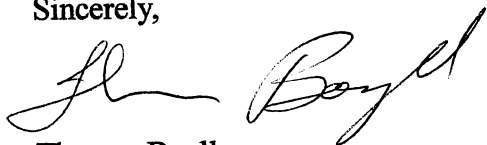
On January 16, 2015, we stopped at the warehouse and heard water running inside the building. We found two of the large fire line valves leaking, the valve room and connecting room had a quarter inch of water on the floor. It was obvious that the valves had not been shut off and had frozen and cracked. We contacted the Wabash Fire Department and the Indiana American Water Co., both came to the warehouse. We questioned Jeremy, with Indian American Water Co., as to why this valve was even on, since we were told the service had been shut off. Jeremy said he didn't know, but would look into the matter. The Fire Chief, Bob Mullet, also came to the warehouse and authorized a temporary variance to shut down the fire line service, to stop the water flow into the building. The water company tried shutting the service off at the curb box, but the valve would not turn. The exterior valve had to be replaced.

The fire line is still shut off, as we are attempting to apply for a permanent variance to keep it shut off for the following reasons:

- a. There are no employees
- b. There are no hazardous materials
- c. Boyll Investments is not legally responsible for all items in rented vehicle space, per contract
- d. Fire line valves have not been replaced due to cost to repair for a building that remains vacant for approx. 7 – 8 months a year

Your review and approval in this matter will be greatly appreciated.

Sincerely,



Thomas Boyll
Liberty Self Storage (Boyll Investments)

LIBERTY SELF STORAGE

123 BURNETT ST., WABASH, IN 46992

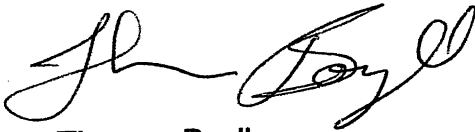
March 3, 2015

Mr. Robert Mullett, Fire Chief
1000 N. Wabash St.
Wabash, IN 46992

Dear Chief Mullett,

Enclosed is a copy of our application for a variance from the fire code to permit the disconnection of the fire sprinkler system which is no longer required for our type of business.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas Boyll". The signature is fluid and cursive, with the first name "Thomas" and last name "Boyll" clearly distinguishable.

Thomas Boyll
Liberty Self Storage

March 3, 2015

Indiana Department of Homeland Security
Code Services Section
302 West Washington Street, Room W246
Indianapolis, IN 46204-2739

RE: Variance Application

To whom it may concern:

I, Chief Robert Mullett, of the Wabash City Fire Department hereby acknowledge that I have received the variance application to remove the sprinkler system for Liberty Self Storage.

The location of this building is 123 Burnett St. Wabash, IN. 46992.

Sincerely,

A handwritten signature in black ink that reads "Chief Robert Mullett". The signature is written in a cursive style with a long horizontal stroke at the end.

Chief Robert Mullett
Wabash Fire Dept.
1000 North Wabash Street
Wabash, IN. 46992

LIBERTY SELF STORAGE

123 BURNETT ST., WABASH, IN 46992

March 3, 2015

Mr. John Stephens, Building Commissioner
202 S. Wabash St.
Wabash, IN 46992

Dear John,

Enclosed is a copy of our application for a variance from the fire code to permit the disconnection of the fire sprinkler system which is no longer required for our type of business.

Sincerely,



Thomas Boyll
Liberty Self Storage



City of Wabash

BUILDING COMMISSIONER

JOHN STEPHENS

CITY HALL
202 S. Wabash Street
Wabash, IN 46992

(260) 563-4171
FAX (260) 563-0876

March 3, 2015

Indiana Department of Homeland Security
Code Services Section
302 W. Washington Street, Room W246
Indianapolis, IN 46204-2739

RE: Variance Application

To whom it may concern,

I, City of Wabash Building Commissioner, John Stephens, hereby acknowledge that I have received the variance application to remove the sprinkler system for the Liberty Self Storage building.

The location of this building is 123 Burnett Street, Wabash, IN 46992.

Respectfully,

John Stephens
Building Commissioner
City of Wabash
202 S. Wabash Street
Wabash, IN 46992