

# APPEALS

## BOARD OF FIRE AND BUILDING CODE APPEALS

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| <b>DATE:</b>                   | <b>TUESDAY- January 12, 2016</b>                                       |  |
| <b>TIME:</b>                   | <b>9:00 A.M.</b>   |  |
| <b>PLACE:</b>                  | <b>800 2<sup>nd</sup> Ave. So.<br/>Metro Howard. Conference Center</b> |  |
| <b><u>TERM<br/>EXPIRES</u></b> | <b><u>BOARD MEMBERS</u></b>  |  |
| <b>3/1/2018</b>                | <b>John Olert, Chairman</b>  |  |
| <b>3/1/2017</b>                | <b>Rich McCoy, Vice Chairman</b>                                       |  |
| <b>3/1/2017</b>                | <b>Eddie Hutton</b>  |  |
| <b>3/1/2016</b>                | <b>Bill Wamsley</b>  |  |
| <b>3/1/2016</b>                | <b>Rodney Wilson</b>   |  |
| <b>3/1/2019</b>                | <b>Randy Clark</b>   |  |
| <b>3/1/2017</b>                | <b>Bill Steffenhagen</b>   |  |
| <b>3/1/2018</b>                | <b>Katherine Harrison</b>  |  |
| <b>3/1/2018</b>                | <b>John Finch</b>  |  |
| <b>ALSO<br/>PRESENT</b>        |  |  |
| <b>I.</b>                      |  |  |
|                                |  |  |
| <b>II.</b>                     |  |  |
|                                |  |  |
| <b>III.</b>                    |  |  |
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| <p><b>2015B-98</b></p>  | <p><b>Kelly Kellogg</b>, appellant for the property located at <b>1009 Gallatin Ave</b>, being further identified as being map / parcel <b>08301037900</b>, appeals the decision of the Director of Codes and Building Safety as it applies to the renovation per 201532946 to 1375 SF for use as <b>Urban Juicer</b>. Appellant appealed the 2003 ANSI/ICC a117.1 604.3.1 size. a clearance around a water closet 60 inches (1525 mm) minimum, measured perpendicular from the sidewall, and 56 inches (1420 mm) minimum, measured perpendicular from the rear wall, shall be provided</p> |
|                         | <p><b>No show deferred till Jan 12, 2016 Meeting</b></p>  |
|                         |   |
| <p><b>2015B-99</b></p>  | <p><b>Don Reynolds</b>, appellant for the property located at <b>200 4th Ave S</b>, being further identified as being map / parcel <b>09306009500</b>, appeals the decision of the Director of Codes and Building Safety as it applies to construct a <b>30 story tower consisting of 12 stories of parking and 18 stories of business office</b>. Appellant appealed the 2006 IBC section 1007.3 requires an area of refuge in order for an exit stairway to be considered an accessible means of egress.</p>  |
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| <p><b>2015B-100</b></p> | <p><b>Ted Kromer</b>, appellant for the property located at <b>505 Church St</b>, being further identified as being map / parcel <b>09306108200</b>, appeals the decision of the Director of Codes and Building Safety as it applies to the construction of a <b>45 story high rise with ground floor retail, parking and 550 apartments</b>. Appellant appealed the 2006 IBC 702 defines fire separation</p>   |

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|                         | <p>distance as the distance measured from the building face to one of the following: 2. to the centerline of a street, an alley or public way; 2006 IBC table 704.8 maximum area of exterior wall openings allows 45 per cent openings at a distance of greater than 10 to 15 feet fire separation distance.</p>   |
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| <p><b>2015B-101</b></p> | <p><b>Doug Tener</b>, appellant for the property located at <b>0 Knights Of Columbus Blvd</b>, being further identified as being map / parcel <b>10700005000</b>, appeals the decision of the Director of Codes and Building Safety as it applies to the <b>Metro Airport</b> is by definition is considered a <b>"Covered Mall Building"</b>. Per IBC section 402.4.2.1 requires 1hr separation between tenants. The applicant is appealing this requirement. Gate areas are leased by the airlines while the area in question which was for many years a part of the gate hold area is now being leased by HMS Host in order to create a dining establishment, the airport only controls the concourse. Appellant appealed the per 2012 IBC definitions-covered mall building. a single building enclosing a number of tenants and occupants, such as retail stores, drinking and dining establishments, entertainment and amusement facilities, passenger transportation terminals, offices and other similar uses wherein two or more tenants have a main entrance into one or more malls. The terminal building is at least a type 2a construction type, and is fully sprinkled. per 2012 IBC 402.4.2.1 tenant separations. Each tenant space shall be separated from other tenant spaces by a fire partition complying with section 708. a tenant separation wall is</p> |

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|                  | not required between any tenant space and the mall.  |
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| <b>2015B-102</b> | <b>Brandon Bell</b> , appellant for the property located at <b>601 Commerce St</b> , being further identified as being map / parcel <b>09306311600</b> , appeals the decision of the Director of Codes and Building Safety as it applies to the Proposed new mixed use development at site of current <b>Metro Convention Center at 5th &amp; Broadway</b> . This appeal deals with proposed R-2 occupancy at this site. Appellant appealed the IBC 2012 3007.7.1 fire service access elevator lobby access. The fire service access elevator lobby shall have direct access to an enclosure for an interior exit stairway |
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| <b>2015B-103</b> | <b>Joe Bean</b> , appellant for the property located at <b>3028 Dickerson Pike</b> , being further identified as being map / parcel <b>06008007800</b> , appeals the decision of the Director of Codes and Building Safety as it applies to the rehabilitation of an existing building for use as a church. Appellant appealed the IBC 1009.7.2 states that 'rectangular tread depths shall be 11 inches minimum measured horizontally between the vertical plans of the foremost projection of adjacent treads and at a right angle to the tread's nosing.'.  |
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| <b>2016B-1</b>   | <b>Tom Wolentarski</b> , appellant for the property located at <b>206 4th Ave N</b> , being further identified as being map / parcel <b>09306105900</b> , appeals the decision of the Director   |

of Codes and Building Safety as it applies to the a **new hotel**. Appellant appealed this building is being permitted under the 2006 IBC. Appellant appeals section 1007.6 areas of refuge and all associated requirements to areas of refuge.

V.

VI.

Minutes Approved: \_\_\_\_\_

**Chairman**

Date: \_\_\_\_\_

The meeting will be held at the “**DEVELOPMENT SERVICES CONFERENCE CENTER**” in the Metro Office Building at 800 2nd Ave So.