# GABLES CITITOWER

Issue: Vertical accessibility to a raised platform in an office building.

**Analysis**: The applicant is requesting a waiver from providing vertical accessibility to a platform raised 4 inches in the lobby of an office building. The project is a tenant build out and according to the applicant, the need for vertical accessibility was not identified until an onsite inspector noted the platform. The project will cost approximately \$65,000 and estimates of \$68,851 and \$73,390 were submitted to substantiate disproportionate cost.

# **Project Progress:**

The project is under construction.

# Items to be Waived:

Vertical accessibility to a 4 inch raised platform, as required by Section 553.509, Florida Statutes.

- 553.509 Vertical a ccessibility. 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.

(4)

# 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:Gables CitiTower
Address:999 Ponce de Leon Boulevard, Coral Gables, Florida
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 S. Fine, Esq., AIA
Applicant's Address: Greenberg Traurig, PA, 1221 Brickell Avenue, Miami, FL 33131
Applicant's Telephone:305-579-0826FAX:_305-961-5826
Applicant's E-mail Address:finer@gtlaw.com
Relationship to Owner:Legal counsel
Owner's Name:999 Ponce, LLC
Owner's Address: 999 Ponce de Leon Boulevard, Suite 101, Coral Gables, FL 33134
Owner's Telephone: _305-442-7301 FAX
Owner's E-mail Address: c/o Applicant
Signature of Owner: Dr. Johnson Johnson Johnson LLC
Contact Person: Robert S. Fine
Contact Person's Telephone: 305-579-0826 E-mail Address: finer@gtlaw.com

This application is available in alternate formats upon request. Form No. 2001-01

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. <b>Type of facility.</b> Please describe the building (square footage, number of floors). Define the use of the building (i.e., restaurant, office, retail, recreation, hotel/motel, etc.)
_Office building
5. Project Construction Cost (Provide cost for new construction, the addition or the alteration):Approximately \$ 65,000.00
6. <b>Project Status:</b> Please check the phase of construction that best describes your project at the time of this application. Describe status.
[ ] Under Design [X] Under Construction*
[] In Plan Review [] Completed*
* Briefly explain why the request has now been referred to the Commission.
_Concern for whether vertical accessibility is required was first raised by inspector during inspections while construction was underway.
•

7. <b>Requirements requested to be waived.</b> Please reference the applicable section of Florida law. Only Florida-specific accessibility requirements may be waived.
Issue
1:§ 553.509, Fla. Stat / 11-4.1.6(1)(f): Vertical accessibility
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.
[X] Substantial financial costs will be incurred by the owner if the waiver is denied.
_The cost to provide vertical accessibility to the level that contains the tenant space being altered is disproportionate to the cost of the alteration to the tenant space.
[X] The owner has made a <b>diligent investigation</b> 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.
Please see attached estimates

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.
aCost estimate number 1, Construction One: \$ 68,851.01
bCost estimate number 2, Suncoast Construction Group, Inc.: \$ 73,390
c
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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.

The project is a tenant build-out in a space located on a partially raised area of the lobby level of the building. The alteration is wholly contained within the leaseline for the tenant space and does not cross into the landlord-controlled common area. The construction hard cost for this tenant improvement is approximately \$ 65,000.00.

If a lift were to be provided in the lobby to provide vertical accessibility, it would take a significant amount of work in the middle of a highly finished lobby resulting in the amounts in the provided cost estimates.

It is my opinion that the cost of providing a lift is disproportionate to the cost of the tenant buildout which is why we are applying for this waiver.

Signature

Printed Name

Phone number 305 - 265 - 0757 # 212

(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 this15_	day of	February	, 2007	
N		)		
Signature				
Robert S. Fine				
Pri	inted Name			

