TRADEMARK CINEMAS – CORAL SQUARE 8

Issue: Vertical accessibility to all rows of seats in a movie theater complex undergoing an alteration.

Analysis: The applicant is requesting a waiver from providing vertical accessibility to all rows of new stadium seating in an 8 screen movie complex. The building was constructed in 1984 and at that time, the floor was sloped. The wheelchair seating areas are being relocated from the rear of each auditorium to the center and are raised above the occupants of the seats directly in front of them. The project will cost approximately \$700,000 and according to the project designer, making each row accessible would cost approximately the same amount as adding the stadium seats, although no specific figure was submitted. Each theater's design has the required number of wheelchair locations, but in some instances, compliant companion seats have not been provided.

Project Progress:

The project is under design.

Items to be Waived:

Vertical accessibility to all rows of seats, as required by Section 553.509, Florida Statutes.

- 553.509 Vertical accessibility. Nothing in Sections 553.501-553.513 or the guidelines shall be construed to relieve the owner of any building, structure or facility governed by those sections from the duty to provide vertical accessibility to all levels above and below the occupiable grade level regardless of whether the guidelines require an elevator to be installed in such building, structure or facility, except for:
 - (1) Elevator pits, elevator penthouses, mechanical rooms, piping or equipment catwalks and automobile lubrication and maintenance pits and platforms;
 - (2) Unoccupiable spaces, such as rooms, enclosed spaces and storage spaces that are not designed for human occupancy, for public accommodations or for work areas; and
 - (3) Occupiable spaces and rooms that are not open to the public and that house no more than five persons, including, but not limited to equipment control rooms and projection booths.

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.

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: TRADEMARK CINEMAS - CORAL SQUARE &
Address: 770 RIVERSIDE DRIVE
CORAL SPRINGS, FL 33071
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: MARK CLEMENT
Applicant's Address: 770 RIVERSIDE DRIVE, CORAL SPRINGS, FL 33071
Applicant's Telephone: 954 796 0442 FAX: 954 796 0447
Applicant's E-mail Address: MCLEMENT @ TRAPEMARK CINEMAS, COM
Relationship to Owner: APPLICANT 19 OWNER
Owner's Name: SEE ABOVE
Owner's Address: SEE AbovE
Owner's Telephone: FAX
Owner's E-mail Address: Signature of Owner.
Contact Person: MARK CLEMENT
Contact Person's Telephone: 954 796 0442 E-mail Address: MCLEMENT & TRADEMARK
Cinemas, com

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.
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.)
EXIGHNY 8-SCREEN MOVIE THEATER, 27,199 SQUARE FEET GROSS AREA, 1-STORY PLUS MEZZANINE (PROJECTION)
5. Project Construction Cost (Provide cost for new construction, the addition or the alteration):
6. Project Status: Please check the phase of construction that best describes your project at the time of this application. Describe status.
[V Under Design [] Under Construction*
[] In Plan Review [] Completed*
* Briefly explain why the request has now been referred to the Commission.
IN SPEAKING WITH BOB HANNON OF THE CORAL SPEINES
Building GORVICES DIVISION, WE WERE INFORMED THAT THE
PROPOSED DESIGN COULD NOT BY APROVED WITHOUT A WAIVER.

	nly Florida-specific accessibility requirements may be waived.
1: F	CCESSIBILITY
A	CCESSIBILITY
Issue	
2:	
Issue	
3:	
extreme]	n(s) for Waiver Request: The Florida Building Commission may grant waivers of pecific accessibility requirements upon a determination of unnecessary, unreasonable of nardship. Please describe how this project meets the following hardship criterial that would apply for consideration of granting the waiver.
The ha	rdship is caused by a condition or set of condition or
The ha	rdship is caused by a condition or set of conditions affecting the owner which does not ers in general. ATTACHED.
The ha	rdship is caused by a condition or set of conditions affecting the owner which does not ers in general. ATTACHED. tial financial costs will be incurred by the owner if the waiver is denied.
The ha	rdship is caused by a condition or set of conditions affecting the owner which does not ers in general. ATTACHED.

accessibility, the lowest	ed cost estimates for each portion of the waiver request and identify ting data which may affect the cost estimates. For example, for vertical t documented cost of an elevator, ramp, lift or other method of providing tould be provided, documented by quotations or bids from at least two
vendors or contractors.	quotations or bids from at least two
a. ROJECT 19 N	DESIGN PHASE AND HAS NOT BEEN BID.
	The state of the property of t
b	
0. Licensed Design Project, his or her comme er professional seal. The	rofessional: Where a licensed design professional has designed the ents MUST be included and certified by signature and affixing of his or comments must include the reason(s) why the waiver is necessary.
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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.

