



# 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 HO2423	Name of the facility MAJOR HOSPITAL	County SHELBY
Address of Property 150 W WASHINGTON STREET SHELBYVILLE 46176		Telephone Number (317) 445-2590
Name of the Contact JERRY MCKENNEY		Inspection Date 06/13/2016
Email jmckenney@majorhospital.org		
Inspection Category CONSTRUCTION DESIGN RELEASE	Inspection Type INITIAL	Inspection Status: VIOLATION
Name of the inspector WALTER KNAEPPLE		Phone: 3176953665
Email: wknaepple@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 12-4-11(b)	<p>No change in the character or use of any building or structure shall be permitted that shall cause the building or structure to be classified within a different occupancy group or within a different division of the same occupancy group, unless the building or structure complies with, or is made to comply with the:</p> <p>(1) current rules of the commission for new construction for the proposed revised use of the building; or</p> <p>(2) provisions of:</p> <p>(A) Chapter 34 of the Indiana Building Code (675 IAC 13-2.5-32); or</p> <p>(B) 675 IAC 12-13.</p> <p><u>An existing Class II accessory building has been concerted into a Class I "S" occupancy without submittal for change of use as required.</u></p>	07/14/2016

Facility Id HO2423	Received By Name	Signature and Date
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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.



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## 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>The new building requires a Construction design release. Apply for the release. Also provide documentation, sealed by a licensed design professional, that all existing construction has been inspected by invasive inspection and complies with the submitted application and the current building codes prior to occupancy.</u></p>	

Facility Id HO2423	Received By Name	Signature and Date
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June 20, 2016

Denise Fitzpatrick  
Fire Prevention and Building Safety Commission  
402 W. Washington Street Room W246  
Indianapolis, Indiana 46204

*SBC Project number: Unfiled*  
*Fire and Building Code Enforcement Inspection Report Order*  
*Identification Numbers: HO2423*  
*Major Hospital*  
*150 West Washington Street Shelbyville*  
*Restroom and Kitchen Upgrades*



BUILDING CODES  
◆  
FIRE PROTECTION  
◆  
ADA  
◆  
JCAHO/CMS/HEAP

Dear Ms. Fitzpatrick:

This letter is a request for Appeal to the order issued for the above referenced project from the State of Indiana Department of Homeland Security Fire and Building Code Enforcement Division Dated June 1, 2016.

Violation 1      Sec 675 IAC 12-4-11(b). No change in the character or use of any building or structure shall be permitted that shall cause the building or structure to be classified within a different occupancy group or within a different division of the same occupancy group, unless the building or structure complies with, or is made to comply with the:  
(1) current rules of the commission for new construction for the proposed revised use of the building; or  
(2) provisions of:  
(A) Chapter 34 of the Indiana Building Code (675 IAC 13-2.5-32); or  
(B) 675 IAC 12-13..

**An existing Class II accessory building has been concerted into a Class I "S" occupancy without submittal for change of use as required.**

Violation 2      Sec 675 IAC 12-6-3(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.

**The new building requires a Construction design release. Apply for the release. Also provide documentation, sealed by a licensed design professional, that all existing construction has been inspected by invasive inspection and complies with the submitted application and the current building codes prior to occupancy.**

The facility will contract with an architect to investigate and resolve these issues and develop plans for the new facility to be submitted to the state. We believe the code deficiencies can be addressed through a chapter 34 analysis and building code variances. The facility is requesting a stay permitting the use of these building until the issue can be further investigated and resolved.

Thank you for your attention to this matter. If you have any questions, please call.

Very truly yours,  
RTM Consultants, Inc.

*Christina M. Colleston*

Christina M. Colleston, P.E.  
Fire Protection Engineer