

APPEAL FEES

MGO \$50.00

APPLICATION FOR APPEAL

City of Madison
 Building Inspection Division
 126 S Hamilton St
 PO Box 2984
 Madison, WI 53703
 (608) 266-4568

Priority – Double above

Amount Paid

Name of Owner University Research Park Paul Muench	Project Description Element Lab Bldg 5510 Element Way	Agent, architect, or engineering firm
Company (if applies)		No. & Street
No. & Street 505 S. Rosa Rd #201	Tenant name (if any) NA	City, State, Zip Code
City, State, Zip Code Madison WI 53711	Building Address 5510 Element Way	Phone
Phone 608-441-8000	Madison WI 53711	Name of Contact Person
e-mail pdmuench@wisc.edu		e-mail

1. The rule being appealed reads as follows: (Cite the specific rule number and language. Also, indicate the nonconforming conditions for your project.)

MGO 29.19 IBC 1011.5.4.1 "Non Uniform Height Risers"

Element Lab exterior stairs (risers) are conforming because grade (cross slope) was established by City Engineering and Dev. Agreement #2003 prior to stair construction.

2. The rule being appealed cannot be entirely satisfied because:

Element Lab is compliant with IBC 1011.5.4.1

3. The following alternatives and supporting information are proposed as a means of providing an equivalent degree of health, safety, and welfare as addressed by the rule:

See Attached, including photos

Note: Please attach any pictures or plans.

VERIFICATION BY OWNER – PETITION IS VALID ONLY IF NOTARIZED AND ACCOMPANIED BY A REVIEW FEE AND ANY REQUIRED POSITION STATEMENTS.

Note: Petitioner must be the owner of the building. Tenants, agents, contractors, attorneys, etc. may not sign the petition unless a Power of Attorney is submitted with the Appeal Application.

Paul D. Muench - Assoc. Dir
University Research Park Inc
 Print name of owner, being duly sworn, I state as petitioner that I have read the foregoing petition, that I believe it to be true, and I have significant ownership rights in the subject building or project.

Signature of owner Paul Muench	Subscribed and sworn to before me this date: 12/19/24
Notary public Julie Purkey	My commission expires: is permanent.

NOTE: ONLY APPEALS FOR COMMERCIAL CODES ARE REQUIRED TO BE NOTARIZED.

Perkins&Will

Date: 3.6.2024

Paul D. Muench, Associate Director

University Research Park, Inc.
505 S. Rosa Road, Suite 201
Madison, WI 53719

Re: ELB – Code Violation Non Uniform Stairs

Building Inspection Official Notice

Case No. CB2024-059-01371

Dear Paul,

Perkins&Will has reviewed the above referenced notice from the City of Madison Building Inspection department, dated 28 Feb, 2024. The notice cites that the exterior stairs used as exit discharge from the building have non uniform risers where the steps meet the sloping sidewalk and grade.

IBC Section 1011.5.4.1 allows non-uniform height risers where the bottom (or top) riser adjoins a sloping public way, walkway or driveway having an established grade and serving as a landing. In terms of *established*, there were numerous designs developed by the City Engineers, Walbec, and D'Onofrio for the streets & sidewalks to establish grades along Element Way and Catalyst Way during the extent of the project. ELB was designed to be compliant with URP's Development Agreement #9003 (which obligated URP to construct public streets and sidewalks as designed by City Engineering). This effort ran concurrently with the design & engineering of the exterior stairs and property grades for the Element Labs building & site by SmithGroup, which are directly tied to the city benchmark elevations, specifically the substantial grade change along Element Way.

The final installed grades were established when the street intersection pad and public sidewalks were poured around the same time the steps and adjoining sidewalks were set for the Element Labs Building. Construction site activity for the Element Labs Building continued by Findorff with the understanding that the City streets and sidewalks were established prior to the ELB stairs being formed & placed. Note that the southeast exit door was required by Madison Fire Department to have a straight exit path directly to Element Way, thus necessitating the existing riser configuration. As such Perkins&Will believes that all non-uniform height risers are code compliant as allowed by the referenced code section.

