

# **AGENDA**

# **MEETING DETAILS**

Date: September 9, 2025

**Time:** 9:00 AM

Location: IN Government Center South, Auditorium

Meeting Materials
Live Stream Access
Archived Meetings

# **MEMBER INFO**

Member Name	Position	Appt. Auth.	Term Start	Term End
Craig Burgess	Architect	Governor	07/31/2023	07/30/2027
Logan Cook	Engineer	Governor	07/31/2023	07/30/2027
John Crisp	Real Estate Broker	Governor	07/31/2023	07/30/2027
Todd Hite	Department of Health Designee	NA	NA	NA
James Murua	Fire Official	Governor	07/31/2023	07/30/2027
Buckie Olaleye	Department of Labor Designee	NA	NA	NA
Michael Patarino	Apartment Association	Governor	07/31/2023	07/30/2027
Michael Popich	IABO	Governor	07/31/2023	07/30/2027
Lane Slaughter	Remodeler	Governor	07/31/2023	07/30/2027
Kenneth Wagner	Contractor (low-income housing)	Governor	07/31/2023	07/30/2027
Michael Zehner	IBA (single family housing)	Governor	07/31/2023	07/30/2027
Vacancy	NA	NA	NA	NA

## 1. Call to Order

The meeting was called to order at 9:00 AM

## 2. Roll Call

Name	Present		Means of Communication
	Yes	No	
Craig Burgess	$\boxtimes$		In Person
Logan Cook	$\boxtimes$		In Person
John Crisp		$\boxtimes$	
Todd Hite	$\boxtimes$		In Person
James Murua	$\boxtimes$		In Person
Buckie Olaleye	$\boxtimes$		In Person
Michael Patarino	$\boxtimes$		In Person

Michael Popich	$\boxtimes$		Electronic Means (MS Teams)
Lane Slaughter	$\boxtimes$		In Person
Kenneth Wagner	$\boxtimes$		Electronic Means (MS Teams)
Michael Zehner		$\boxtimes$	

## 3. Review of August 2025 Minutes

Motion:	Yes	
Approved	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp		
Todd Hite		
James Murua	$\boxtimes$	
Buckie Olaleye	$\boxtimes$	
Michael Patarino (Abstain)		
Michael Popich	$\boxtimes$	
Lane Slaughter	$\boxtimes$	
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

# 4. IDHS Reports and Updates

i. IDHS Variance Determinations Report as required by 675 IAC 12-5-6.2(f)

# 5. Rulemaking Updates

- i. Electrical Code Update Committee Discussed timeline of where the Electrical Code is at; next step would be to schedule a meeting room for a public comment period. The general hope is that this meeting for a public comment period could be scheduled to occur in the next couple of months.
- ii. Building Code Update Committee The Building Code update committee meeting has been canceled for the month of September due to a legal review of a proposal that has been submitted. The committee will next meet again in October.
- iii. Fire Code Update Committee The Fire Code update committee meeting has been canceled for the month of September due to a legal review of a proposal that has been submitted. The committee will next meet again in October.
- iv. Lift Device Update Committee No update.

## 6. Variances

#### a. Tabled

i. 25-05-39 – Indiana BJJ Academy (Greenwood) – No proponent present. The proponent has failed to appear either in person or virtually for three (3) months. The Commission tables variances three (3) times before denying the variance.

Motion:	Vote		
Denied	Yes	No	
Craig Burgess			
Logan Cook	$\boxtimes$		
John Crisp			
Todd Hite			
James Murua	$\boxtimes$		
Buckie Olaleye			
Michael Patarino			
Michael Popich	$\boxtimes$		
Lane Slaughter	$\boxtimes$		
Kenneth Wagner	$\boxtimes$		
Michael Zehner			

- ii. 25-05-41 Synergy Cells (South Bend) Variance has been withdrawn, no action needed to be taken by the Commission.
- iii. 25-07-33 YMCA Whitley County Elevator (Columbia City) IDHS internal staff who was not present at the August meeting when this variance was first presented, recommend approval.

