

**REQUEST FOR CONSIDERATION
OF
UNTIMELY FILED VARIANCE APPLICATION**

1. Name of Applicant: Antonio Parisi

2. Date of Filing: 04/11/2018

3. Prejudice Claimed (mark all that apply)

a. Excessive loss of time: X

b. Unreasonable Cost: X

4. Evidence Supporting Claim of Prejudice (please attach copies of all supporting documentation)

The variance for Locked Up Live Mishawaka was filed less than 24 hours after the deadline. RTM was notified the morning of April 11, after the deadline had already passed, and filed the variance same day.

The variance is needed in order to maintain compliance with the Amusement & Entertainment Permit required to operate the escape rooms. The business has been in operation for over a year. The previous variance that was approved is only valid until June 1, 2018. Waiting for June 5 hearing would put the business in violation of the A&E Permit and could shut down operations on one of the busiest weekends of the year. Closure would result in potential revenue loss of over \$10,000 - \$15,000.

Waiting for June hearing could also cause potential harm to the franchise if the Commission decides during discussion to require additional systems or measures to be taken in order to re-approve the variance. A delay of 1 month on such decisions could cause additional lost revenue in order for the business to close during busiest season for installation/changes needed to comply. A 1 month closure during summer hours, in order to plan, coordinate and install additional systems could cost upwards of \$70,000+ in lost revenue. If the variance is heard at the May hearing, we would have a month to plan any necessary changes, while maintaining compliance under the previous variance, minimizing the cost impact of any closure needed.

By submitting this form, I swear that the information provided above is true and accurate.



Signature

16-12-70(a)(b)(c) Benton Central Jr-Sr High School, Oxford

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. A secured vestibule is being added to the school entrance to improve security. Variance (a) is to omit sprinklers or fire barriers in the addition. The small addition does not increase the fire hazard in the building. Variance (b) is to omit 1-hour fire-resistive construction in the corridor. The existing school does not have 1-hour corridors, but an existing smoke detection system will be expanded into the new corridor. Variance (c) is to omit the fire wall required when the new front lobby of the school places the building over area per current code. The original school was built under unlimited area provision in 1966. Following discussion, Commissioner Von Deylen moved to approve all three variances, with the second by Commissioner Hite. It was voted upon and carried with one nay by Commissioner Brown.

16-12-71 IU Kokomo Main Building Courtyard Infill, Kokomo

Dennis Bradshaw, FP&C Consultants, spoke as proponent. An existing, partially sprinklered building will have the interior courtyard infilled. Current code requires the additional square footage to be separated by structurally independent 4-hour fire walls. The request was to be allowed to separate by 2-hour fire barriers and protect the existing non-rated doors by close spaced sprinklers on the infill side. Following discussion, Commissioner Brown moved to approve, with the second by Commissioner Hite. It was voted upon and carried.

16-12-72(a)(b)(c) Indy Fuel Multi-Family & Locker Room, Fishers

Carrie Ballinger, RTM Consultants, spoke as proponent. The variances had been eligible for the block vote. Commissioner Von Deylen moved to approve all three, with the second by Commissioner Goeden. It was voted upon and carried.

16-12-73 Locked Up Live Mishawaka, Mishawaka

Carrie Ballinger, RTM Consultants, and Antonio Parisi, owner, spoke as proponents. The request was to allow the use of electromagnetic locks not mounted on the door leaf. The space is to be used as an escape room. Following a lengthy discussion, Commissioner Brown moved to approve the variance until June 1, 2018, as had been determined by an earlier escape room variance. Commissioner Von Deylen made the second. It was voted upon and carried with one nay vote.

16-12-74 Interior Tenant Finish for Escape Indianapolis, Indianapolis

Carrie Ballinger, RTM Consultants, spoke as proponent. The request was to allow the escape room to not comply with all Special Amusement Building requirements. Variance (b), heard first, was to allow the use of an electromagnetic lock which has a lit, push-to-exit button which will allow the door to spring open. The door will also open at the loss of power or activation of the fire alarm. Following discussion, Commissioner Von Deylen moved to approve with the condition that the variance was to be valid until June 1, 2018. Commissioner Mitchell made the second. It was voted upon and carried. Variance (a) was to allow the facility to not comply with all Special Amusement Building requirements. The proponent felt the requirements were excessive given the actual use of the building. Following discussion, Commissioner Brown