



COMMISSION MEETING MINUTES

Indiana Fire Prevention and Building Safety Commission
Indiana Government Center South
Conference Center Room B
302 W. Washington Street
Indianapolis, Indiana 46204

Thursday, May 9, 2019

CORRECTED & APPROVED

1. Pursuant to IC 22-12-2-6, the Indiana Fire Prevention and Building Safety Commission's regular monthly meeting was opened by Vice-Chairman, Jessica Scheurich, at 9:04 a.m. on May 9, 2019.

(a) Commissioners present at the Commission meeting:

Michael Corey
Greg Furnish
Joseph Heinsman
David Henson
Scott Pannicke
Michael Popich
Jessica Scheurich, Vice-Chairman

(b) Commissioners not present at the Commission meeting:

Kevin Goeden, representing the Commissioner, Department of Labor
Todd Hite, representing the Commissioner, Department of Health
James Jordan
Robin Nicoson, Chairman

(c) The following departmental staff were present during the meeting:

Alan Blunk, IDHS Plan Review Section Chief
Douglas Boyle, Director of Fire Prevention and Building Safety Commission
Craig Burgess, State Building Commissioner

Denise Fitzpatrick, IDHS Code Specialist
Justin Guedel, IDHS Staff Attorney
James Schmidt, Deputy Attorney General & Legal Counsel
Shannon Scott, Secretary of Fire Prevention and Building Safety Commission
Kevin Troy, Code Enforcement Assistant Section Chief

2. Director Boyle conducted roll call, and noted that quorum was present.

3. Minutes Approval

Director Boyle called for approval or corrections of the minutes for the April 2, 2019 meeting. Commissioner Pannicke moved to **approve** the minutes as submitted. Commissioner Corey seconded the motion. It was voted upon and carried.

4. State Building Commissioner's Report

Craig Burgess, State Building Commissioner, has received a list of interpretations that have been approved since he took office in 2016; this is now available on the website. Information prior to him taking office is available as well. The interpretation is provided to the individual who has the dispute, but he would be willing to notify the jurisdiction as well, and is open to suggestions.

5. 2019 Legislative Update

Jonathan Whitham, General Counsel, IDHS, provided an overview on recently enacted legislation. He stated that HB 1269 will streamline the process for the building community. It will allow IDHS to get decisions out to people more quickly. Emergency rules will be developed which will allow IDHS to review, deny and/or grant variances on a rolling basis. There will not be any deadlines. The team reviewing the variances will include different subject-matter experts. If an interested party does not agree with the decision, then he or she has the opportunity to go through the administrative review process; the Commission will be the ultimate authority. Complex applications can be placed on the agenda for the Commission to consider.

6. Rulemaking Updates

a. Commission Action on 2019 Rule Re-adoptions

- i. 675 IAC 13-1-21 – NFPA 61B – *additional review and consideration*
- ii. 675 IAC 20 – Swimming Pool Code
- iii. 675 IAC 23-1-62 – Fee schedule, Part III; scope
- iv. 675 IAC 23-1-63 – Annual inspection fees
- v. 675 IAC 24 – Supplementary Fire Safety Rules (Migrant Day Care Nursery Fire Safety Code)

Justin Guedel, Staff Attorney, IDHS, recommended that NFPA 61B not be readopted. Requirements of this code have been incorporated into other provisions of the fire code; even if this rule was readopted, the provisions of this code would not be enforceable as the formal adoption took place in a different rule that has long since expired. Commissioner Popich moved to **readopt** 675 IAC 20, 675 IAC 23-1-62, 675 IAC 23-1-63, and 675 IAC 24. Commissioner Heinsman made the second. It was voted on and carried.

- b. 2018 Elevator Code Committee Update: The next scheduled meeting is Thursday, May 30, 2019 at 9:00 a.m. in Conference Center Room 12 (IGCS). The Committee will continue to review ASME A17.1 – 2016 (Appendix L). Michael Corey stated that an ECC member resigned and needs to be replaced. He nominated Adam Sission, Otis Elevator Co., to be replace him and be appointed to the Committee. Commissioner Henson moved to approve the appointment of Adam Sission to the Elevator Code Committee, and Commissioner Popich made the second. It was voted on and carried.
- c. 2018 Indiana Residential Code Committee Update: Director Boyle stated that they are waiting for OMB to review and approve the Commission’s moratorium exception request. He will check on the status of the moratorium exception later this month. Mr. Boyle encouraged people to review the information on the IRC web page, and submit any comments and concerns directly to him.

7. Commission Review of Agenda Cutoff Non-Rule Policy

Director Boyle has drafted a non-rule policy that provides a final deadline for placing variance applications on the Commission’s monthly meeting agendas, as well as a deadline for publishing the meeting agendas on the Commission’s meeting materials web page (<https://www.in.gov/dhs/3878.htm>). There were questions regarding the necessity of this policy based on forthcoming legislative changes and a new variance review process. It was noted that this policy could be useful in the upcoming months because it might take some time to implement the new process. Commissioner Heinsman moved to **adopt** the policy, and Commissioner Furnish seconded the motion. It was voted on and carried.

8. Administrative Reviews – Commission Authorization of the Office of the Attorney General to act as Administrative Law Judge

Chelsea Smith, Administrative Law Judge (ALJ), IDHS, will be going on military leave until April or May of 2020. Her ALJ duties will be transferred to the Attorney General’s office until her return. Commissioner Heinsman moved to **authorize** the Attorney General’s Office to act as the Commission’s ALJ, until Chelsea Smith returns. Commissioner Pannicke seconded the motion. It was voted on and carried.

9. Petitions for Administrative Review

a. Timely

IDHS Inspection Report Order State Number F4C2-4F1C
Great Lakes Orthopedics & Sports Medicine, P.C.

This is petition for review of an elevator violation issued by IDHS staff, which is timely and has been sent to the administrative law staff for review.

b. Determination of Timeliness/Proper Service

IDHS Inspection Report Order State Number 396862
Warmbox Core Room Expansion (Waupaca Foundry, Inc.)

This review was forwarded to Director Boyle by the inspector who issued the violation, around the end of March or beginning of April. This was well after the time frame for an administrative review, as the inspection was conducted on February 6, 2019. The Petitioner asserted that the petition for review was sent to the inspector and to the agency on the 19th; however the agency never received it. There was discussion regarding the inability to accurately determine whether the petition for review was sent to the agency. Commissioner Pannicke moved to **approve** the petition for review and Commissioner Heinsman made the second. It was voted on and carried.

10. Commission Review and Action on Non-Final Orders of Dismissal

a. Beech Meadow Apartments, LLC, Cause No. DHS-1901-FPBSC-001

b. Harrison House Apartments, Cause No. DHS-1902-FPBSC-002

Director Boyle stated that these were Joint Motions to Dismiss, and had met their statutory deadline to receive. Commissioner Popich moved to **affirm** the Non-Final Orders of Dismissal, and Commissioner Corey made the second. It was voted on and carried.