Motion:		Vote	
Approved	Yes	No	
Craig Burgess	$\boxtimes$		
Logan Cook	$\boxtimes$		
John Crisp			
Todd Hite			
James Murua	$\boxtimes$		
Buckie Olaleye	$\boxtimes$		
Michael Patarino	$\boxtimes$		
Michael Popich	$\boxtimes$		
Lane Slaughter	$\boxtimes$		
Kenneth Wagner	$\boxtimes$		

Michael Zehner	

iv. 25-07-38 – Arch Street Remodel (Indianapolis) – Residential building (done under the building code) Chapter Seven (7) provides three (3) choices for fire resistance requirements – UL requirements, prescriptive table, and Section 722). Proponent used the 2024 version of 722 to make it simpler. The building was built far more substantially than other typical residential constructions. There is a 1-hour assembly (1 hour from each side, but the concern from local officials was that it was too close to the property line, has downtown areas have minimal lot lines). Used hardi plank, which is noncombustible, used as an insulating membrane. On the upper half they used char (under a fire scenario it is still combustible, but it is word, so it gives an insulating value). The exterior wall exceeds what would actually be required.

Motion:	Vote		
Approved	Yes	No	
Craig Burgess			
Logan Cook			
John Crisp			
Todd Hite			
James Murua	$\boxtimes$		
Buckie Olaleye			
Michael Patarino			
Michael Popich	$\boxtimes$		
Lane Slaughter			
Kenneth Wagner			
Michael Zehner			

- v. 25-07-39 Qdoba Mexican Eats (Indianapolis) Variance has been withdrawn, no action needed to be taken by the Commission.
- 25-07-40 Poorman Event Venue (Columbia City) Proponent is requesting a vi. variance from an automatic sprinkler system. The building is two-story and over 11,000 square feet. The main reception area is almost 5,000 square feet and has an occupancy load of 288 (just for the reception area). An in depth review was undertaken to determine the hardship of placing/installing an automatic sprinkler. The hardship identified was the location of the structure and lack of access to water. There is no near access to municipal water sources, it is located on a gravel road, and the nearest residential neighbor is over 600 feet away from the building. There is no structure nearby if a fire were to occur from a fear of the fire spreading standpoint. Proponent says at most there will be one event a week (private, structured events only). The total cost of the project was 2.7 million and the cheapest alternative to get water to the site is half a million dollars, which is 20% of the project. Bridal party suite is located on the second level with the other being on the main floor. The actual fire area is around 8,400 square feet. Proponent has increased building exits, added fire extinguishers, and has a fire alarm system with a shunt trip that in the case the alarm

goes off the music shuts off. There will not be a commercial kitchen, only a warming kitchen.

Motion:	Vote		
Tabled	Yes	No	
Craig Burgess			
Logan Cook	$\boxtimes$		
John Crisp			
Todd Hite			
James Murua	$\boxtimes$		
Buckie Olaleye	$\boxtimes$		
Michael Patarino	$\boxtimes$		
Michael Popich			
Lane Slaughter			
Kenneth Wagner	$\boxtimes$		
Michael Zehner			

### b. New

i. 25-08-47 – Incog Biopharma Services (Fishers) – System that has/utilizes an ESFR system would be a quarter of the building. There are bridging locations that are too close to ESFR sprinkler heads, and a variance of this type has been approved several times in the past. Proponent is requesting to utilize the 2022 NFPA editions of structure obstructions. Wants to utilize the 2022 edition in its entirety, and will comply with the 2022 edition in its entirety.

Motion:	Vote	
Approved	Yes	No
Craig Burgess		
Logan Cook	$\boxtimes$	
John Crisp		
Todd Hite		
James Murua	$\boxtimes$	
Buckie Olaleye		
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
Lane Slaughter	$\boxtimes$	
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

