

This application is available in alternate formats upon request.

**REQUEST FOR WAIVER FROM ACCESSIBILITY REQUIREMENTS  
OF CHAPTER 553, PART V, FLORIDA STATUTES**

Your application will be reviewed by the Accessibility Advisory Council and its recommendations will be presented to the Florida Building Commission. You will have the opportunity to answer questions and/or make a short presentation, not to exceed 15 minutes, at each meeting. The Commission will consider all information presented and the Council's recommendation before voting on the waiver request.

**1. Name and address of project for which the waiver is requested.**

Name: FRANK ENTERTAINMENT DELRAY MARKETPLACE

Address: 9025 WEST ATLANTIC AVENUE DELRAY BEACH, FL 33446

**2. Name of Applicant. If other than the owner, please indicate relationship of applicant to owner and written authorization by owner in space provided:**

Applicant's Name: ROBERT LAUER (ADW ARCHITECTS)

Applicant's Address: 1401 WEST MOREHEAD ST. SUITE 100 CHARLOTTE NC 28208

Applicant's Telephone: (704) 379-1919 FAX: (704) 379-1920

Applicant's E-mail Address: blauer@adwarchitects.com

Relationship to Owner: ARCHITECT

Owner's Name: FRANK ENTERTAINMENT COMPANIES

Owner's Address: 1003 W. INDIANTOWN Rd SUITE 210 JUPITER FL 33458

Owner's Telephone: (561) 776-4747 FAX (561) 776-2340

Owner's E-mail Address: BFrank@frankcompanies.com

Signature of Owner: 

Contact Person: TINA MOORE

Contact Person's Telephone: 704-749-5564 E-mail Address: gmoore@adwarchitects.com

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Form No. 2001-01

**3. Please check one of the following:**

New construction.

Addition to a building or facility.

Alteration to an existing building or facility.

Historical preservation (addition).

Historical preservation (alteration).

**4. Type of facility.** Please describe the building (square footage, number of floors). Define the use of the building (i.e., restaurant, office, retail, recreation, hotel/motel, etc.)

62,280 SF SINGLE STORY BUILDING WITH EQUIPMENT PLATFORM  
FOR DIGITAL PROJECTION EQUIPMENT. 12 THEATRE MULTI-PLEX W/ STADIUM  
SEATING, 16 BOWLING LANES, BAR AND FOOD SERVICE AREAS.  
ASSEMBLY OCCUPANCY (A-1, A-2 AND A-3)

**5. Project Construction Cost** (Provide cost for new construction, the addition or the alteration):

ANTICIPATED CONSTRUCTION COST: \$ 8 MILLION +/- (TO BE BID)

**6. Project Status:** Please check the phase of construction that best describes your project at the time of this application. Describe status.

Under Design  Under Construction\*

In Plan Review  Completed\*

\* Briefly explain why the request has now been referred to the Commission.

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7. **Requirements requested to be waived.** Please reference the applicable section of Florida law. Only Florida-specific accessibility requirements may be waived.

**Issue**

1: WAIVER FROM 553.509 FLORIDA STATUTES; 11-4.1.3 ITEM 5 2007 F.B.C.;  
VERTICAL ACCESSIBILITY TO ALL LEVELS ABOVE GRADE LEVEL.

**Issue**

2: \_\_\_\_\_  
\_\_\_\_\_

**Issue**

3: \_\_\_\_\_  
\_\_\_\_\_

8. **Reason(s) for Waiver Request:** The Florida Building Commission may grant waivers of Florida-specific accessibility requirements upon a determination of unnecessary, unreasonable or extreme hardship. Please describe how this project meets the following hardship criteria. Explain all that would apply for consideration of granting the waiver.

The hardship is caused by a condition or set of conditions affecting the owner which does not affect owners in general.

IT IS NOT FEASIBLE TO MAKE ALL LEVELS OF THE  
STADIUM SEATING ACCESSIBLE TO PATRONS IN WHEELCHAIRS.

Substantial financial costs will be incurred by the owner if the waiver is denied.

PLATFORM LIFTS (WHEELCHAIR LIFTS) IN EVERY AUDITORIUM AND AN  
ELEVATOR TO THE PROJECTION EQUIPMENT PLATFORM WILL ADD SUBSTANTIAL COST  
AND SQUARE FOOTAGE TO THE PROJECT.

The owner has made a **diligent investigation** into the costs of compliance with the code, but cannot find an efficient mode of compliance. Provide detailed cost estimates and, where appropriate, photographs. Cost estimates must include bids and quotes.

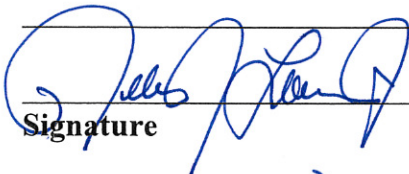


9. Provide documented cost estimates for each portion of the waiver request and identify any additional supporting data which may affect the cost estimates. For example, for vertical accessibility, the lowest documented cost of an elevator, ramp, lift or other method of providing vertical accessibility should be provided, documented by quotations or bids from at least two vendors or contractors.

- a. THYSSEN KRUPP PASSENGER ELEVATOR COST IS APPROXIMATELY \$40,000<sup>00</sup> PLUS COST OF SHAFT CONSTRUCTION AND ADDITIONAL FLOOR AREA.
- b. 2-3 SEATS LOST IN 125 ROWS TO ACCOMMODATE INSTALLATION OF INCLINED WHEELCHAIR LIFTS. LOST REVENUE PER DAY = \$9,600 (AVERAGE)
- c. GARAVENTA INCLINED WHEELCHAIR LIFT COST IS APPROXIMATELY \$8,000 PER UNIT. (14) LIFTS REQUIRED = \$112,000.

10. **Licensed Design Professional:** Where a licensed design professional has designed the project, his or her comments **MUST** be included and certified by signature and affixing of his or her professional seal. The comments must include the reason(s) why the waiver is necessary.

SEE COMMENTS IN SECTIONS 8 & 9 ABOVE



Signature

ROBERT J. LAUER JR.  
Printed Name

Phone number (704) 379-1919

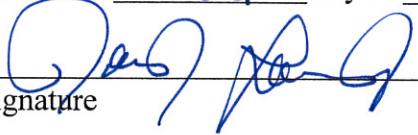
(SEAL)



**CERTIFICATION OF APPLICANT:**

I hereby swear or affirm that the applicable documents in support of this Request for Waiver are attached for review by the Florida Building Commission and that all statements made in this application are to the best of my knowledge true and correct.

Dated this 23rd day of August, 2011

  
Signature

ROBERT J. LAUER JR.  
Printed Name

By signing this application, the applicant represents that the information in it is true, accurate and complete. If the applicant misrepresents or omits any material information, the Commission may revoke any order and will notify the building official of the permitting jurisdiction. Providing false information to the Commission is punishable as a misdemeanor under Section 775.083, Florida Statutes.

**REVIEW AND RECOMMENDATION BY LOCAL BUILDING DEPARTMENT.**

Please state why the issue is being referred to the Florida Building Commission as well as a recommendation for disposition. The Building Official or his or her designee should review the application and indicate that to the best of his or her knowledge, all information stipulated herein is true and accurate. Further, if this project is complete, explain why it is being referred to the Commission. The Building Official or his or her designee should sign a copy of the plans accompanying this application as certification that such plans are the same as those submitted for building department review. Please reference the applicable section of the Accessibility Code.

- a. 2007 FLORIDA BUILDING CODE SECTION 11-4.1.3(5)
- b. 2007 FLORIDA BUILDING CODE SECTION 11-4.33.3
- c. \_\_\_\_\_

Has there been any permitted construction activity on this building during the past three years? If so, what was the cost of construction?

Yes  No Cost of Construction PERMIT FOR THIS BUILDING HAS NOT BEEN APPLIED FOR.