11. Review of Local Ordinances

a. Ordinance No. 2019-2, Town of Kouts, Indiana Fire prevention, Private Fire Hydrant, and Smoke and Carbon Monoxide Detectors Code

History: This ordinance was submitted to IDHS Commission staff electronically on 2/21/2019 and tabled by the Commission on 3/5/2019 and 4/2/2019.

Gretchen White, Indiana Apartment Association stated that the language regarding smoke detectors on page 14 was confusing. The building people are responsible for checking these

until they are rented; once rented, it is the renter's responsibility to check the smoke detectors and notify apartment staff of any issues. Staff then has seven days to fix the issue. Ms. White is concerned that if this ordinance is passed, it would contradict current laws. Director Boyle explained that these issues are best addressed by the courts and not by IDHS staff. Additionally, there are multiple defects with this ordinance, so many things need to be fixed prior to it becoming law. He recommends that she reach out to the city attorney to see if proponent wishes to withdraw the ordinance. If the Commission does not take specific action on the ordinance by the 4th meeting, it will automatically be approved. Commissioner Pannicke moved to **table** and Commissioner Henson made the second. It was voted on and carried.

- b. Ordinance No. 2019-OR-04, City of Charlestown, Indiana Property Maintenance Code (Revised)

History: This ordinance was submitted to IDHS Commission staff electronically on 3/7/2019 and tabled by the Commission on 4/2/2019.

Justin Guedel, Staff Attorney, IDHS, explained that this analysis only looks at current building codes that are in effect; there could be additional conflicts if previous codes are considered. An attorney representing homeowners in the Pleasant Ridge area stated that his clients have ethical and legal concerns that the city is trying to buy his clients' homes at a low price and that the city is threatening owners with high fines. Another individual was concerned because this city does not have a building code. Mr. Guedel indicated that the Commission still has two more meetings to consider this ordinance. Commissioner Pannicke moved to **table** and Commissioner Corey made the second. It was voted on and carried.

12. Commission Action on Locally-Approved Variance(s) pursuant to IC 22-13-2-7(b)

- a. G BLOC, 841 E. 64th Street, Indianapolis, IN 46220

Derek Mills, Project Manager, WERK LLC, spoke as the proponent. This variance pertains to the requirement that a post indicator valve be placed on a private fire main within 40 feet of the building. Margie Bovard, City of Indianapolis, does not oppose this variance. Commissioner Pannicke moved to **approve** and Commissioner Heinsman made the second. It was voted on and carried.

- b. Oasis at 56th Street, 4940 W. 56th Street, Indianapolis, IN 46254

No proponent was available to speak on the variance. Sam Bruner, Pike Township Fire Department, stated that this variance request pertains to a post indicator valve, and that the local fire department supported approval of this variance. Commissioner Pannicke moved to **approve** and Commissioner Henson made the second. It was voted on and carried.

Breaking and reconvening: Vice-Chairman Scheurich recessed the Commission at 10:48 a.m. It was called back to order at 10:59 a.m.

13. Variances

a. Tabled

18-12-13 (a)(b) Daming Excavating, Indianapolis

Ryan Daming, owner, Daming Excavating, spoke for the proponent. Margie Bovard, City of Indianapolis, would like to see the addition of industrial-size fire extinguishers and smoke and heat detection throughout the building. Commissioner Pannicke moved to **approve Variance (a) and (b) with the condition** that the applicant provide: additional heat sensors, monitored smoke detectors, and ten-pound ABC fire extinguishers throughout the building; and two additional pull stations in the service bay. Commissioner Henson made the second. It was voted on and carried.

19-01-09 Broadway Christian Church, Fort Wayne

Tom Dorsten, Schindler Elevator Corp., spoke as the proponent. This request pertains to an alteration permit. There was discussion on including a collapsible toe guard. Commissioner Corey moved to **deny** and Commissioner Heinsman made the second. It was voted on and carried.

19-03-61 (a)(b) Everett Realty B-Occupancy Change from HUD Residential, Elkhart

This variance request was **withdrawn** by the proponent.

19-04-11 Temeray Store/Classroom, Wabash

Tony Brown, Whites Residential & Family Services, spoke as the proponent. Proponent provided photographs as previously requested by the Commission. This structure is movable and not secured to any other structure: there is concern that it could blow over when children are inside. It has been inspected and cited for not being a class-one building. Currently, it is not being used for anything. Proponent would like to use it for storage, but once someone steps inside the building, it would be considered a class-one structure. Walter Knaepple, IDHS, indicated that this doesn't even comply as a class 2 structure. Commissioner Pannicke moved to **deny** and Commissioner Henson made the second. It was voted on and carried.

19-04-19 Janet Byers Wedding Barn, Topeka

Tim Callas, J & T Consulting, LLC, and Paul Kimmerle, Kimmerle Engineering, spoke as the proponent. The updated plans must be submitted and added to the application within seven days. Commissioner Pannicke moved to **approve** and Commissioner Popich made the second. It was voted on and carried.

19-04-38 Deaconess Gateway Complex WAP for Elevators, Newburgh

Roger Lehman, R Lehman & Son Consulting, spoke as the proponent. This variance request was **withdrawn** by the proponent.

19-04-60 (k)(n) 220 North Meridian, Indianapolis

Ralph Gerdes, Ralph Gerdes Consultants, spoke as the proponent. This variance request was **withdrawn** by the proponent.

19-04-67 (a)(b) Cargo Streetwear Boutique, Indianapolis

Carrie Ballinger, RTM Consultants, spoke for the proponent. Variance (a) is a request to omit permanent restroom facilities in a shipping container that will be utilized as a class one structure. Temporary facilities with hand-washing stations will be provided. Commissioner Pannicke moved to **approve Variance (a) with the condition** that this variance is effective until May 31, 2020. Commissioner Corey made the second. It was voted on and carried. Variance (b) is a request to allow a metal shipping container to be used as a class one structure. Commissioner Pannicke moved to **approve Variance (b) with the condition** that: the applicant shall comply with all code requirements provided in the "compliance narrative" attached to the variance application. The internally grounded generator shall be located at least ten (10) feet away from all entrances and air intakes. This variance is effective until May 31, 2020 (05/31/2020.) Commissioner Corey made the second. It was voted on and carried.

