



MICHAEL R. PENCE, Governor
STATE OF INDIANA

INDIANA DEPARTMENT OF HOMELAND SECURITY
302 West Washington Street
Indianapolis, IN 46204

January 13, 2015

Kyle McDonald
ACC OP (Sunset Ave) LLC
12700 Hill Country Blvd.
Suite T-200
Austin, TX 78737

Dear Mr. McDonald,

This letter provides notice below of the action taken by the Fire Prevention and Building Safety Commission on your application(s) for a variance(s) from the Commission's rules under IC 22-13-2-11 and 675 IAC 12-5. The Commission considered the application with all alternatives offered, as a part of its published agenda, at its regular meeting on January 6, 2015.

<u>Project Number</u>	<u>Project Name</u>	<u>Variance Number</u>
	Butler University Student Housing Bldg. One	15-01-21

Commission Conditions:

<u>Edition</u>	<u>Code</u>	<u>Code Section</u>	<u>Commission Action & Date</u>
(a) 2014 IN BC	(675 IAC 13-2.6)	706.2	Approved
(b) 2014 IN BC	(675 IAC 13-2.6)	716.5.9	Approved
(c) 2014 IN BC	(675 IAC 13-2.6)	1007.2.1	Approved
(d) 2014 IN BC	(675 IAC 13-2.6)	706.2	Approved

You are advised that if you desire an administrative review of this action, you must file a written petition for review with the Fire Prevention and Building Safety Commission at 302 West Washington Street, Room W246, Indianapolis, IN 46204. Your petition for review must fully identify the matter for which you seek review. You must file your petition for review not later than eighteen (18) calendar days from the above stated date of this letter, unless such date is a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours, in which case the deadline would be the first day thereafter that is not a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative proceeding will be conducted by an administrative law judge appointed by the Fire Prevention and Building Safety Commission. If you do not file a petition for review, this action will be final.

Please be further advised that you may request an opportunity to informally discuss this matter prior to filing a petition for review. Such informal discussion, or request therefore, does not extend the deadline for filing a petition for review and, therefore, any request for an informal discussion should be made promptly, preferably by telephone or e-mail, upon receipt of this letter.

Sincerely,

Pamela M. Walters

Legal & Code Services

Indiana Department of Homeland Security