WHISPERING PINES CENTER

Issue: Reduction of maneuvering clearance at push side of a door and installing a 36" grab bar rather than 42" in a toilet room.

Analysis: The applicant is requesting a waiver for modifications to the requirements for 18" maneuvering clearance at a doorway and to reduce the size of a toilet room grab bar from 42" to 36". The project is an existing facility and during the course of construction a structural column was found that prohibits being able to provide the required clearance and grab bar. To do so would require extensive demolition and reconfiguration of the space, including reducing classroom size. The scope of the project is renovation of 11 existing toilet rooms at a cost of \$341,333. NOTE: This request is not for a waiver from a Florida specific standard, but from requirements of the federal guidelines.

Project Progress:.

The project is complete.

Items to be Waived: Doorway maneuvering clearance as required by Section 11-4.13.6 and Figure 25. Grab bars as required by Section 11-4.26.2 and Figure 39.

Waiver Criteria: There is no specific guidance for a waiver of this requirement in the code. The Commission's current rule, authorized in Section 553.512, Florida Statutes, provides criteria for granting waivers and allows consideration of unnecessary or extreme hardship to the applicant if the specific requirements were imposed.

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: Whispering Pines Center	
Address: 3609 SW 89 th Avenue Miramar, FL	
2. Name of Applicant. If other than the owner, please indicate relationship of applica owner and written authorization by owner in space provided:	nt to
Applicant's Name: Crain Engineering Company, d.b.a. Crain Atlantis Engineering, Inc.	
Applicant's Address: 210 SW Natura Avenue, Deerfield Beach, FL 33441	
Applicant's Telephone : 954-917-0411 FAX : 954-917-0415	
Applicant's E-mail Address: crainatlantis@crainatlantis.com	
Relationship to Owner: Architectural/Engineering Consultant	
Owner's Name: School Board of Broward County	
Owner's Address: 1700 SW 14 th Court, Ft. Lauderdale, FL 33312	
Owner's Telephone: 754 321 1510 FAX: 754 - 321 - 1681	
Owner's E-mail Address: Thomas - Lindgere Beauxedschools - Com	
Owner's E-mail Address: Thomas Suide Beauxed Schools Com Signature of Owner:	
Contact Person: ROSSANA PIREM @ CRAIN ISKANTIS	
Contact Person's Telephone: 954) 917 - 041/ E-mail Address:(see above)	

This application is available in alternate formats upon request. Form No. 2001-01 3. Please check one of the following:
[] New construction.
[] Addition to a building or facility.
[X] 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.)
Whispering Pines Center is a Broward County Public School learning center; it is a one story building of approximately 9,000 sq ft., constructed in 1991.
5. Project Construction Cost (Provide cost for new construction, the addition or the alteration The project required renovation of eleven (11) existing restrooms to accommodate ADA at a cost of \$341,333
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 [X] Completed*
* Briefly explain why the request has now been referred to the Commission.
Two of the existing renovated restrooms (404D and 404B) required field changes due to the
discovery of a structural column within the affected area. The spaces were re-designed to

Two of the existing renovated restrooms (404D and 404B) required field changes due to the discovery of a structural column within the affected area. The spaces were re-designed to accommodate the planned renovation and upon completion of the construction a final on site review was made and an installed 36" grab bar adjacent to the water closet was found to be 10 inches rather than the max. 12 inches from the rear wall. The completed spaces are restricted by the door width and in-wall multiple services; plumbing, electrical, alarm, and conduit and piping, etc. In order to accommodate the 42" grab bar required, complete demolition and re-build of the

walls containing the multiple services would be necessary at an additional cost of \$31,000 and disruption to the teaching facility. 7. Requirements requested to be waived. Please reference the applicable section of Florida law. Only Florida-specific accessibility requirements may be waived. Issue 1: 2007 Florida Building Code, Chapter 11 figure 29: grab bar at water closet 12-inch maximum from back wall /54-inch min. Issue Issue 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. [X] Substantial financial costs will be incurred by the owner if the waiver is denied. (See Item 9) [] 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