	25-08-48 – Renovations for Election Central (Bloomington) – Involves a conversion of an existing officer building to be used for early and regular voting for two months each year. There would be 22 days of early voting and 1 day of regular voting. The building is fully sprinklered and has a fire alarm system. Trying to convert the building through normal avenues (like Chapter 34) is not an option, because they would fail. Looking to permit temporary space for this time of year, the building space wouldn't be used at other times of the year. Occupant capacity is hard to calculate but there are 53 voting booths, and a queue line of about 127 feet, so approximately 76 people in queuing and in total approximately 130 people in the voting area.
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Motion:	Vote	
Approved	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp		
Todd Hite		
James Murua	$\boxtimes$	
Buckie Olaleye		
Michael Patarino		
Michael Popich		
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

iii. 25-08-49 – Maplelawn Fright Nights (Zionsville) – Working in conjunction with Zionsville parks and recreation, last three years have been doing a Fright Night/Haunted House to raise funds. Event is planned for 3 nights, with it taking place for 3 hours. The ticket sales are capped at 500 per night. Occupancy in the space is no more than 25 people at any given time, and 3 staff members in the barn at any given time. Groups sizes are capped at no more than 6, and there is timed entry for those entering the barn. Uniformed officer on sight for all hours of the event. Past 2 years have been inspected after the variance has been approved. Can't modify the building because it is on the national historical register. Need to reapply every year until they do find a more permanent solution.

Motion:	Vote	
Approved with Conditions:	Yes	No
Fire department personnel needs to conduct		
a fire watch during hours of operation.		
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp		
Todd Hite		

James Murua		
Buckie Olaleye		
Michael Patarino		
Michael Popich		
Lane Slaughter		
Kenneth Wagner		
Michael Zehner		

iv. 25-08-50 – Chatham Hills Luxury Living (Westfield) – Mis-review that was missing a drain. Installed a channel drain and BGBA compliant. BGBA compliance, and that was the main drain. This is compliant with a newer version of the code.

Motion:	Vote	
Approved	Yes	No
Craig Burgess		
Logan Cook		
John Crisp		
Todd Hite		
James Murua	$\boxtimes$	
Buckie Olaleye		
Michael Patarino		
Michael Popich		
Lane Slaughter	$\boxtimes$	
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

v. 25-08-51 – Chatham Hills Luxury Living (Westfield) – Sun deck/shelf required pool to have under a two-hour turnover, and this was not feasible with the size of the pool. Never before had they had to comply with turnover rate just because of a small sun shelf. Access to the sun shelf is not limited by age. Located at a community apartment building, kids can have access to it, but it is occupied by lounge chairs. Main problem is that it is being classified as a wading pool. There is no separate wading pool, it is all one continuous body of water. Purpose of the sun shelf is for entertainment and an aesthetic purpose. More recent codes would allow these to occur. There is not an intention for children's play, so it is not a wading pool.

Motion:	Vote	
Dismissed (No Variance Required)	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp		

Todd Hite		
James Murua	$\boxtimes$	
Buckie Olaleye	$\boxtimes$	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
Lane Slaughter	$\boxtimes$	
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

vi. 25-08-52 – Jumpigo (Bloomington) – Proponent stated that it took over two months for this variance to be sent to the Commission. Originally was submitted on July 11<sup>th</sup>, and it just took too long to get a response back.

Motion:		Vote	
Withdrawn	Yes	No	
Craig Burgess			
Logan Cook			
John Crisp			
Todd Hite			
James Murua			
Buckie Olaleye			
Michael Patarino			
Michael Popich			
Lane Slaughter			
Kenneth Wagner			
Michael Zehner			

vii. 25-08-53 – Westville Correctional Facility (Westville) – 1.4 million square feet facility, one of the buildings is an educational facility. Can call the entire prison an I-3 occupancy, but two standards have to be pulled together. Upstairs section is a windowless building that is similar to jail cells where they aren't accessible. Cost issues as well as an issue with HVAC system. The prison is being developed, and two major cost increases have already been seen. Want to put it in a two-hour wall in the middle, change to a smoke barrier wall (smoke resistant), mechanical rooms runs all the way down the side and the room is separated by a 1-hour wall, but you cannot get two-hour wall to the mechanical room. Evacuation training is part of the staff's regular training. Fire safety in prison is one of their utmost concerns, staff is trained well, and the building is fully sprinklered.

