

# INDIANA FIRE PREVENTION AND BUILDING SAFETY COMMISSION

## MEETING MINUTES

### Meeting Details

**Date:** January 3, 2024

**Time:** 9:00 AM

**Location:** Government Center South – Conference Room B

### Member Attendance

Name	Present		Means of Participation
	Yes	No	
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>	Not in Attendance
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Electronic Means (MS Teams)
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Electronic Means (MS Teams)

### Notes

Additional information may be available at the [Commission's Web Page](#).

Also in attendance:

Dustin Dyer, Director of Boards and Commissions, IDHS

1. Call to Order – Meeting was called to order at 9:05am.
2. Roll Call – Commissioner Zehner and Vice-Chairman popich remote. Commissioner Davidson absent. Quorum met.
3. **Review and Action on December 2023 Meeting Minutes --**

Name	Vote
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	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner (A)	<input type="checkbox"/>	<input type="checkbox"/>

#### 4. IDHS Reports and Updates

- i. IDHS Variance Determinations Report as required by 675 IAC 12-5-6.2(f) – Isaac Delgadillo

#### 5. State Building Commissioner Interpretations

- i. None

#### 6. Rulemaking Update(s)

- i. **Electrical Code Update Committee** – Meets January 17<sup>th</sup>. Room TBD.
- ii. **Fire Code Update Committee** -- Arch – Kent, BO – Larue, CC – Cook, Chair – Murua, Contr – Gorgol, Eng – X, FO – Frost. No engineer applied.

Name	Vote	
	Yes	No
Logan Cook (A)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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- iii. **Building Code Update Committee** – Mr. Patarino asks that he be appointed to building code committee. Discussion ensued as to whether it was appropriate to include another Commissioner when other qualified individuals had applied for the position. Mr. Pannicke made a motion: Architect – Hawkins, BO – Larue, CC – Cook, Chair – Murua, Contractor – Griffith, Engineer – Bradway, FO – Cross.

Name	Vote	
	Yes	No
Logan Cook (A)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input checked="" type="checkbox"/>

- iv. **Lift Device Update Committee** – Formed, waiting on room confirmation for proposed dates.
- v. **Proposed Civil Penalty Rule** – Proposed rule follows statutory requirements that fines and penalties be standardized. Justin Guedel presented to the Commission. **Motion:** Accept as written.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>

David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

## 7. Variances

### a. Tabled

- i. **23-09-34 Hartford City Public Library (Hartford City)** – No proponent. **Motion:** Deny.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- ii. **23-10-32 PIN1 (Indianapolis)** – No proponent. **Motion:** Table.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

iii. **23-12-27 The District at Latimer Square Bldg 2 (Bloomington)** – Commissioner Cook recused. Ralph Gerdes presented, believes that code creates a gray area in terms of circuit breakers. Bobby Larue presented, noted that COO was granted based on every unit having overcurrent protection, asked that there be 24/7 onsite help available if not every unit has access to circuit breaker. Cost to change breaker boxes approximately \$150K, building worth several million. Commissioner Patarino believes that making them change something not caught in plan review is unduly burdensome.

**Motion:** Deny. No second.

**Motion:** Approve with stipulation that there are two people living onsite available 24 hours a day for any breaker access issue. 4-5, does not carry.

Name	Vote	
	Yes	No
Logan Cook (R)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Scott Pannicke	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input type="checkbox"/>	<input checked="" type="checkbox"/>
David Porter	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Kenneth Wagner	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Motion:** 24 hour maintenance access for panels that cannot be flipped, flip panels that can be.

Name	Vote
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	Yes	No
Logan Cook (R)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Commission broke from 9:56 until 10:10.**

b. New

- i. **23-12-76 5C Event Center (Albion)** – Agricultural building to event center. Referred to Commission for structural stability. Commissioner Pannicke asked whether the variance was filed correctly, as the Commission usually requires a change of use and Chapter 34 before plan release, but this one was released prior. Mr. Rensink notes that variance is not needed to change uses, can simply comply with code, but variance was required to use Chapter 34 for historical purposes. **Motion:** Approve.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- ii. **23-12-77(a)(b) Wesley Place Apartments (Indianapolis)** – Commissioner Cook recused. Exit discharge dumps into lobby before going outside, sanitary pipe uninsulated. Ralph Gerdes presented. Mr. Gerdes believes that he meets the requirements for exit discharge, LBO disagreed. Doors between lobby and vestibule removed. IFD does not object. **Motion:** NVR for A.