**Comments/Recommendation** THE BUILDING OFFICIAL HAS NO OBJECTIONS

TO WAIVER REQUEST FOR FRANK ENTERTAINMENT THEATRE SEATING

Jurisdiction PALM BEACH COUNTY BUILDING DEPARTMENT

Building Official or Designee

Signature

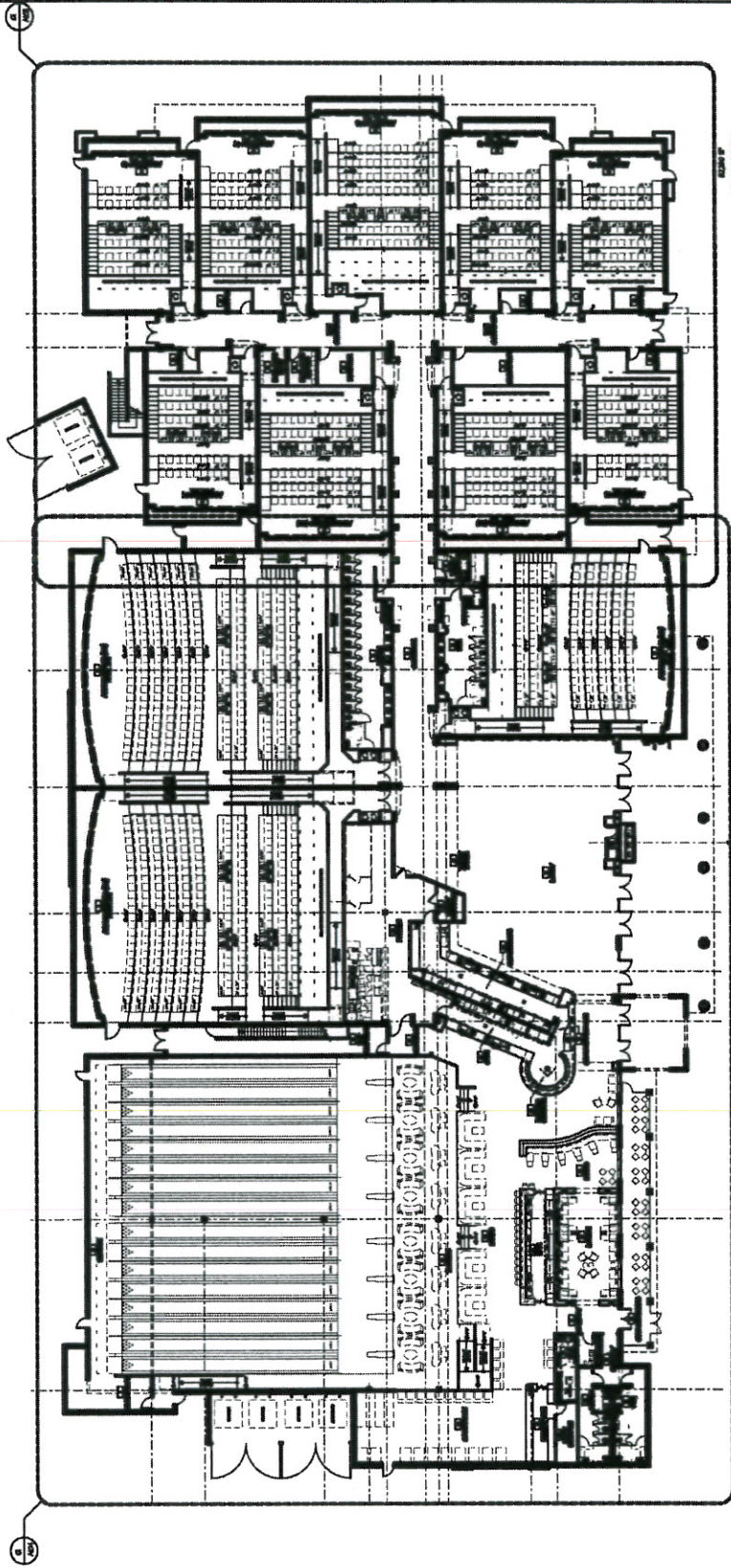
Printed Name

Certification Number

Telephone/FAX

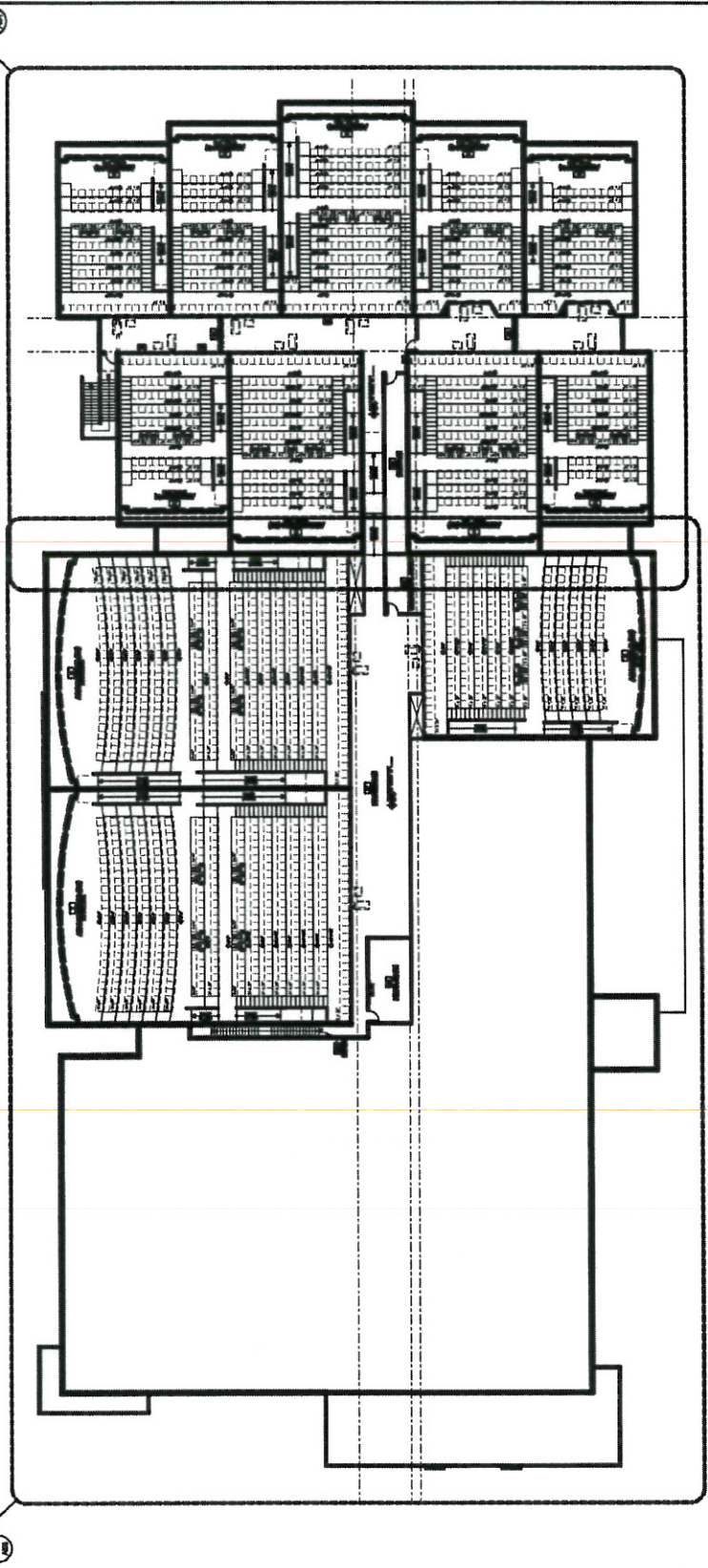
Address: PLANNING, ZONING & BUILDING DEPARTMENT

2300 NORTH JOG ROAD, WEST PALM BEACH, FL. 33411 - 2741



*Handwritten signature:*  
 [Signature]





*Handwritten signature:* Alex Cooper

**adwarchitects**  
 architecture planning interiors

4415 W. UNIVERSITY AVENUE, SUITE 100  
 DELRAY BEACH, FLORIDA 33434  
 TEL: 561.276.1818  
 FAX: 561.276.1817  
 WWW.ADWARCHITECTS.COM

12 PLEX THEATRE  
 AND REVOLUTIONS  
 BOWLING ALLEY FOR  
**FRANK  
 THEATRES**  
 DELRAY MARKETPLACE  
 DELRAY BEACH, FLORIDA

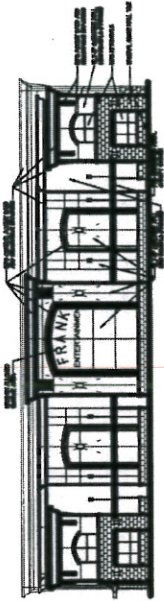
ACCESSIBILITY  
 WAIVER  
 SUBMISSION

ELEVATIONS

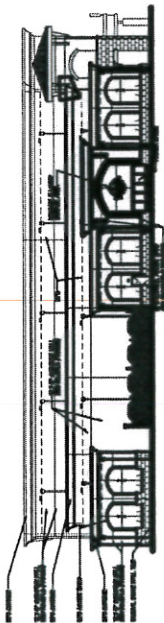
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 PROJECT NO: 11016  
 REVISION: NO DATE DESCRIPTION

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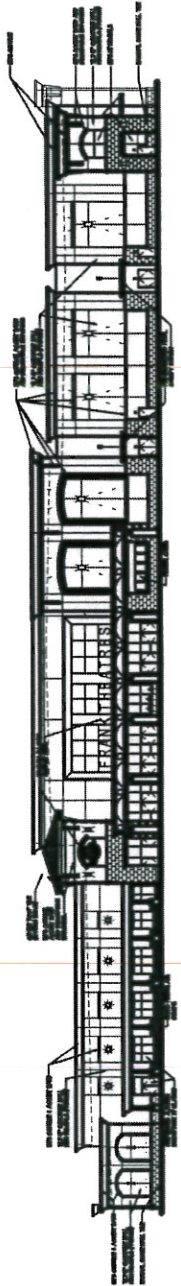
A200  
 SHEET NUMBER



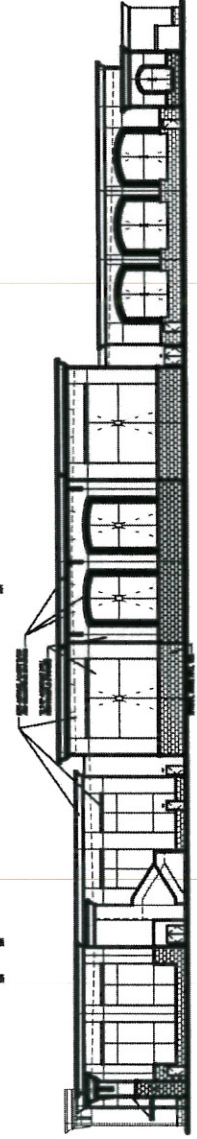
FRANK ENTERTAINMENT EAST ELEVATION SCALE: 1/8" = 1'-0" 03



FRANK ENTERTAINMENT WEST ELEVATION SCALE: 1/8" = 1'-0" 04



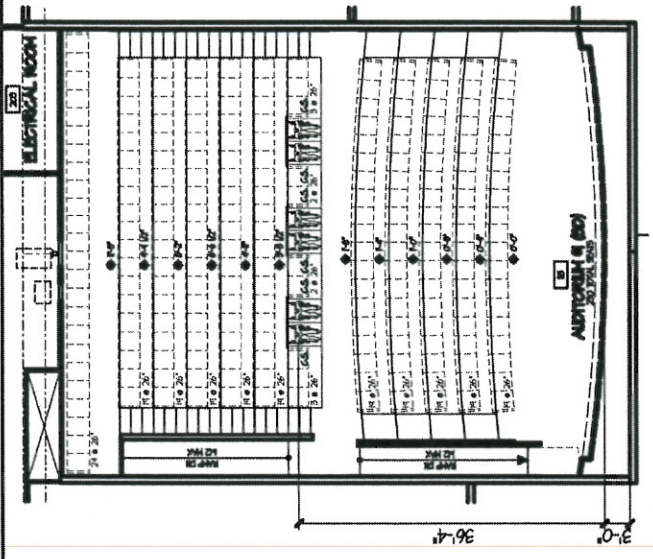
FRANK ENTERTAINMENT SOUTH ELEVATION SCALE: 1/8" = 1'-0" 02



FRANK ENTERTAINMENT NORTH ELEVATION SCALE: 1/8" = 1'-0" 01

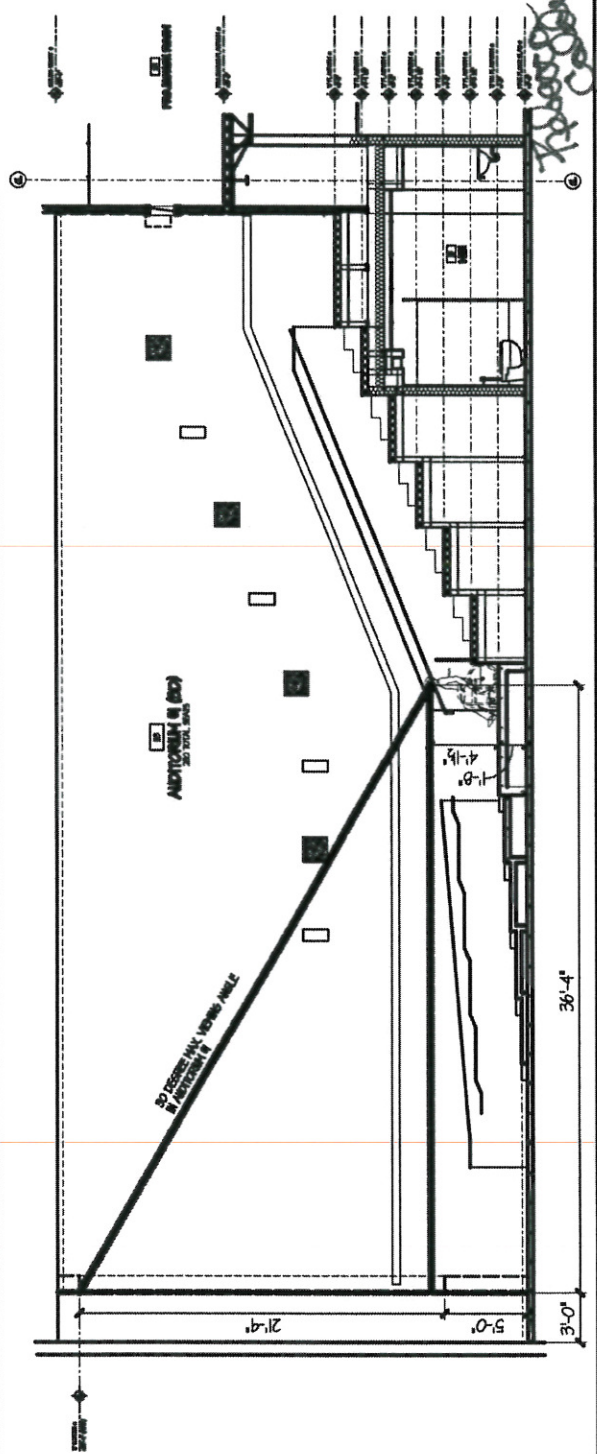
*Handwritten signature:* Alexander C. [unclear]





