

# **MEETING MINUTES**

For the September 2024 Meeting.

## **MEETING DETAILS**

Date: September 4, 2024

**Time**: 9:00 AM

Location: Government Center South - Conference Room B

#### **Member Attendance**

Name	Present		Means of Participation
	Yes	No	
Craig Burgess	$\boxtimes$		In Person
Logan Cook	$\boxtimes$		In Person
John Crisp	$\boxtimes$		In Person
Harold Davidson			In Person.
Todd Hite			In Person
James Murua	×		In Person
Michael Patarino	$\boxtimes$		In Person
Michael Popich			In Person
David Porter	$\boxtimes$		Electronic Means (MS Teams)
Lane Slaughter			NA
Kenneth Wagner	$\boxtimes$		In Person
Michael Zehner	$\boxtimes$		In Person

- 1. Call to Order
- 2. Roll Call
- 3. Review of August 2024 Minutes

24-07-43 Tabled not approved.

Motion:	Present	
Approve with	Yes	No
noted		
correction.		
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

# 4. IDHS Reports and Updates

- i. IDHS Variance Determinations Report as required by 675 IAC 12-5-6.2(f)
- 5. State Building Commissioner Interpretations
  - i. None
- 6. Rulemaking Updates
  - i. Electrical Code Update Committee
  - ii. Building Code Update Committee

- iii. Fire Code Update Committee
- iv. Lift Device Update Committee

### 7. Variances

#### a. Tabled

i. 24-06-40(a)(b)(c)(d)(e)(f)(g)(h)(i)(j)(k)(l) The Clubhouse at Holliday Farms (Zionsville) – Melissa Tupper. Proponent requested table.

Motion: Table.	Present	
	Yes	No
Craig Burgess		
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	×	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

ii. **24-07-31 Old Sherriff's House and Jail (Crown Point) –** Proponent presented, noted that it's a historic building and explained that he felt that the change of use was incorrect. Noted that longest travel distance between exits was 139 feet and occupant load remains low due to the nature of the guided tours. Christina Collester also presented, noting that there really isn't any combustible material in the building and made a presentation on historic restoration and preservation.

Motion:	Present	
Approve with	Yes	No
the addition of		
exit signs and		
egress lighting		

approve by LFO.		
Craig Burgess		
Logan Cook	$\boxtimes$	
John Crisp		
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino		
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

iii. 24-07-37 The Franciscan Center Operations Center (Fort Wayne) – Tabled.

<b>Motion: Table.</b>	Present	
	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson		
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter		
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

iv. 24-07-43 7 Brew Drive Thru Coffee – Table.

Motion: Table.	Present	
	Yes	No
Craig Burgess		
Logan Cook		
John Crisp		
Harold Davidson	⊠	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich		
David Porter		
Lane Slaughter		
Kenneth Wagner		
Michael Zehner		

#### b. New

i. **24-08-27 GYY 39K Hangar (Gary)** – Airplane hanger less than 30 feet from property line (21 feet). No hardship facts. Proponent clarified that they are more than 30 feet from a property line, question is about spacing between two buildings on the same property.

Motion:	Present	
Approve.	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter		
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	

Michael Zehner	$\boxtimes$	

**ii. 24-08-28 Pizza King Sprinkler Variance (Corydon)** – A2 over 5000 feet, occupant load over 100, actual occupant load over 500, requesting no fire suppression system. \$1M project, \$80K sprinkler system.

<b>Motion: Deny.</b>	Present	
	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

iii. **24-08-29 Al-Haqq Foundation Monitored Fire Alarm (Indianapolis) –** Asking not to install fire alarms due to cost constraints. Forwarded to Commission for resolution due to uniqueness of layout.

Motion: Table.	Present	
	Yes	No
Craig Burgess		
Logan Cook		
John Crisp	$\boxtimes$	

Harold Davidson		
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich		
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner		
Michael Zehner		

iv. 24-08-30 Events Hall (Michigan City) – Asking to not provide FSS in an A2. Occupant load 452. Proponent presented. Vacant building in Michigan City, acquired and renovated in 2020, built in 1870. Previously brewery complex. Contributing building in historic district.

Motion:	Present	
Approve,	Yes	No
sprinkler system		
must be installed		
by September 1,		
2025.		
Craig Burgess		
Logan Cook		
John Crisp		
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino		
Michael Popich		$\boxtimes$
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

v. **24-08-31 DeHaven Venue (Yorktown) –** Converting barn to A2 occupancy via Chapter 34. Derek Holman presented. Polebarn used as storage barn. Built in 1976. Additional information required for Commission to make determination. Tabled.

Motion: Table.	Present	
	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite		
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich		$\boxtimes$
David Porter		
Lane Slaughter		
Kenneth Wagner		
Michael Zehner		

vi. 24-08-32 Aurora Elementary School Transformers (Aurora) – Installed 1997, dry transformer did not have clearance per manufacturer spec of 6" from wall. Referred due to age of transformer. South Dearborn Superintendent Ronald Ross presented.

