

MEETING MINUTES

Meeting Details

Date: November 8, 2023

Time: 9:00 AM

Location: Government Center South – Conference Room 1 & 2

Member Attendance

Name	Present		Means of Participation
	Yes	No	
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>	Not in Attendance
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Electronic Means (MS Teams)
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	In Person

Notes

Additional information may be available at the [Commission's Web Page](#).

Also in attendance:

Dustin Dyer, Director of Boards and Commissions, IDHS

1. **Call to Order** – Meeting was called to order at 9:01 am.
2. **Roll Call** – Commissioner Davidson not present. Vice-Chairman Popich attending electronically.
3. **Review and Action on November 2023 Meeting Minutes** – Minor corrections were presented.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

4. IDHS Reports and Updates

- i. IDHS Variance Determinations Report as required by 675 IAC 12-5-6.2(f)
– Isaac Delgadillo

5. State Building Commissioner Interpretations

- i. None

6. Rulemaking Update(s)

- i. **Electrical Code Update Committee** – Vice-Chairman Popich noted that the third Wednesday of each month should be good, asked that staff check with IDOA to make sure that rooms are available.
- ii. **Fire and Building Code Update Committee** – Commissioner Patarino suggested himself for contractor position. Commissioner Cook suggested keeping submissions open until more resumes come in. Vice-Chairman Popich asked whether keeping submissions open will cause the code review cycle to move to 2024. Tyler Burgauer suggested that, since no committee was necessary, the Commission may be able to simply declare the codes being reviewed for 2023, but Mr. Burgauer wished to consult with the AG’s office before formally committing to that position.
- iii. **Lift Device Update Committee** – Otis, Kone, and Schindler did not respond to inquiries about a delegate for the Committee. Commissioner Patarino suggested adding himself to the elevator Committee. Commissioner Pannicke expressed concern that Commissioner Patarino lacks subject matter knowledge, and that there was no reason to add another Commission member.

Motion: Approve elevator code update committee with submitted resumes, with option to add delegates in the future.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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- iv. **Legislative Notice for Rule Readoption** – Tyler Burgauer presented the list to the Commission. Commission voted to move forward with adoption, though public comment was heard expressing concern that NFPA standards under direct adoption cause conflicts that need to be resolved.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

7. Variances

a. Tabled

- i. **23-09-25 2417 Spy Run Avenue (Fort Wayne)** – Ed Rensink presented. Chapter 34 evaluation passes with current detection. **Motion:** NVR based on compliance.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- ii. **23-09-34 Hartford City Public Library (Hartford City)** – No proponent. Table.

Name	Vote
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	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

iii. **23-10-32 PIN1 (Indianapolis)** – No proponent. Table.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- iv. **23-10-35(a)(b)(c)(d) Carmel HS Polytechnic Addition and Renovation (Carmel)** – Commissioner Cook recused. Superintendent in attendance. Variances has been repeated 3 times to school additions that have happened to the school. Commission expressed concern that the school needs to come into compliance and stop asking for variances. \$14M project, sprinklers on the auditorium a little over \$1M. Superintendent presented information on past projects and costs when asked for information by Commissioner Pannicke. CFO of Carmel Schools presented information on the process that would be involved for compliance. Six month process to sell bonds used for building funding. HS notes that the soonest it could happen is 2027-2028, if Commission forces the issue sooner then school would need to divert funds from other approved projects.

Motion: Approve with conditions -- Variance expires December 31, 2028.

Name	Vote	
	Yes	No
Logan Cook (R)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- v. **23-10-37 IU Health Morgan (Martinsville) –** Withdrawn by proponent, resolved in plan review.
- vi. **23-10-42(a)(b)(c)(d)(e)(f) REVIVE (West Lafayette) --** Melissa Tupper presented. Commissioner Pannicke expressed concern that there are compliant solutions that are not being adopted by the proponent for reasons of aesthetics over safety.

Motion: Deny (e).

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion: Approve (f) with the conditions in the provided attachment.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>

David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- vi. **23-10-44 Goshen College Kitchen Weather Protection (Goshen)** Commission asked to provide coverage from kitchen trailer. Asked to provide snow loads for structure. Commissioner Cook expressed concern that the code cited to for calculations is not the current code. Commissioner Pannicke asked about exit doors, proponent indicated four exit doors that are not blocked by a cooler. Commissioner Cook asked about additional load from snow drift on overlapping roofs. Proponent indicated that there are monitors on campus at all times that can identify issues as they arise and remove snow. Several other commissioners expressed concern about snow loads, calculations, and action plans. Commissioner Cook suggested engaging a professional engineer to try to find a better solution. **Motion:** Approve with conditions – maximum snow accumulation is one inch of snow, steps on north side.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input type="checkbox"/>	<input checked="" type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- vii. **23-10-48 New Renovation of Chicken House (Seymour)** – Melissa Tupper. Permit use of chapter 34 to allow conversion of barn to event center. Chairman asked for occupant load, Melissa Tupper answered 175. FD wants NFPA compliant fire alarm system. MT has not discussed with client. Chairman asked if MT would be willing to discuss with client while Commission is at lunch. Commission broke for lunch from 12:17-1:00pm. Upon return MT informed Commission that Columbus may not have authority over Seymour project, was working to gather more information. MT notes that Columbus mistakenly resounded. **Motion:** Approve with smoke and heat detection, shunt trip.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