**AUDITORIUM 1**  
 230 TOTAL SEATS  
 6 WHEELCHAIR LOCATIONS  
 6 COMPANION SEATS  
 36'-4" FROM THE SCREEN  
 1'8" ABOVE FINISH FLOOR  
 30 DEGREE MAX. VIEWING ANGLE

ENLARGED PLAN @ AUDITORIUM 1 SCALE: 3/8" = 1'-0" 03



STADIUM SEATING SECTION @ AUDITORIUM 1 SCALE: 3/8" = 1'-0" 01



12 PLEX THEATRE  
AND REVOLUTIONS  
BOWLING ALLEY FOR

**FRANK  
THEATRES**

DELRAY MARKETPLACE  
DELRAY BEACH, FLORIDA

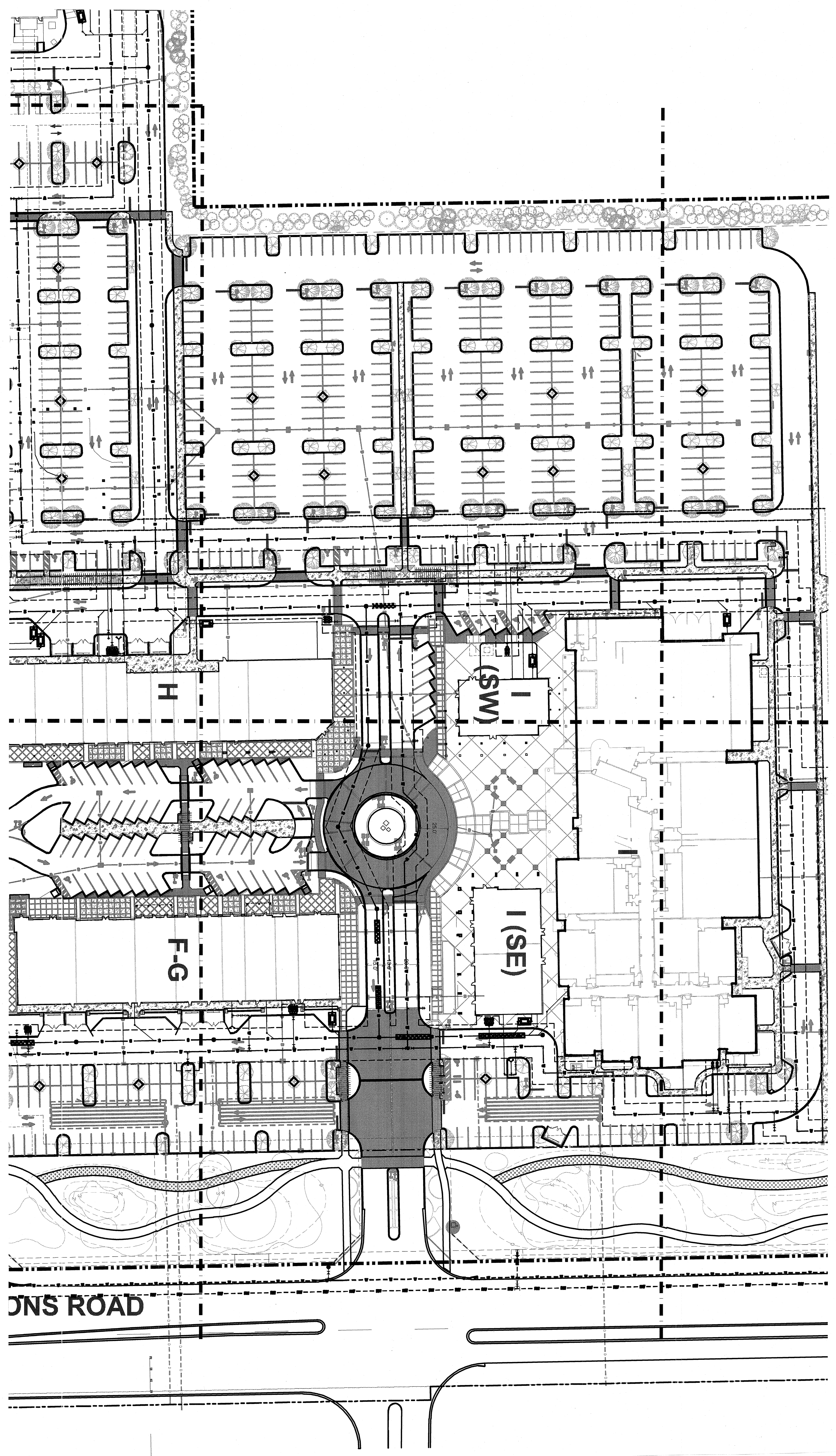
ACCESSIBILITY  
WAIVER  
SUBMISSION

**SITE PLAN**

DATE 08.23.2011  
PROJECT NO 11015  
NO. DATE DESCRIPTION:

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SEAL





12 PLEX THEATRE  
AND REVOLUTIONS  
BOWLING ALLEY FOR

**FRANK  
THEATRES**

DELRAY MARKETPLACE  
DELRAY BEACH, FLORIDA

ACCESSIBILITY  
WAIVER  
SUBMISSION

GROUND  
FLOOR  
PLAN

DATE 08.23.2011  
PROJECT NO 11015

REVISIONS  
NO DATE DESCRIPTION

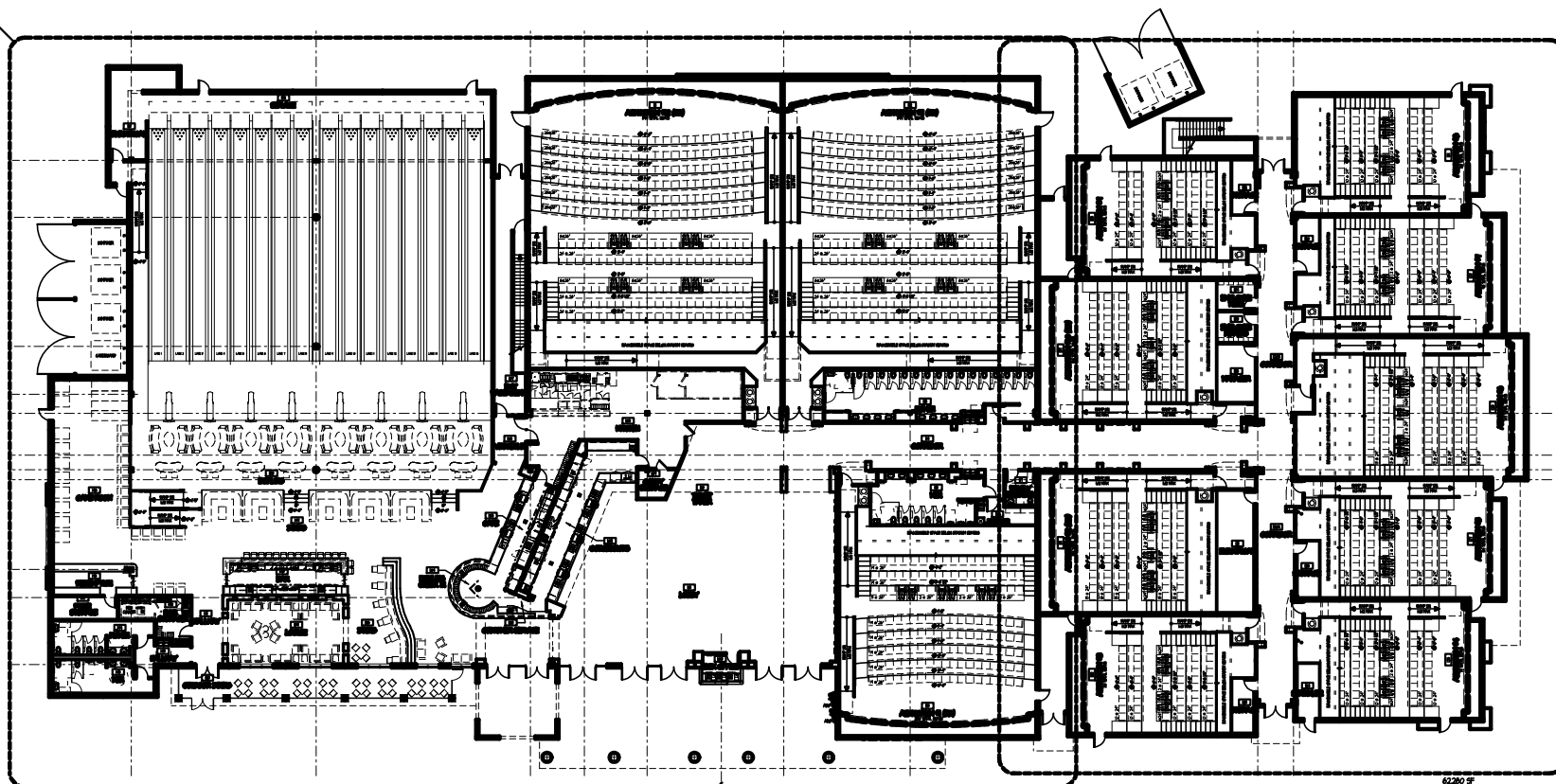
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BSA

