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March 4, 2015

Department of Business and Professional Regulation
Florida Building Commission
1940 North Monroe Street
Tallahassee, FL 32399-0772

Re: Request for Waiver
Around the Clock Fitness
16970 Alico Mission Way, Unit 305
Lee County, Ft. Myers, FL

Dear Sir or Madam:

We are making this request for relief from the 2012 Florida Accessibility Code, Chapter 2, Section 201, Subsection 201.1.1. We are under construction with this facility. It is originally a one story building. It has barely the height in the front part of the building such that the Owner wished to install a mezzanine area with some exercise equipment and exercise rooms. No other facilities are provide on the mezzanine level. All activities that persons can participate in are available to participate in on the first floor. Lee County rejected the initial plan submittal without any elevator.

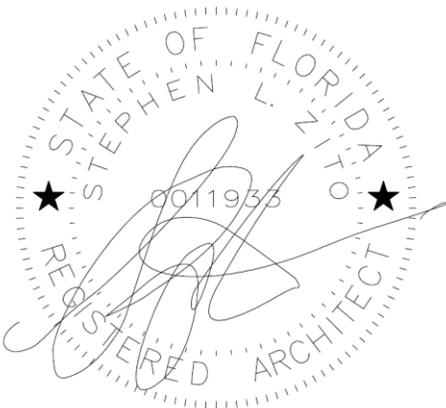
The Mezzanine level is 6,422 s.f. and the First Floor Level is 20,832 s.f. We then planned to install a LULA in the building, though had tight clearances to the roof structure. We received the permit and are under construction. As it turns out, the LULA will not fit without projecting the shaft construction through the existing bar joist and metal deck roof structure and projecting above it. This has become a major issue and impossible to construct within reasonable efforts and costs.

The Owner requests he not be required to provide access to this level. He has one other facility in the City of Ft. Myers where he received a waiver to use a lift. He can testify that he only has 1-2 visits per year from a wheelchair bound person and even though the mezzanine is available, the lift has never been used. Owner feels it is a misuse of space and financial resources to install an elevator or lift to a space that is not used by persons bound in a wheelchair.

We therefore ask this Commission for a waiver on this project.

Sincerely,

ZITO • RUSSELL ARCHITECTS, P.C.



Stephen L. Zito, AIA