Motion: Approve	Prese	nt
with condition that	Yes	No
items be removed		
from storage area		
and transformers		
be inspected by		
qualified		
electrician, only		
applies to existing		
transformers		
(replacements		
must be installed		
per manufacturer's		
specifications in		
compliant areas).		

Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	×	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

vii. **24-08-33 Drainage Solutions New Facility (Greenfield)** – Portion of new building more than 400 feet from fire hydrant and access road. Melissa Tupper presented. Too far from water supply, cost of supply is 30% of project cost. 6 acre lot over 30 feet from property lines, all travel distances within 200 feet.

Motion: Approve,	Prese	nt
expires 9/1/2026.	Yes	No
Craig Burgess		
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

viii. **24-08-34 Convenience Store (Indianapolis) –** Handicapped solution. Deny access to cashier area and office area, elevated 7" without a ramp, so that cashier area can look out at gas pumps and down onto patrons of the store. Proponent presented. Commission

questioned the 'essential' nature of the raised platform to convenience store operation, as most do not require such an exception.

Motion: Table.	Present	
	Yes	No
Craig Burgess		
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter		
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

- ix. **34-08-35 Meyer Renovation office (Ossian) –** Withdrawn prior to meeting but after agenda finalized.
- x. **24-08-36(a)(b) Country Heritage Winery Cocktail Bar (Laotto) –** Staff recommends B for approval. Not wanting to provide an automatic sprinkler system in space exceeding 5000 square feet with occupant load over 100. Distillery and winery separated by fire walls, complete smoke detection and alarm system, three paths of egress.

Motion: Approve	Present	
a with conditions:	Yes	No
Posted occupant		
load of 99. B as		
submitted.		
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson		
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	

Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

xi. 24-08-37 Four Corners Winery (Valparaiso) – A2, asking not to sprinkle. Second floor alone has more than 100 people. Existing barn on winery project, 3060 square feet. Wood frame construction. Rural water does not support sprinkler system. Tabled pending report from structural engineer.

Motion: Table.	Present	
	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	×	
Todd Hite	$\boxtimes$	
James Murua	X	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

xii. **24-08-38 Federal Village Apts – Bldg B (Noblesville) –** Requesting to use standard-response instead of quick-response sprinklers. Submitted to Commission due to staff's lack of expertise on the difference. Commission questioned what the hardship would be to replace the sprinklers.

Motion: Approve	Present	
with conditions:	Yes	No
all standard-		
response sprinkler		
heads must be		
replaced with		

quick-response sprinkler heads.		
Craig Burgess		
Logan Cook		
John Crisp		
Harold Davidson	$\boxtimes$	
Todd Hite		
James Murua	×	
Michael Patarino		
Michael Popich		
David Porter		
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

xii. 24-08-39(a)(b)(c)(d)(e)(f)(g)(h)(i) 501 Indiana Ave (Indianapolis) – Reduce upper 8 floors to 2A construction, which only allows 4 stories. Requesting 12 stories. Dave Cook presented. Logan Cook Recused.

Motion: Approve.	Present	
	Yes	No
Craig Burgess		
Logan Cook (R)		
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite		
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner		
Michael Zehner		

xiv. 24-08-40(a)(b) Citywalk on Nickel Plate Trail (Fishers) – Ed Rensink. R2 / R3 building, one-hour exterior walls, one hour roof. Asking for variance for ductwork and floor/ceiling ratings.

Motion: Approve	Present	
a with the	Yes	No
condition: one-		
hour roof ceiling		
assembly will be		
provided.		
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

Motion: Approve	Present	
a with the	Yes	No
condition: fire		
blocking in the		
chase, duct		
detectors in return		
air.		
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	

Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

xv. 24-08-41 Pleasant Dale Church Addition and Renovation (Decatur) – Requesting not to add a sprinkler system. Referred due to occupant load, area, and the knowledge that there is no capacity to sprinkler current area outside of addition. Melissa Tupper presented. Noted that addition is separated by two hour fire wall, no sprinkler required. Variance is for existing sanctuary undergoing renovation, adding 45 occupants.

Motion: Approve	Prese	nt
with conditions:	Yes	No
NFPA fire alarm		
system shall be in		
accordance with		
NFPA 72 2010		
Edition.		
Craig Burgess		
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	$\boxtimes$	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

**xvi. 24-08-42 IU Health Central Utility Plant (Indianapolis)** – Fire suppression system couplings. Owner wants welded couplings, contractor wants to use sway bracings, ten-inch pipe.