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.



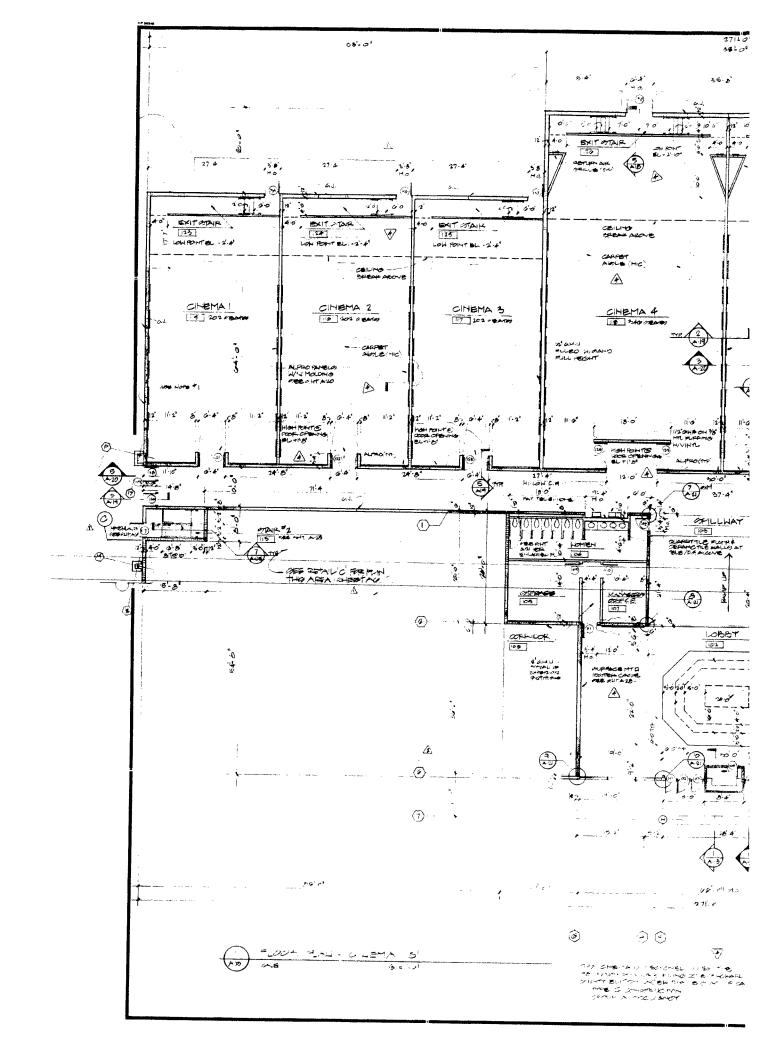
TradeMark Cinemas Coral Springs 8

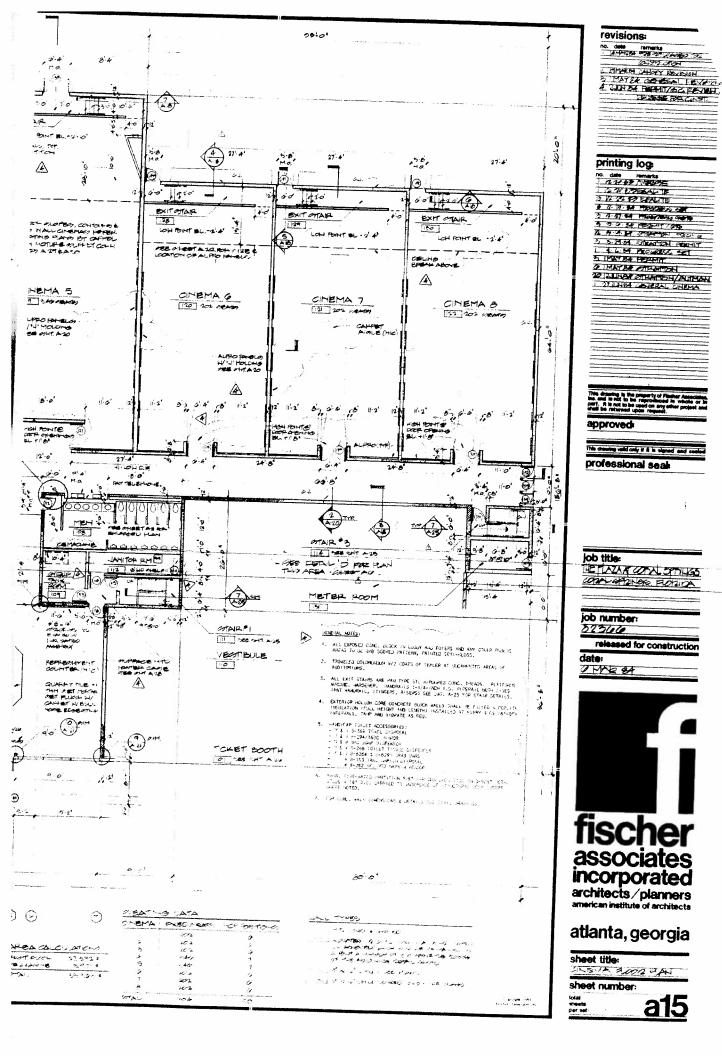
Request for Waiver 11.4.2008

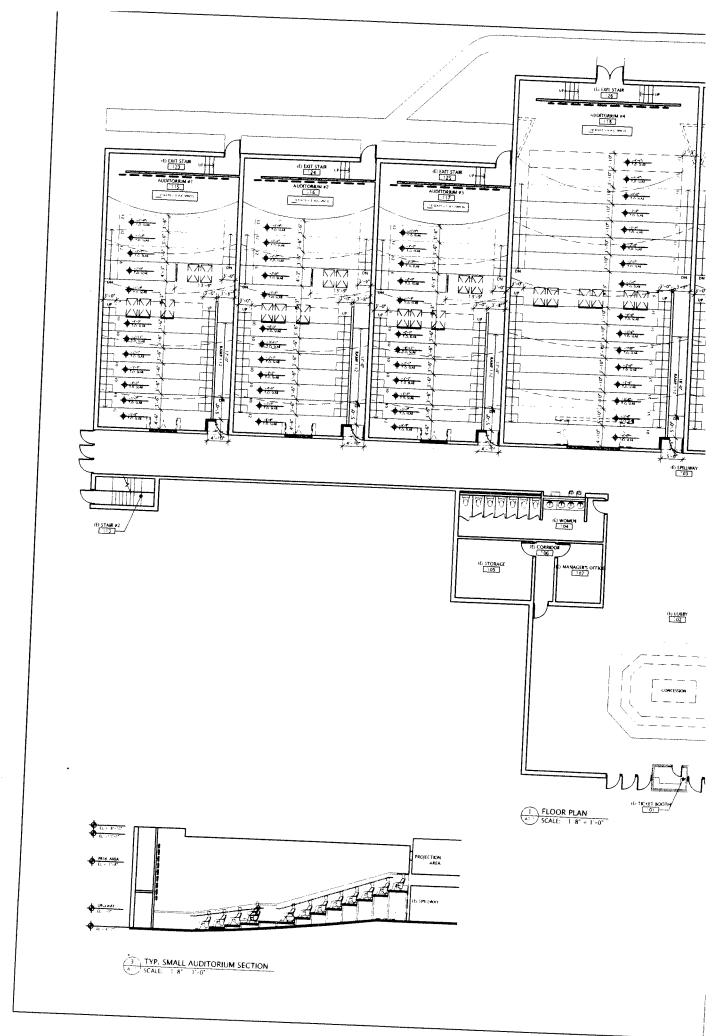
#8 Reasons for Waiver Request

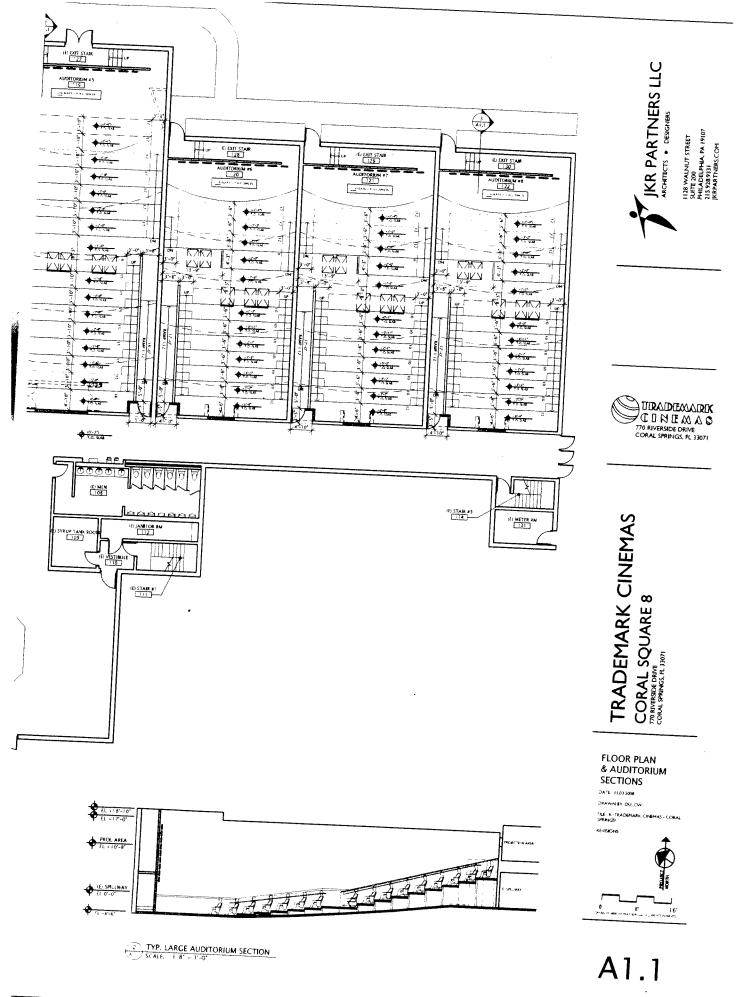
The proposed project is the retrofit of an 8-screen sloped floor movie theater (built in 1984). The proposed renovation is to add stadium seating to each of the auditoriums to improve the viewing experience.

- Accessible seating has been improved from the existing sloped-floor design by moving the wheelchair accessible spaces from the rear of the auditorium to the center of the auditorium. Additionally, these spaces are elevated above the row of fixed seats in front of them.
- The nature of stadium design, whether in movie theaters, sports areas, or concert venues, is not able to accommodate wheelchairs on all levels without resulting in a highly inefficient design. As proposed, this project will result in the loss of approximately one-third of its existing seating capacity.
- The cost of adding mechanical vertical transportation for each auditorium would be roughly to the cost of the stadium structure as proposed. The total project cost would far exceed the projected return of revenue.
- The movie theater industry has moved towards this design approach as the market has become more competitive, and has to compete with other forms of media (DVD's, online movie, cable tv, etc.). The goal of this theater conversion is maintain its market presence and compete with other stadium-seating movie theaters in the region.

