



APPLICATION FOR VARIANCE

State Form 44400 (R7 / 10-13)
Approved by State Board of Accounts, 2013

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/



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

Variance number (Assigned by department)
17-01-02

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

Name of applicant	Brandon Fishburn	Title	VP
Name of organization	Midwest Sports Complex	Telephone number	(317) 445-5189
Address (number and street, city, state, and ZIP code) 7511 New Augusta Rd Indpls IN 46268			

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

Name of applicant	Jenny Vetter	Title	Asst.
Name of organization	BJH Contracting	Telephone number	(317) 9034025
Address (number and street, city, state, and ZIP code) 5509 Prairie Dog Dr Indpls IN 46237			

3. DESIGN PROFESSIONAL OF RECORD (If applicable)

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

4. PROJECT IDENTIFICATION

Name of project	Midwest Sports Complex	State project number		County	Marion
Address of site (number and street, city, state, and ZIP code) 7511 New Augusta Rd Indpls IN 46268					
Type of project <input type="checkbox"/> New <input type="checkbox"/> Addition <input type="checkbox"/> Alteration <input 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 and 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

jenny@bjhcontracting.com

7. DESCRIPTION OF REQUESTED VARIANCE

Name of code or standard and edition involved IBC 1103.1 2014	Specific code section IBC 1103.1
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Nature of non-compliance (include a description of spaces, equipment, etc. involved as necessary.)
 The variance is needed because the observation deck is non critical asset. The same services can be acquired on the existing deck where there is access per ADA requirements.

8. DEMONSTRATION THAT PUBLIC HEALTH, SAFETY AND WELFARE WILL BE PROTECTED

Select one of the following statements:

Non-compliance with the rule will not be adverse to the public health, safety or welfare; or

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 (be specific).

Facts demonstrating that the above selected statement is true:
 The same services can be acquired/accessed on the existing deck, where there is ADA requirements.

9. DEMONSTRATION OF UNDUE HARDSHIP OR HISTORICALLY SIGNIFICANT STRUCTURE

Select at least one of the following statements:

Imposition of the rule would result in an undue hardship (unusual difficulty) because of physical limitations of the construction site or its utility services.

Imposition of the rule would result in an undue hardship (unusual difficulty) because of major operational problems in the use of the building or structure.

Imposition of the rule would result in an undue hardship (unusual difficulty) because of excessive costs of additional or altered construction elements.

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:
 Due to the size of a ADA IBC 1103.1 code the ramp would obscure or detract from the view. The area around observation deck is small and for the size of ramp that would need to be installed per ADA requirements. The cost to add the ramp is a hardship with the 2017 budget.

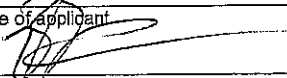
10. STATEMENT OF ACCURACY

I hereby certify under penalty of perjury that the information contained in this application is accurate.

Signature of applicant or person submitting application Jenny Vetter	Please print name Jenny Vetter	Date of signature (month, day, year) 12/19/16
Signature of design professional (if applicable) NA	Please print name NA	Date of signature (month, day, year) NA

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 Brandon F. S. Burn	Date of signature (month, day, year) 12/19/16
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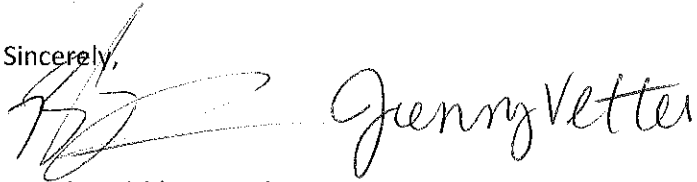
December 19, 2016

To whom this may concern,

I would like to request to be added to the docket for the January 4, 2017 to request a variance on behalf of Midwest Sports Complex. Midwest Sports Complex currently has a violation and stop work order from the Marion County Building Inspection Code Department. Notice of ADA Code for the project from Marion County was given in November or December of 2016.

Thank you for considering adding Midwest Sports Complex onto the January 2017 docket.