any acco	Provide documented cost estimates for each portion of the waiver request and iden additional supporting data which may affect the cost estimates. For example, for vert essibility, the lowest documented cost of an elevator, ramp, lift or other method of providical accessibility should be provided, documented by quotations or bids from at least address or contractors.
a	
b	Modern Construction \$31,523
c	
proj her	Licensed Design Professional : Where a licensed design professional has designed ect, his or her comments MUST be included and certified by signature and affixing of his professional seal. The comments must include the reason(s) why the waiver is necessary.
proj her (See	ect, his or her comments MUST be included and certified by signature and affixing of his professional seal. The comments must include the reason(s) why the waiver is necessary. Exercise request letter)

.

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 29 day of APPIL , 20 10

Signature Signature

George M. Petrocelli, P.E., Vice President

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.



ENGINEERING, INC. Consulting Engineers EB-27488

May 11, 2010

Department of Community Affairs Florida Building Commission 2555 Shumard Oak Boulevard Tallahassee, FL 32399-2100

Subject:

Addendum to Request for Waiver - Whispering Pines Center, (original submitted 4-29-2010)

School Board of Broward County

Dear Council Members,

Enclosed is the addendum to our original appeal, submitted on April 29, 2010 that addressed the grab bars in restrooms 404D and 407B. Based on the recommendation of the Broward County Schools, we would like to add an additional restroom, which was included in the same project at Whispering Pines Center, to the original request for waiver.

The additional restroom is 201A. There were originally two very small restrooms in a confined area that were converted to ADA restrooms. Due to the limited space available, the new restroom does not meet the maneuverability clearance at the restroom door according to the 2007 Florida Building Code, Chapter 11, Figure 25a (front approach) which shows a 48" clear floor space with a 12" clearance on the push side of the door. In the case of restroom 201A a portion of the lavatory is 44" from the door and the clearance on the push side of the door is 7" (see the attached photos). However, we responded to the Building Department Permit Review Number 05-PR209PR2 (see the attached) by referencing Figure 25b of the Florida Building Code, Chapter 11, for a hinge side approach which allows a 42" clearance and the 12" clearance on the push side is not required. Based on the side approach, we would like to appeal the inspection report finding. Please note the e-mail (see attached dated August 27, 2009) response by Robert F. Hamberger, SBBC Chief Building Official, in which he states, "Regarding bathroom 201A, using the side approach (Figure 25b), found in Chapter 11 of the FBC, it is my opinion that the 42"x 54" maneuvering clearance would be adequate."

This addendum to the request for waiver is being submitted because the only other solution would be to demolish and rebuild the walls to construct only one compliant ADA restroom due to the limited area. The work necessary to demolish the two existing restrooms, retrench and relocate the existing utility piping and conduit creates a hardship to allow for the distance required for a front approach, as well as reducing the area to only one compliant restroom. This additional modification would result in the interruption of the classes and inability to use these restroom facilities during the construction phase and would take space from the adjoining classrooms.

We appreciate your consideration in this matter.

Very Truly Yours.

George M. Petrocelli, P.E.

Vice President

Florida

Massachusetts

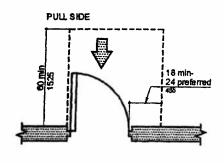
New Jersey

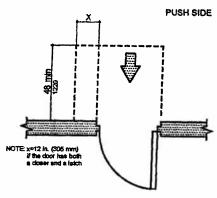
New York

North Carolina

Rhode Island

Texas

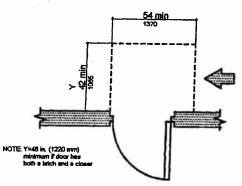




(a) Front Approaches - Swinging Doors



NOTE: Xx36 ja. (916 mm) minimum If Y = 60 in. (1525 mm); X=42 in. (1065 mm) minimum if Y=54 in. (1370 mm)



(b) Hinge-side Approaches - Swinging Doors

NOTE: All doors in alcoves shall comply with the clearances for front approaches.