Motion:	Yes	
Approved	Yes	No
Craig Burgess	$\boxtimes$	

Logan Cook	$\boxtimes$	
John Crisp		
Todd Hite	$\boxtimes$	
James Murua	$\boxtimes$	
Buckie Olaleye	$\boxtimes$	
Michael Patarino	$\boxtimes$	
Michael Popich	$\boxtimes$	
Lane Slaughter	$\boxtimes$	
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

viii. 25-08-54 – Taylor University Temporary Offices (Upland) – 1846 enterprises was created in 2018 for development opportunities off campus. Current program is involved in procuring this facility (Main Street Mile Initiative). Want to move a department into this building temporarily. Looking for a space for the people. Temporary space for 20 months for 28 people. Not going to be a place for assembly functions. Having to cut back on the work that they are wanting to do. Will be painting the walls, updating floor coverings, egress and exit lighting will be updated. Have a letter of support from the LBO. A Chapter 34 would not pass. Would be utilizing the Sunday School classrooms and utilizing both the first and second floors.

Motion:	Vote	
Approved with Conditions: Variance will expire on September 1, 2027, and will return back to an A-3 occupancy.	Yes	No
Craig Burgess		
Logan Cook	$\boxtimes$	
John Crisp		
Todd Hite	$\boxtimes$	
James Murua	$\boxtimes$	
Buckie Olaleye		
Michael Patarino	$\boxtimes$	
Michael Popich		
Lane Slaughter		
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

ix. 25-08-55 – Lincoln High School Sprinkler Replacement (Vincennes) - Fully sprinklered building that used copper piping for the sprinkler system. Sprinkler system is failing throughout the building. Going to move kids around to the best of their ability. Large assembly areas will be done over the summer or on breaks. 9

separate sprinkler systems, take them out of service in certain areas, will be 90% successful to keep students away from those areas. Some areas will be undergoing sprinkler renovations during the school year with students in the classroom, will be done via a phasing program and will be reviewed monthly. Work is being done with the local fire department to do the phasing. Overlapping classrooms where the space is needed to not reuse portions of the building during the school year. Need to have a process in case there are overlapping classrooms. Preemptive variance to come to agreement with protection.

Motion:	Vote	
Tabled	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp		
Todd Hite	$\boxtimes$	
James Murua	$\boxtimes$	
Buckie Olaleye	$\boxtimes$	
Michael Patarino	$\boxtimes$	
Michael Popich		
Lane Slaughter	$\boxtimes$	
Kenneth Wagner		
Michael Zehner		

x. 25-08-56 – Rolling Dough Pizza (Advance) – Subcontractor provided hood and there would be a clearance issue. 3 inches short of being at the 10 feet. Had local authorities (Jim Caldwell) look at it and he did not have any issues with it. Not other location to feasibly move the exhaust fan too, as it would make it very user unfriendly.

Motion:	Vote	
Approved	Yes	No
Craig Burgess		
Logan Cook		
John Crisp		
Todd Hite	$\boxtimes$	
James Murua	$\boxtimes$	
Buckie Olaleye	$\boxtimes$	
Michael Patarino	$\boxtimes$	
Michael Popich		
Lane Slaughter	$\boxtimes$	
Kenneth Wagner	$\boxtimes$	

Michael Zehner	

xi. 25-08-57 – 8 West Louisiana Street (Indianapolis) – Building is an old, typically 3-B building with masonry adjacent walls. Right across the street from Union Station, built in 1905 was brewing company and hotel. 2<sup>nd</sup> floor was a dwelling unit at one time, first floor was occupied by several businesses over the years. In 2012, used Chapter 34 to convert 2<sup>nd</sup> story to office use from residential unit and also occupied basement for offices and other functions associated with needs at the time. Trying to sell as an office building is not great, but it is great for residential. Looking to convert building to duplex, can't do emergency escape and rescue openings, less than one-hour rating for floor assembly. Provide an NFPA 13 D sprinkler system for all floors. Full NFPA 72 fire alarm system that will be kept as part of the project.