SHEET NUMBER

**A101**

GROUND FLOOR PLAN NOT TO SCALE 01



62260 SF  
THEATRE, 1400 SEATS  
BOWLING & Lanes

12 PLEX THEATRE  
AND REVOLUTIONS  
BOWLING ALLEY FOR

**FRANK  
THEATRES**

DELRAY MARKETPLACE  
DELRAY BEACH, FLORIDA

ACCESSIBILITY  
WAIVER  
SUBMISSION

PROJECTION  
PLATFORM  
PLAN

DATE 08.23.2011  
PROJECT NO 11015

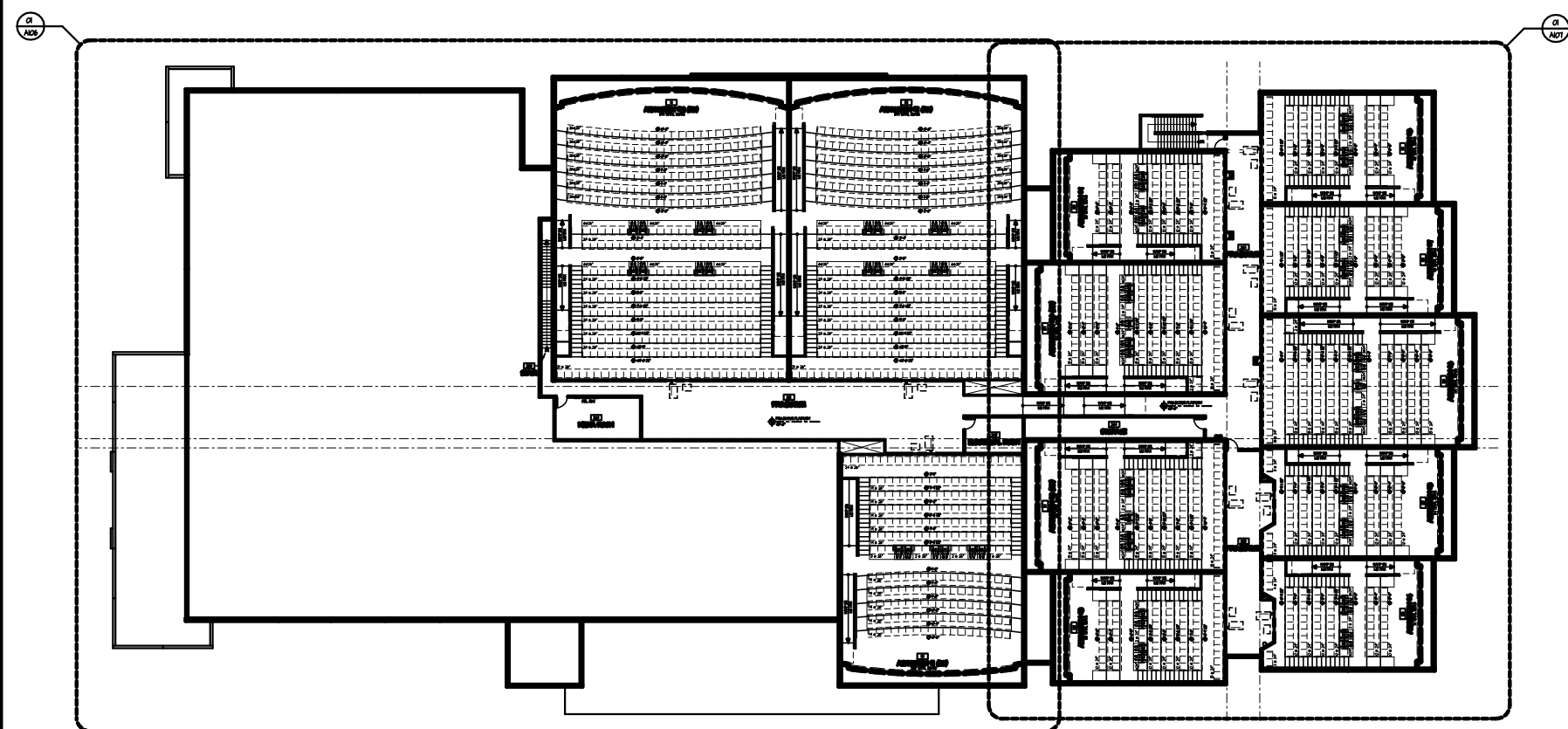
REVISIONS  
NO DATE DESCRIPTION

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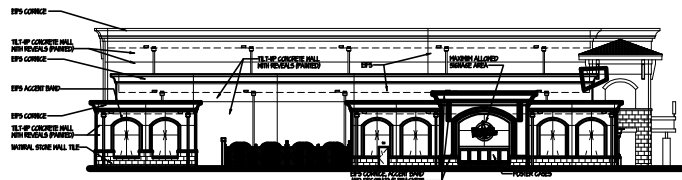
BSA

SHEET NUMBER

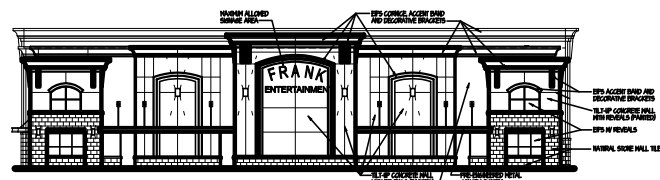
**A102**







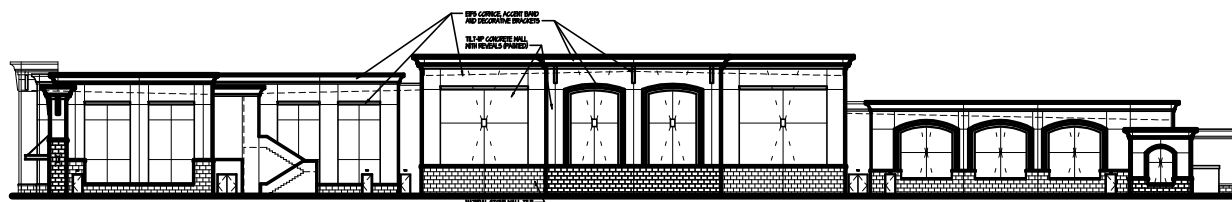
FRANK ENTERTAINMENT WEST ELEVATION | SCALE: 1/16" = 1'-0" 04



FRANK ENTERTAINMENT EAST ELEVATION | SCALE: 1/16" = 1'-0" 03



FRANK ENTERTAINMENT SOUTH ELEVATION | SCALE: 1/16" = 1'-0" 02



FRANK ENTERTAINMENT NORTH ELEVATION | SCALE: 1/16" = 1'-0" 01

12 PLEX THEATRE  
 AND REVOLUTIONS  
 BOWLING ALLEY FOR  
**FRANK  
 THEATRES**  
 DELRAY MARKETPLACE  
 DELRAY BEACH, FLORIDA

ACCESSIBILITY  
 WAIVER  
 SUBMISSION

ELEVATIONS

DATE	08.23.2011
PROJECT NO	11015
REVISIONS	
NO	DATE DESCRIPTION

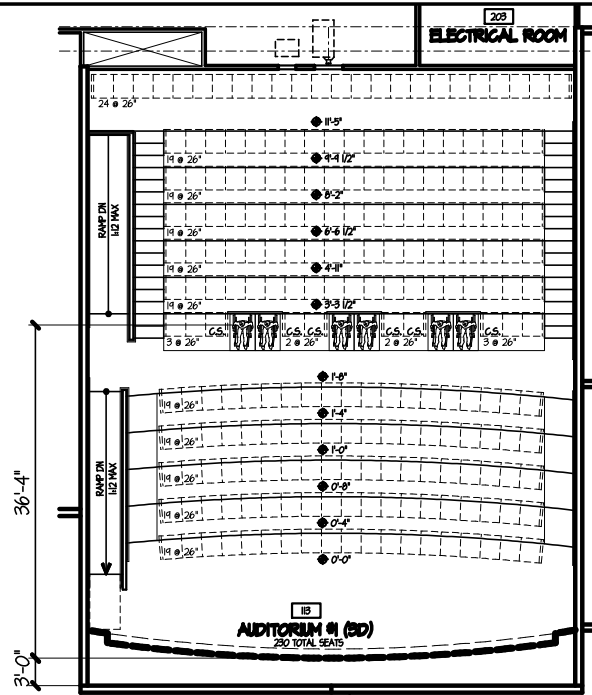
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BSL

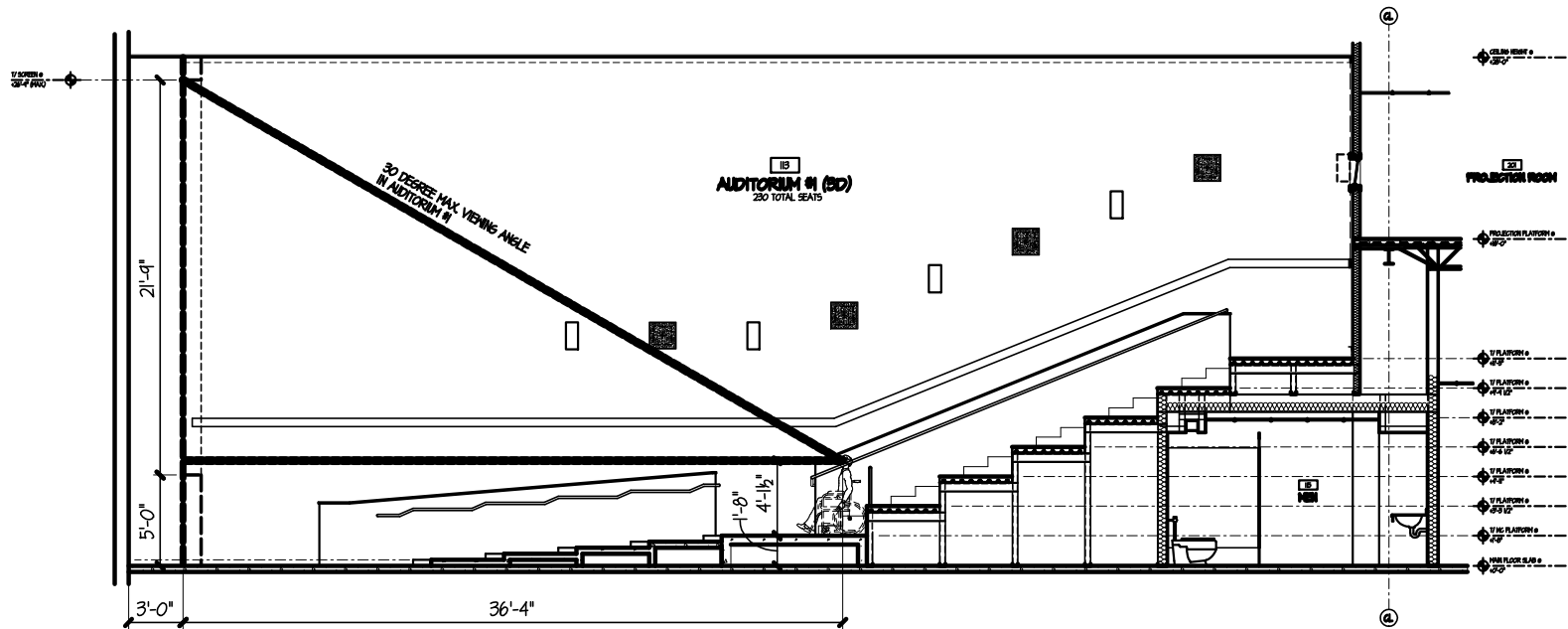
A200

SHEET NUMBER

**AUDITORIUM 1**  
**230 TOTAL SEATS**  
**6 WHEELCHAIR LOCATIONS**  
**6 COMPANION SEATS**  
**36'-4" FROM THE SCREEN**  
**1'8" ABOVE FINISH FLOOR**  
**30 DEGREE MAX. VIEWING ANGLE**