Sincerely,

A handwritten signature in cursive script that reads "Jenny Vetter". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

Brandon Fishburn and Jenny Vetter

All jenny, search your mailbox

Search Mail Search Web Home jenny



Compose

Archive Move Delete More

Up Down Close

- Inbox (60)
- Drafts
- Sent
- Archive
- Spam
- Trash (9)

Smart Views

- Important
- Unread
- Starred
- People
- Social
- Shopping
- Travel
- Finance
- tishler
- klein

Folders (3)

- adami
- advertising
- arkanoff
- bailey
- baiyee
- barton
- barton (itex)
- brashear
- brian
- brown
- calendar
- carter
- chen
- clarkson-green
- clay
- cope
- cosby
- culbertson
- darks
- davis
- derrick
- disinger
- dumas
- durbin
- ebenger
- employee leads
- evans
- ferell
- fernandez
- fishburn midwest
- gaisor
- gary davis
- gersh

Midwest Sports Complex Application for Variance

Jenny Vetter <jenny@bjhcontracting.com>
To planreview.class1@indy.gov, margie.bovard@indy.com
BCC Brian Hurt, Brandon Fishburn

Today at 1:34 PM

Good afternoon,

Please see the attached Application for Variance that will be submitted today.

Have a great day,

Jenny Vetter
BJH Contracting LLC
317-489-5701
fancydecks.com



20161219...pdf

Reply Reply to All Forward More

To planreview.class1@indy.gov, margie.bovard@indy.com

CC/BCC

Jenny Vetter
BJH Contracting LLC
317-489-5701
fancydecks.com

Show original message

Send icons for formatting and actions





NOTICE OF REVIEW (1st Review)

December 2nd, 2016

TO: Brandon Fishburn
brandonfishburn@gmail.com

RE: 7511 New Augusta Rd, **STR16-05942, Drop off 18592**

A review of your submittal regarding the above referenced structural permit application has been completed by the Department of Code Enforcement. Plans and specifications must reflect compliance with all applicable building laws in accordance with Building Standards and Procedures Section 536-205(f)(2).

Based upon our review we have concluded that the items below do not meet minimum requirements or are in need of further supporting documentation.

1. Application lists this as an A-4 occupancy. A-4 is indoor.

IBC 303.6 Assembly uses intended for viewing outdoor activities.
Should this be A-5 occupancy?

Revise occupancy.

2. Deck is not ADA accessible.

IBC 1103.1 Where required.

Make deck accessible.

3. No indication of wood type to be used. Posts supporting permanent structures are required to be preservative treated.

2008 Indiana Building Code Chapter 23, Section 2303.1.8

Indicate type of wood to be used in construction of deck.

4. Wood framing connections and materials are not noted.

675 IAC 12-6-7(g)(7)

Indicate framing connection and materials.

5. Wood framing design appears to be based on a live load less than that required for recreational areas of reviewing stands.

2008 Indiana Building Code Table 1607.1(24) and 675 IAC 12-6-7(g)(7)

Submit stress calculations certifying that the structural members and connections meet live load requirements for recreational areas of reviewing stands.

This review was conducted by DLZ on behalf of the City of Indianapolis. If there are any questions please contact Elliott Allen at (317) 633-4120 or via e-mail at eallen@dlz.com.

Your project will remain on hold pending submission of your written response and 2 sets of revised plans. After we have completed the review of your response you will receive written notice of our determination as well as further instruction.

For your convenience, below is the current total of accumulated hours directed towards the review of your project:

1 st Review	3.25 hours
2 nd Review	x hours
3 rd Review	x hours

If after reviewing comments provided- you disagree or need further clarification, you may contact me to discuss or request a meeting at (317) 327-3772 or Heather.Kulwin@indy.gov.

Additional options for resolving outstanding issues may include one or more of the following:

- Apply for a variance through the Indiana Fire Prevention and Building Safety Commission per 675 IAC 12-5; Department of Homeland Security, 200 W. Washington, Room W246, Indianapolis IN 46204, 317.232.3835, www.in.gov/dhs/
- Request a review through the Indiana Fire Prevention and Building Safety

Commission per IC 22-13-2-7; Department of Homeland Security, 200 W. Washington, Room W246, Indianapolis IN 46204, 317.232.3835, www.in.gov/dhs/

- Request an interpretation of building law through the Indiana Department of Homeland Security per IC 22-13-5; Department of Homeland Security, 200 W. Washington, Room W246, Indianapolis IN 46204, 317.232.3835, www.in.gov/dhs/

Additional holds that must be satisfied prior to the issuance of this permit include:

- Issuance of Stormwater Drainage Permit
- Issuance of Improvement Location Permit
- Have an authorized agent of a licensed general contractor sign the structural permit application. Must provide the company and individual license numbers.
- Payment of plan review and permit fees

Questions regarding additional holds may be directed to (317) 327-7526 or PlanReview.Class1@indy.gov.

