



# APPLICATION FOR VARIANCE

State Form 44400 (R7 / 10-13)  
Approved by State Board of Accounts, 2013

## INDIANA DEPARTMENT OF HOMELAND SECURITY CODE SERVICES SECTION

302 West Washington Street, Room W246  
Indianapolis, IN 46204-2739  
[http://www.in.gov/dhs/fire/ip\\_bs\\_comm\\_code/](http://www.in.gov/dhs/fire/ip_bs_comm_code/)



**INSTRUCTIONS:** Please refer to the attached four (4) page instructions.  
Attach additional pages as needed to complete this application.

Variance number (Assigned by department)

15-10-04

### 1. APPLICANT INFORMATION (Person who would be in violation if variance is not granted; usually this is the owner)

Name of applicant Frankfort Middle School	Title
Name of organization Community Schools of Frankfort	Telephone number (765) 659-3321
Address (number and street, city, state, and ZIP code) 329 N. Maish Road, Frankfort, IN 46041	

### 2. PERSON SUBMITTING APPLICATION ON BEHALF OF THE APPLICANT (If not submitted by the applicant)

Name of applicant David Fouse	Title Director of Maintenance
Name of organization Community Schools of Frankfort	Telephone number (765) 659-1029
Address (number and street, city, state, and ZIP code) 2400 East Wabash, Frankfort, IN 46041	

### 3. DESIGN PROFESSIONAL OF RECORD (If applicable)

Name of design professional N/A	License number
Name of organization	Telephone number ( )
Address (number and street, city, state, and ZIP code)	

### 4. PROJECT IDENTIFICATION

Name of project	State project number NA	County Clinton
Address of site (number and street, city, state, and ZIP code)		
Type of project <input type="checkbox"/> New <input type="checkbox"/> Addition <input checked="" type="checkbox"/> Alteration <input type="checkbox"/> Change of occupancy <input type="checkbox"/> Existing		

### 5. REQUIRED ADDITIONAL INFORMATION

The following required information has been included with this application (check as applicable):

A check made payable to the Indiana Department of Homeland Security for the appropriate amount. (see instructions) \$276

One (1) set of plans or drawings and supporting data that describe the area affected by the requested variance and any proposed alternatives.

Written documentation showing that the local fire official has received a copy of the variance application.

Written documentation showing that the local building official has received a copy of the variance application.

### 6. VIOLATION INFORMATION

Has the Plan Review Section of the Division of Fire and Building Safety issued a Correction Order?

Yes (If yes, attach a copy of the Correction Order.)     No

Has a violation been issued?

Yes (If yes, attach a copy of the Violation and answer the following.)     No    SC0999

Violation issued by:

Local Building Department     State Fire and Building Code Enforcement Section     Local Fire Department

**7. DESCRIPTION OF REQUESTED VARIANCE**

Name of code or standard and edition involved <i>Sec. 703.2 2008 Edition IFC</i>	Specific code section <i>675 IAC 22-2.4</i>
Nature of non-compliance (Include a description of spaces, equipment, etc. involved as necessary.) <i>Fire doors removed in hallways</i>	

**8. DEMONSTRATION THAT PUBLIC HEALTH, SAFETY, AND WELFARE WILL BE PROTECTED**

Select one of the following statements:

Non-compliance with the rule will not be adverse to the public health, safety or welfare; or

Applicant will undertake alternative actions in lieu of compliance with the rule to ensure that granting of the variance will not be adverse to public health, safety, or welfare. Explain why alternative actions would be adequate (be specific).

Facts demonstrating that the above selected statement is true:

*The building is totally sprinkled every where. All areas have proper coverage*

**9. DEMONSTRATION OF UNDUE HARDSHIP OR HISTORICALLY SIGNIFICANT STRUCTURE**

Select at least one of the following statements:

Imposition of the rule would result in an undue hardship (unusual difficulty) because of physical limitations of the construction site or its utility services.

Imposition of the rule would result in an undue hardship (unusual difficulty) because of major operational problems in the use of the building or structure.

Imposition of the rule would result in an undue hardship (unusual difficulty) because of excessive costs of additional or altered construction elements.

Imposition of the rule would prevent the preservation of an architecturally or a historically significant part of the building or structure.

Facts demonstrating that the above selected statement is true:

*The Fire doors and the Frames have suffered moderate damage over time and the control system & wiring have failed that operate the doors.*

**10. STATEMENT OF ACCURACY**

I hereby certify under penalty of perjury that the information contained in this application is accurate.

Signature of applicant or person submitting application <i>David A. Fouse</i>	Please print name <i>David A. Fouse</i>	Date of signature (month, day, year) <i>9-4-2015</i>
Signature of design professional (if applicable)	Please print name	Date of signature (month, day, year)

**11. STATEMENT OF AWARENESS (If the application is submitted on the applicant's behalf, the applicant must sign the following statement.)**

I hereby certify under penalty of perjury that I am aware of this request for variance and that this application is being submitted on my behalf.

Signature of applicant <i>David A. Fouse</i>	Please print name <i>David A. Fouse</i>	Date of signature (month, day, year) <i>9-4-2015</i>
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**DAVID A. FOUSE  
DIRECTOR OF  
BUILDINGS & GROUNDS**

# Frankfort Fire Department

201 SOUTH CLAY STREET

FRANKFORT, IN 46041

765-654-4329

*John S. Kirby, Chief*

August 26, 2015

Indiana Department of Building Services  
Office of the State Fire Marshal  
302 W Washington St  
IGCS, Room E241  
Indianapolis, IN 46204

Sir or Madam:

The Community Schools of Frankfort is requesting a variance for section 703.2 of The Indiana Fire Prevention Code. This is regarding the removal of some fire rated doors in the Frankfort Middle School located at 329 North Maish Road. It is believed that a variance was previously granted, but no documentation can be found.

The structure is an E occupancy of Type II construction and has sprinkler and alarm systems that are monitored offsite.

This correspondence is to confirm that if extenuating circumstances exist that would necessitate the removal of these doors, and a variance is granted, the Frankfort Fire Department would be in agreement with the State of Indiana regarding the variance.

Respectfully,

*Jeffery A. Wellman*

Jeffery A. Wellman

Fire Inspector

Sam Payne  
City Building Inspector

301 E. CLINTON STREET  
FRANKFORT, INDIANA 46041  
765-654-5278  
FAX 765-659-5375

**CITY OF FRANKFORT**  
**DEPARTMENT OF BUILDING SERVICES**  
August 26, 2015

Indiana Department of Building Services  
Office of the State Fire Marshal  
302 W. Washington Street  
IGCS, Room E241  
Indianapolis, IN 46204

To Whom It May Concern:

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The structure is an E Occupancy of Type II construction and has sprinkler and alarm systems that are monitored offsite.

This correspondence is to confirm that if extenuating circumstances exist that would necessitate the removal of these doors, and a variance is granted, the Building Inspector's Office would be in agreement with the State of Indiana and the Frankfort Fire Department regarding the variance.

Respectfully,

  
Sam Payne  
Building Inspector