**ENLARGED PLAN @ AUDITORIUM 1** SCALE: 3/16" = 1'-0" 03



**STADIUM SEATING SECTION @ AUDITORIUM 1** SCALE: 3/8" = 1'-0" 01

**adwarchitects**  
 environmentsforlife  
 architecture planning interiors  
 1431 w. morehead street, suite 100  
 charlotte, north carolina 28208  
 (704) 378-1816  
 (704) 378-1820  
 www.adwarchitects.com

**12 PLEX THEATRE  
 AND REVOLUTIONS  
 BOWLING ALLEY FOR  
 FRANK  
 THEATRES**  
 DELRAY MARKETPLACE  
 DELRAY BEACH, FLORIDA

**ACCESSIBILITY  
 WAIVER  
 SUBMISSION**

**STADIUM  
 SEATING  
 SECTIONS**

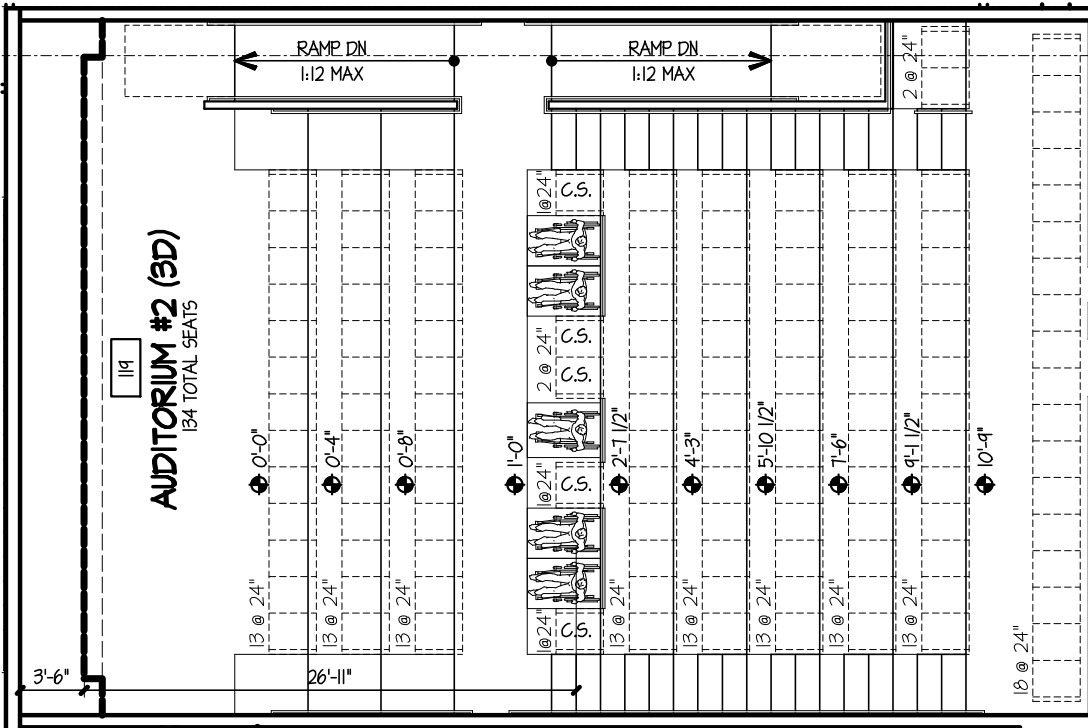
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SEAL

SHEET NUMBER

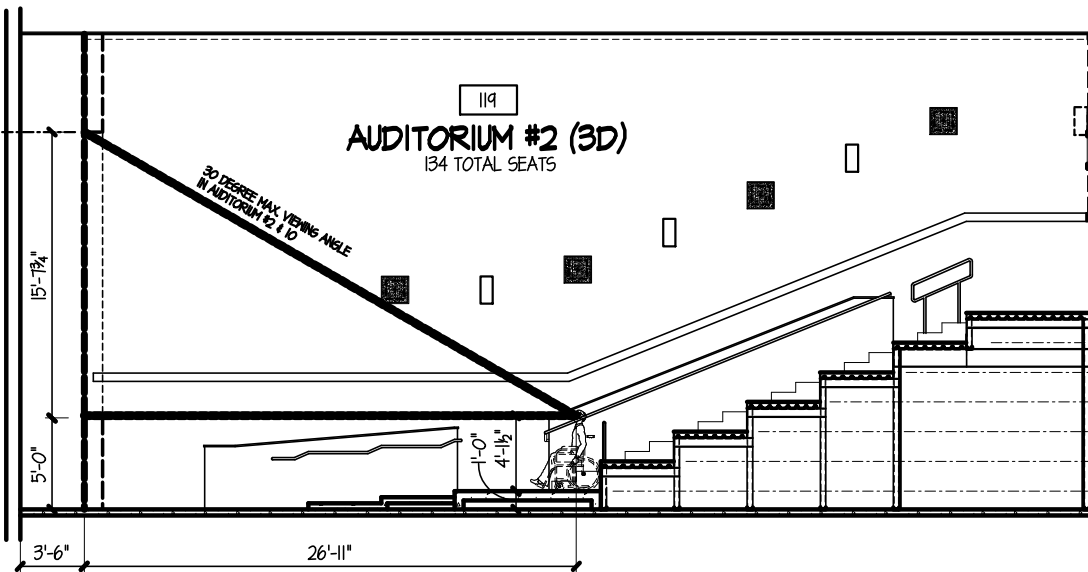
**A301**



**AUDITORIUM 2  
AUDITORIUM 10 (SIMILAR OP.HAND)**  
134 TOTAL SEATS  
5 WHEELCHAIR LOCATIONS  
5 COMPANION SEATS  
26'-11" FROM THE SCREEN  
1'-0" ABOVE FINISH FLOOR  
30 DEGREE MAX. VIEWING ANGLE

205  
**PROJECTION**

**ENLARGED PLAN @ AUDITORIUM 2 (10 SIMILAR, OPP.HAND)** SCALE: 3/8" = 1'-0" 03



**STADIUM SEATING SECTION @ AUDITORIUM 2 (10 SIMILAR, OPP.HAND)** SCALE: 3/8" = 1'-0" 01

**ACCESSIBILITY  
WAIVER  
SUBMISSION**

**STADIUM  
SEATING  
SECTIONS**

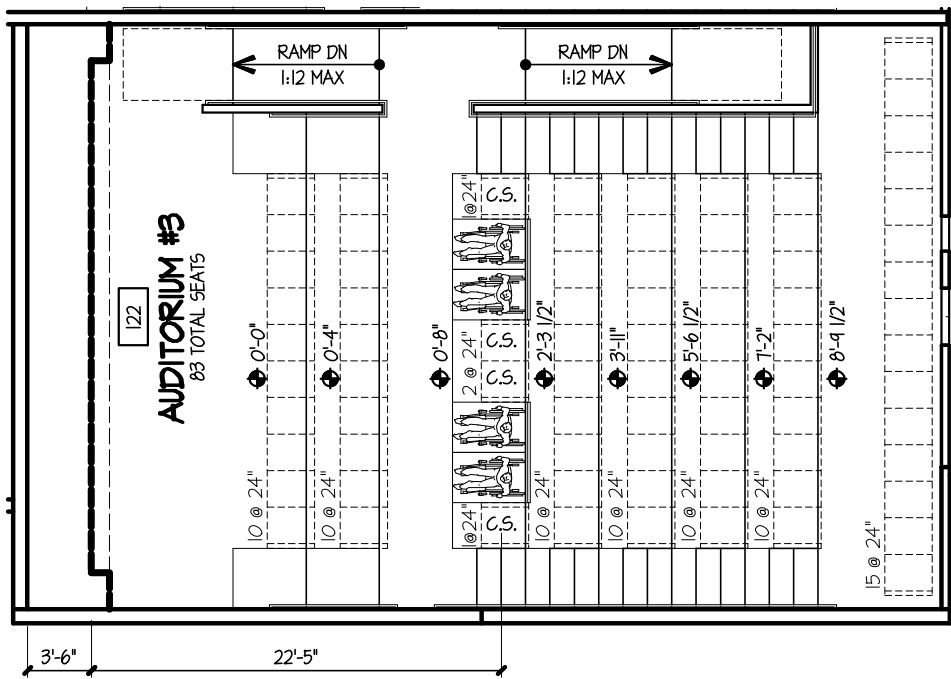
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PROJECT NO.	11015
REVISIONS	
NO DATE DESCRIPTION	

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BSL

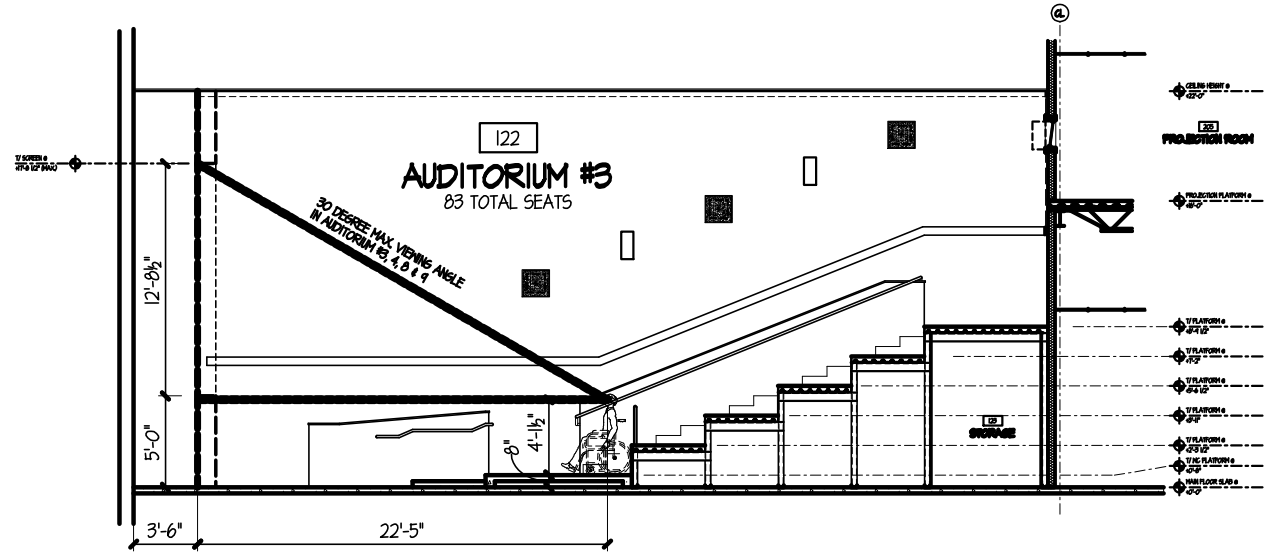
**A302**





**AUDITORIUM 3  
 AUDITORIUM 4, 8 & 9 (SIMILAR)  
 83 TOTAL SEATS  
 4 WHEELCHAIR LOCATIONS  
 4 COMPANION SEATS  
 22'-5" FROM THE SCREEN  
 0'-8" ABOVE FINISH FLOOR  
 30 DEGREE MAX. VIEWING ANGLE**

