

**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) 266-4568Amount Paid  
\$490 *HT* 4-14-15

Name of Owner Jack McKenzie	Project Description 38 Unit Apartment Building - R2 multifamily	Agent, architect, or engineering firm Knothe & Bruce Architects, LLC
Company (if applies) The McKenzie Company		No. & Street 7601 University Ave.; Ste 201
No. & Street 732 Bear Claw Way	Tenant name (if any) Legacy Apartments, Building 1	City, State, Zip Code Middleton, WI 53562
City, State, Zip Code Middleton, WI 53593	Building Address 9414 Silicon Prairie Parkway	Phone (608) 836-3690
Phone (608) 829-3800	Madison, WI	Name of Contact Person Kevin Burow
e-mail jack@mckenzie-apartments.com		e-mail kburow@knothebruce.com

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

IBC 1009.4.2 Riser height and tread depth; Exception 5 ...within dwelling units in Group R-2 occupancies the maximum riser height shall be 7 3/4"; the minimum tread depth shall be 10".

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

Concrete stairways were formed with 2x8 lumber, resulting in a riser height of 7 1/4" and a tread depth of 11".

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:

The primary entrance to the dwelling unit is internal, located on an accessible route. The stairways in question are a secondary means of egress from the unit, intended as a convenience to the tenant and their guests. As such, we feel it would be appropriate to apply the same dimensional criteria to these stairs as those within the unit.

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

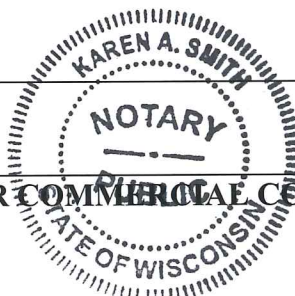
**VERIFICATION BY OWNER – PETITION IS VALID ONLY IF NOTARIZED AND ACCOMPANIED BY A REVIEW FEE AND ANY REQUIRED POSITION STATEMENTS.**

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.

Jack McKenzie \_\_\_\_\_, 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>Jack McKenzie</i>	Subscribed and sworn to before me this date: <u>4/14/15</u>
Notary public <i>Karen A. Smith</i>	My commission expires: <u>2/8/19</u>


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





**Neighborhood Preservation &  
Inspection Division**  
215 Martin Luther King, Jr. Boulevard  
P.O. Box 2984  
Madison, WI 53701-2984

**POSITION STATEMENT:**  
To be completed by Fire Marshall

NAME OF OWNER <b>Jack McKenzie</b>	BUILDING OCCUPANCY OR USE <b>R-2 Multifamily</b>	AGENT, ARCHITECT OR ENGINEERING FIRM <b>Knothe &amp; Bruce Architects LLC</b>
COMPANY <b>The McKenzie Company</b>	TENANT NAME, IF ANY <b>Legacy Apartments</b>	NO. & STREET <b>7601 University Ave. Ste. 201</b>
NO. & STREET <b>732 Bear Claw Way</b>	BUILDING LOCATION, NO. & STREET <b>9414 Silicon Prairie Parkway</b>	CITY, STATE, ZIP CODE <b>Middleton, WI 53562</b>
CITY, STATE, ZIP CODE <b>Middleton, WI 53593</b>	CITY, COUNTY <b>Madison, Dane</b>	PHONE <b>(608) 836-3690</b>
1. I have read the petition for variance of rule: <b>IBC 1009.4.2</b>		
2. I RECOMMEND (check appropriate box): <input type="checkbox"/> Denial <input type="checkbox"/> Approval <input checked="" type="checkbox"/> Conditional Approval <input type="checkbox"/> No Comment*		
3. Explanation for Recommendation: <b>THE MFD SUPPORTS THE VARIANCE PROVIDED THE STAIR RISE IS UNIFORM. APPROVAL WITH A UNIFORM RISE CONDITION WILL NOT IMPACT SAFETY.</b>		
*If desired, Fire Departments may indicate "No Comment" on non-fire safety issues such as sanitary, energy conservation, structural, barrier free environments, etc.		
4. <input type="checkbox"/> I find no conflict with local rules and regulations. <input type="checkbox"/> I find that the petition is in conflict with local rules and regulations.		
Explanation		
Signature of Fire Chief 		Date <b>4-14-15</b>

Please complete and submit promptly to the Neighborhood Preservation & Inspection Division at the address shown above.