Sincerely,



Heather M. Kulwin

Heather M. Kulwin
Building Code Analyst
Department of Business & Neighborhood Services
City of Indianapolis – Marion County

ELECTRONICALLY FILE YOUR PROJECT WITH STATE OF INDIANA at <http://www.in.gov/dhs/2650.htm>.

This on-line filing is through a secure site, you can use it to submit your project information, pay the fees and upload your project plans.

Use Internet Browser to View this report, other browsers are not compatible to view this report

 <p>CONSTRUCTION DESIGN RELEASE State Form 41191 (R9/5-98) Report Printed on: November 9, 2016</p> <p>Indiana Department of Homeland Security DIVISION OF FIRE & BUILDING SAFETY PLAN REVIEW DIVISION 402 W. Washington St., Room E245 Indianapolis, IN 46204</p> <p>To: Owner / Architect / Engineer Midwest Sports Complex</p> <p>7509 New Augusta Rd Indianapolis IN 46268</p> <p>Fax & e-mail: , jenny@bjhcontracting.com</p>	 <p>Available At Your Local Licence Branch SUPPORT HOOSIER SAFETY</p>		Project number 388016	Release date 11/09/16
	Construction type V-B	Occupancy classification A-4		
	Scope of release ARCH FDN STR			
	Type of release Standard			
	Project name Midwest Sports Complex			
	Street address 7509 New Augusta Rd			
	City INDIANAPOLIS	County MARION		

The plans, specifications and application submitted for the above referenced project have been reviewed for compliance with the applicable rules of the Fire Prevention and Building Safety Commission. The project is released for construction subject to, but not necessarily limited to, the conditions listed below. THIS IS NOT A BUILDING PERMIT. All required local permits and licenses must be obtained prior to beginning construction work. All construction work must be in full compliance with all applicable State rules. Any changes in the released plans and/or specifications must be filed with and released by this Office before any work is altered. This release may be suspended or revoked if it is determined to be issued in error, in violation of any rules of the Commission or if it is based on incorrect or insufficient information. This release shall expire by limitation, and become null and void, if the work authorized is not commenced within one (1) year from the above date.

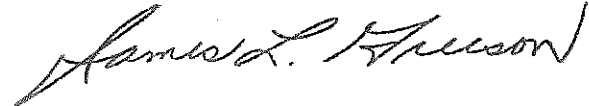
CONDITIONS:

Note (A1A & A1B): In accordance with the affidavit sworn under penalties of perjury in the application for construction design release the plans and specifications filed in conjunction with this project shall comply with all of the applicable rules and laws of Fire Prevention and Building Safety Commission. Providing false information constitutes an act of perjury, which is a Class D felony punishable by a prison term and a fine up to \$10,000.

In accordance with Section 19 of the General Administrative Rules (675 IAC 12-6-19) a complete set of plans and specifications that conform exactly to the design that was released by the office of the state building commissioner shall be maintained on the construction jobsite as well as a copy of the design release.

- 14B This project has been reviewed under the 2014 Indiana Building Code.
- 4G0603AG This release does not include electrical, mechanical, and plumbing work. Plans and specifications for adding or remodeling these systems shall be filed as a new project or as one or more partials before commencing work on those systems in accordance with 675 IAC 12-6-3.
- 14B23041141 Post and columns supporting permanent structures that are in direct contact with the earth shall be of preservative-treated wood in accordance with Section 2304.11.4.1, IBC (675 IAC 13-2.6).
- 14B16071 Minimum uniformly distributed live loads and minimum concentrated live loads shall be in accordance with Table 1607.1, IBC (675 IAC 13-2.6).

Please be advised that if an administrative review of this action is desired, a written petition for review must be filed at the above address with the Fire Prevention and Building Safety Commission identifying the matter for which a review is sought no later than eighteen (18) days from the above - stated date, unless the eighteenth day falls on a Saturday, a Sunday, a legal holiday under State statute, or a day in which the Department of Fire and Building Services is closed during normal business hours. In the latter case, the filing deadline will be the first working day thereafter. If you choose to petition, and the before-mentioned procedures are followed, your petition for review will be granted, and an administrative proceeding will be conducted by an administrative law judge of the Fire Prevention and Building Safety Commission. If a petition for review is not filed, this Order will be final, and you must comply with its requirements.