b. New

Category A/B

19-05-02 (a)(b) Midtown Parking Garage Carmel, Carmel

19-05-07 Double L Woodworking, Goshen

19-05-10 Removal of Hose Stations at Crawford County High School, Marengo

19-05-11 Centennial and Groff Splash Pad, Indianapolis

19-05-12 Windsor Village Splash Pad, Indianapolis

19-05-17 Whiting Phase I, Whiting

19-05-24 New Office Building Hammond, Hammond

19-05-27 Midtown Place, Fort Wayne

19-05-28 Holiday Inn Express, Auburn

19-05-31 Mill at Ironworks Plaza, Mishawaka
19-05-34 Regency House Summit Apartments, LLC, Fort Wayne
19-05-35 Brightstar Fort Wayne, Fort Wayne
19-05-36 Stonewater @ Riverwalk, Elkhart
19-05-37 Three Twenty, South Bend
19-05-44 KHS Stadium Visitors Bleacher and Site Renovations, Kokomo
19-05-46 UND Corby Hall, Notre Dame
19-05-52 Prides Creek Shelter House, Petersburg
19-05-54 Deaconess Aquatic Center, Evansville
19-05-55 UND Corby Hall, Notre Dame
19-05-62 (b) Haywood Apartments, Lafayette – *variance (a) pulled from block vote*
19-05-66 (a)(b)(c)(d) Deaconess Clinic Downtown, Evansville
19-05-70 (a)(b)(c) Franklin Elementary School, Vincennes
19-05-73 (a)(b)(c)(d) Hyatt Place Evansville, Evansville
19-05-79 (a)(b) Rockville Farm Market, Rockville
19-05-93 Commerce Center Multi-Use Development, South Bend

Variance 19-05-62 (a) was considered separately from the block vote. Melissa Tupper, RTM Consultants, spoke as the proponent, and advised that the requested variance also needed to apply the business center, as provided within the plans, but this specific request was not mentioned within the actual variance application. The local fire official has no objection to this variance request. Commissioner Corey moved to **approve with the condition** that the variance is also applicable to the “business center” located on the second floor, in addition to the fitness room located on the third floor, as stipulated in the variance application. Commissioner Popich made the second. It was voted on and carried.

Commissioner Furnish moved to **approve** the Category A/B variances, and Commissioner Popich made the second. It was voted on and carried. Commissioner Heinsman recused himself from 19-05-02 (a)(b), 19-05-17, and 19-05-36. Commissioner Henson recused himself from 19-05-52.

Category C/D/NVR

Self-Representing Applicants/Architects/Designers/Non-Consultants outside of Indianapolis metropolitan area:

19-05-03 Hubbard Gardens, Indianapolis

Eric Maring, Hooker DeJong, Inc., spoke as the proponent. This variance request is to allow placement of a heavy duty ladder to provide access to a flat roof of an apartment building. When the ladder is down, it will block egress. Proponent is concerned that if it is placed outside, others could access the roof without permission. There is no record of violations or permits for this location. Commissioner

Pannicke moved to **table** and Commissioner Furnish made the second. It was voted on and carried. Commissioner Popich recused himself.

Self-Representing Applicants/Architects/Designers/Non-Consultants inside of Indianapolis metropolitan area:

19-05-01 PHCC Educational Foundation Apprentice Contests, Indianapolis – *paper filing*

Dan Canter, PHCC, spoke as the proponent. This request pertains to two events taking place at the Indiana Convention Center. Rob Miller, Assistant Section Chief, Code Enforcement, IDHS, agreed to a fire watch. Commissioner Heinsman moved to **approve with the condition** that: fire extinguishers shall be provided at every table. This variance is effective from October 2, 2019 (10/02/2019) to October 4, 2019 (10/04/2019.) Commissioner Popich made the second. It was voted on and carried.

19-05-04 Elmwood Phase 3, Brownsburg

Mark Riffey, Ryan Fire Protection, spoke as the proponent. This request is to allow a 1-hour wall and an NFPA 13D system in apartment buildings. The International Residential Code does not require this in town homes. However, the Indiana Residential Code requires two-hour walls and a 13R sprinkler system. Proponent indicated that a 13R system would be cost-prohibitive. Commissioner Popich moved to **approve with the condition** that this variance is approved for Phase 3 of the project, and is applicable to the eight (8) structures as provided on the project's site plan (Buildings A, B, C, D, E, F, G and H.) Commissioner Corey made the second. It was voted on and carried.

19-05-05 Woodbury Ridge Phase 2, Westfield

Mark Riffey, Ryan Fire Protection, spoke as the proponent. This variance request involves six buildings. Commissioner Corey moved to **approve with the condition** that this variance is approved for Phase 2 of the project and is applicable to the six (6) structures as provided on the project's site plan (Buildings 1, 2, 3, 4, 5, and 6.) Commissioner Pannicke made the second. It was voted on and carried.

19-05-06 Redwood at Warsaw, Warsaw

Mark Riffey, Ryan Fire Protection, spoke as the proponent. This variance request involves 18 buildings. Commissioner Popich moved to **approve with the condition** that this variance is approved and applicable to the eighteen (18) structures as provided on the project's site plan (Buildings A, B, C, D, E, F, G, H, J, K, L, M, N, P, Q, R, S, and T.) Commissioner Corey made the second. It was voted on and carried.

Breaking and reconvening: Vice-Chairman Scheurich recessed the Commission at 12:30 p.m. It was called back to order at 1:33 p.m.

19-05-08 PHCC North Decatur Elementary School Roof Replacement, Greensburg

Rodney Wiedenkiller, Architect, spoke as the proponent. Eight months ago, Greensburg was hit by a hail storm and the school was badly damaged. The insurance company provided a settlement. Proponent wants to remove the top membrane, remove any damaged insulation portions around it – down to the deck – and replace it with new insulation. Commissioner Pannicke moved to **approve** and Commissioner Furnish made the second. It was voted on and carried.

19-05-09 Eskenazi Mental Health Recovery Expansion, Indianapolis

Daniel Kloc, Eskenazi Health, spoke as the proponent. This is completely new construction. The request is to omit a vertical shower bar, shower wand, and shower bench seating. Proponent does not want to include these apparatuses due to life safety concerns: people staying at this facility could use these devices to commit suicide. Commissioner Pannicke moved to **approve with the condition** that approval of this variance does not nullify the applicant's responsibility to comply with federal accessibility laws (ADA). Commissioner Henson made the second. It was voted on and carried. Commissioner Popich recused himself.

19-05-26 Southport High School, Indianapolis

David Gettinger, Director of Facilities, Perry Township Schools, spoke as the proponent. This request pertains to omitting sprinklers in an electrical room. Margie Bovard, City of Indianapolis, asked if there were any dry chemicals stored in this area. Proponent stated that smoke detectors have been added to this space and the rooms have a two-hour fire wall. The rest of the building is sprinklered and the doors are up to code. Commissioner Heinsman moved to **approve** and Commissioner Henson made the second. It was voted on and carried.

19-05-29 G BLOC, Indianapolis

Derek Mills, Project Manager, WERK LLC, spoke as the proponent. This request is to not place fire department connections on the street side of the building. The proponent wants to place them on the side of a building with roads that are less-traveled and that have access to fire hydrants. From a traffic standpoint, it would be better for fire trucks. The building is fully sprinklered. Margie Bovard, City of Indianapolis, does not oppose this variance request. Commissioner Pannicke moved to **approve with the condition** that a sign shall be provided with the fire department connection (FDC) in order to clearly identify its location. Commissioner Corey made the second. It was voted on and carried.