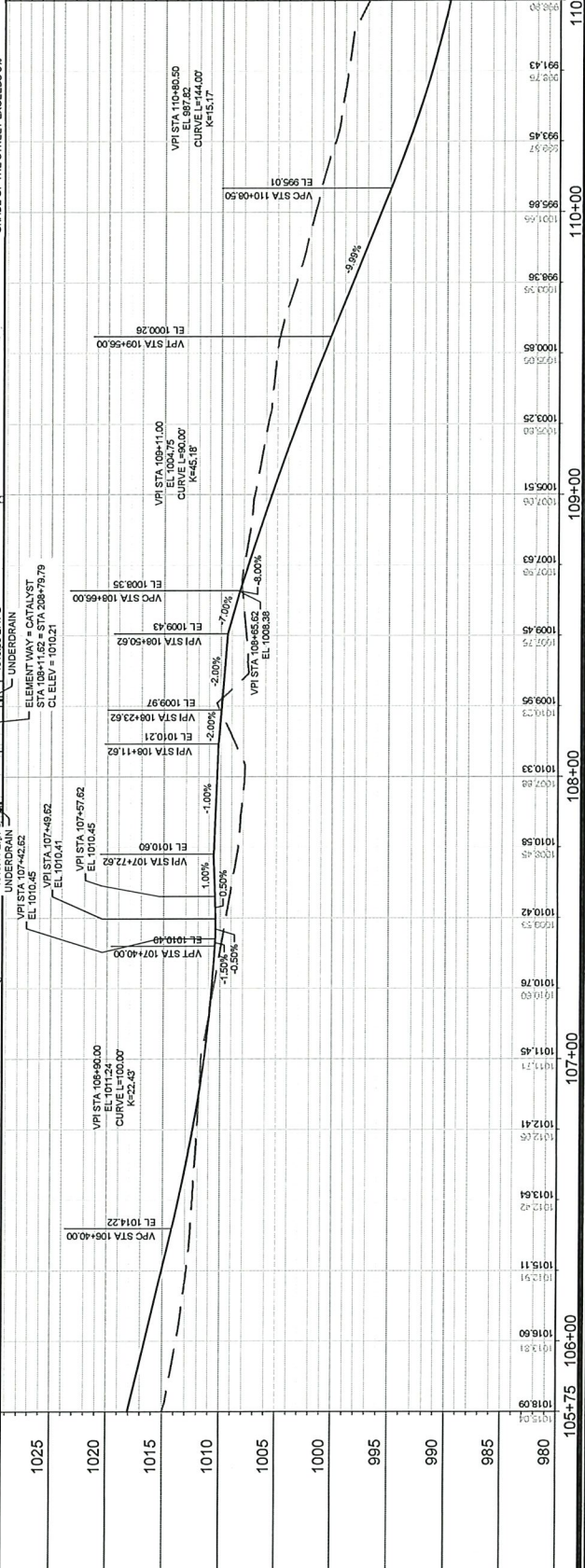
Note that the required egress width and path of travel to a safe level of exit discharge leads directly to a 'no step' transition at the southwest corner of the property. City of Madison Addressing and Madison Fire Department requires a pedestrian access point directly to the addressed street (Element Way). Kindly note that exit paths that *could* create uniform risers, did so, and the west stair was formed & poured after Catalyst Sidewalk was installed. There should be no basis of disagreement on this item.

Respectfully,



James A. Giebelhausen, AIA
Sr. Project Architect
Perkins&Will

MATCH LINE 110+75.00



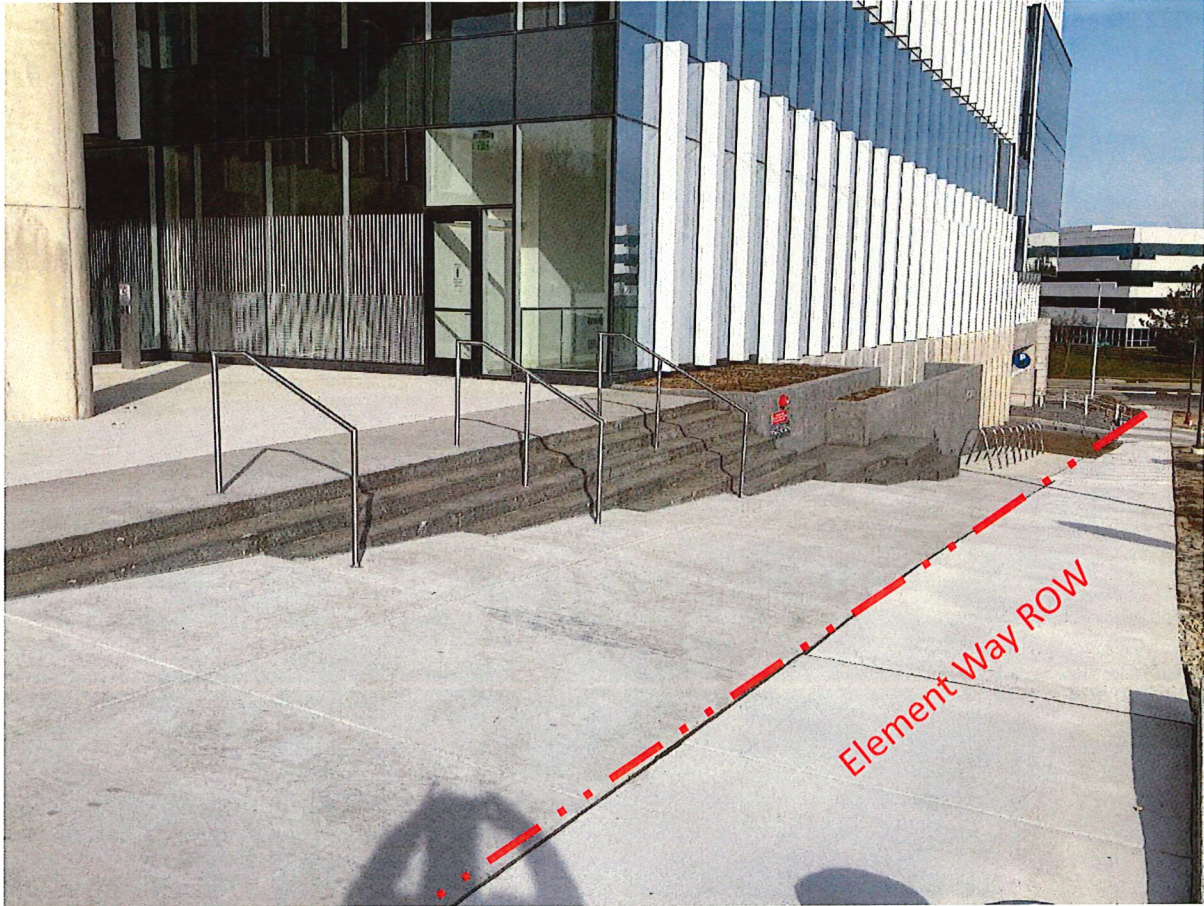
100'

R32

R138

R30

MATCH LINE 105+75.00











Precedents for Non-uniform risers with cross slopes