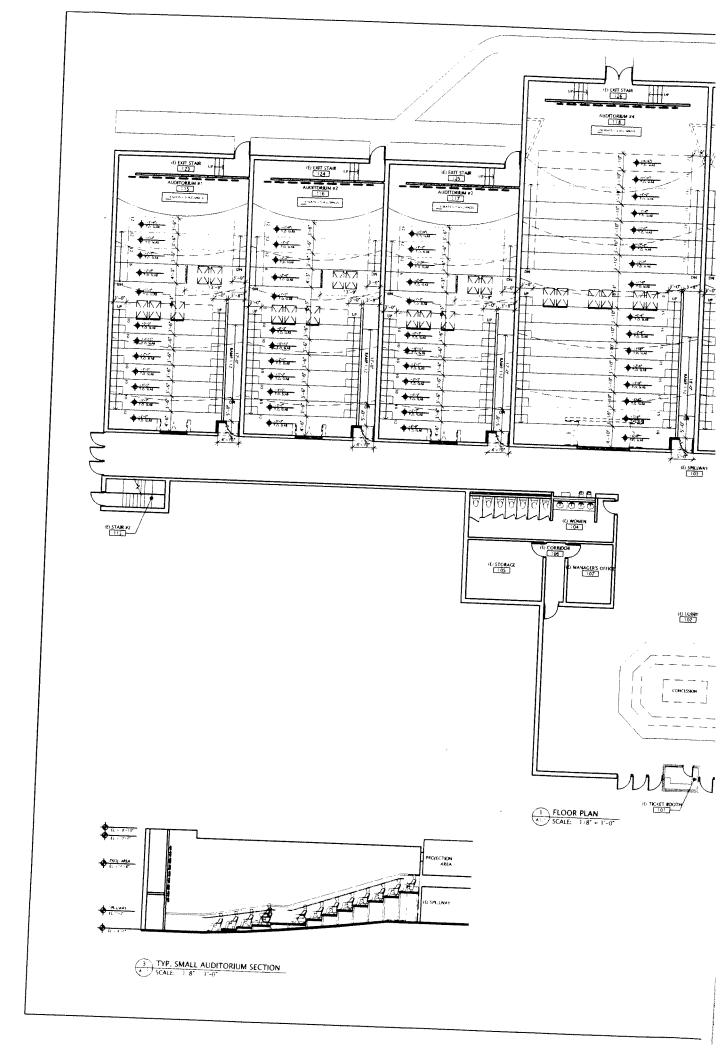


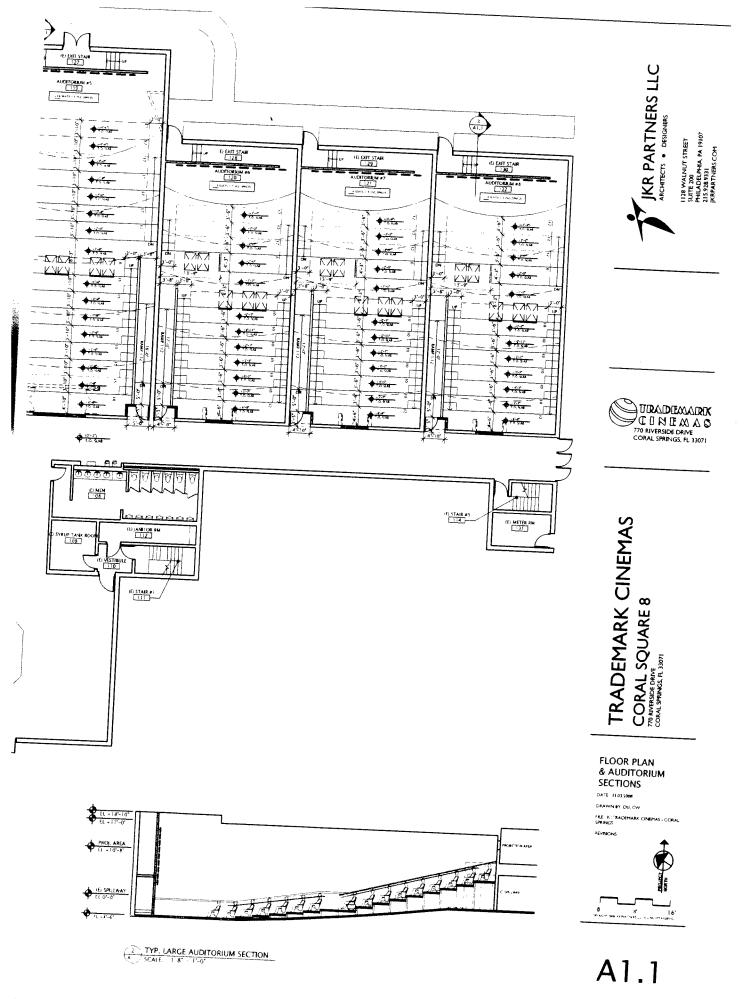




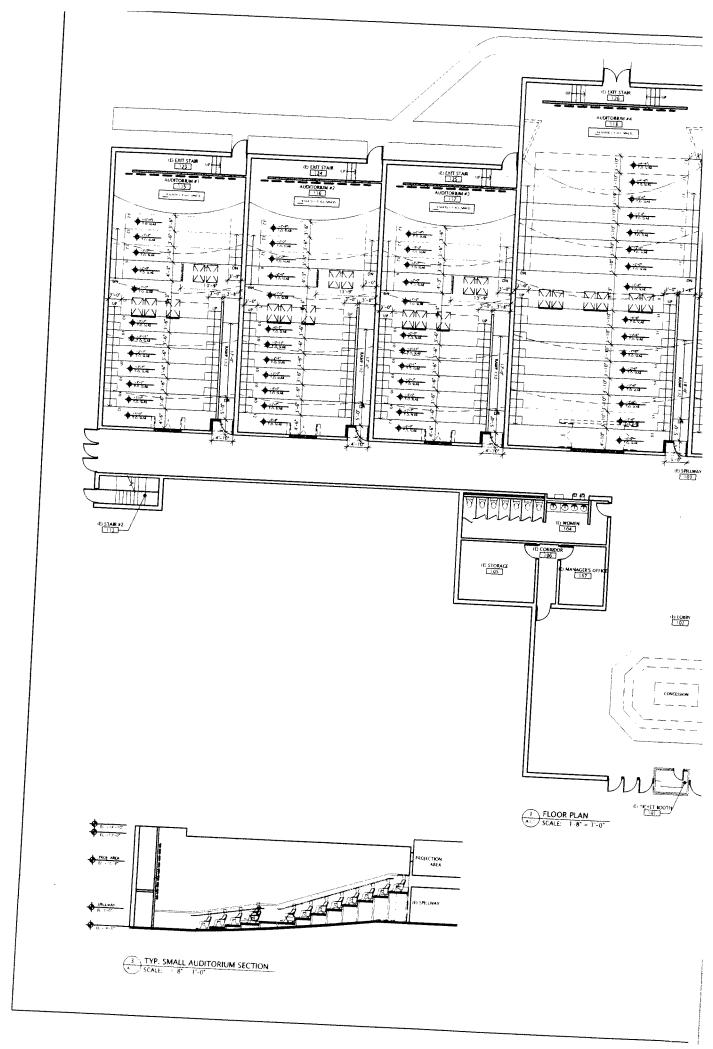


