

ERIC J. HOLCOMB, Governor  
STATE OF INDIANA

INDIANA DEPARTMENT OF HOMELAND SECURITY  
302 West Washington Street  
Indianapolis, IN 46204



October 3, 2018  
By U.S. Postal Mail

Matt Lark  
Lark Ranch  
3145 Killion Mill Road  
Loogootee, IN 47553

**Re: Petition for Administrative Review – Inspection Report Order State Number AE3033922:  
Lark Ranch (Greenfield)**

Dear Mr. Lark:

The Commission is in receipt of your petition for administrative review of Inspection Report Order State Number AE3033922: Lark Ranch (Greenfield), dated 9/19/2018. The petition for review is timely and has been granted by the Commission. The petition has been assigned to the Commission's administrative law judge.

The judge's office will contact you to make arrangements for further proceedings. Should you have any questions, you may contact our staff attorney assigned to the matter, Justin Guedel at [JGuedel@dhs.in.gov](mailto:JGuedel@dhs.in.gov) or (317) 234-9515.

Sincerely,

Douglas J. Boyle, Director  
Fire Prevention and Building Safety Commission  
Indiana Department of Homeland Security  
302 W. Washington Street, Room E-208  
Indianapolis, IN 46204  
[doboyle@dhs.in.gov](mailto:doboyle@dhs.in.gov)  
(317) 650-7720

Enclosure

cc: Justin Guedel, IDHS Staff Attorney (via personal service)  
The Honorable Chelsea E. Smith, Administrative Law Judge (via personal service)  
File

Appeal  
Petition for Review

I want to appeal the violation I  
Received on 9-10-18 at AE 3033922  
Lark Ranch Greenfield Indiana. The  
buildings were accepted by Greenfield city planners  
when they rezoned area. They had been solely  
used for farm buildings.

Matt Lark  
3145 Killian Mill Rd  
Logansport, In  
47553

317-750-4985

Fire Prevention Commission  
302 West Washington St  
Room 246

Indpls In  
46204

Math Lark  
3145 Killion Mill Rd  
Loogootee IN  
47553

FIRE PREVENTION  
302 West WASHINGTON ST  
Room 246  
INDPLS

47553 005



CERTIFIED MAIL



7 3380 0000 2325 7026



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46204

U.S. POSTAGE PAID  
FOR LETTER  
GREENFIELD, IN  
SEP 19, 18  
AMOUNT  
**\$3.95**  
R2304H109136-14



# FIRE AND BUILDING CODE ENFORCEMENT INSPECTION REPORT ORDER

DIVISION OF FIRE AND BUILDING SAFETY  
 INDIANA DEPARTMENT OF HOMELAND SECURITY  
 302 WEST WASHINGTON STREET, RM E241  
 INDIANAPOLIS, IN 46204  
 TELEPHONE: 317-232-2222  
 WEB ADDRESS: WWW.IN.GOV/DHS

Identification Number AE3033922	Name of the facility LARK RANCH	County HANCOCK
Address of Property 1611 N MERIDIAN GREENFIELD IN 46140		Name of the Contact MATTHEW LARK  Telephone Number (317) 750-4985
Email		Inspection Date 09/05/2018
Inspection Category ENTERTAINMENT PERMIT	Inspection Type ANNUAL	Inspection Status: VIOLATION
Name of the inspector MIKE BARNHART		Phone: 3174176664
Email: mbarnhart@dhs.in.gov		

## Violations

VIO-LATION NUMBER	RULE OR INDIANA CODE SECTION VIOLATED	DESCRIPTION OF VIOLATION	DATE BY WHICH VIOLATION MUST BE CORRECTED
1	675 IAC 12-6-3(a)	<p>No construction shall be done on a Class 1 structure until a design release has been issued by the division unless the construction is of a type specifically exempted from the design release requirements by section 4 of this rule. Design releases may be issued by the division.</p> <p><u>Class 1 structures at this facility were constructed without obtaining "Construction Design Releases" from the Department of Fire and Building Safety. A design release shall be obtained for all structures that are not exempted from these requirements.</u></p>	10/04/2018

## Inspection Notes:

Violation as noted. Class 1 structures at this facility were constructed without obtaining CDRs.

Facility Id AE3033922	Received By Name	Signature and Date <i>M. Lark</i> Sep 10 18
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## APPEAL RIGHTS

Please be advised that if you desire administrative review of this Order and **this Order was delivered by hand**, you must file a written petition for review with the Fire Prevention and Building Safety Commission at 302 West Washington Street, Rm. W246, Indianapolis, IN 46204, identifying the violations for which you seek review no later than 15 calendar days from the hand delivery date of this Order unless such date is a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours, in which case the deadline would be the first calendar day thereafter that is not a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative proceeding will be conducted by an administrative law judge appointed by the Fire Prevention and Building Safety Commission. If you do not file a petition for review, this Order will be **FINAL** and you **MUST** comply with its requirements.