b. New

- i. **23-12-25(a)(b) Manley Finish Grading Building 3 (Indianapolis)** – Fire hydrants not within 400 feet of building, fire apparatus road stone not in compliance. Proponent looking to put wet hydrant on site, build third building similar to second building already on premises, approximately 7500 feet. IFD not opposed.

Motion: Approve a.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion: Approve b with conditions – proof roll access road after construction.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>

James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- ii. **23-12-26(a)(b) Rhine Hall Event Center (Kokomo)** – Requesting 200 limit occupant load with fire watch, no sprinkler system for A2 with over 100 occupants. Building is an existing church, two stories, full masonry, basement, interior walls brick and block masonry. Lower level used for minor storage and equipment. Most events used for weddings. Fire marshal agrees to fire watch for over 200 occupants. Chairman and Commissioner Pannicke questioned the logic of self-limiting the occupant load to 200 with plans to exceed 200 with a fire watch, which may or may not have available firefighters. Proponent suggested an amendment to 250 people, Commissioner Pannicke did not feel comfortable with more than 200, since removal of the sprinkler system requires an occupancy of no greater than 100 per code. **Motion:** Approve A and B with occupancy limit of 200 people at all times, variance does not transfer to future owner, operator, or lessee.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input type="checkbox"/>	<input checked="" type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input checked="" type="checkbox"/>	<input type="checkbox"/>

- iii. **23-12-27 The District at Latimer Square Bldg 2 (Bloomington)** – Commissioner Cook recused. Electrical panel located in a lockable bedroom prohibited by code since there will be cooking in guest room or sweet. Ralph Gerdes presented. Bobby Larue opposed. Commissioner Patarino questioned how the building was built if the plan does not comply.

Motion: Approve.

Name	Vote	
	Yes	No
Logan Cook (R)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input type="checkbox"/>	<input checked="" type="checkbox"/>
David Porter	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Kenneth Wagner	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

Motion defeated 4-4.

Commission took a break from 2:24-2:40. Commissioner Zehner departed.

Motion: Table.

Name	Vote	
	Yes	No
Logan Cook (R)	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner (A)	<input type="checkbox"/>	<input type="checkbox"/>

- iv. **23-12-28 Variance for Inoperable Sprinkler System (Marion) –**
 Requesting to remove sprinkler system from building. Total of 18,300 square feet with additions since building purchase, originally 9300 square feet. Vice-Chairman Popich asked what the code of record was at the time the additions were constructed, presumably 1997-98 per proponent. Building may not have required sprinkler at time of addition. Chairman believes that building is F2 if only engaged in metal stamping. Building Commissioner Blunk notes that the GAR allows for a B-2 occupancy if built before 1998, which would not require sprinkler. Chairman notes that existing piping can be maintained with an out of

service placard. **Motion:** Approve – keep system piping in place with an out of service placard. Variance limited to current metal-stamping usage.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

- v. **23-12-29 Kountry Kitchen Soul Food Place (Indianapolis)** – Keyed locking devices on exterior doors for roof terrace on second floor. Staff key only, no manual lock. Signage on doors noting doors must be unlocked while building is occupied. **Motion:** Approve.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

- vi. **23-12-30(a)(b)(c)(d)(e)(f)(g)(h)(i)(j) Purdue Residence Hall South of Hillenbrand (West Lafayette)** – Ed Rensink. Residential tower, new construction. Adjacent to existing residential complex. Connected at first floor level, expansion of existing dining hall. Asking not to provide firewall, sprinkler curtain provided along existing glass wall and draft curtain with sprinklers. Dormitory room doors do not have closers. No gasketing due to no door closers. Not provide smoke dampers, will have corridor smoke detection. Light frame columns in intergral assemblies protected by

gypsum board, not individually protected. **Motion:** Approve.

Name	Vote	
	Yes	No
Logan Cook	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

vii. **23-12-31 Wayne Metals LLC (Markle)** – Asking for sprinkler system instead of firewall to separate existing building from new addition. **Motion:** Approve.

Name	Vote	
	Yes	No
Logan Cook	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

viii. **23-12-32 1205 S. Rogers St. Remodel (Bloomington)** – Request to allow balcony and stairs to be within 5 feet of property line. Fire retardant wood on balcony. City requested variance. Bobby Larue expressed concern that stairs and balcony is only 2 feet from property line in unsprinklered building. **Motion:** Approve.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

- ix. **23-12-33 Beech Grove Firewall Variance Request (Indianapolis) –** Concrete block in lieu of 30 minute outdoor firewall. Proponent presented. Cannot use setback limits, asking to use concrete barrier blocks in lieu. Fill room facility closet building at 74 feet from storage location. IFD defers to commission. **Motion:** Approve – concrete blocks as material with compliant layout for volume of gas.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

- x. **23-12-34 RH – IN Indianapolis (Indianapolis) –** Door width should be a minimum of 32 inches, request is to allow 30 inch doors.