Code review official rphillips@dhs.in.gov ROBIN PHILLIPS	Director, Division of Fire and Building Safety
Address (name, title of local official, street, city, state and ZIP code) Manager of Bldg Code Analysis Michael Bennett Division of Compliance 1200 Madison Ave Suite 100 Indianapolis, IN 46204 Fax & e-mail: 3173278475, planreview.class1@indy.gov	

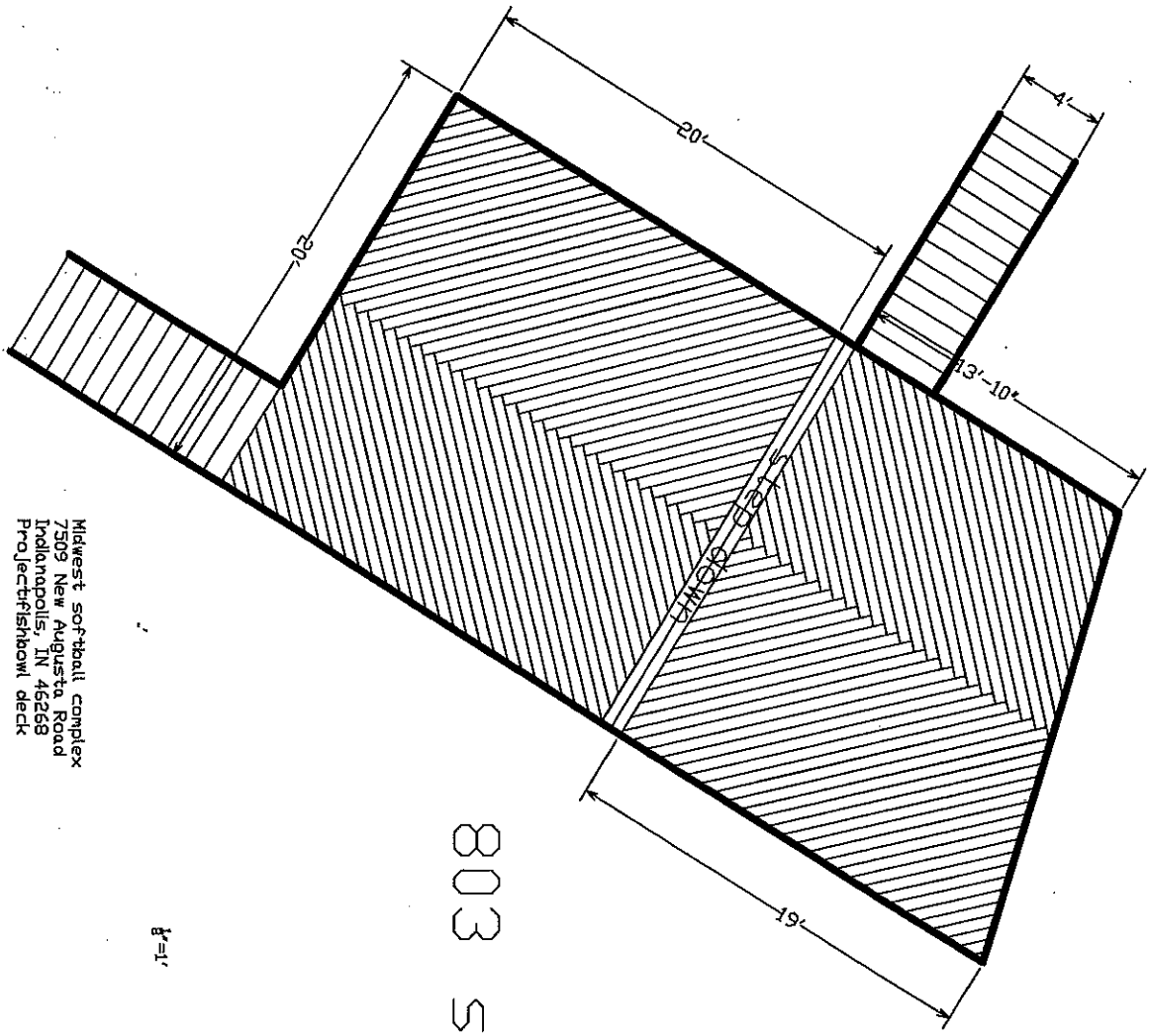
Midwest sports complex
7509 New Augusta Road
Indianapolis, IN 46268