Please be advised that if you desire administrative review of **this Order and this Order was delivered by first class U.S. mail**, you must file a written petition for review with the Fire Prevention and Building Safety Commission at 302 West Washington Street, Rm. W246, Indianapolis, IN 46204, identifying the violations for which you seek review no later than 18 calendar days from the mailing date of this Order unless such date is a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours, in which case the deadline would be the first calendar day thereafter that is not a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative proceeding will be conducted by an administrative law judge appointed by the Fire Prevention and Building Safety Commission. If you do not file a petition for review, this Order will be **FINAL** and you **MUST** comply with its requirements.

Please be further advised that you may request an opportunity to informally discuss this Order prior to filing a petition for review. Such informal discussion, or a request therefor, does not extend the deadline for filing a petition for review and, therefore, any request for an informal discussion should be made promptly, preferably by telephone, upon receipt of this Order.

## Boyle, Douglas J (DHS)

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**From:** Boyle, Douglas J (DHS)  
**Sent:** Monday, October 1, 2018 4:59 PM  
**To:** Barnhart, Michael  
**Cc:** Short, Jeff  
**Subject:** RE: Petition for Review - State Inspection Report State Number AE3033922 - Lark Ranch (Greenfield)

Thanks, Mike. I appreciate your clarification.

**Douglas J. Boyle** | Director – Fire Prevention and Building Safety Commission  
Indiana Department of Homeland Security  
302 W. Washington Street, Room E-208  
Indianapolis, IN 46204  
Tel: (317) 650-7720  
Email: [DoBoyle@dhs.in.gov](mailto:DoBoyle@dhs.in.gov)  
Web: [www.in.gov/dhs](http://www.in.gov/dhs)



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**From:** Barnhart, Michael  
**Sent:** Monday, October 1, 2018 4:49 PM  
**To:** Boyle, Douglas J (DHS) <[DoBoyle@dhs.IN.gov](mailto:DoBoyle@dhs.IN.gov)>  
**Cc:** Short, Jeff <[jshort@dhs.IN.gov](mailto:jshort@dhs.IN.gov)>  
**Subject:** RE: Petition for Review - State Inspection Report State Number AE3033922 - Lark Ranch (Greenfield)

Douglas,

The inspection was done on 09/05/18 but Mr. Lark had to leave and was not able to meet me again until 09/10/18 when I met with him to get the report signed. I met Mr. Lark at McDonalds on 600 W. and I-70 in Hancock County. I issued the report and advised him of his appeal rights.

**Mike Barnhart** CFI CBI | Senior Code Official-Code Enforcement  
Division of Fire & Building Safety  
Indiana Department of Homeland Security  
302 W. Washington Street, Room E241  
Indianapolis, IN 46204  
Tel: 317-232-2222  
Cell: 317-417-6664  
Email: [mbarnhart@dhs.in.gov](mailto:mbarnhart@dhs.in.gov)  
Web: [www.in.gov/dhs](http://www.in.gov/dhs)

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**From:** Boyle, Douglas J (DHS)  
**Sent:** Monday, October 1, 2018 3:40 PM  
**To:** Barnhart, Michael <[mbarnhart@dhs.IN.gov](mailto:mbarnhart@dhs.IN.gov)>  
**Subject:** Petition for Review - State Inspection Report State Number AE3033922 - Lark Ranch (Greenfield)

Good Afternoon Michael,

We received the attached petition for administrative review from Matt Lark late last week. With Kathleen Ash's help, I was able to look up the inspection report order using the referenced identification number. There appears to be a discrepancy between Mr. Lark's claim of when he received the order (9/10/18) and the date of the inspection on the order (9/5/18). I know it is our (IDHS') practice to hand-serve our orders on the day of the inspection. However, seeing as I was provided no other information than the attached letter. I would appreciate it if you would confirm that you did hand-serve this order on 9/5/18, and also provide me a copy of the signed order.

I don't believe this will affect the timeliness of the request in any way, but I just want to make sure I have the appropriate information to ensure that this petition is processed properly. Thank you for your assistance.

Best,

**Douglas J. Boyle** | Director – Fire Prevention and Building Safety Commission  
Indiana Department of Homeland Security  
302 W. Washington Street, Room E-208  
Indianapolis, IN 46204  
Tel: (317) 650-7720  
Email: [DoBoyle@dhs.in.gov](mailto:DoBoyle@dhs.in.gov)  
Web: [www.in.gov/dhs](http://www.in.gov/dhs)

