

VARIANCE FEES

MGO \$50.00
COMM \$490.00
Priority - Double above

PETITION FOR VARIANCE APPLICATION

City of Madison
Building Inspection
Division
215 Martin Luther King Jr. Blvd.
Madison, WI 53703
(608) 266-4568

Amount Paid 490 - pd

Name of Owner NEIL HALEEN	Project Description level 2 remodel, 2nd floor, into restaurant	Agent, architect, or engineering firm MORAN DESIGNS LLC
Company (if applies) J.O NOVA LLC		No. & Street W10953 DEAD END RD
No. & Street 502 N EAU CLAIRE AVE	Tenant name (if any) KABULS	City, State, Zip Code WAUWATON, WI 53763
City, State, Zip Code MADISON, WI 53705	Building Address 540 STATE STREET	Phone 920-948-7975
Phone 608-257-0111		Name of Contact Person Roger Schlegel
e-mail nh@opitzrealty.com		e-mail Cadmanroger@sbc

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

IEBC 912.2. Change of occupancy classification occurs that requires automatic sprinkler system to be provided based on the new occupancy. This links back to IBC 903.2.1.2, which states an A-2 occupancy. This section has 3 conditions, one of which we have in our project, and that is not having a grade level exit access, so therefore occupancy must be sprinklered.

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

There currently exists a 1 1/2" or 2" water line from the existing main, coming into the building. This water supply is not adequate to fully sprinkler the second level, which is the level that is required to be sprinklered. It is going to cost an additional \$55,000 to dig a new 4" line into the street. This cost is over and above the cost to sprinkler the floor level.

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:

We are proposing to sprinkler only the dining areas, and both stairwells at this time. The new Stairwell, which has direct access to the exterior, is built with 1 hour protection, and existing stairwells should be as well (plaster over wood studs is consider 1-hr rating). With the cost of just the new 4" line, we are proposing to have a 8 year plan in which the owner will dig a new 4" line, dedicated for fire protection, to the building, and provide a sprinkler system for the remaining second floor.

Note: Please attach any pictures, plans, or required position statements.

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 Petition for Variance Application.

J.O. Nova, LLC
Neil E. Halleen, member, being duly sworn, I state as petitioner that I have read the foregoing
Print name of owner
petition, that I believe it to be true, and I have significant ownership rights in the subject building or project.

Signature of owner <i>Neil Halleen</i>	Subscribed and sworn to before me this date: <i>March 12, 2014</i>
Notary public <i>Charlotte Y. Banczak (Charlotte Y. Banczak)</i>	My commission expires: <i>February 7, 2016</i>

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

City of Madison Fire Department Position Statement

Owner: Neil Haleen JQ Nova LLC	Project Name: Kabul's Restaurant	Contact: Roger Schregardus Morph Designs LLC
Address: 502 N Eau Claire Ave Madison, WI 53705	Building Location: 540 State Street	Address: W10953 Dead End Rd Waupun, WI 53963
Owner Phone: 608-257-0111 Email: nh@opitzrealty.com	Building Occupancy or Use: Group A-2 Assembly	Phone: 920-948-7975 Email: cadmanroger@sbcglobal.net

Rule Being Petitioned: IEBC 912.2 & IBC 903.2.1.2 Automatic sprinkler system shall be provided for Group A-2 Occupancies

I have read the application for variance and recommend: (check appropriate box)

Approval
 Conditional Approval
 Denial
 No Comment

- The sprinkler system shall be extended to other areas of the building upon Level II or III alterations, changes of use, or any additional requirements to provide a sprinkler system.
- All fire protection plans shall be submitted to the City of Madison Fire Dept. per MGO 34 including fire sprinkler, fire alarm, and kitchen hood suppression systems.
- Install sprinklers throughout the 2nd floor and the egress paths. The sprinklers in the kitchen area shall be spaced to Ordinary Hazard spacing (130 sqft per sprinkler). The sprinkler density is permitted to be 0.10 gpm/sqft in the kitchen area based on the existing water service but improved to the code required 0.15 gpm/sqft once a new water service is installed.
- If hydraulic calculations are submitted proving that even 0.10 gpm/sqft is not achievable in the kitchen, then MFD would accept the petitioners proposal to weight 8 years to extend the sprinkler system into the kitchen.
- A new water service shall be installed within 8 years of approval of this variance.
- MGO 34.903(1) 5-psi or 10% safety factor will be waived for the existing water service design but shall be incorporated once the new water service is provided.
- The fire sprinkler system shall be monitored.

Name of Fire Chief or Designee (type or print)