19-05-30 IFSSA Neurodiagnostic Institute, Indianapolis

Joe Nelson, Koorsen Fire & Security, Inc., spoke as the proponent. John Newsom, Building Inspector, IDHS, issued the violation, but does not oppose this variance request. Commissioner Pannicke moved to **approve** and Commissioner Henson made the second. It was voted on and carried.

19-05-33 Greensburg High School, Greensburg

Thomas Hunter, Superintendent, Greensburg Community Schools, spoke as the proponent. This request is to not add a sprinkler system to the building. Proponent wants to change the use of a room in the basement. Students do not have access to the basement. It does not have a high roof. There is only one exit: there is a code-compliant ramp. Commissioner Corey moved to **approve** and Commissioner Pannicke made the second. It was voted on and carried.

19-05-40 Bike Line, Indianapolis

Charlie Revard, Owner, Bike Line, spoke as the proponent. Proponent is constructing a new bike store in Broadripple. It is a two-story building. There is an accessible bathroom on the first floor, but not on the second floor. The shower in the bathroom of the second floor would only be used by the owner. The second floor has a fitting studio, an office, and a shower. The only way to access the second floor is via stairs. The public will not be upstairs unless they are purchasing an expensive bike. Millard Johnson, Local Building Official, City of Indianapolis, is neither for nor against this variance. Commissioner Heinsman moved to **approve** and Commissioner Furnish made the second. It was voted on and carried. Commissioner Popich recused himself.

19-05-43 Summer Camp @ IUPUI, Indianapolis

Rodney Johnson, Indiana University, Loss Control, spoke as the proponent. This request is to utilize temporary tents for more than 30 days over the summer. Commissioner Pannicke moved to **approve with the condition** that this variance is effective until August 9, 2019 (08/09/2019.) Commissioner Heinsman made the second. It was voted on and carried.

19-05-58 Brookshire Clubhouse, Bath House and Pool, Carmel

Marvin Christman, Otis Elevator Company, spoke as the proponent. This request is for low-hanging elevator pistons. This area is not accessible to the public. The actual clearance is two inches. A similar variance was approved in 2015. Commissioner Corey moved to **approve with the condition** that the applicant shall clearly mark the clearance between the top of the pistons and the striking point(s). Commissioner Popich made the second. It was voted on and carried. Commissioner Pannicke recused himself.

19-05-64 Duke Realty Headquarters, Indianapolis

Mark Riffey, Ryan Fire Protection, spoke as the proponent. This request is to allow standpipe outlets on the main stair landings instead of on intermediate stair landings. They will be identified on the outside where the outlet is. Commissioner Henson moved to **approve** and Commissioner Heinsman made the second. It was voted on and carried. Commissioner Pannicke recused himself.

19-05-80 Seasonal Cabins – Indiana Conference SDA Campground, Cicero

Michael Dauss, Dauss Architects, spoke as the proponent. Proponent is requesting to omit a sprinkler system in a cluster of cabins. The cabin walls are drywall. There is no existing foundation. Windows are large enough to meet egress requirements. Commissioner Pannicke moved to **approve** and Commissioner Heinsman made the second. It was voted on and carried.

19-05-92 Mueller Auto Body, Greenfield

Mark Riffey, Ryan Fire Protection, spoke as the proponent. This is an existing auto body shop that recently suffered fire damage. The building on the left is empty, and the building on the right is a residence. The same individual owns all three properties. The middle building will be sprinklered. New construction will be type V-B. It is steel frame construction. Erasing the property line via deed would be a difficult-- if not an impossible-- process. Proponent will install close-spaced sprinklers inside the residential property along the interior of the exterior walls. Brandon Lott, Greenfield Fire Department, has no objection to this variance. Commissioner Henson moved to **approve** and Commissioner Heinsman made the second. It was voted on and carried.

19-05-95 Oasis at 56th Street, Indianapolis – **late filing**

Sarah Galloway, Shiel Sexton Company, Inc., spoke as the proponent. Construction has been completed. It is a four-story, nursing facility. The ceiling is one-hour. The rooms are not two-hour rated. The LBO identified the non-compliance issue upon final inspection. Sam Bruner, Local Fire Official, Pike Township, does not oppose this variance. Commissioner Pannicke moved to **approve** and Commissioner Corey made the second. It was voted on and carried. Commissioner Popich recused himself.

19-05-98 Oasis at 56th Street, Indianapolis – **late filing**

Sarah Galloway, Shiel Sexton Company, Inc., spoke as the proponent. The rooms do not have a two-hour separation. There is a one-hour ceiling. This is a fully-sprinklered building. Sam Bruner, Local Fire Official, Pike Township, does not oppose this variance. Commissioner Pannicke moved to **approve** and Commissioner Heinsman made the second. It was voted on and carried. Commissioner Popich recused himself.

Consultants:

19-05-13 Tipton County Jail, Tipton

Carrie Ballinger, RTM Consultants, spoke as the proponent. The height is pretty low: sprinklers will not be provided below the mezzanine in the day rooms. Commissioner Furnish moved to **approve** and Commissioner Pannicke made the second. It was voted on and carried. Commissioner Heinsman recused himself.

19-05-14 JC's Playhouse Childcare Facility at Guide Pointe Church, Bedford

Carrie Ballinger, RTM Consultants, spoke as the proponent. This is a single family dwelling that is being used as a childcare facility. Proponent wants to do a Chapter 34 evaluation. The daycare/classroom is on the first floor. The second floor and basement will not be used for childcare. The second floor is storage. There is smoke detection throughout. The staff to student ratio is one teacher per room and ten kids per room. There was discussion regarding page four of the structural evaluation. All of the rooms used as classrooms will have a means of egress. Commissioner Heinsman moved to **approve** and Commissioner Henson made the second. It was voted on and carried.

19-05-15 Medicine Plus Pharmacy, Bedford

Carrie Ballinger, RTM Consultants, spoke as the proponent. Proponent is requesting to not provide a sprinkler system or basement windows. The building is 3,000 square feet. There is not enough space around the building to provide basement windows. The basement does not have egress to the exterior. It is used for storage and processing; it is not open to the public. Proponent is also providing a monitored fire alarm system. Proponent does not know if construction has started. The Commission would like additional information. Commissioner Pannicke moved to **table** and Commissioner Popich made the second. It was voted on and carried.

19-05-16 Queen City Candy Building Additions, Greendale

Melissa Tupper, RTM Consultants, spoke as the proponent. Proponent purchased the building next door, which is 12,800 square feet. This building is not sprinklered and is an unlimited area. Proponent is unsure whether the building will remain as-is or if it will be razed and rebuilt with a sprinkler system. Proponent might choose to sell it. Proponent is requesting three years to make this decision. Commissioner Pannicke moved to **approve with the condition** that this variance will be valid until May 9, 2022 (05/09/2022). Commissioner Henson made the second. It was voted on and carried.