ENLARGED PLAN @ AUDITORIUM 3 (4, 8 & 9 SIMILAR) SCALE: 3/8" = 1'-0" 03



STADIUM SEATING SECTION @ AUDITORIUM 3 (4, 8 & 9 SIMILAR) SCALE: 3/8" = 1'-0" 01

12 PLEX THEATRE  
 AND REVOLUTIONS  
 BOWLING ALLEY FOR  
**FRANK  
 THEATRES**  
 DELRAY MARKETPLACE  
 DELRAY BEACH, FLORIDA

ACCESSIBILITY  
 WAIVER  
 SUBMISSION

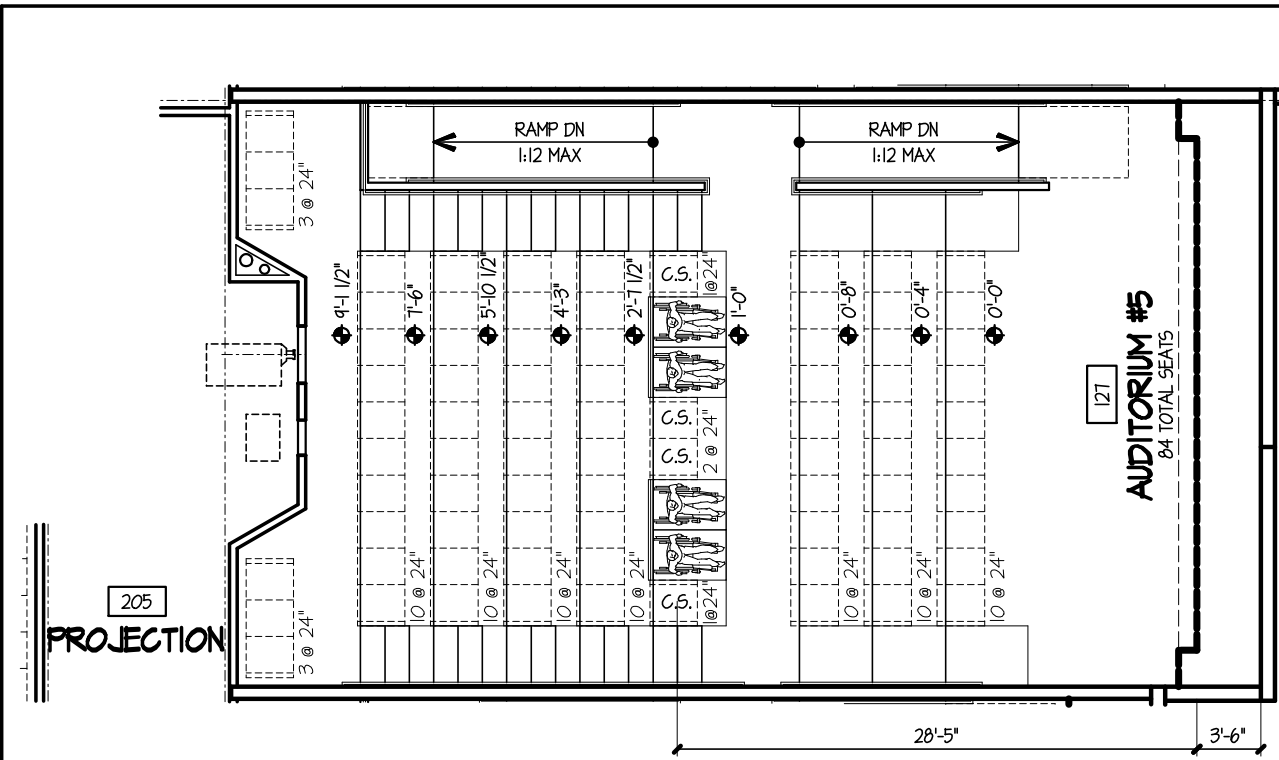
STADIUM  
 SEATING  
 SECTIONS

DATE 08.23.2011  
 PROJECT NO 11015  
 REVISIONS  
 NO DATE DESCRIPTION

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BSL

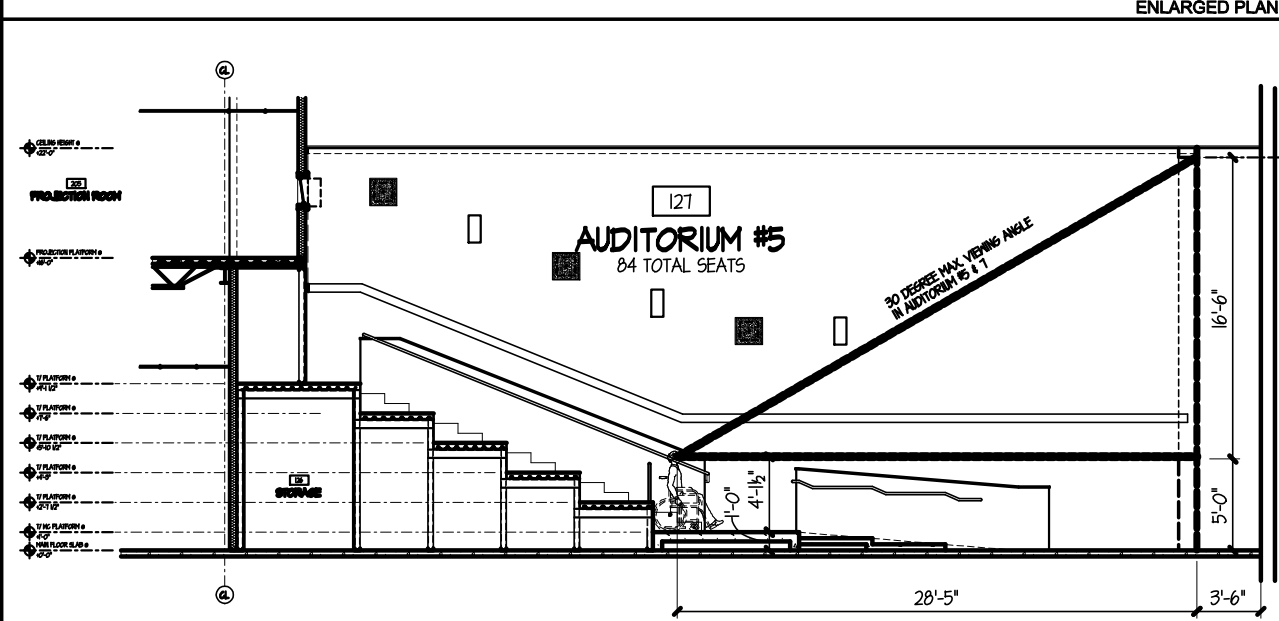
SHEET NUMBER **A303**



**AUDITORIUM 5**  
**AUDITORIUM 7 (SIMILAR, OPP.HAND)**  
**84 TOTAL SEATS**  
**4 WHEELCHAIR LOCATIONS**  
**4 COMPANION SEATS**  
**28'-5" FROM THE SCREEN**  
**1'-0" ABOVE FINISH FLOOR**  
**30 DEGREE MAX. VIEWING ANGLE**

12 PLEX THEATRE  
 AND REVOLUTIONS  
 BOWLING ALLEY FOR  
**FRANK THEATRES**  
 DELRAY MARKETPLACE  
 DELRAY BEACH, FLORIDA

ENLARGED PLAN @ AUDITORIUM 5 (7 SIMILAR, OPP.HAND) SCALE: 3/8" = 1'-0" 03



STADIUM SEATING SECTION @ AUDITORIUM 5 (7 SIMILAR, OPP.HAND) SCALE: 3/8" = 1'-0" 01

ACCESSIBILITY  
 WAIVER  
 SUBMISSION

STADIUM  
 SEATING  
 SECTIONS

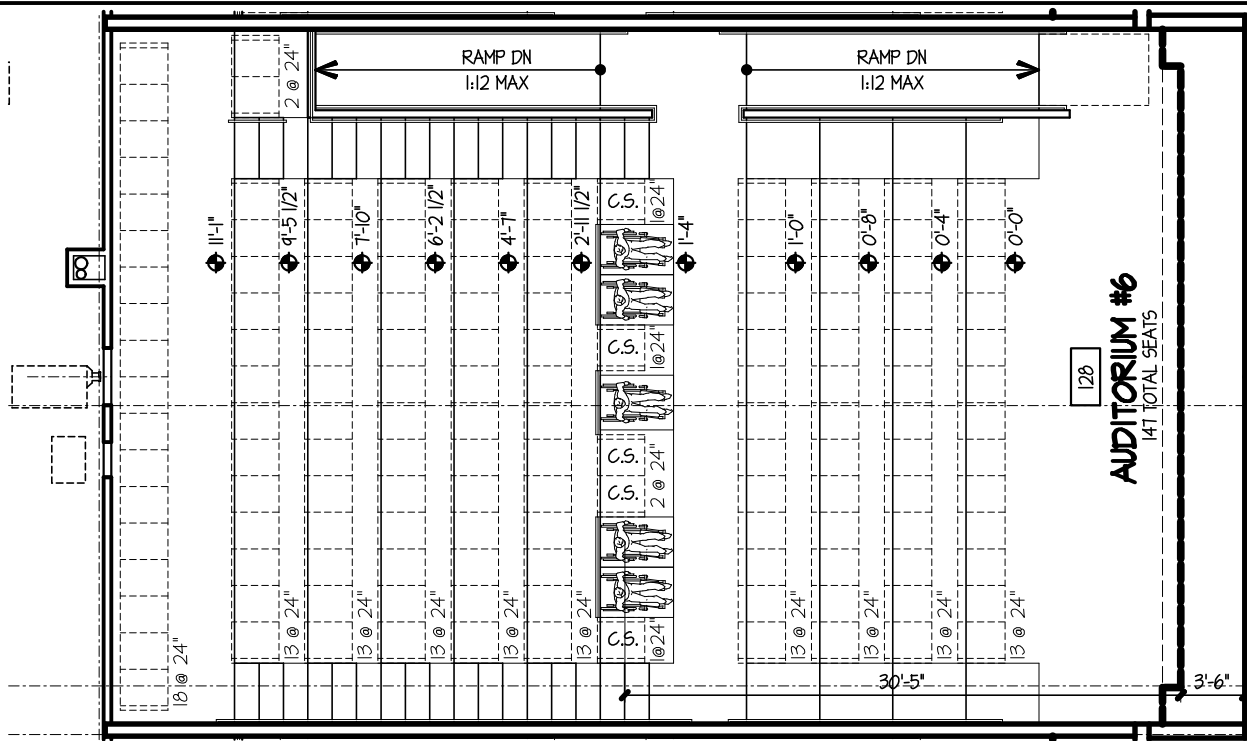
DATE 08.23.2011  
 PROJECT NO 11015  
 REVISIONS  
 NO DATE DESCRIPTION