FIGURE 25
MANEUVERING CLEARANCE AT DOORS



Restroom 201A - Distance from lavatory to doorway is 44".



Restroom 201A – Clearance on push side of door is 7".



School Board of Broward County Building Department 2301 NW 26th Street, Bldg. 9 Oakland Park, FL 33311

Ph: (754) 321-4800 Fax: (754) 321-3389

	pection Report Request No. 167941
TO: Pasquariello, Joseph 8/24/20	Inspector
Date/Time Requested: Date / Time	
Performed By: Date / Time	Project Number 1752 - 9964
Project Whispering Pines School	Project Number
Thorton Construction Contractor	Superintendent Coley, Sonjia
Design Services Consultant	Project Manager
Architectural	
Final Building	AK O.K.
Restrooms 😂	, 407B, 30SA & B, 315B & C & A , 2018
	-/-/- 11 W. 18
M 201 A A PULL SIDE OF DOON L	LESS THEN 16"- 18" REQUIRED, PUSH SIDE 6", 12"
NOTE-BATHROWS IS C	US GARUS
on 4040 - SARB BAA ONEY 36	1 42" RECOVERED, CODE STOTES 12" MAX. 1 F 42" 18 USFO IT WOULD BE OFFED. 8" FROM BOCK
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BATH ROUM O. M. P	=011 U3E ·
	PASSED FAILEI
Comments:	
Distribution:	By: Mat J MM Date
Consultant (Yellow) Project File (Pink) Inspector (Goldenrod)	

The School Board of Broward County, Florida Oakland Park, Fl 33311 **Building Department** 2301 NW 26th Street Ph: (754) 321-4809

Building Department Permit Review

Phase IIIR2 100%: Construction Document

Revision 3

Facility Name: Whispering Pines

Project Name: ADA Restroom / Grab Bars Design Consultant: Crain

Project Manager: Reinaldo Olivera

Date of Receipt: **09-25-09** BD No.: **05-PR209PR2** Project No.: 1752-9904 Sap No: P.000341

To: Reinaldo Olivera, Project Manager

The following represents the status of the completed design review of all technical disciplines for the above listed project. PEER REVIEWED BY: BUILDING DEPARTMENT

Roofing - Not Applicable

Site Utilities- Not Applicable Building - Approved

Mechanical - Not Applicable

Electrical - Approved

Plumbing - Revise & Resubmit

Fire Safety - Revise & Resubmit Fire Protection-Not Applicable

NOTE: Written & Electronic responses (via attached diskette provided by SBBC) to these review comments must be attached to the succeeding submittal. See attached comments.

Robert Hamberger, Chief Building Official

Review Issued: October 22, 2009 /LF

Attachment(s) Diskette

Structural Calculations 5) Construction Drawings 5) Structural Calculations

Derrick Ragland, Executive Director, Facilities and Project Management (Cover) Claudia Munroe, Executive Director, Design Services c/o Clara Sanchez

ö

Denis Herrmann, Director Contracts c/o Donna Murray Shelley Meloni, Director, Design (Cover)

Fernando Cuin, Supervisor III, Operations Alfredo Leon, Architect V

CENTRAL PROJECT



The School Board of Broward County, Florida Building Department Division

Phase Submittal: IIIR2 100% Rev 3

Facility Name: Whispering Pines

Wayne Smith Reviewed By:

Discipline Review: Plumbing

BVNA

Peer Review Consultant:

Date of Review Completion: 10-22-09

Project Number: 17529904

Project Name: ADA Restroom / Grab Bars

BD#: 05-PR509PR2

Review Status: Revise & Resubmit PERMIT REVIEW

_						
	Date					
	Compl. Date					
		Comment: Restrooms 308A&B water closets are both required to be handicap	accessine. TDC 11-4.1.1(6)		Response: Due to restricted area (Corridor 007 and Electrical room 314B), there is	only enough room for one ADA restroom.
M/R/C	M	E				
Phase	CAIII	!				
Item No.	-					
Sheet No.	A-7	•				



Building Department Division

Florida

Phase Submittal: IIIR2 100% Rev 3

Facility Name: Whispering Pines

Reviewed By: Tom Keane

Discipline Review: Fire Safety

Peer Review Consultant:

BCPS Building Dept.