19-05-18 (a)(b)(c) Kuehnert Dairy Farm, Fort Wayne

Melissa Tupper, RTM Consultants, spoke as the proponent. This is a class two structure that will be open to the public to walk through. The structural report indicates a few things that need to be addressed. Proponent is requesting temporary use of the structure. They are requesting a change of

use of a barn: proponent added a 390 square foot viewing room in 2014 to allow people to view what is happening in the barn. This request is to allow a building to be used as a Class 1 structure. Proponent is also requesting to use temporary tents for longer than 30 days. Proponent Commissioner Pannicke moved to **approve Variance (a) with the condition** that the steel pipe hoop building is permitted to be occupied from September 1, 2019 (09/01/2019) until November 1, 2019 (11/01/2019). Commissioner Corey made the second. It was voted on and carried. Commissioner Pannicke moved to **approve Variance (b) with the condition** that this variance is effective from August 15, 2019 (08/15/2019) until November 15, 2019 (11/15/2019.) Commissioner Corey made the second. It was voted on and carried. Commissioner Pannicke moved to **approve Variance (c) with the condition** that the maximum occupant load of the viewing room shall be capped and posted at forty (40) people, as stipulated in the variance application. Commissioner Corey made the second. It was voted on and carried.

Breaking and reconvening: Vice-Chairman Scheurich recessed the Commission at 3:23 p.m. It was called back to order at 3:39 p.m.

19-05-19 (a)(b) Lewis Event Barn, Jamestown

Carrie Ballinger, RTM Consultants spoke for the proponent. This is a one story barn that will be used for event space. Commissioner Pannicke moved to **approve Variances (a) and (b)** and Commissioner Corey made the second. It was voted on and carried.

19-05-20 (a)(b) Barn 38, New Castle

Carrie Ballinger, RTM Consultants, spoke for the proponent. There was discussion regarding ridge beams. Proponent was unable to contact the designer for information regarding the structural report. Commissioner Pannicke moved to **table** and Commissioner Corey made the second. It was voted on and carried.

19-05-21 Progressive Materials, New Albany

Christina Collester, RTM Consultants, spoke for the proponent. This is an H-2/H-3 occupancy. An H-2 occupancy is limited to 7,000 feet. 3-A and 3-B materials are stored. There is nothing on the adjacent property. There are 60 foot setbacks to the property line. The production area/warehouse usually has 32 employees inside. Commissioner Pannicke moved to **approve** and Commissioner Henson made the second. It was voted on and carried.

19-05-22 Children's Autism Center, Fort Wayne

This request was **withdrawn** by the proponent.

19-05-23 Heavilin Elementary School, Valparaiso

Christina Collester, RTM Consultants, spoke as the proponent. Proponent is asking to omit sprinkler protection in two outdoor classroom areas. Sprinklers have been damaged by freezing conditions in the past. Commissioner Pannicke moved to **approve with the condition** that the outdoor classrooms shall not be occupied as classrooms. Commissioner Corey made the second. It was voted on and carried. Commissioner Heinsman recused himself.

19-05-25 (a)(b) Bell Tower West, Merrillville

Melissa Tupper, RTM Consultants, spoke as the proponent. This request is to allow certain areas of a nursing home to be open to the corridor. There was discussion regarding life safety codes. The building is fully sprinklered. Commissioner Popich moved to **approve Variance (a)** and Commissioner Corey made the second. It was voted on and carried. Commissioner Pannicke moved to **approve Variance (b)** and Commissioner Heinsman made the second. It was voted on and carried.

19-05-32 Schneck Pharmacy Expansion, Seymour

Derek Holman, RTM Consultants, spoke as the proponent. This request is to omit a shaft enclosure. The fire damper is only in the crawl space. Commissioner Pannicke moved to **approve** and Commissioner Corey made the second. It was voted on and carried. Commissioner Heinsman recused himself.

19-05-38 Clearwater Elementary School, Indianapolis

Ralph Gerdes, Ralph Gerdes Consultants, spoke as the proponent. Proponent is requesting a self-imposed maximum occupant load of 49 people so that only one exit ramp would be required. The building is fully sprinklered. Millard Johnson, City of Indianapolis, neither supports nor objects to this variance. Due to lack of quorum, the variance request was **not considered** by the Commission. Director Boyle advised that the Commission would consider the application at its next meeting on Tuesday, June 4, 2019. Commissioners Heinsman and Popich recused himself.

19-05-39 Willow Lake Elementary School, Indianapolis

Ralph Gerdes, Ralph Gerdes Consultants, spoke as the proponent. Proponent is requesting a self-imposed maximum occupant load of 49 people so that only one exit ramp would be required. The building is fully sprinklered. Proponent has complied with the ADA in terms of exiting. Millard Johnson, City of Indianapolis Inspector, is neither for nor against this variance. Due to lack of quorum, the variance request was **not considered** by the Commission. Director Boyle advised that the Commission would consider the application at its next meeting on Tuesday, June 4, 2019. Commissioners Heinsman and Popich recused themselves.

19-05-41 CrossPointe Christian Church Addition and Renovation, Valparaiso

Ed Rensink, RTM Consultants, spoke as the proponent. This request is to allow the use of a two-hour fire barrier in lieu of two-hour fire wall to separate the addition from the existing building. Commissioner Pannicke moved to **approve** and Commissioner Henson made the second. It was voted on and carried.

19-05-42 Milano Inn Redevelopment, Indianapolis

Ed Rensink, RTM Consultants, spoke as the proponent. The bathroom is already constructed: the sink cannot be moved. The office will not be open to the public. Commissioner Heinsman moved to **approve with the condition** that approval does not absolve the Proponent's responsibility to comply with federal accessibility laws (ADA). Commissioner Henson made the second. It was voted on and carried. Commissioner Popich recused himself.

19-05-45 Sycamore Elementary Playground School Renovations, Kokomo

Dave Cook, Ralph Gerdes Consultants, spoke as the proponent. This request pertains to a renovation project in an unsprinklered building. Commissioner Pannicke moved to **approve** and Commissioner Popich made the second. It was voted on and carried.

19-05-47 White River Township Fire Station 53, Greenwood

Ed Rensink, RTM Consultants, and Braden Prochnow, White River Township Fire Department, spoke as the proponent. This request is to allow a kitchen exhaust duct to terminate in an exterior wall eight inches from another outlet. This area sees a limited amount of use. Commissioner Pannicke moved to **approve** and Commissioner Corey made the second. It was voted on and carried.