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BSL

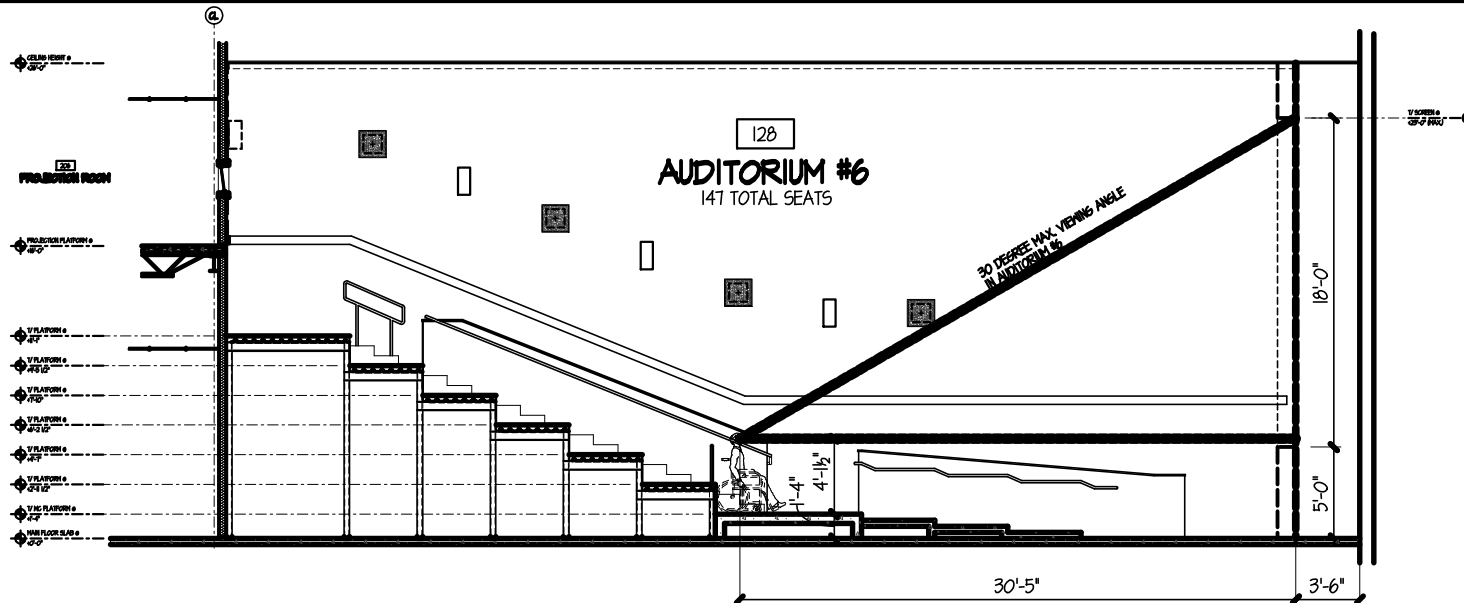
**A304**

SHEET NUMBER



**AUDITORIUM #6**  
147 TOTAL SEATS  
5 WHEELCHAIR LOCATIONS  
5 COMPANION SEATS  
30'-5" FROM THE SCREEN  
1'-4" ABOVE FINISH FLOOR  
30 DEGREE MAX. VIEWING ANGLE

ENLARGED PLAN @ AUDITORIUM 6 SCALE: 3/8" = 1'-0" 03



STADIUM SEATING SECTION @ AUDITORIUM 6 SCALE: 3/8" = 1'-0" 01

12 PLEX THEATRE  
AND REVOLUTIONS  
BOWLING ALLEY FOR

**FRANK  
THEATRES**

DELRAY MARKETPLACE  
DELRAY BEACH, FLORIDA

ACCESSIBILITY  
WAIVER  
SUBMISSION

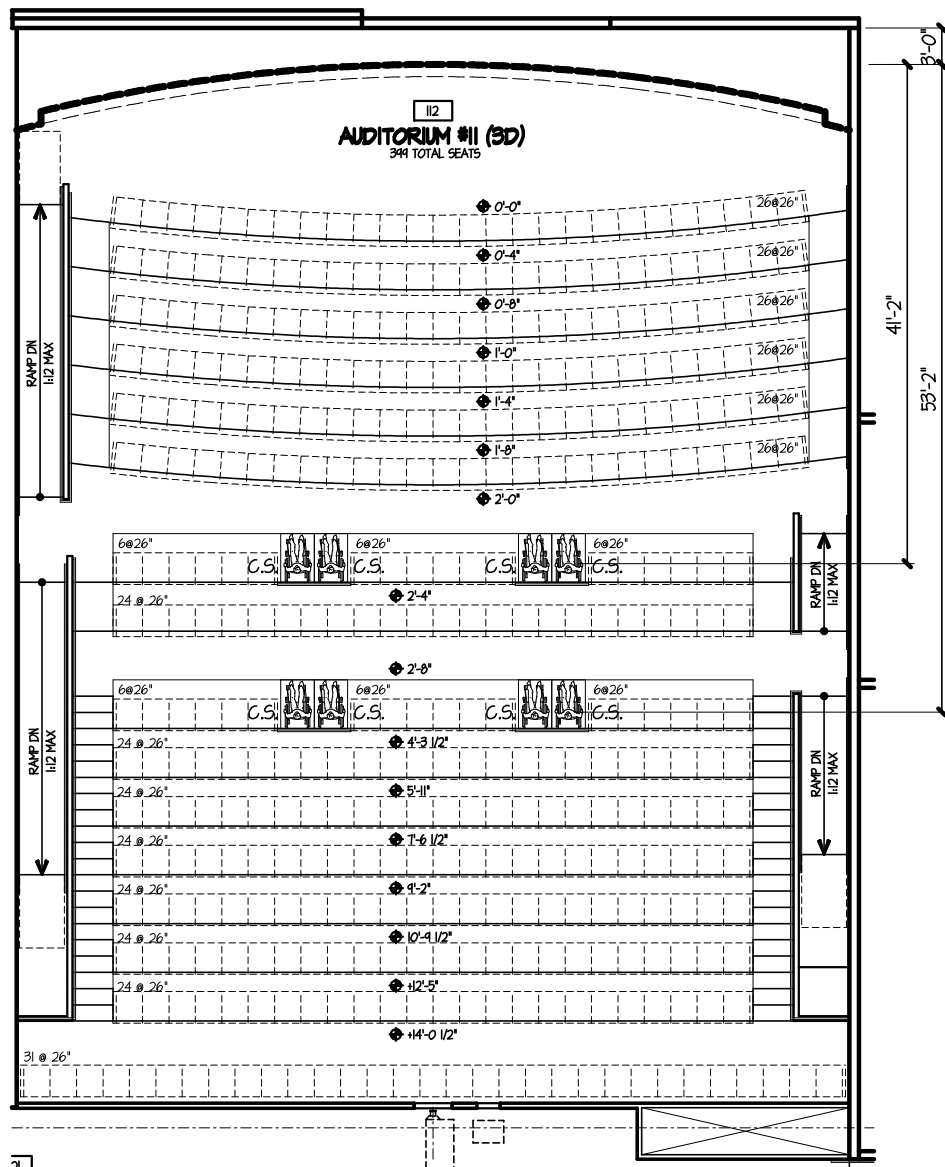
STADIUM  
SEATING  
SECTIONS

DATE 08.23.2011  
PROJECT NO 11015  
REVISIONS  
NO DATE DESCRIPTION

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SEA

SHEET NUMBER **A305**



**AUDITORIUM 11**  
**AUDITORIUM 12 (SIMILAR, OPP.HAND)**  
**399 TOTAL SEATS**  
**8 WHEELCHAIR LOCATIONS**  
**8 COMPANION SEATS**  
**(FRONT) 41'-2" FROM THE SCREEN**  
**2'-0" ABOVE FINISH FLOOR**  
**30 DEGREE MAX. VIEWING ANGLE**  
**(REAR) 53'-2" FROM THE SCREEN**  
**2'-8" ABOVE FINISH FLOOR**  
**23.5 DEGREE MAX. VIEWING ANGLE**

**12 PLEX THEATRE  
 AND REVOLUTIONS  
 BOWLING ALLEY FOR  
 FRANK  
 THEATRES**  
 DELRAY MARKETPLACE  
 DELRAY BEACH, FLORIDA

**ACCESSIBILITY  
 WAIVER  
 SUBMISSION**

**STADIUM  
 SEATING  
 SECTIONS**

DATE	08.23.2011	
PROJECT NO	11015	
REVISIONS		
NO	DATE	DESCRIPTION

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BSL

**A306**

AUDITORIUM 11  
 AUDITORIUM 12 (SIMILAR, OPP.HAND)  
 399 TOTAL SEATS  
 8 WHEELCHAIR LOCATIONS  
 8 COMPANION SEATS  
 (FRONT) 41'-2" FROM THE SCREEN  
 2'-0" ABOVE FINISH FLOOR  
 30 DEGREE MAX. VIEWING ANGLE  
 (REAR) 53'-2" FROM THE SCREEN  
 2'-8" ABOVE FINISH FLOOR  
 23.5 DEGREE MAX. VIEWING ANGLE

12 PLEX THEATRE  
 AND REVOLUTIONS  
 BOWLING ALLEY FOR  
**FRANK THEATRES**  
 DELRAY MARKETPLACE  
 DELRAY BEACH, FLORIDA