Motion: Approve.	Present	
	Yes	No
Craig Burgess		
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino		
Michael Popich		
David Porter		
Lane Slaughter		
Kenneth Wagner		
Michael Zehner	$\boxtimes$	

xvii. **24-08-43 GRP Ducati (Zionsville) –** Asking for a non-accessible restroom in newly constructed occupancy. Dave Cook presented. Logan Cook Recused. Requesting variance for shower stall in private office that will not comply with accessibility requirements.

Motion: Approve.	Present	
	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook (R)		
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	×	
Michael Patarino		
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

xviii. **24-08-44 Trinity Design & Remodel (Lawrenceburg) –** Woodworking facility. No mention of rated dust collection system, asking not to sprinkler. One half of the building has an approved fire suppression system and dust collection system. Seven exits to the building, less than 10 employees. Approved the variance with an expiration of September 1, 2025 unless another variance is granted.

Motion: Approve	Prese	nt
with conditions:	Yes	No
sprinklers must be		
installed by		
September 1,		
2025.		
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	×	
Todd Hite	$\boxtimes$	
James Murua		$\boxtimes$
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

xix. 24-08-45(a)(b) Kendallville Supportive Graduate Housing (Kendallville) – Ed Rensink. Chapter 34, asking for fractional points and not provide emergency escape and rescue windows (due to building being sandwiched between other buildings). Old oddfellows building, used for meetings on the upper floors. Commercial use on first floor. Non-profit organization. Maximum of 16 occupants, R3 occupancy. Not for event rental. Fire alarm and smoke detection throughout, one hour stair enclosure. Offering NFPA 13R in lieu of 13D sprinkler system for upper two floors.

Motion: Approve	Present	
a with NFPA 72	Yes	No
13R 2010		
complaint system.		
Craig Burgess	$\boxtimes$	

Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua		
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner		
Michael Zehner		

Motion: Approve.	Present	
	Yes	No
Craig Burgess		
Logan Cook	$\boxtimes$	
John Crisp	$\boxtimes$	
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua	$\boxtimes$	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
David Porter		
Lane Slaughter		
Kenneth Wagner		
Michael Zehner		

xx. **24-08-46 Rustic Gathering Wedding and Events Barn (Martinsville) –** Not wanting to provide a sprinkler system for wedding barn. Wishes to install fire alarm instead. Melissa Tupper presented. One-story 1920 square foot addition to barn. Commission expressed concern that prior variances have been granted for this structure, owner has not come into code compliance before asking to build an addition.

Motion: Approve	Present	
with cap of 180	Yes	No
occupant load, no		
further additions to		
building without		
installing sprinkler		
system.		
Craig Burgess		
Logan Cook		
John Crisp		
Harold Davidson	$\boxtimes$	
Todd Hite	$\boxtimes$	
James Murua		$\boxtimes$
Michael Patarino		$\boxtimes$
Michael Popich		$\boxtimes$
David Porter		
Lane Slaughter		
Kenneth Wagner		$\boxtimes$
Michael Zehner		

**xxi. 24-08-47 Rise on Meridian (Indianapolis) –** Allowing to exceed the allowable area of openings. Proponent presented electronically. New six-story apartment, 1A podium, parking garage and R2 apartments.

Motion: Approve.	Pres	Present	
	Yes	No	
Craig Burgess	$\boxtimes$		
Logan Cook	$\boxtimes$		
John Crisp	$\boxtimes$		
Harold Davidson	$\boxtimes$		
Todd Hite	$\boxtimes$		
James Murua	$\boxtimes$		
Michael Patarino	$\boxtimes$		
Michael Popich	$\boxtimes$		

David Porter	$\boxtimes$	
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner	$\boxtimes$	

## 8. Industrialized Building Systems Applications and 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 Monitoring Only
  - i. DHS-2408-001938 Earl Boulware v. IDHS
  - ii. DHS-2408-00XXXX Larence County (Paula Stewart) v. IDHS
- c. Ongoing Cases
  - i. DHS-2402-000396 Knight's Inn v. Seymour Fire
  - ii. DHS-2404-000891 Somnath Hospitality v. City of Seymour
  - iii. DHS-2405-001267 Grateful Care ABA v. City of Indianapolis
  - iv. DHS-2407-001585 SEE Purpose LLC
- d. New Filings Commission Review / Action Needed
  - i. None
- e. OALP Final Orders No action required.
  - i. DHS-2312-003133 LaPorte County v. IDHS
  - ii. DHS-2407-001607 Terramar Restaurante v. IDHS

### 10. Next Meeting

The next meeting of the Indiana Fire Prevention and Building Safety Commission shall take place on **Tuesday, October 1, 2024 at 9:00am**. The meeting will be held in the **Indiana Government Center South** in **Conference Room B**. The meeting will also be streamed live via Microsoft Teams.

Public notice and virtual/electronic meeting access details will be provided on the **Commission's Web**Page in advance of the meeting.

## 11. Adjournment