

Approved 8/3/18 for 8/7/18 Meeting

ERIC J. HOLCOMB, Governor
STATE OF INDIANA

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



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

1. Name of Applicant: Christina Collester, RTM Consultants representing Clamor.

Facility: Nascar on NBC Pup Series
Temporary Mobile Structure
Monument Circle

2. Date of Filing: 8/1/2018

3. Prejudice Claimed (mark all that apply)

a. Excessive loss of time: X

b. Unreasonable Cost:

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

NBC Sports is partnering with North Shore Animal League America to raise awareness of the plight of animal homelessness and bring puppy power to a few of the cities hosting NASCAR Cup Series races. Dubbed the "NASCAR on NBC 'Pup' Series," the animal adoption campaign kicked off July 5th, 2018 in Orlando, in advance of NBC Sports' coverage from Daytona International Speedway.

The traveling "NASCAR on NBC 'Pup' Series" is hosting six adoption events in six markets during NBC Sports' portion of the season in a custom-built NASCAR Track in a converted shipping container. The event planner contacted the city for permitting on the 16th of July, They were able to review this with the city on JULY 31st where they were told they would probably need a variance. We were contacted yesterday afternoon. See attached e-mail from the city of Indianapolis.

Given their experience in other states and the uniqueness of the GAR, they were not aware that interaction and alterations to their structure might be required by the state. This mobile structure is very unique and does not clearly fit into any simple category. Given the date of this event and the expedited time required for City permitting we are requesting this be placed on the August Agenda. This high profile charity event which has been promoted by NBC and NASCAR also cannot be locally advertised until they get all of the required permits.

The GAR does not require an ACDR, the variance is only to address the rarely used section requiring structures moved from another state comply with all the rules for new construction.

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

Christina M. Collester
Signature

From: Bennett, Michael D <Michael.Bennett@indy.gov>
Sent: Tuesday, July 31, 2018 4:33 PM
To: Christina Collester <collester@rtmconsultants.com>
Subject: RE: Pup series one

DeAnn Milliken reached out to me looking for help earlier today. I believe the application for this event (and the structure in question) was received on July 16th. I certainly think there is some hardship involved due to the date of their event (which is just a day or two after the September hearing, hence the desire to be on the August agenda). I certainly don't think it was possible for them to apply for the August hearing in a timely manner, as they were not aware of the myriad of issues facing them until a couple of hours before this email. The application for our special event permit was otherwise timely, in my estimation, as they applied on July 16th for an event to take place in early September; plenty of time if not for the shipping container structure and the issues that tends to cause.

I do not think it is possible to get a variance from the Commission that would alleviate the local permitting requirement. However, operating under the assumption that the structure is not exempt from our permitting requirement and will receive a variance, it should be fairly painless to permit otherwise. A site plan, a couple pages of documents about the structure and the variance approval letter are probably all that would be required. I'm more than happy to have one of my staff walk them through the process.

Please let me know if you have any other questions. Happy to help.

Michael Bennett

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Click here to access RequestIndy and report a problem/request a service online; or call the Mayor's Action Center at 327-4MAC (4622).

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Project Information

Nascar on NBC Pup Series
Monument Circle

Indianapolis IN
County MARION

Project Type New Addition Alteration Existing Change of Occupancy

Project Status U F=Filed U or Null=Unfiled

IDHS Issued Correction order? No **Has Violation been Issued?** No

Violation Issued by: NA

Local Building Official

Phone: Email:

Local Fire Official

Phone: Email:

Variance Details

Code Name: Other Code (Not in the list provided)

GAR 675-IAC 12-4-10

Conditions: The GAR requires all buildings or structures that are moved into the state shall comply with, or be made to comply with, the requirements of the commission for new construction for their intended use at their new location.
The Pup Series will visit the city for the NASCAR Race weekend. The custom converted shipping container will be used to house 6-12 puppies for adoption and the walls will fold down to form handicap accessible viewing platforms. The temporary class 1 structure will not be filed with the state for plan .

DEMONSTRATION THAT PUBLIC HEALTH, SAFETY, AND WELFARE ARE PROTECTED:

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1=Non-compliance with the rule will not be adverse to the public health, safety or welfare.

2= Applicant will undertake alternative actions in lieu of compliance with the rule to ensure that granting of the variance will not be adverse to public health, safety, or welfare. Explain why alternative actions would be adequate (be specific).

Facts: The structure is scheduled for two days of active use. The variance will limit the structure to 7 days on site annually.

Since by the GAR definition of construction in 12-6-2 (c) no construction is being conducted in relocating this mobile structure no design release would be required.

Sections 3103.3 and 3103.4 of the 2014 IBC for location and means of egress for this small open temporary structure will be met.

The City of Indianapolis will permit and review the structure along with a Professional Engineer licensed in the State of Indiana from our office.

DEMONSTRATION OF UNDUE HARDSHIP OR HISTORICALLY SIGNIFICANT STRUCTURE:

Y

Imposition of the rule would result in an undue hardship (unusual difficulty) because of physical limitations of the construction site or its utility services.

Imposition of the rule would result in an undue hardship (unusual difficulty) because of major operational problems in the use of the building or structure.

Imposition of the rule would result in an undue hardship (unusual difficulty) because of excessive costs of additional or altered construction elements.

Imposition of the rule would prevent the preservation of an architecturally or a historically significant part of the building or structure.