ACCESSIBILITY  
 WAIVER  
 SUBMISSION

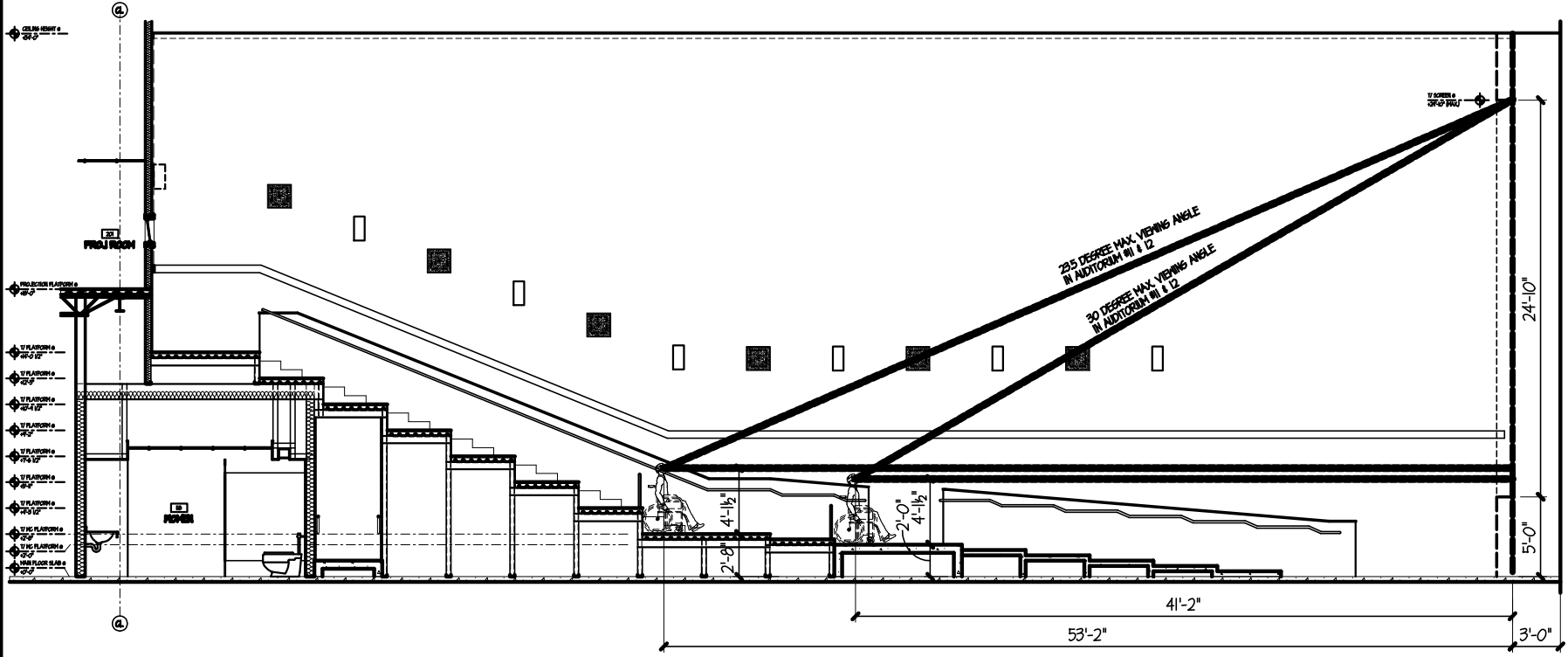
STADIUM  
 SEATING  
 SECTIONS

DATE 08.23.2011  
 PROJECT NO 11015  
 REVISIONS  
 NO DATE DESCRIPTION

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BSL

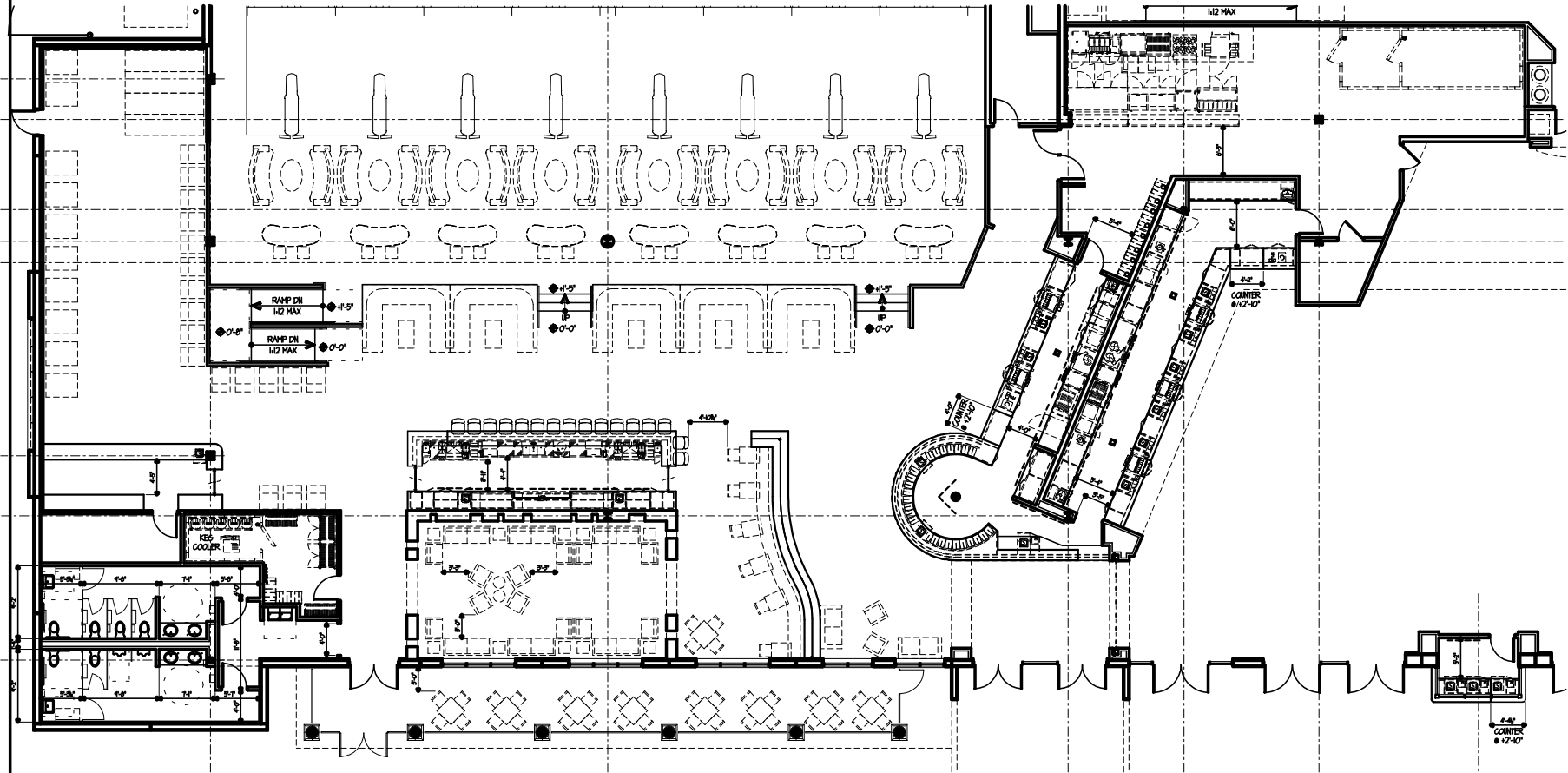
**A307**



STADIUM SEATING SECTION @ AUDITORIUM 11 (12 SIMILAR, OPP.HAND)

SCALE: 3/8" = 1'-0" 01





**12 PLEX THEATRE  
 AND REVOLUTIONS  
 BOWLING ALLEY FOR  
 FRANK  
 THEATRES**  
 DELRAY MARKETPLACE  
 DELRAY BEACH, FLORIDA

**ACCESSIBILITY  
 WAIVER  
 SUBMISSION**

**ENLARGED PLAN  
 AT FOOD SERVICE**

DATE	08.23.2011
PROJECT NO	11015
REVISIONS	
NO	DATE DESCRIPTION

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BSL

**A401**

TITLE	SCALE	20
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TITLE	SCALE	16
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TITLE	SCALE	19
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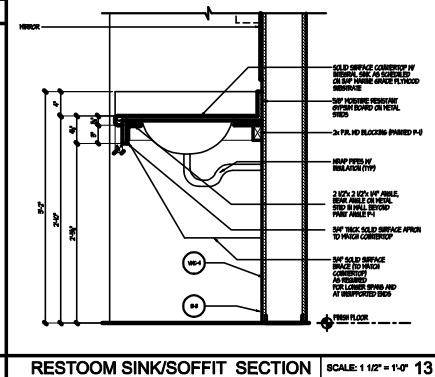
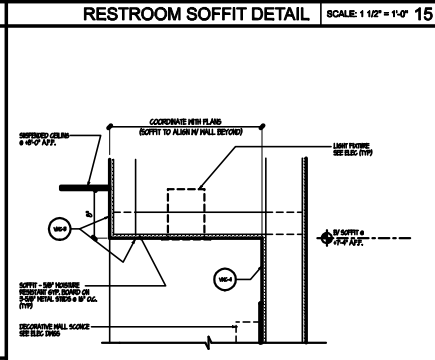
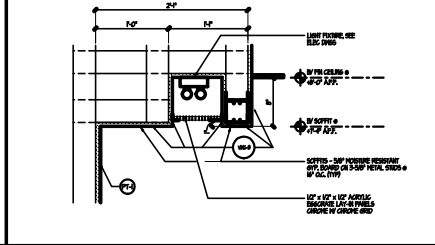
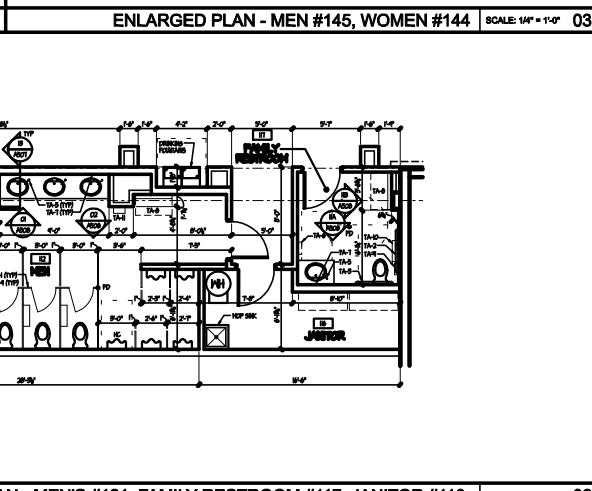
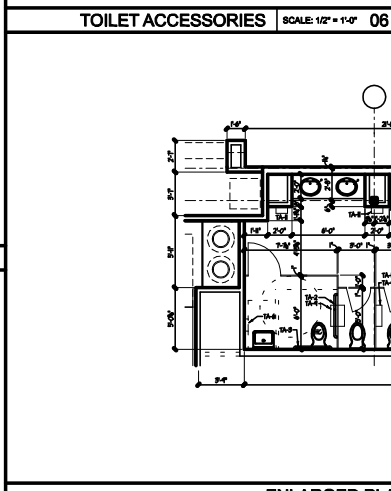
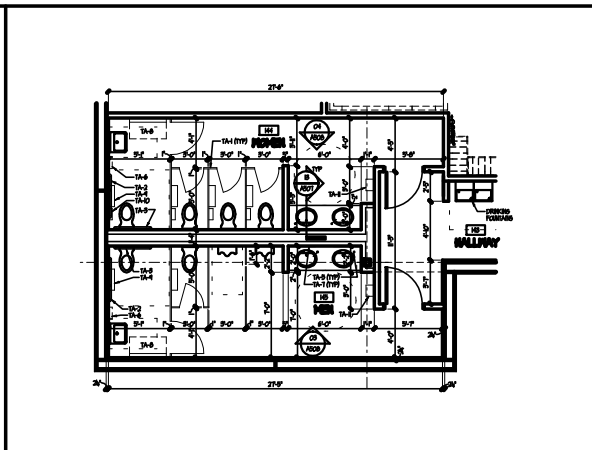
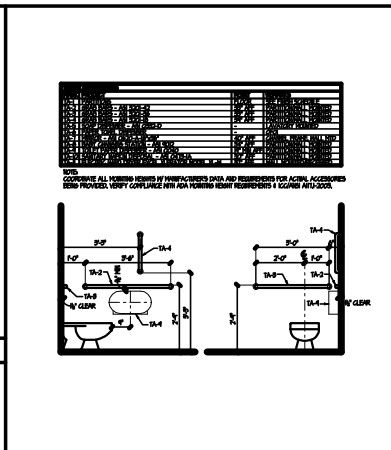
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TITLE	SCALE	17
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TITLE	SCALE	16
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TITLE	SCALE	17
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TITLE	SCALE	13
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12 PLEX THEATRE  
 AND REVOLUTIONS  
 BOWLING ALLEY FOR  
**FRANK THEATRES**  
 DELRAY MARKETPLACE  
 DELRAY BEACH, FLORIDA

ACCESSIBILITY  
 WAIVER  
 SUBMISSION

ENLARGED  
 RESTROOM PLANS

DATE	08.23.2011	
PROJECT NO	11015	
REVISIONS		
NO	DATE	DESCRIPTION

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BSL

**A402**

SHEET NUMBER