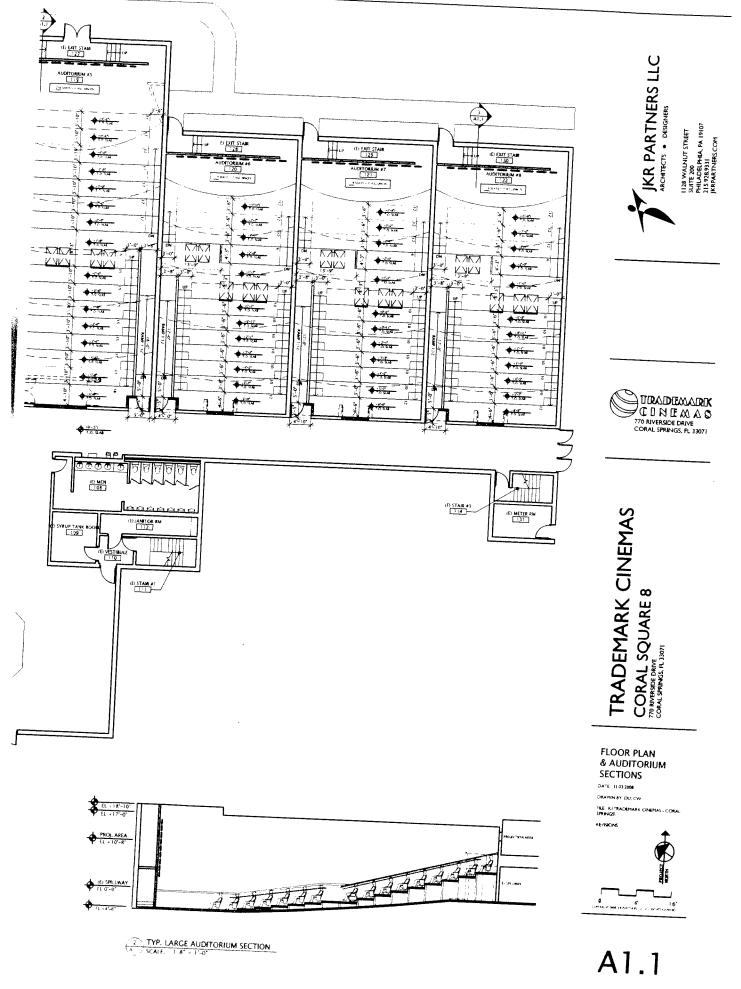
SCHEMATIC NOT FOR CONSTRUCTION





SCHEMATIC NOT FOR CONSTRUCTION





SCHEMATIC NOT FOR CONSTRUCTION