Approved plans
with added Stair case
by Homeland Security

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- Page 3 Side elevation
- Page 4 Side stair elevation
- Page 5 post, beam, and joist layout
- Page 6 Site plan

—=Railings

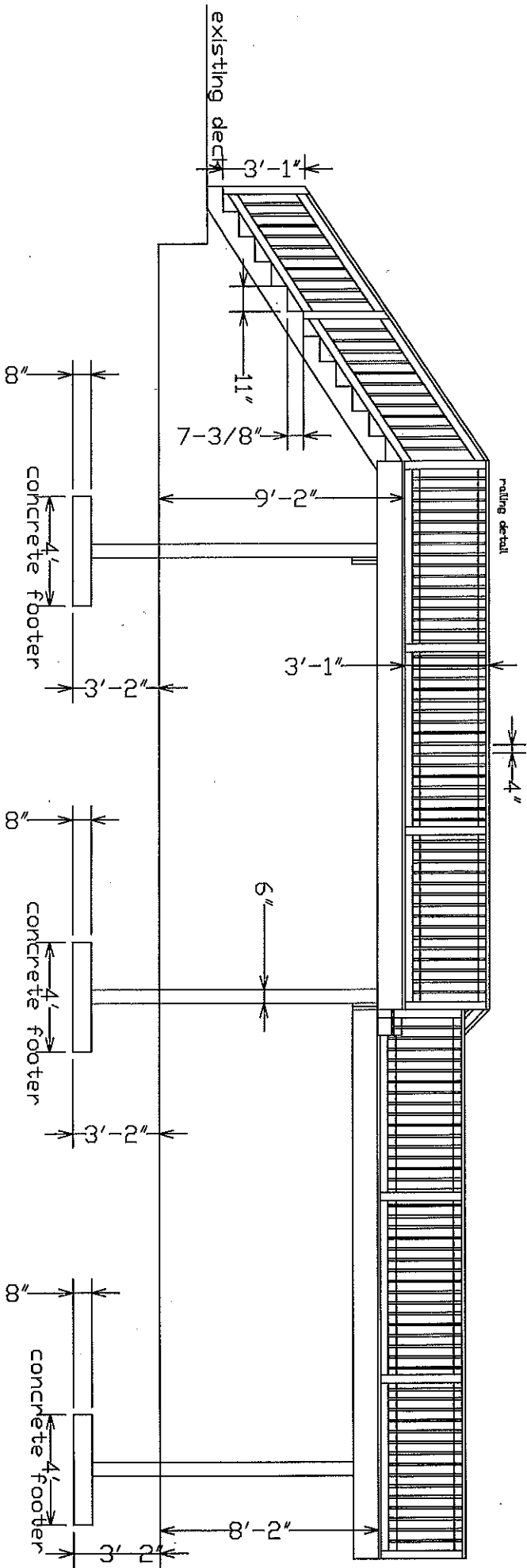


803 SF

1/4"=1'

Midwest softball complex
7309 New Augusta Road
Indianapolis, IN 46268
Project: fishowl deck