Facts: The traveling structure for the "NASCAR on NBC "Pup" Series" will host six adoption events in six markets during NBC Sports' portion of the season. The overall effort is meant to drive awareness about the importance of rescue and adoption while finding all "Pup Series" animals a loving home.

The structure has been used in two cities of the tour successfully. Additional cost and time for modifications to the structure for this event would be a hardship.

Here's the list of past and future stops on the schedule -

July 5 - 7: Orlando

August 2-4: NYC

September 6-8: Indianapolis

September 13-15: Las Vegas

September 27-29: Charlotte

October 11-13: Atlanta

IC 22-12-1-17 "Mobile structure" Sec. 17.

(a) "Mobile structure" means any part of a fabricated unit that is designed to be:

(1) towed on its own chassis; and

(2) connected to utilities for year-round occupancy or use as a Class 1 structure, a Class 2 structure, or another structure.

(b) The term includes the following:

(1) Two (2) or more components that can be retracted for towing purposes and subsequently expanded for additional capacity.

(2) Two (2) or more units that are separately towable but designed to be joined into one (1) integral unit.

(3) One (1) or more units that include a hoisting and lowering mechanism equipped with a platform that:

(A) moves between two (2) or more landings; and

(B) is used to transport one (1) or more individuals. As added by P.L.245-1987, SEC.1. Amended by P.L.101-2006

675 IAC 12-6-2 (c) "Construction" means any of the following:

(1) Fabrication of any part of an industrialized building system or mobile structure for use at another site.

(2) Erection or assembly of any part of a Class 1 or Class 2 structure at the site where it will be used.

- (3) Installation of any part of the permanent heating, ventilating, air conditioning, electrical, plumbing, sanitary, emergency detection, emergency communication, or fire or explosion suppression systems for a Class 1 or Class 2 structure at the site where it will be used.
- (4) Work undertaken to alter, remodel, rehabilitate, or add to any part of a Class 1 or Class 2 structure.
- (5) Work undertaken to relocate any part of a Class 1 or Class 2 structure, except a mobile structure

675 IAC 12-6-3 Design release; requirement Authority: IC 22-13-2-13 Affected: IC 22-15-3 Sec. 3.

(a) 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.

(b) If a foundation release is obtained under section 14 of this rule, construction may:

(1) be done to the grade level only as provided for by section 14(c) of this rule; and

(2) not go beyond that point without the issuance of a design release or a partial design release authorizing the further construction.

(c) If a partial design release is obtained under section 15 of this rule, construction may be done to the extent of the partial design release but it may not exceed that scope without the issuance of a design release or another partial design release authorizing the further construction. (Fire Prevention and Building Safety Commission; 675 IAC 12-6-3; filed Jul 17, 1987, 2:30 p.m.: 10 IR 2689, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the Secretary of State. LSA Document #87-53 was filed Jul 17, 1987.]; readopted filed Sep 11, 2001, 2:49 p.m.: 25 IR 530; filed Aug 30, 2006, 2:25 p.m.: 20060927-IR-675050108FRA; readopted filed Sep 21, 2007, 9:20 a.m.: 20071010-IR-675070388RFA; readopted filed Oct 10, 2007, 9:16 a.m.: 20071031-IR-675070388RFA; readopted filed Aug 8, 2012, 8:08 a.m.: 20120905-IR-675120260RFA)



NASCAR ON NBC PUP SERIES
OVERVIEW: Summer 2018

NASCAR on NBC Pup Series - PROGRAM OVERVIEW

Overview:

- This summer, NBC is touring an interactive puppy-adoption experience to key NASCAR markets, raising awareness to the plight of animal homelessness while generating buzz and awareness for NASCAR and NBC.
- Within a modified shipping container, NBC has created a replica NASCAR track housing 6-12 puppies, each available for adoption
- North Shore Animal League America will be on-site to ensure the animals are in good health and will answer guest questions about the adoption process

Footprint & Details:

- Space Needed: 34' x 24'
- Weight of Unit: 18,000lbs
- POWER: Shore power preferred; option for generator



CLAMOR.

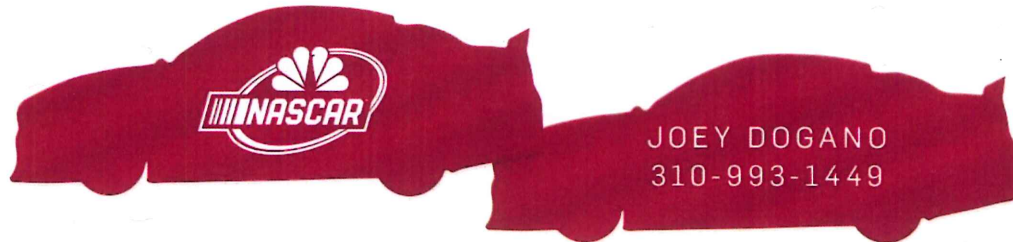
NASCAR on NBC Pup Series - PROGRAM OVERVIEW

Additional Elements:

- Custom laser engraver on-site gives consumers an opportunity to walk away with a custom Dog Tag or Key Chain (see below)
- Additional elements may include small-scale games (ie Cornhole, Face Painting, etc)

Additional Photos / Videos:

<https://www.dropbox.com/sh/im3pf0ddkiva2qx/AACBIDPVH3dSAZDYoxNa1hgDa?dl=0>



CLAMOR.

NASCAR on NBC Pup Series - PHOTOS

