



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)

18-07-02

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

| | |
|---|---|
| Name of applicant Rusty Merritt | Title President |
| Name of organization Miami County 4-H Fair + Livestock Show Assn | Telephone number (765) 473-9656 |
| Address (number and street, city, state, and ZIP code) 1029 W. 200N., Peru, IN. 46970 | |

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

| | |
|--|---|
| Name of applicant Jill Sharp | Title Treasurer |
| Name of organization Miami County 4-H Fair + Livestock Show Assn | Telephone number (765) 327-1323 |
| Address (number and street, city, state, and ZIP code) 2620 S. State Road 19 Peru, IN. 46970 | |

3. DESIGN PROFESSIONAL OF RECORD (If applicable)

| | |
|---|---|
| Name of design professional Homestead Barns (Easy Rentals LLC) | License number |
| Name of organization Homestead Barns | Telephone number (765) 469-7070 |
| Address (number and street, city, state, and ZIP code) Nashville, TN. 37206 | |

4. PROJECT IDENTIFICATION

| | | |
|---|----------------------|------------------------|
| Name of project Circus City Speedway | State project number | County Miami |
| Address of site (number and street, city, state, and ZIP code) 1029 W. 200N., Peru, IN. 46970 | | |
| Type of project <input checked="" 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. **None for this area**

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

7. DESCRIPTION OF REQUESTED VARIANCE

| | |
|--|-----------------------|
| Name of code or standard and edition involved 675 IAC 12-6-3 | Specific code section |
|--|-----------------------|

Nature of non-compliance (Include a description of spaces, equipment, etc. involved as necessary.)
 The buildings in question are Sheds. I have enclosed photographs.
 2 Buildings are 12' x 24'
 The other Shed/building is 10' x 16'

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:

Fire Extinguishers have been installed
 Public is not allowed inside the buildings
 Buildings will be secured to the ground
 Buildings are only about 30 times per year for about 4-5 hours each
 Smoke ^{night} alarms have been installed.

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:

We are a non-profit 501(c)3
 utilities pose a problem
 The location of the Speedway does not have access to septic as this area
 of the Fairgrounds is not developed due to not being used often.
 Buildings are not used for the public.

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 <i>Jim Sharp</i> | Please print name Jim Sharp | Date of signature (month, day, year) 5/23/2018 |
| 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 <i>Ruby Merritt</i> | Please print name Ruby Merritt | Date of signature (month, day, year) 5-23-2018 |
|---|--|--|

**MIAMICOUNTYPLAN/BUILDING COMMISSION
25 NORTH BROADWAY
COURTHOUSE – ROOM 105
PERU, IN. 46970
765-472-3901 EXT. 1213
tgamble@miamicountyin.gov**

May 23, 2018

RE: Circus City Speedway
1029W 200N, Peru, In. 46970

Indiana Department of Homeland Security
Code Services Section,

This letter is to inform you that we have received a copy of the application for variance for the above referenced location as required Per State Form # 44400 Section 5 of the Application for Variance.

Section 5 also requires written documentation from a local fire official but there is none for this area as this is in a volunteer fire department jurisdiction.

If you have any questions or this is not sufficient for your requirements please phone or e-mail me so I can provide what is needed.

Sincerely,



Tammy R. Gamble
Zoning Administrator/Building Commissioner
Miami County Plan/Building Commission