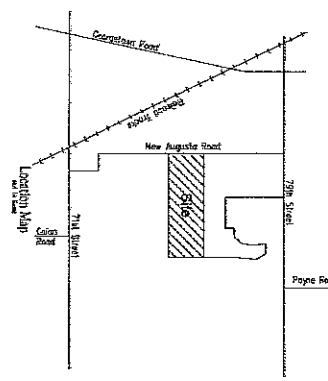
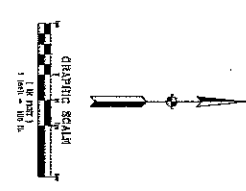
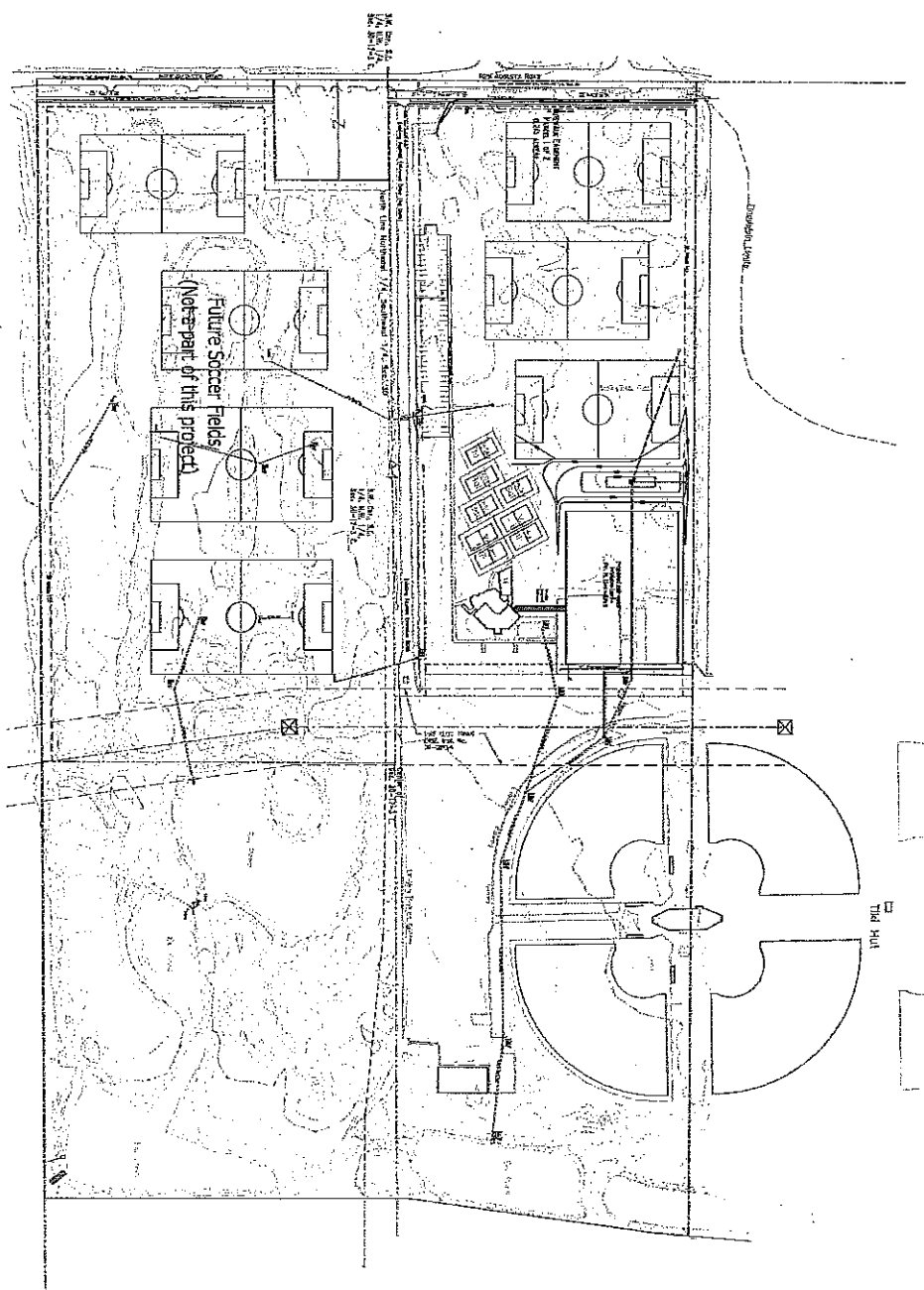
—=Railings



Midwest softball complex
7309 New Augusta Road
Indianapolis, IN 46268
Project: Fishbowl deck

3/16"=1'

Midwest



<p>DATE: July 6, 2010</p> <p>PROJECT: 08-01</p> <p>SCALE: 1" = 100'</p> <p>PROJECT NO: 10</p>		<p>10/10/2010 10:00 AM - 10:00 AM</p>	
<p>EVERGREEN</p> <p>MEMPHIS, TN</p> <p>234 SOUTH FRANKLIN ROAD, MEMPHIS, TN 38111</p>		<p>Site Plan for Proposed Building</p> <p>Address: 3000 St. Louis St</p> <p>Parcel ID: 0100000000</p>	