19-05-48 Northeastern Wayne Elementary School, Fountain City

Ed Rensink, RTM Consultants, spoke as the proponent. This is a request to allow an addition that will exceed the allowable area for type 2-B construction. The occupant load will be less than 50 people. The office can have doors swinging in. Commissioner Pannicke moved to **approve** and Commissioner Corey made the second. It was voted on and carried.

19-05-49 Roosevelt Ave. Core and Shell Renovation, Indianapolis

Ed Rensink, RTM Consultants, spoke as the proponent. This is a request to allow non-rated openings. There are no violations. Similar variances have been granted previously. Commissioner Popich moved to **approve** and Commissioner Corey made the second. It was voted on and carried. Commissioner Heinsman recused himself.

19-05-50 North Putnam High School-Middle School, Roachdale

Ed Rensink, RTM Consultants, spoke as the proponent. This is a request to allow an addition that will exceed the allowable area for type 2-B construction. The building is not sprinklered. Commissioner Corey moved to **approve** and Commissioner Pannicke made the second. It was voted on and carried.

19-05-51 MSD of Pike Township Early Learning Center, Indianapolis

Dave Cook, Ralph Gerdes Consultants, spoke as the proponent. This is an early learning daycare for a public school. The code requires a hand-wash lavatory inside the bathroom, but the Proponent wants to put the station outside to allow for better supervision. Chris Rusomaroff, City of Indianapolis, is neither for nor against this variance. Commissioner Heinsman moved to **approve** and Commissioner Pannicke made the second. It was voted on and carried. Commissioner Popich recused himself.

19-05-53 (a)(b)(c)(d) Southlake YMCA, Crown Point

Dave Cook, Ralph Gerdes Consultants, and Jay Buckmaster, Southlake YMCA, spoke as the proponent. This is an existing YMCA with additions. Proponent wants to add a running track and connect the new construction to the existing building. They also want to add a mezzanine. The old building is not sprinklered. The new construction will be sprinklered. Commissioner Pannicke moved to **approve Variance (a)** and Commissioner Corey made the second. It was voted on and carried. Variance (b) pertains to the type of construction. Proponent wants the new construction and mezzanine to be type 3-B construction. It will be non-combustible. The existing building is type 3-A construction. Commissioner Heinsman moved to **approve Variance (b)** and Commissioner Henson made the second. It was voted on and carried. Variance (c) is similar to Variance (a). Commissioner Henson moved to **approve Variance (c)** and Commissioner Heinsman made the second. It was voted on and carried. Variance (d) is a request to not sprinkler the building. This is an A occupancy building and is required to be sprinklered. The walls will be fire-rated. Commissioner Heinsman moved to **approve Variance (d)** and Commissioner Corey made the second. It was voted on and carried.

19-05-56 Frazee Family Dentistry Building, Mooresville

Scott Perez, Arxtheon Consulting, spoke as the proponent. This building currently has tenants, but is not yet constructed. Proponent cannot afford to install a sprinkler system. Smoke alarms will be added. There will be a one-hour rated ceiling and the upstairs will have a one-hour rated wall. It was noted that if a cube design is used and walls are not installed, then this could be avoided. Commissioner Corey moved to **approve** and Commissioner Pannicke made the second. It was voted on and carried.

19-05-57 Proscenium Apartments, Carmel

Scott Perez, Arxtheon Consulting, spoke as the proponent. Proponent wants to install unisex bathrooms in the workout area of an apartment building. Only tenants will have access to these restrooms. Commissioner Pannicke moved to **approve** and Commissioner Henson made the second. It was voted on and carried.

19-05-59 (a)(b) Blossom Event Barn, Mulberry

Carrie Ballinger, RTM Consultants, spoke as the proponent. This project involves conversion of a barn into an event space. Commissioner Pannicke moved to **approve Variances (a) and (b)** and Commissioner Heinsman made the second. It was voted on and carried.

19-05-60 (a)(b) Dougherty Orchards, Cambridge City

Carrie Ballinger, RTM Consultants, spoke as the proponent. Proponent wants to start serving the public. It would be seasonal. This will not be a space that books events. The maximum occupant load will be 150 people. Commissioner Pannicke moved to **approve Variance (a)** and Commissioner Corey made the second. It was voted on and carried. Commissioner Pannicke moved to **approve Variance (b) with the condition** that it will be valid until May 31, 2021 (05/31/2021). Commissioner Corey made the second. It was voted on and carried.

19-05-61 Victoria Towers, Bloomington

This request was **withdrawn** by the proponent.

19-05-63 201 S. College Expansion, Bloomington

Melissa Tupper, RTM Consultants, spoke for the proponent. This request pertains to the roof access. Proponent stated that Tim Clapp, Bloomington Fire Department, does not object to this variance. Commissioner Furnish moved to **approve** and Commissioner Pannicke made the second. It was voted on and carried.

19-05-65 RHIT Dining Pavilion, Terre Haute

Melissa Tupper, RTM Consultants, spoke for the proponent. It would be difficult for the proponent to meet the energy codes. Commissioner Heinsman moved to **approve Variances (a) and (b)** and Commissioner Corey made the second. It was voted on and carried. Commissioner Pannicke recused himself.

19-05-67 548 N. Highland Avenue, Indianapolis

Melissa Tupper, RTM Consultants, spoke for the proponent. This is a remodel of a historic property; proponent is adding on to the back. The entire exterior wall had to be removed. The windows must be

reinstalled. The walls will be one-hour rated. The remodel is on the property line. These are not new openings. Commissioner Furnish moved to **approve** and Commissioner Heinsman made the second. It was voted on and carried. Commissioner Popich recused himself.

19-05-68 (a)(b)(c)(d)(e)(f) The Levinson, Noblesville

Ed Rensink, RTM Consultants, spoke as the proponent. Commissioner Pannicke moved to **approve Variances (b)(d)(e) and (f)** and Commissioner Corey made the second. It was voted on and carried. This variance addresses an open stair in the parking garage. The podium portion includes two below grade levels of parking and two above. Proponent is requesting that the stair be unenclosed; it is not there as a means of egress. Commissioner Pannicke moved to **approve Variance (a)** and Commissioner Popich made the second. It was voted on and carried. Proponent is requesting two podium levels; the code allows one podium level. Commissioner Pannicke moved to **approve Variance (c)** and Commissioner Henson made the second. It was voted on and carried. Commissioner Heinsman recused himself.

19-05-69 DePauw University Residence Hall –Phase 1

Melissa Tupper, RTM Consultants, spoke as the proponent. This is a wooden building with one-hour construction. There is a trash/incinerator chute that meets the new standard, but doesn't meet the current standard. NFPA 82 was directly adopted by Indiana as amended and requires chutes to be 2-hour construction. Commissioner Corey moved to **approve** and Commissioner Popich made the second. It was voted on and carried. Commissioner Heinsman recused himself.