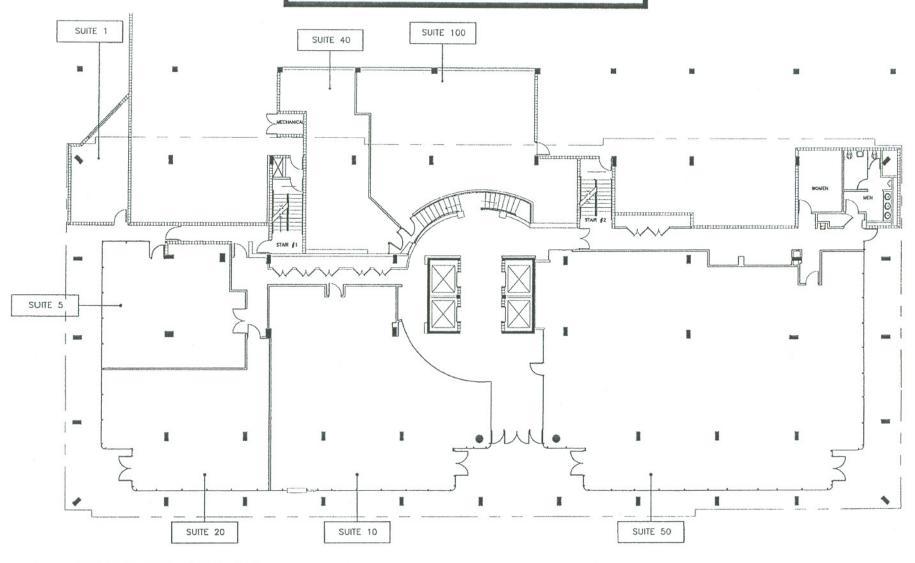
By signing this application, the applicant represents that the information in it is true, accurate and complete. If the applicant misrepresents or omits any material information, the Commission may revoke any order and will notify the building official of the permitting jurisdiction. Providing false 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	
c	
Has there been any permitted conso, what was the cost of construct	struction activity on this building during the past three years? If ion?
[] Yes [] No Cost of Construction	n
Comments/Recommendation	
Jurisdiction	
Building Official or Designee	
	Signature
	Printed Name
	Certification Number
	Telephone/FAX
Address:	

# 999 PONCE DE LEON





**GROUND FLOOR** 

(ISSUE DATE 08/30/05)

Lincoln Property Company

# PROJECT INFORMATION AND DESIGN CRITERIA

## ADDRESS/LEGAL DESCRIPTION

ADDRESS: 999 PONCE DE LEÓN BEND, NUTE 100, CORAL GABLES, FL 33134

FOI.30 # 13-4168-009-0941

LEGAL DESCRIPTION: 6 34 41 PR 25-69 CORAL GABLES DOUGLAS SEC LOTS 1 THRU 4 INC & LOTS 16 THRU 19 INC BLK 12 LOT SIZE BRIEGGEAR OR 23423-0031 03 2005 1

### PROJECT DESCRIPTION

INTERIOR OFFICE RENOVATION IN AN EXISTING OFFICE BUILDING. NO STRUCTURAL OR EXTERIOR SCOPL OF WORK

# APPLICABLE CODES

FLORIDA BUILDING CODE (2004) & SUPPLEMENTS

N.E.P.A. ROL(CURRENT EDITION)

FLORIDA ACCESSIBILITY CODE FOR BLDG. CONSTRUCTION CHAPTER 11 FBC

NOTE: IN ADDITION ALL WORK TO CONFORM TO APPLICABLE TRADE CODES, LAWS & REGULATIONS

THIS IS AN INTERIOR RENOVATION ONLY. NO ALTERATION WILL BE MADE TO EXISTING FACABLES OF BUILDING.

### FEATURES OF FIRE PROTECTION

BUILDING IS TULLY SPRINKLERED

EMERGENCY LIGHTING: ON BATTERY BACKUP

FIRE ALARM SYSTEM: LXISTING SYSTEM TO REMAIN: EXPANDED

SMOKE EVACUATION SYSTEM: NO

ATRIUM SPACE-MEZZANINGS: NONE IN SCOPE OF WORK

BUILDING REIGHT. OVER 25' CLASSIFIED AS HIGH RISE.