Name	Vote	
	Yes	No
Logan Cook (R)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Motion:** Deny b.

Name	Vote	
	Yes	No
Logan Cook (R)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- iii. **23-12-78(a)(b) RH – IN (Indianapolis)** – Requesting max occupant load of 125 in restaurant based on changing direction of door swing. IFD does not object. New exhaust duct at roof edge.

**Motion:** Approve (a).

Name	Vote	
	Yes	No
Logan Cook (R)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Motion:** Approve with condition -- Notification signage at roof access point indicating tie-off required for service equipment.

Name	Vote	
	Yes	No
Logan Cook (R)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- iv. **23-12-79(b) Grayford Farm LLC (North Vernon)** – Event barn. Denise notes that project not submitted to plan review. Commissioner Cook notes that sloped roofs still require snow load calculation, but certain slopes allow for a deduction. Nearest water source about 500 feet. Unsure if water source capable of supporting a sprinkler system, rural county road. Not all necessary variances filed. **Motion:** Table.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>



Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- v. **23-12-80 IU Health Arnett – Surge Emergency 2024 (Lafayette)** – Asking for exemption to CDR requirement, asking to see patients in part of hospital not originally available to patients. Citing executive order during Covid pandemic. EO has since been rescinded. CDR requirement is statutory, not part of Commission rules. Commission cannot grant. **Proponent withdrew variance, will refile with CDR.** LFO notes that there is a current existing condition that has not been inspected by local building or fire officials, noted as violation on inspection report. LFO notes that hospitals at capacity are capable of diversion, wishes to note that this is a change of use and wants it to go through normal channels.
- vi. **23-12-81(a)(b) White Box Remodel (Greenwood)** – Asking for ceiling height to be under 7.5 feet, variance for stair risers. Isaac Delgadillo notes that LBO is in opposition, but did not upload comments through standard channels. Mr. Pannicke notes that Commission can put a condition that basement is non-occupiable but enforcement is nearly impossible in a leased setting. Proponent requested table while alternative engineering solutions are considered.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Commission broke from 11:45 to 11:55.**

- vii. **23-12-82(a)(b)(c)(d) Bullseye Event Center Membrane Structure (Indianapolis)** – Membrane structure that does not have conventional foundation, using steel stakes instead. Requesting energy code variance. Unrated exterior walls on the east side. Unsprinklered A2 occupancy. Proponent requested table to get a revised structural evaluation. DHS notes that SFM has not approved a fire watch for this location. Commissioner Pannicke notes that most of the variances deal with structural issues,

and with winter coming on snow loads may present an issue. Plan review denied due to non-response, no CDR. Vice-Chairman Popich notes that proponent was due in court with the City of Indianapolis over this issue this morning. IFD is unsure whether fire watch is being provided. Doug Bruce notes they have been fined for non-compliance and ordered to comply by February 9<sup>th</sup> or remove the structure. Chairman notes that structure is mostly used for Colts games, which are now week-to-week.

**Motion:** Deny a.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

**Motion:** Deny b.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Motion:** Approve c, expires Feb 9 2024. 4-5, motion fails.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>

John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Scott Pannicke	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input type="checkbox"/>	<input checked="" type="checkbox"/>
David Porter	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Kenneth Wagner	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**Motion:** Deny C.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Motion:** Approve D through February 9, 2024. Certify fire watch through IFD and approved by SFM.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input type="checkbox"/>	<input checked="" type="checkbox"/>
David Porter	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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- viii. **23-12-83(a)(b) Edgell Event Barn – Building Remodel (West Lafayette) –** Wedding barn, no sprinkler A2 occupancy. Approx. \$200k for sprinkler, no phase 3 electrical on site.

**Motion:** Approve a.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Motion:** Approve B with posted Occupant load 248.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Commission broke from 2:07 to 2:20.**

- ix. **23-12-84(a)(b)(c)(d) Republic Polymer South Building (Indianapolis) –** Two-way communication, exiting. Ed Rensink presented. Proponent withdraws variance B. DHS recommends approval of D. **Motion:** Approve a, c, d.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- x. **23-12-85(a)(b) Hi-Fi Annex Temporary Stage and Shipping Containers (Indianapolis)** – Shipping containers, temporary structure (truss stage). Referred to commission, approved previously, expired Nov. 20, 2023. Requesting extension through 2025 operating season.