Date of Review Completion: 10/15/09 Project Name: ADA Restroom / Grab Bars

Project Number: 17529904

05PR209PR2 BD#:

Review Status: Revise and Resubmit PERMIT REVIEW

Doto.	Dage							
Compi	100							
Comments of the second	nce on the push side of the door ed clear space. FBC/FACBC 2004,	Response: FBC 2004 11-4.13.6 Figure #25(b) also allow for hinge side approach. To comply with 42 X 54 clearance at exit door, 4.2.4.1 states –clear floor or ground space for wheelchairs may be part of the knee space required under some objects-	Comment: Tissue dispensers, if mounted above the grab bars must have a 12," clearance from the grab bar and be 7"- 9" in front of the water closet as measured to the centerline of the toilet tissue dispenser. FBC/FACBC 2004, 423.4.4, ADAAG Building Elements for Childrens Use, 1998, section 4.16.7 (5) *Equivalent Facilitation Permitted by BCPS C.B.O. allowing tissue dispenser above grab bar.	Response: See revised drawing sheet A-11	Comment: Lavatory lacks required 21" clearance to wall in front of lavatory per FPC 2004, 405.3.1	Response: Lavatory was incorrectly shown on drawings. Actual conditions allow for over 21 inches clearance in front of Lavatory. See revised drawing sheet A.7	Comment: A clear space of 18" with no projections from the wall is required on the pull side of door #9 at toilet room #404D and door #10 at #407B. FBC/FACBC 2004, 11-4.13.6, Figure #25 (a)	Response: See revised drawings sheet A-9 & A-10
M/R/C	Σ	: :	Σ		Σ		Σ	
Phase	IIIR2		=		=			
Item No. Phase M/R/C	-		%	•	က်		4.	
Sheet No.	A-6		A-6, A-7, A-9, A- 10 and A-11		A-7		A-9 and A-10	

Rossana Prem

From: Robert F. Hamberger [robert.hamberger@browardschools.com]

Sent: Thursday, August 27, 2009 3:37 PM

To: Rossana Prem

Cc: Reinaldo J. Olivera; cae@crainatlantis.com; gpetrocelli@crainatlantis.com

Subject: Re: SBBC Whispering Pines Elementary ADA Toilets Citations

Rossana,

I concur with the contents of your email with the exception of 404D and 407B. In the case of these two rooms the grab bars must extend 54" from the back wall (Figure 29) found in Chapter 11 of the FBC, so the 42" grab bar may not be set back from the door jamb as we initially thought. Rather, it must be set 12" off the rear wall to extend the full 54" off of the rear wall.

Regarding bathroom 201A, using the side approach (Figure 25(b)found in Chapter 11 of the FBC, it is my opinion that the 42" x 54" manuvering clearance would be adequate.

Note that there are bathrooms in the ADA grouping at Whispering pines that still require re-inspection in order for the Building Department to grant occupancy. I hope this is of help to you.

