



# The Metropolitan Government of Nashville and Davidson County

## Board of Fire and Building Code Appeals

Meeting Date:	<b>Tuesday – December 12, 2023</b>
Place:	Development Service Conference Center- Metro Office Building- 800 President Ronald Reagan Way
Time:	9:00 A.M.

FIRE AND BUILDING BOARD MEMBERS	MEMBER TERM EXPIRES	MEMBER ATTENDANCE	STAFF PRESENT
Andy Berry Ilke Hanloser Cal Nielson Marina Ntoupri - Chairman Tim Prow -Vice Chairman Devinder Sandhu Christopher Dunn Vacant Vacant	July 20, 2025 July 19, 2026 March 1, 2025 April 1, 2025 July 19, 2026 July 20, 2025 March 1, 2027	Present Present Present Present Present Present Present	Sam Rider John Tyler Shannon Roberts Byron Hall Tessa Ortiz-Marsh Joe Almon Theresa Hayes

- AGENDA TOPICS
- I. **Call Meeting To Order**
  - II. **Open Public Comment Period**
  - III. **Appeal Cases**
  - IV. **Other Business**
  - V. **Approval Of Last Month’s Minutes**
  - VI. **Adjournment**

**I. CALL THE MEETING TO ORDER**

**II. OPEN PUBLIC COMMENT PERIOD – No Public Comments at time of meeting.**  
**PERSONS WHO WISH TO COMMENT ON MATTERS THAT ARE GERMANE TO ITEMS ON THE AGENDA, MUST SIGN UP PRIOR TO THE BEGINNING OF THE MEETING. PLEASE SEE SECRETARY FOR SIGN UP SHEET.**

**III. APPEAL CASES**

**Appeal Case No. 20230092211**

Site Address: **202 6<sup>th</sup> Avenue North  
Nashville, TN 37219**

Represented by: Emily Lamb  
Bill Herbert

Map/Parcel Number: 09306102600

**Appellant: Emily Lamb / Bill Herbert**

Parcel Owner: Cornerstone Associates, LLC

**Code Provision:** The 2018 IBC - Table 705.8 does not allow any openings in exterior walls with a fire separation distance of 0 feet to less than 3 feet.

**Applicant Appeals:** Appellant proposes to install windows without fire rated glass in exterior wall located with a 0 feet to 3 feet fire separation distance from property line.

Discussion: Stipulation: The Appeal is approved subject to the restrictive covenant attached as Exhibit A to the Appellant's submission being modified to state that the structure shall be brought into compliance in the event of any future construction consistent with either the 2018 International Building Code, or any successor code adopted by the Metro Government. The Appellant shall file the modified restrictive covenant with the Davidson County Register of Deeds, along with a copy of the Board's Ruling. This parcel and neighboring parcel are to be flagged in Metro Codes computer system of restrictive covenant that was filed on this parcel.

Motion: Approve w/  
Stipulation

First: Berry  
Second: Prow

Approved / Denied:  
**Approved w/  
Stipulation  
6-1  
1- Ntoui- Deny**

**Appeal Case No. 20230095006**

Represented by:

Site Address: **405 S 4<sup>th</sup> Street**  
**Nashville, TN 37206**

Map/Parcel Number: 093030A00600CO

**Appellant: Shelby House 1, LP**  
Parcel Owner: Shelby House 1, LP

**Code Provision:** Per 2018 IBC Table 601, a 1-hour rating of primary structure is required for construction of a 4 story multi-family building. Occupancy type R-2. Construction type 5A, sprinklered with NFPA-13R system.

**Applicant Appeals:** Seeking approval for use of a 1-hour fireproofing assembly (see attachment) for steel beams and columns in the buildings primary structure, in lieu of the UL assemblies. These alternative assemblies have been reviewed by a third-party engineering service, SLS Consulting's John Caliri, fire protection engineer.

Discussion:  
**Per request of applicant case is deferred to January 9, 2024, meeting.**

Motion:  
First:  
Second:

Approved / Denied:  
**Deferred**

IV. **OTHER BUSINESS**

V. **APPROVAL OF MINUTES:**

Changes:

Approval By:

Signature of Chairman \_\_\_\_\_

VI. **MOTION FOR ADJOURNMENT:**