

**From:** [noreply@formstack.com](mailto:noreply@formstack.com)  
**To:** [IDHS Variances](#)  
**Subject:** Code Comments, Proposals and Advice  
**Date:** Friday, July 31, 2020 3:05:19 PM

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## Formstack Submission For: **4202**

Submitted at 07/31/20 3:03 PM

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<b>Indiana Code You Are Commenting On:</b>	LSA Document 19-333 (E) Section 5 APPLICATION (c) 9 (B)
<b>Comment or Proposal:</b>	<p>Add an additional sentence after "(B) alternative actions that the applicant will undertake instead of compliance with the rule to ensure that the granting of the variance will not be adverse to the public health, safety, or welfare. "</p> <p>ADD THIS NEW SENTENCE " These alternative actions shall not include any fire safety, building, or equipment laws already required by ICC 22-12 and IC 22-13 and only include materials, equipment, or devices above minimum code or standard requirements contained therein."</p>

**REASON:**

It is very common to see variance applications include code references that are already required to be installed in the building as part of their “alternative actions.”

This causes confusion and this correction will allow determinations to be made without consideration for otherwise required materials.

**File:**

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Formstack, 11671 Lantern Road, Suite 300, Fishers, IN 46038

Section 5 APPLICATION – Section C Alternative Actions Amendment

**(9) A statement of facts and supporting evidence detailing:**

**(A) how noncompliance with the rule will not be adverse to the public health, safety, or welfare; or**

**(B) alternative actions that the applicant will undertake instead of compliance with the rule to ensure that the granting of the variance will not be adverse to the public health, safety, or welfare. These alternative actions shall not include any fire safety, building, or equipment laws already required by ICC 22-12 and IC 22-13 and only include materials, equipment, or devices above minimum code or standard requirements contained therein.**

**REASON: It is very common to see variance applications include code references that are already required to be installed in the building as part of their “alternative actions.” This causes confusion and this correction will allow determinations to be made without consideration for otherwise required materials.**