Robert F. Hamberger

Chief Building Official
The School Board of Broward County, Florida
2301 NW 26th Street
Oakland Park,Florida 33311
954-804-9972
robert.hamberger@browardschools.com

"Rossana Prem" < rprem@crainatlantis.com > on Thursday, August 27, 2009 at 12:24 PM -0400 wrote:

Chief Hamberger,

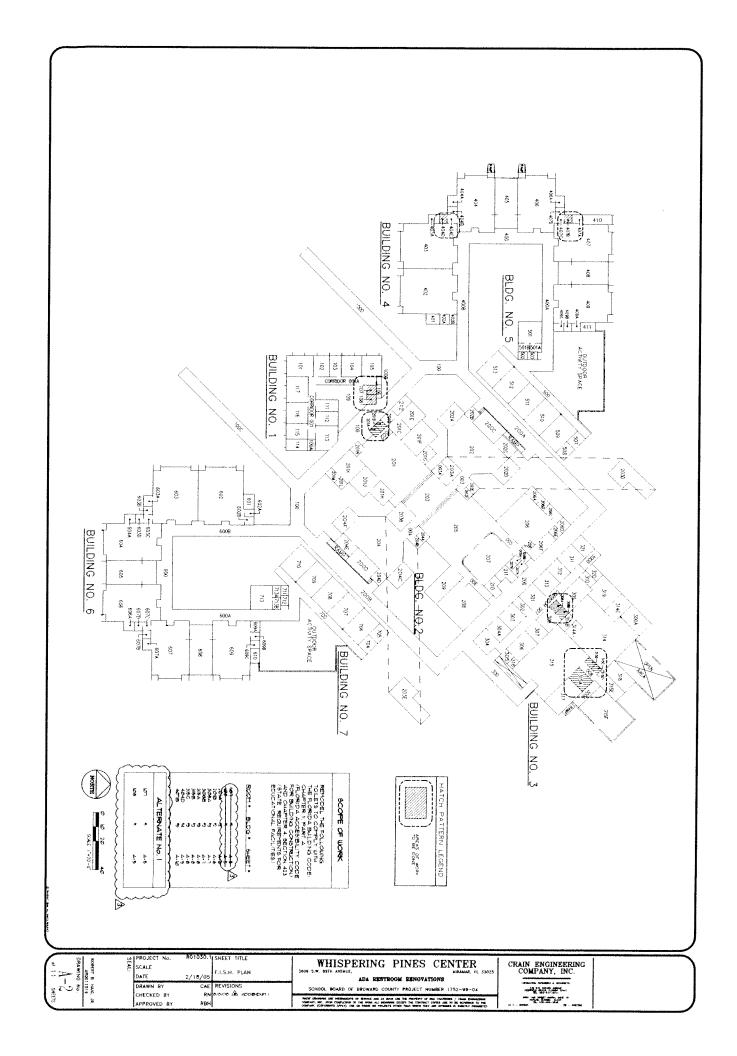
First, I wish to thank you kindly for taking my visit this morning in such short notice. Please extend my appreciation also, to Mr. Tom Keen with whom I met today as well. To have on record items discussed, here are issues cited by your inspectors over the last few days and our agreement to have them resolved,