**Motion:** Approve with conditions, **Expires** Nov 30 2024.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- xi. **23-12-86 Roof Access in Elevator Machine Room (Greenwood)** – Wanting roof access in elevator machine room, which is typically reserved for elevator personnel only. Would need to contact elevator company for roof access. No proponent.

**Motion:** Table.

Name	Vote
------	------

	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- xii. **23-12-87 Lake Park 3<sup>rd</sup> Wing Occupancy (Lake Station)** – Unrated walls, variance to address violation. Separates two floors. I-2 151-bed residential care facility. Previously adjudicated through administrative review, necessary repairs will cost approximately \$4M.

**Conditions:** 2<sup>nd</sup> floor west end of the corridor, install 20-minute fire door and one-hour-rated wall to close off decommissioned section. 2<sup>nd</sup> floor only accessible to verify maintaining life safety systems (no storage, no human traversal). Decommission maintenance supply room above the laundry. 1<sup>st</sup> level – 20m door, one hour wall where decommissioned rooms start on west end between 156 and 158. Decommission housekeeping 158. Staff access from laundry room to rest of facility through corridor. Doors must latch and remain closed.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- xiii. **23-12-88 Milford School Early Learning Infant Toddler Room (Milford)** – Asking to not have an exit that leads directly to exterior with 8 children under 2.5yrs, required for E occupancy.

**Motion:** Approve through May 31, 2026.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- xiv. **23-12-89 ENTEK Lithium Ion Battery (Terre Haute)** – Allow a fixed lid in place of automatic lid.

**Motion:** Approve.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- xv. **23-12-90(a)(b)(c)(d)(e)(f)(g) St. John the Evangelist Catholic Church Parish Hall (Indianapolis)** – 3-hour fire barrier in lieu of 3-hour firewall to separate existing church from rectory building, DHS recommends approval of B – glazing of fire window assemblies. Over allowable area, not separated from existing rectory building. No area of refuge from parish hall, not directly connected to stair enclosure. No enclosed elevator lobby to fourth level. No two-way communication system, DHS recommends approval of F and G, elevator hoistway.

**Motion:** Approve.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- xvi. **23-12-91 Monon 46 (Indianapolis)** – Requesting to not provide monitoring system for PIV valve. Referred due to concerns about tampering. Proponents note that PIV valves can be locked with monitored cameras at riser.

**Motion:** Approve.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- xvii. **23-12-92(a)(b)(c)(d)(e) New Flour Mill for Star of the West Milling (Ligonier)** – Unprotected floor openings on 7 floors. F-1 occupancy exceeds 12k feet in fire area, requesting to omit sprinkler system. Over 75 feet from grade, requesting to not comply with requirements for high rise buildings. Requesting no sprinkler in H occupancy. 91 feet travel distance on second floor. Ed Rensink presented.

**Motion:** Approve, annual training with local LFO on fire and life safety procedures, implement all recommendations in the dust hazard report.

Name	Vote
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	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

xviii. **23-12-93 Jack's Liquor (Indianapolis)** – Shipping containers not using conventional foundation, using anchors. No end date for the variance.

**Motion:** Approve with conditions: Helical feeders designed by professional engineer and submitted to design release.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input type="checkbox"/>	<input checked="" type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

## 8. Industrialized Building Systems Renewals

### i. TR Radco – Renewal.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>

James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

9. Report on Administrative Review

a. OALP Non-Final Orders – Commission Review/Action Required as Ultimate Authority

- i. DHS-2311-002795 – Education Destination – Proposed dismissal, needs commission approval.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

b. New Cases – *Monitoring Only*

- i. DHS-2312-003133 – LaPorte County

c. Ongoing Cases

- i. DHS-2307-002000 – Scannell Properties  
ii. DHS-2308-002119 – Singh Basra LLC  
iii. DHS-2311-002835 – Ronald Davidhizer vs. City of Goshen  
iv. DHS-2311-002795 – Washington Community School Corporation

d. New Filings – Commission Review/Action Required

i. None

e. OALP Final Orders – No action required.

i. DHS-2308-002201 – The Paramount Heritage Foundation, Inc.

ii. DHS-2309-002434 – Firebrand Ministries

10. Final Comments/Closing Remarks – Chairman Murua

11. Next Meeting – Tuesday, February 6, 2024, at 9:00 a.m. Eastern Time in **CONFERENCE ROOM A of the Indiana Government Center, 302 W. Washington Street, Indianapolis, IN 46204**. Virtual meeting details TBA.

*A public notice with specific details regarding the format of the meeting will be provided on the [Commission main web page](#) in advance of the meeting date.*

12. Adjournment