## HANDICAPPED COMPLIANCE:

THIS PROJECT IS NOT A BARRIER FREE SPACE AS PER FLA ACCUSSIBILITY CODE SECTION 4.1.6. (ACCUSSIBLE BUILDING ALTURATIONS)

FBC CHAPTER 11 THIS SPACE IS NOT FULLY ACCESSIBLE

# PLUMBING FIXTURE COUNT

GROSS USABLE AREA = 14,151 SQ4T, GLOOR PLATE) B - OCCUPANT COUNT BUSINESS/OFFICED OF 100 SF/PERSON OF THE GROSS AREA EQUALS: 14,151 SIV100 = 142 PERSONS: 71 MALL / 71 FEMALE:

FENTURE COUNT OCCUPANT LOAD (THE TABLE 408.1) I PLESSON PER 100 SQ, FT. OF GROSS FELDER AREA (THE 403.1.1.2 PLUMBING EDITION) ILJST SET (DO - 142

PERSONS	I PER 25 (IST 50) I PER 30 THEREAPTER	URINALS	LAVATORIES I PER 40 (IST 50) I PER 40 THEREAFTER	(1 PER 100)	SERVICE SINK
(71) MALE	2	1	2	- 1	10A
(71) FEMALE	3	N/A	2	terv	N/A

# LIFE SAFETY

		TRAVEL DISTANCE		DEAD END	COMMON	CORRIDOR	NOF
OFFICE	OCCUPANT LOAD	UNSPRINKLERED	SPRINKLEHED	TRAVEL	PATH	RATING	EXITS
REQUIRED	100 GRUSS	2007	300	507	160	MA	-1
PROVIDED	2.328 / 100 + 24 PEOPLE	N/A	183° MAX.	ø	SUMAX.	N/A	2

<sup>\*</sup> PROVIDE ONE S LIS ARC TYPE EXTINGUISHER PER LYERY 3,000 SQ F1 . BOT TO EXCLED 75' OF TRAVEL. MOUNT 5:0" A.F.F. TO TOP OF EXTINGUISHER.

## CORRIDORS / TENANT SEPARATIONS

CORRIDOR: (FIIC TABLE 10)6.1) = NO FIRE: RATING REQUIRED FOR EXIT ACCESS CORRIDOR IN A SPRINKLER BLDG. FOOTNOTE PC: CORRIDOR PARTITION TO BE SMOKE PARTITION

TENANT FIRE SEPARATION (E.B.C. 700.) SECTION 651-PROVIDE 1-HOUR SEPARATION BETWEEN INDIVIDUAL TENANT SPACES EXCEEDING 1000 SQUARE FEET

\*NEW DEMISING PARTITIONS ARE TO BE UL RATED AS FER PLANS, TENANT CORRIDOR PARTITIONS TO BE SMOKE PARTITIONS.

# OCCUPANCY CLASSIFICATION/ LOAD GROUP B (3H4) COMMERCIAL OFFICE USABLE SQUARE FOOTAGE = 2,178 SQ. FT.

LIFESAFETY OCCUPANT LOAD (M.P.P.A 101) A FBC (TABLE 1604.L2) I PERSON PER 100 SQ. FT. OF GROSS PLOOR AREA 2.178 SF/100 = 24 PERSONS

CONSTRUCTION TYPE
THE BASE DILLING IS CANTING A THREEDOM: NOT BY CORTOACT
THE PASSE DILLING IS CANTING A THREEDOM: NOT ANY PARTIER
FREE PASSES REQUIREMENTS WHIT HAM YOUR HAVE HEAP PLIETORIED
UNDER THE MAKE BURBLISH CONTRACT.
CONSTRUCTION TYPE—TYPE I

CONSTRUCTION REQUIREMENTS:

COLUMNS: CONCRETE HEAMS, GIRDERS, JOSTS: CONCRETE

KEY PLAN

SCALE: N.T.S.

EXTERIOR WALLS: CURTAIN WALL GLASS SYSTEM

ZONING COMMENTS: 2. THIS TENANT WILL USE THE EXISTING TRASH CONTAINER LOCATED IN THE COMMON ALLEY,

LIFE SAFETY PLAN

OT IN CONTRACT

FULLY ENCLOSED ON ALL SIDES.