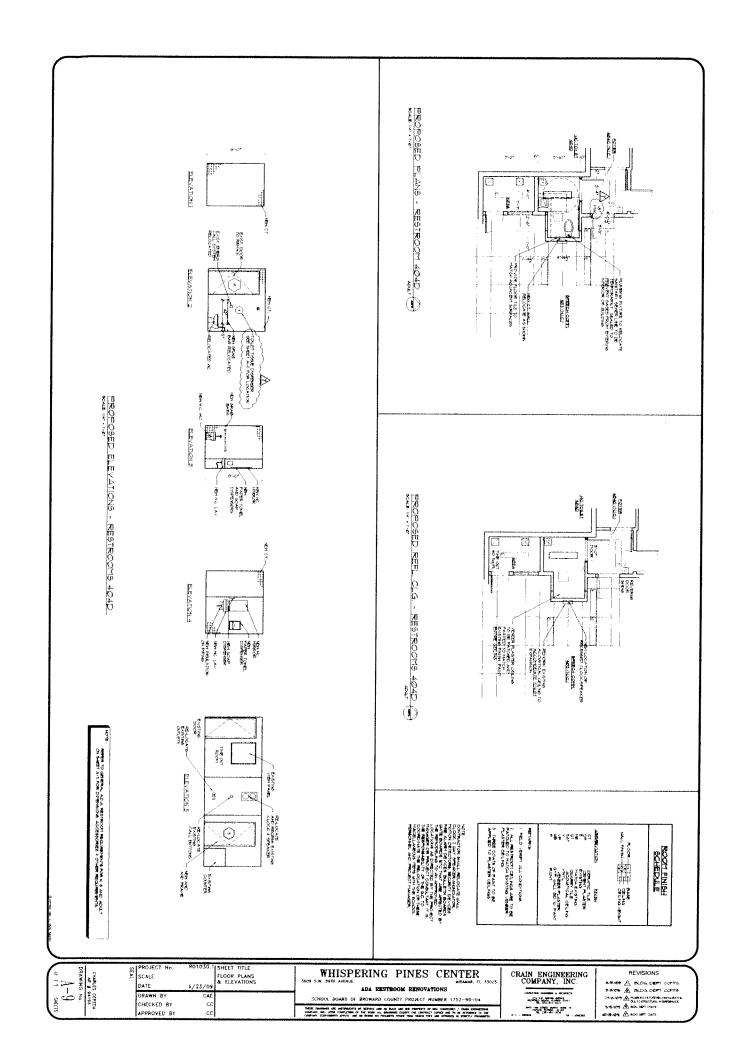
- 1243138. Toilet rooms 404D and 407B side grab bars at water closet shall be replaced with 42" bars as required by Ch. 11 of the FBC. Same shall be installed according to the structural strength specifications 11-4.26.3
- 1243138. Toilet room 308B shower seat shall be removed and a new side grab bar added on wall where seat will be taken out
- 1243138. Toilet room 201A front approach issue remains unresolved, pending second review by SBBC plumbing inspectors

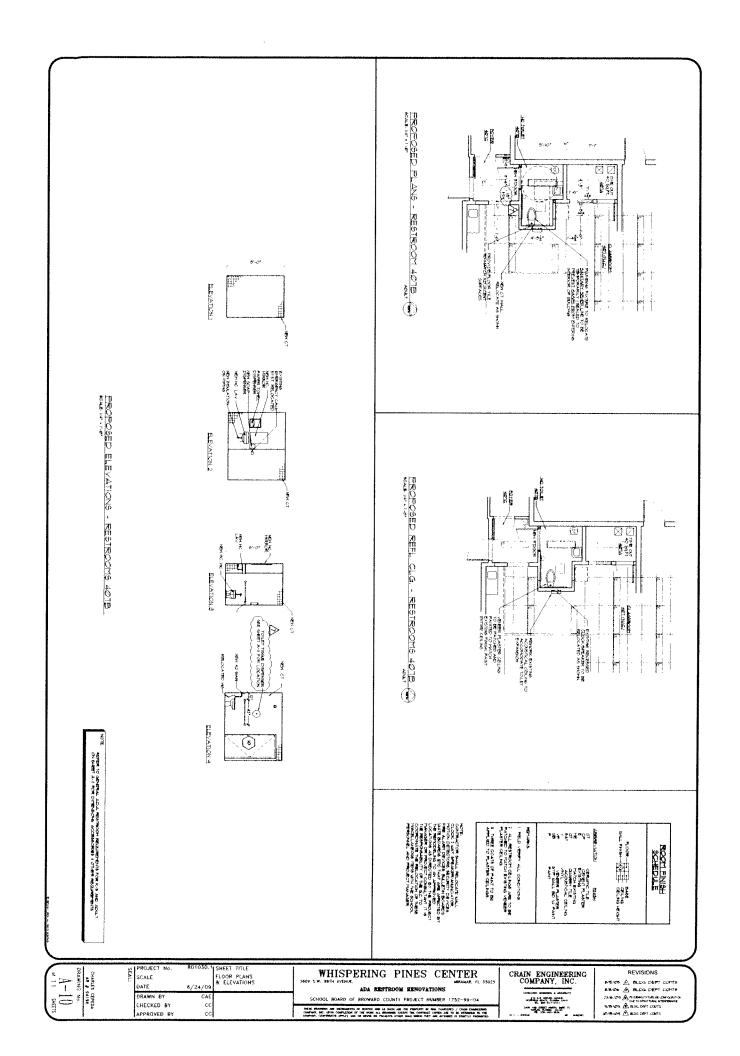
Again Sir, thank you for your time and consideration



