

INDIANA FIRE PREVENTION AND BUILDING SAFETY COMMISSION

Friday, March 19, 2021
By Electronic Mail

Kevin Yancey
Petitioner
Madison Consolidated Schools
2421 Wilson Ave
Madison IN, 47250
kyancey@madison.k12.in.us

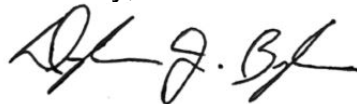
**Re: Petition for Administrative Review – IDHS Sanctions Order No. 1595-1801 –
Lydia Middleton Elementary School**

Dear Mr. Yancey:

The Indiana Fire Prevention and Building Safety Commission (Commission) is in receipt of your electronically-filed petition for administrative review of Indiana Department of Homeland Security (IDHS) Sanctions Order No. 1595-1801 – Lydia Middleton Elementary School, submitted on Friday, March 19, 2021. Pursuant to the requirements of Indiana Code § 4-21.5-3-7, your petition for administrative review is hereby granted by the Commission.

Your petition will now be forwarded to the Indiana Office on Administrative Law Proceedings (OALP) to be assigned to the Commission's administrative law judge. OALP or the judge will contact you directly to make arrangements for further proceedings. Should you have any questions, you may contact the Indiana Department of Homeland Security's deputy general counsel assigned to this matter, Justin Guedel, at jguedel@dhs.in.gov or (317) 234-9515.

Sincerely,



Douglas J. Boyle, Director
Indiana Fire Prevention and Building Safety Commission
Indiana Department of Homeland Security
Indiana Government Center South, Room E-208
302 W. Washington Street
Indianapolis, IN 46204
dboyle@dhs.in.gov

Enclosure

cc: Justin K. Guedel, IDHS Deputy General Counsel – representing the Respondent
(by electronic mail)

Bryston Sprecher, Administrative Assistant of the Indiana Fire Prevention and Building Safety Commission (by electronic mail)

From: [DHS Legal Mailbox](#)
To: [Guedel, Justin K](#); [Boyle, Douglas J \(DHS\)](#); [Sprecher, Bryston](#)
Subject: FW: Petition for Review
Date: Friday, March 19, 2021 3:50:31 PM
Attachments: [68379161_fire_inspection_Lydia.pdf](#)

From: noreply@formstack.com
Sent: Friday, March 19, 2021 7:50:00 PM (UTC+00:00) Monrovia, Reykjavik
To: DHS Legal Mailbox
Subject: Petition for Review

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****



Formstack Submission For: [petition for review](#)

Submitted at 03/19/21 3:49 PM

Individual Name:	Kevin Yancey
Business Name: :	Madison Consolidated Schools
Phone Number:	(812) 274-8001
Email Address:	kyancey@madison.k12.in.us
Mailing Address:	2421 Wilson Ave Madison IN, 47250 Madison, IN 47250
Are you represented by an attorney?:	No

Attorney Name:	
Firm:	
Phone Number:	
Email Address:	
Mailing Address:	
Order Number:	1
Facility Device Boiler ID:	Lydia Middleton Elem School
Date Order Received:	Mar 15, 2021
How did you receive the Order? :	Email
Entity Issuing Order:	Fire Prevention and Building Safety Commission
Entity Name:	
Upload Order:	View File
Was this order specifically directed to you?:	Yes
Explain:	Direct to me by email.
Explain:	

Have you been aggrieved or adversely affected by the order?:

No

Explain:

Explain:

If the order was not specifically directed to you and you have not been aggrieved or adversely affected by the order, are you entitled to review under some other law? :

What law?:

I request review of the entire order described above:

Yes

If you are not requesting review of the entire order, what is the scope of your request?:

I request a stay of effectiveness:

Yes

What is the basis of your challenge? :

I would encourage the Indiana Department of Homeland Security to drop the fees at Lydia Elementary School. Madison Consolidated Schools have worked diligently to fix the item at Lydia. The exit sign was an atomic powered sign and would take 2-3 months to receive because of covid. MCS decided to power this new exit sign with a new electrical outlet. This took more time which was repaired in a few weeks. The covid virus has created problems in fixing / receiving materials in a certain time frame. We have been in contact with Mr. Cole regarding this issue. We thank you for your help.

What is your desired outcome? :

MCS would like the fee removed.

Additional information in support of my request:

Additional Attachments:

Additional Attachments:

Additional Attachments:



Report of inspection

Indiana Department of Homeland Security
302 W. Washington Street, Room E208
Indianapolis, IN 46204
Phone: 317-232-2222

Permit Number	Sanction Number
SC3329C	1595-1801

Visit us at: <http://www.in.gov/dhs>

Date	03/15/2021	Type	Sanctions
Results	Sanctions		
Location		Owner	
Name	LYDIA MIDDLETON ELEM SCHOOL	Name	MADISON SCHOOL SYSTEM
Street	714 W MAIN STREET	Street	701 EIGHTH STREET
City	MADISON	City	MADISON
Zip	47250	Zip	47250
Inspector		Permit	
Name	Kenneth Cole	State Number	SC3329C
Email	KeCole@dhs.IN.gov	Type	School
Phone	317-417-3720		

Notice of Violations

#	Code	Description	Order	Correct By	Fee
	Sec. 1030.4 2014 Edition IFC 675 IAC 22-2.5	Exit signs shall be installed and maintained in accordance with Section 1011. Decorations, furnishings, equipment or adjacent signage that impairs the visibility of exit signs, creates confusion or prevents identification of the exit shall not be allowed.	* The cafeteria dining area does not have an exit sign. The path of egress shall be marked by an approved sign. ** Front door, Main Street, exit sign expires September 2016 and shall be replaced.	03/11/2021 <i>George</i>	\$250.00