19-05-71 (a)(b)(c) Christ the King Catholic Church and School Addition, South Bend

Carrie Ballinger, RTM Consultants, spoke as the proponent. Commissioner Pannicke moved to **approve Variance (a)** and Commissioner Henson made the second. It was voted on and carried. Commissioner Popich moved to **approve Variance (b)** and Commissioner Corey made the second. It was voted on and carried. Variance (c) pertains to the means of egress to be maintained during construction. Commissioner Pannicke moved to **approve Variance (c) with the condition** that the variance will be valid until August 31, 2020 (08/31/2020) and Commissioner Corey made the second. It was voted on and carried.

19-05-72 Pike Township Headquarters Fire Station 61, Indianapolis

Ed Rensink, RTM Consultants, spoke as the proponent. Proponent was cited for lack of adequate clearance in the sprinkler riser room to allow for inspection and maintenance of fire sprinkler installation equipment. Proponent stated that it would be an undue hardship to bring the sprinkler riser room into compliance. Sam Bruner, Pike Township Fire Department, is neither for nor against this variance. Commissioner Pannicke moved to **approve** and Commissioner Corey made the second. It was voted on and carried. Commissioner Popich recused himself.

19-05-74 City Way II Pool, Indianapolis

Ed Rensink, RTM Consultants, and Jason Hollis, Classic Pool and Patio, spoke as the proponents. Proponent wants to use a dark plaster finish, under the water line, in the pool, but the Code requires the color to be white or light colored. A similar variance was granted in 2015. Commissioner Pannicke moved to **approve** and Commissioner Corey made the second. It was voted on and carried. Commissioner Heinsman recused himself.

19-05-75 4th Floor Ballroom Renovation, Evansville

Roger Lehman, R Lehman & Son Consulting, spoke as the proponent. This is a four-story building which was originally a hotel. Forty years ago, the first floor was turned into a restaurant. Previous owners were granted a variance to not sprinkler the building. The next owner sprinklered the building. The fourth floor was not used at that time. It was previously used as a ballroom. The current owner wants to use the fourth floor as an event hall. There is an elevator in the building that has not been working for 50 years. The elevator shaft is old and smaller than what is used today. The proponent asserts that it would be too expensive to tear down the old shaft and install a new one. Proponent's business is doing well, but not well enough to be able to spend \$300,000. It is unknown whether the elevator is decommissioned; or was ever commissioned. Commissioner Pannicke moved to **deny** and Commissioner Corey made the second. It was voted on and carried.

19-05-76 New Office Building for Sewer Utility Operations, Evansville

Roger Lehman, R Lehman & Son Consulting, spoke as the proponent. This is a new building, which was constructed strictly for sewage and waste-water management. The majority of the building size is pipes and tanks. Commissioner Pannicke moved to **approve** and Commissioner Henson made the second. It was voted on and carried.

19-05-77 MISO 720 First Floor Renovation, Carmel

Melissa Tupper, RTM Consultants, spoke as the proponent. This variance request pertains to turnstiles. Commissioner Pannicke moved to **approve** and Commissioner Henson made the second. It was voted on and carried.

19-05-78 (a)(b) New Fair Stand for Immanuel Church, Brownstown

Melissa Tupper, RTM Consultants, spoke as the proponent. Variance (a) is a request to not provide a receptacle outlet. Variance (b) is a request to omit platform and guardrails on the roof above the kitchen. Commissioner Heinsman moved **approve variances (a) and (b)** and Commissioner Henson made the second. It was voted on and carried.

19-05-81 Parlor City Brewing, Bluffton

Melissa Tupper RTM Consultants, spoke as the proponent. The basement will only be used for storage and will not be open to the general public. Commissioner Pannicke moved to **approve with the condition** that the basement shall only be accessible to staff. Commissioner Corey made the second. It was voted on and carried.

19-05-82 (a)(b)(c) Berry Event Barn, Greencastle

Scott Perez, Arxtheon Consulting, spoke as the proponent. This request is to use a temporary ramp in an event barn. This structure has been used as an event barn for a while. The change of elevation is approximately six inches. The Commission decided it should not consider this variance until it has gone through the change of use process. Commissioner Pannicke moved to **table Variances (a)(b) and (c)** and Commissioner Corey made the second. It was voted on and carried.

19-05-83 (a)(b) Zink Properties, LLC CEW Expansion, Indianapolis

Dennis Bradshaw, Fire Protection & Code Consultants, spoke as the proponent. This project is an expansion of a distribution facility for Budweiser. The building is fully sprinklered and stores non-combustible materials. The code indicates that the building must be within 600 feet of a fire hydrant. Margie Bovard, City of Indianapolis, is opposed to the variance. There is no easy way for the fire department to access the south side of the building. She said that she has contacted the proponent twice to inform him of the recommendation for fire access roads. Commissioner Pannicke moved to **table Variances (a) and (b)** and Commissioner Heinsman made the second. It was voted on and carried.

19-05-84 (a)(b) Sweetwater Warehouse 5, Fort Wayne

Ed Rensink, RTM Consultants, spoke as the proponent. This is a new warehouse structure. Variance (a) addresses travel distance requirements; egress travel distance will exceed 250 feet in a portion of the building. The building will be fully sprinklered. Jim Murua, City of Fort Wayne, does not oppose the variance requests. Commissioner Pannicke moved to **approve variance (a)** and Commissioner Heinsman made the second. It was voted on and carried. Variance (b) is a request to not comply with draft curtain requirements. Commissioner Henson moved to **approve variance (b)** and Commissioner Pannicke made the second. It was voted on and carried.

19-05-85 Hangar 39 Renovation Addition, Fort Wayne

Christina Collester, RTM Consultants, spoke as the proponent. This project involves the addition of an exterior storage building to the hangar. This request is to not sprinkler the existing building or the

addition. Jim Murua, City of Fort Wayne, does not oppose the variance request. Commissioner Popich moved to **approve** and Commissioner Furnish made the second. It was voted on and carried.

19-05-86 (a)(b) Waste Away Group Grinding/Storage Building, Elkhart

Carrie Ballinger, RTM Consultants, and Art Miller and Kenneth Himes, Waste Away Group, spoke as the proponent. This project involves a new structure which will be approximately 53,000 square feet, including a processing area that will be approximately 10,000 square feet. Variance (a) is a request to exceed the allowable area for type V-B construction. Variance (b) is a request to not sprinkler the buildings. Heat detection will be provided; it will notify the fire department. Commissioner Pannicke moved to **approve Variance (a) with the condition** that the applicant shall install a fire alarm system with heat detection in the processing area. Commissioner Heinsman made the second. It was voted on and carried. Commissioner Heinsman moved to **approve Variance (b) with the condition** that the applicant shall install a fire alarm system with heat detection in the processing area. Commissioner Pannicke made the second. It was voted on and carried.