Motion:	Vote		
Approved	Yes	No	
Craig Burgess			
Logan Cook	$\boxtimes$		
John Crisp			
Todd Hite	$\boxtimes$		
James Murua		$\boxtimes$	
Buckie Olaleye			
Michael Patarino			
Michael Popich			
Lane Slaughter	$\boxtimes$		
Kenneth Wagner	$\boxtimes$		
Michael Zehner			

xii. 25-08-58 – Evonik Corporation Project Mothball (Lafayette) – building has never been occupied and is still under construction. Do research, testing, and compounding for pharmaceutical. Building will not be used right away, about halfway through construction. Corporation has its own fire department, deals in a lot of hazardous materials. Entire new project – take building and let it sit for 5-7 years until a new use is found, or they can keep using the pharmaceutical compound. Lock up the building and store materials in the building (such as conduit and piping) on the 1-3 floors. Building is not going to be occupied, no HVAC, no sprinkler system, no normal lighting, really it is just a shell. Monthly walk throughs will be conducted. None of the hazardous materials will be stored in there, all materials stored in the building will be noncombustible. Temporary lighting, threshold low enough that you can see and make your way through the building. Stairs are fully enclosed but there is no fire alarm system. Will sit there as an unfinished construction project. Putting in a detection system and will monitor the detectors but will not have horns and strobes.

Motion:	Vote	
Approved with Conditions:	Yes	No

Variance will expire on December 31, 2028.		
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp		
Todd Hite	$\boxtimes$	
James Murua	$\boxtimes$	
Buckie Olaleye	$\boxtimes$	
Michael Patarino		
Michael Popich		
Lane Slaughter	$\boxtimes$	
Kenneth Wagner	$\boxtimes$	
Michael Zehner		

xiii. 25-08-59 – Wood Capital Pizza (Jasper) – Old building built in the 1880s on the square. Had a 5.5 inch step for over 100 years, was an ice cream parlor and is now a pizza parlor. Since the needed a hood they filed it with the state, the locals approved it, state inspectors came and visited and found the issue. Unsure what accessibility is when not changing the occupancy of the building. Owner is very conscious of his customers. Agreed to have an aluminum ramp, with a staff members always available and a button at the door and when pressed the ramp could be put out. The city does not want a ramp on the outside of the building, a ramp inside would have to be 9ft deep to get a 3ft landing inside the door. Ramp that was previously there has been replaced by a sidewalk replacement for drainage purposes (sidewalk renovation was done in the last 2-3 years)

Motion:	Vote	
Tabled	Yes	No
Craig Burgess	$\boxtimes$	
Logan Cook	$\boxtimes$	
John Crisp		
Todd Hite	$\boxtimes$	
James Murua		
Buckie Olaleye		
Michael Patarino		
Michael Popich		
Lane Slaughter	$\boxtimes$	
Kenneth Wagner		
Michael Zehner		

xiv. 25-08-60 – Star Ambulance – Variance is for section that interpretation was written for based on compliance with the items listed in the original variance. Not a lot has

changed, it is just for a different code section. No dwelling unit separation and not automatic sprinkler system through the entire building. Part of the use and the function of the existing building. Don't have separation and it's a single tenant area. All parts of the same space, no rated walls. Type 2-B construction.

Motion:	Vote		
Approved with Conditions:	Yes	No	
Smoke detection is placed throughout all of the			
occupied areas of the building.			
Craig Burgess			
Logan Cook			
John Crisp			
Todd Hite			
James Murua		$\boxtimes$	
Buckie Olaleye			
Michael Patarino			
Michael Popich			
Lane Slaughter	$\boxtimes$		
Kenneth Wagner	$\boxtimes$		
Michael Zehner			

7	Industrialized	Building	<b>Systems</b>	<b>Applications</b>	and Renewa	als
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i. None

# 8. Report on Administrative Review

- a. Commission Review (Action Required)
  - i. Fiber Global v. Town of Brownsburg
- b. New Cases Monitoring Only
  - i. None
- c. Ongoing Cases
  - i. None
- d. New Filings Commission Review / Action Needed
  - i. None

- e. OALP Final Orders No action required.
  - i. None

## 9. Next Meeting

The next meeting of the Indiana Fire Prevention and Building Safety Commission shall take place on **Tuesday**, **October 7**, **2025**, **at 9:00am**. The meeting will be held in the **Indiana Government Center South** in the **Auditorium**. 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.

# 10. Adjournment