Bill Sullivan, Fire Protection Engineer

City of Madison Fire Department

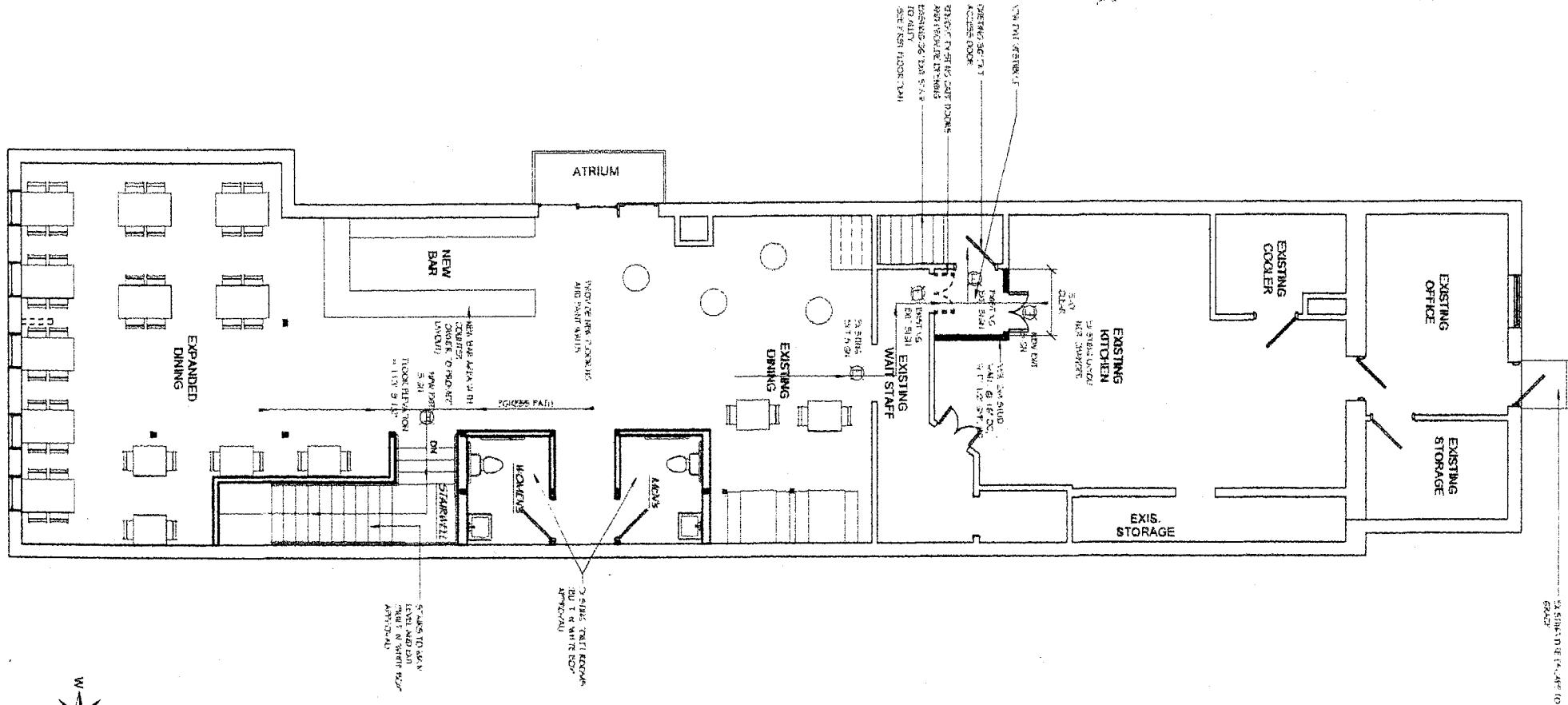
Telephone Number
608-261-9658

Signature of Fire Chief or Designee

Date Signed
March 13, 2014

NOTES:

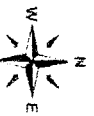
- 1. DRAWINGS, WRITTEN DIMENSIONS SHALL GOVERN, AND IF THERE ARE ANY DISCREPANCIES OR DISCREPANCIES, IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO CONTACT THE ARCHITECT PRIOR TO FABRICATION.
- 2. TO CONFORM TO CURRENT WEST VIRGINIA CODES AND STANDARDS FOR:
- 3. SHALL FAMILIARIZE THEMSELVES WITH ALL APPLICABLE BUILDING CODES AND STANDARDS PRIOR TO FABRICATION.
- 4. DISCREPANCIES, THE CONTRACTOR SHALL NOTIFY THE ARCHITECT IMMEDIATELY UPON DISCOVERY. DISCREPANCIES ARE FROM THE DRAWINGS TO FACE OF STUD OR FACE OF BLOCK.
- 5. TO BE 2x4 OR 2x6 JOIST STUDS, 16" ON CENTER W/ STRIPS.
- 6. EXISTING BATT INSULATION TO REMAIN IN PLACE.
- 7. CHANGES FROM ONE ROOM TO ANOTHER SHALL BE INDICATED BY A DASH ON THE FLOOR MATERIALS AT THE COMMUNICATING DOOR.
- 8. IN FIRE RATED ASSEMBLIES AND PARTITIONS TO MEET REQUIRED RATINGS, UTILIZE APPROVED METHODS.
- 9. FOR EGRESS ILLUMINATION FOR EXTERIOR EXIT DISCHARGE AREA TO MEET REQUIRED RATINGS, SEE ELECTRICAL DRAWINGS FOR LIGHTING AND EMERGENCY LIGHTING PLANS.
- 10. AREA ON SITE FOR TEMPORARY STORAGE OF MATERIALS PER COMMERCIAL CONSTRUCTION STAGE.
- 11. INSURETERS @ MIN. 75% PER IRC REQUIREMENTS.
- 12. FIRE MARSHAL'S REQUIREMENTS.



2x6 STUDS @ 16" O.C. TO GRADE

2x6 STUDS TO BE INSTALLED AT 16" O.C. APPROX.

5'-0" WIDE TO NEW LEVEL AND DOWN TO 1st FLOOR RESTROOMS APPROX.



B
A1.0

2nd LEVEL PLAN
SCALE: 3/16" = 1'-0"