19-05-87 (a)(b)(c)(d) The Church in Indianapolis Family Life Center, Indianapolis

Ed Rensink, RTM Consultants, spoke as the proponent. This project involves an addition to the current building. The variance requests pertain to accessibility issues in the kitchen of the addition. The kitchen counter in the addition is 36 inches instead of the required 34 inches. The kitchen's oven lacks accessible controls. The kitchen also lacks an accessible sink; there are two sinks that are 36 inches high. Chris Rusmaroff, City of Indianapolis, opposes the variance; he believes that the kitchen should be accessible to everyone. The proponent stated that he has complied with the majority of ADA requirements even though this facility is exempt. Commissioner Pannicke moved to **deny Variances (a)(b) and (c)** and Commissioner Heinsman made the second. It was voted on and carried. Variance (d) is a request to not provide a ramp or wheelchair lift at the front of the sanctuary. Commissioner Henson moved to **approve Variance (d)** and Commissioner Furnish made the second. It was voted on and carried. Commissioner Popich recused himself.

19-05-88 Good Shepherd Christian Academy, Greensburg

Ed Rensink. RTM Consultants, spoke as the proponent. This is an existing facility. Proponent was cited by State IDHS Code Enforcement for a change of occupancy, from an A-3 occupancy to an E occupancy. Proponent is requesting a change of occupancy without complying with all of the current rules. A new NFPA 72 system will be provided. A smoke detection system will be added to the entire lower level. There are two exits to the exterior on the lowest level. Most of the areas of operation within the school have a two-hour fire rating. Proponent could pass a Chapter 34 if a sprinkler system is added, but stated that this is too expensive. Walter Knaepple, IDHS Code Enforcement, is okay with the variance, but stated that proponent needs to set a time frame by which the corrections must be made. Commissioner Pannicke moved to **approve with the condition** that the fire alarm system, as stipulated

in the variance application, will be completely installed and compliant by January 1, 2020 (01/01/2020). Commissioner Popich made the second. It was voted on and carried.

19-05-89 (a)(b)(c)(d)(e) Marion County Community Justice Campus/Jail, Indianapolis

Christina Collester, RTM Consultants, spoke as the proponent. Commissioner Corey moved to **approve Variance (d)** and Commissioner Furnish made the second. It was voted on and carried. Variance (a) is a request to use a smoke evacuation system instead of a natural or mechanical ventilation system. Commissioner Pannicke moved to **approve Variance (a)** and Commissioner Corey made the second. It was voted on and carried. Variance (b) is a request to omit sprinklers in outdoor recreation areas, as well as spaces open to pipe chases above stacked cell units. Commissioner Pannicke moved to **approve Variance (b)** and Commissioner Corey made the second. It was voted on and carried. Variance (c) is a request to omit an emergency alarm communication system, but provide a manual fire alarm system that will alert staff. Commissioner Pannicke moved to **approve Variance (c)** and Commissioner Corey made the second. It was voted on and carried. Variance (e) is a request to not provide smoke-proof enclosures in a high-rise, R occupancy, building. Commissioner Pannicke moved to **approve Variance (e)** and Commissioner Corey made the second. It was voted on and carried. Commissioner Heinsman recused himself.

19-05-90 (a)(b) Michaels, Noblesville

Tim Callas, J & T Consulting, and Bob Gardner, Gardner Fire Protection, Inc., spoke as the proponent. The roof deck exceeds the permitted height of 22 feet. Darrell Cross, Noblesville Fire Department, does not object to this variance. Commissioner Pannicke moved to **approve Variances (a) and (b)** and Commissioner Henson made the second. It was voted on and carried.

19-05-91 (a)(b) Kimpton Hotel, Indianapolis

Ed Rensink, RTM Consultants, spoke as the proponent. Commissioner Pannicke moved to **approve Variance (a)** and Commissioner Corey made the second. It was voted on and carried. Variance (b) is a request to allow an egress travel distance of 92 feet. Commissioner Corey moved to **approve Variance (b)** and Commissioner Pannicke made the second. It was voted on and carried.

19-05-94 Ruhe 152, Nappanee – *late filing*

Melissa Tupper, RTM Consultants, spoke as the proponent. Proponent added a 37 inch wide stair to serve as an emergency-exit-only stair. The building is sprinklered. Commissioner Pannicke moved to **approve** and Commissioner Corey made the second. It was voted on and carried.

19-05-96 Hammond Fireworks Store, Hammond

Tim Callas, J & T Consulting, spoke as the proponent. The south wall must be a structurally independent, three-hour exterior wall. This wall is a wood-frame, non-fire rated wall. On the other side of the wall is a parking lot. Residential housing is 90 feet away. Proponent will provide close-space sprinklers in a water curtain design along the full length of the south wall. The building will have an NFPA 13 system. Commissioner Heinsman moved to **approve** and Commissioner Corey made the second. It was voted on and carried.

19-05-97 Portable Office, Brownsburg

Tim Callas, J & T Consulting, and Tim Nelson, Component Systems, spoke as the proponents. This is a sprinklered warehouse. Kevin Troy, Assistant Section Chief, IDHS Code Enforcement, explained that the wall panels are part of an industrialized building system. The wall panels may be inspected on site prior to installation. Proponent asserted that this does not meet the definition of an industrialized building system. Commissioner Pannicke moved that **no variance was required** and Commissioner Popich made the second. It was voted on and carried.

19-05-99 Bliss Ice Cream Shop at River Pointe, Tell City

Dennis Bradshaw, Fire Protection & Code Consultants, spoke as the proponent. This business uses a commercial range to cook specialty ice cream and boil and heat nuts. No frying or grilling will be conducted. Commissioner Heinsman moved to **approve with the condition** that the gas range and oven are only permitted to be used for cooking and heating necessary dairy productions (primarily milk and cream) and roasting nuts, as referenced in the applicant's letter attached to the application. Commissioner Henson made the second. It was voted on and carried.

19-06-01 Addition to BHJ USA Inc., Logansport

Christina Collester, RTM Consultants, spoke as the proponent. This request involves sprinklers in freezers. Commissioner Pannicke moved to **approve** and Commissioner Henson made the second. It was voted on and carried.

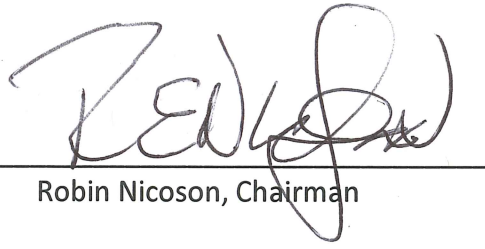
14. Comments and Closing Remarks

Vice-Chairman Scheurich thanked everyone for coming, and wished everyone a safe drive home.

15. Adjournment

Vice-Chairman Scheurich adjourned the meeting at 7:33 p.m.

APPROVED:



A handwritten signature in black ink, appearing to read 'Robin Nicoson', is written over a horizontal line. The signature is stylized and cursive.

Robin Nicoson, Chairman