Name	Vote	
	Yes	No
Logan Cook	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

- xi. **23-12-35 Fort Wayne CC VPL (Fort Wayne)** – VPL lift device. Landing at top of stairs does not meet the typical clearance, ADA component. Commissioner Pannicke notes that variances does not excuse ADA compliance. Motion: Approve.

Name	Vote	
	Yes	No
Logan Cook	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

- xii. **23-12-36(b)(c) Freedom Farm North (Butler)** – Requesting not to file for CDR or classified as Class 1 structure. Andy Foster presented. Non-profit organization, recovery oriented. Recovery residence in single family home. Cited for violation for Class 1 use. Commissioner Pannicke asked how many people are seeking treatment at the facility. Proponent answered the house is certified for 18 beds. Chairman noted that Department of Mental Health forms require inspection by DHS when applying for this type of facility. Tyler Burgauer clarified some of the legal issues at stake concerning potential conflict of state and federal requirements concerning how tenants are defined, what role employees play, effects of variances on classification and code application, etc. Commissioner Cook notes that an R4 occupancy is capped at 16 people, and that continuing to use 18 to maximize beds for DMHA certification as a class 1 structure creates a conflict that will need to be resolved by proponent decision on which classification to use. **Motion:** Deny.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>

John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

- xiii. **23-12-37(a)(b)(c)(d)(e)(f)(g)(h) IU Health Fisher Tower Expansion and Renovation (Fishers)** – Department recommends approval for all but (h), asking to use life safety provisions of shaft termination room instead of building code provisions. **Motion:** Approve.

Name	Vote	
	Yes	No
Logan Cook	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

- xiv. **23-12-38(a)(b) Metro Building Fort Wayne (Fort Wayne) – 1B** construction, part of building is one hour rated, one part is not. Ed Rensink. **Motion:** Approve.

Name	Vote	
	Yes	No
Logan Cook	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

- xv. **23-12-39(a)(b) Conner Prairie Experience Center (Fishers) –** New addition places building in non-compliance as being over area. Two story lobby with atrium. Vice-Chairman Popich abstains as he was unable to see the plans, which were not uploaded online. **Motion:** Approve with additional sprinklers provided at unprotected columns.

Name	Vote	
	Yes	No
Logan Cook	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich (A)	<input type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

- xvi. **23-12-40(a)(b) YMCA of Muncie – New Downtown YMCA (Muncie) –** Asking to not provide sprinklers over pool whirlpool, exposed steel. Seeking to modify conditions from earlier variance. Asking to change two-hour wall to one-hour wall. Proponent fine with sprinklers over seating area. **Motion:** Approve – A -- sprinklers over spectator seating, not over pool area, one hour wall separating pool area from remainder of facility. B as submitted.

Name	Vote	
	Yes	No
Logan Cook	<input type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>

David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

xvii. **23-12-41 Grace House (Butler) and 23-12-42 Freedom Farm South (Butler) –**
 Considered with Freedom Farm North, voted separately.

Name	Vote	
	Yes	No
Logan Cook	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Crisp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Harold Davidson	<input type="checkbox"/>	<input type="checkbox"/>
Todd Hite	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James Murua	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Pannicke	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Patarino	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Popich	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kenneth Wagner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Zehner	<input type="checkbox"/>	<input type="checkbox"/>

8. Industrialized Building Systems Renewals

- i. None

9. Report on Administrative Review

- a. OALP Non-Final Orders – Commission Review/Action Required as Ultimate Authority

- i. None

- b. New Cases

- i. Ronald Davidhizer vs. City of Goshen

- c. Ongoing Cases

INDIANA FIRE PREVENTION AND BUILDING SAFETY COMMISSION

- i. Scannell Properties – *Monitoring Only*
- ii. The Paramount Heritage Foundation, Inc.
- iii. Firebrand Ministries
- iv. Singh Basra LLC

d. New Filings – Commission Review/Action Required

- i. None

e. OALP Final Orders – No action required.

- i. Southlake/Tri-Point RBA
- ii. Lone Star Equities

10. Final Comments/Closing Remarks – Chairman Murua

11. Next Meeting – Wednesday, January 3, 2024, at 9:00 a.m. Eastern Time in **CONFERENCE ROOM C of the Indiana Government Center, 302 W. Washington Street, Indianapolis, IN 46204.** Virtual meeting details TBA.

A public notice with specific details regarding the format of the meeting will be provided on the [Commission main web page](#) in advance of the meeting date.

12. Adjournment