Rossana L. Prem Associate AIA 210 S.W. Natura Avenue Deerfield Beach, FL 33441 Phone:954-917-0411 ext. 107 Fax: 954-917-0415 rprem@crainatlantis.com







ADA RESTROOMS RENOVATIONS

PROJECT NUMBER 1752-99-04

SCHOOL BOARD OF BROWARD COUNTY, FLORIDA



THE SCHOOL BOARD OF BROWARD COUNTY MEMBERS

STEPHANIE ARMA KRAFT, Esq. MAUREEN DINNEN, VICE-CHAIR JENNIFER LEONARD GOTTLIEB ROBIN BARTLEMAN, CHAIR BEVERLY A. GALLAGHER ROBERT D. PARKS, Ed.D. PHYLLIS C. HOPE ELEANOR SOBEL

BENJAMIN J. WILLIAMS

JAMES F. NOTTER, SUPERINTENDENT OF SCHOOLS MICHAEL C. GARRETSON, DEPUTY SUPERINTENDENT

WHISPERING PINES CENTER

3609 S.W. 89TH AVENUE, MIRAMAR, FLORIDA 33025



CONSULTING ENGINEERS & ARCHITECTS
210 S W NATURA AVENUE
DEERRELD BEACH, FLORIDA 33441
TEL 954-917-0411 2900 14TH ST N SURE 1 NAPLES, FLORIDA 34103 TEL 239~403~3038

NOTICE OF CHARGE TITLE SHEET

SITE PLAN
ABBREVIATIONS AND SYMBOLS DENOLITION PLANS FLISH POLAN

FLOOR FLANS AND BLEVATIONS DEMOLITION PLANS

FLOOR FLANS AND ELEVATIONS FLOOR TOLANS AND TILTIVATIONS FLOOR PLANS AND ELEVATIONS FLOOR PLANS AND ELEVATIONS

TECHANICAL PLANS MECHANICAL PLANS SCHEDULES AND DETAILS

ELECTRICAL PLANS

THOHANIOAL PLANS

PLUMBING PLANS

100% PHASE III COMPLETION FLORIDA BUILDING CODE 2004

THE BEST OF ALL MOMBLOGE, THESE DAWNESS AND PROJECT MANUAL ARE COMPLITE, AND COMPLY WITH THE STATE REQUEREMENTS FOR EDUCATIONAL FACILITIES INTERPRETARY CERTIFY THAT THE PROJECT DAWNESS AND THE PROJECT MANUAL WEST PETAREDS AND THAT I AM A DULY REDISTRED AND THAT I AM A DULY REDISTRED AND THAT I AM A DULY THE STREETENESS AND THAT I AM A DULY THE STREETENESS AND THAT I AM A DULY THE STATE OF TRANSIAN AND THE STATE OF THE

ROBERT B HAIG JR. AIA
(FLORIDA REGISTRATION NUMBER AR-9011519)
PROJECT ARCHITECT / ARCHITECT OF RECORD

ADBERT B	SCALE	01030.1 SHEET TITLE	WHISPERING PINES CENTER MEANUR. FL. 35975 ADA RESTROOM RENOVATIONS	CRAIN ENGINEERING COMPANY, INC.
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,5	APPROVED BY	RBH AND A ADDROVE:	Convert. Sec. unto constitute of the value. As assumed botter for convert levels Act to be expected to the convert (correct levels Act to be expected to the convert (correct levels Act to be expected to the convert (correct levels), set on speec on product notes made that set entirette at Statcher requested.	#** C - MANN