J. THIS IS AN INTERIOR RENOVATION ONLY. NO ALTERATIONS WILL BE MADE TO THE EXISTING. FACADES OF THE BUILDING.



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A-0.2 PROJECT INFORMATION

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A-2.0 CONSTRUCTION PLAN

A-3.0 FURNITURE AND POWER PLAN

A-3.1 FINISH PLAN

A-4.0 REFLECTED CEILING PLAN

A-5.0 SECTIONS-ELEVATIONS

A-6.0 SCHEDULES

## MECHANICAL:

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M-2 MECHANICAL NOTES, LEGEND & DETAILS

### ELECTRICAL:

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E-2 POWER FLOOR PLAN

E-3 ELECTRICAL PANELS, RISER, NOTES, LEGENDS, AND ABBREVIATIONS

### FIRE PROTECTION:

NIC

FP-1 FIRE PROTECTION PLANS, DETAILS & NOTES

MEANS OF EGRESS COMPLIANT WE LIFE SAFETY CODE REFER TO LIFE SAFETY TABLE FOR TRAVEL DISTANCES)



MK TRAVEL 999 PONCE DE LEON BLVD. SUITE 100 CORAL GABLES, FL 33134



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# SUITE 100-ADA LIFT

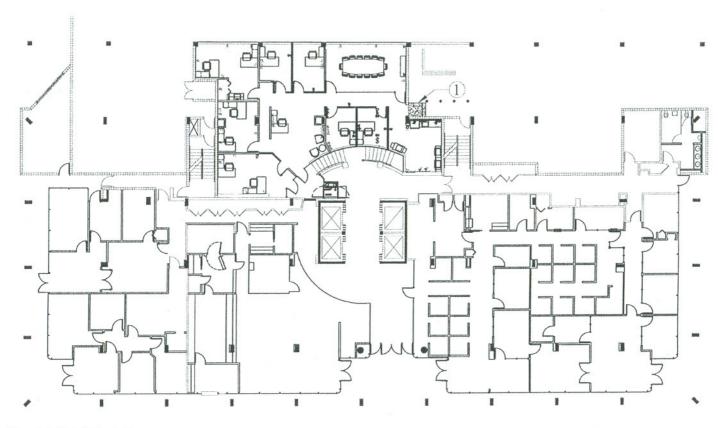
999 PONCE DE LEON

SUITE 100

KEY PLAN

SCALE: N.T.S.

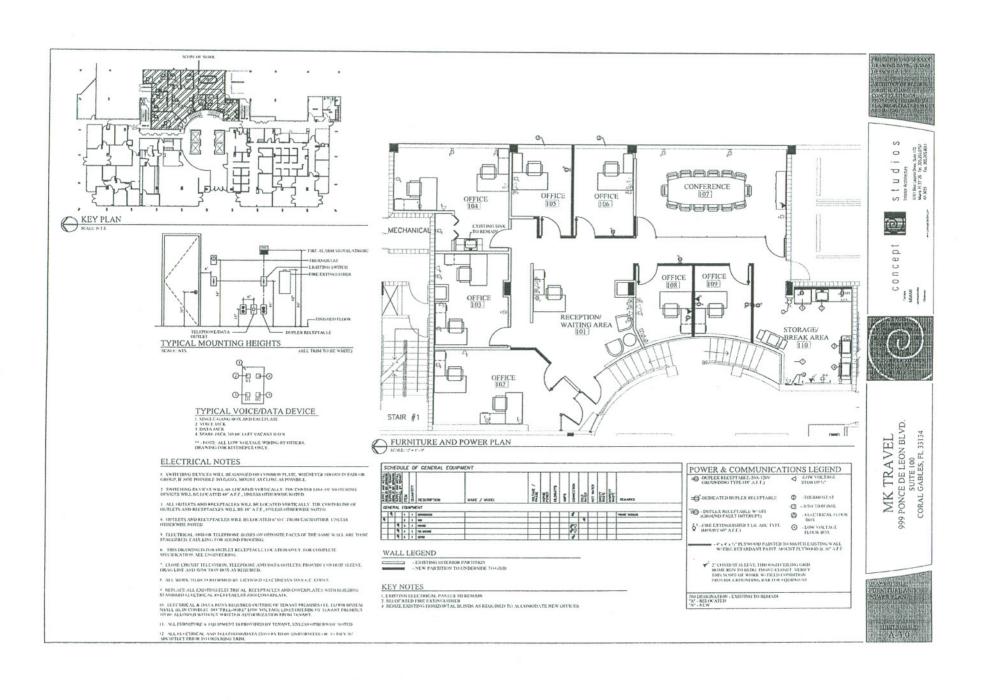
2-13-07





KEYED NOTES:

1. NEW CONCRETE LANDING AND RAMP TO CORRECT 4" CHANGE OF LEVEL (1/2" CHANGE OF LEVEL MAX)



# SUITE 100-ADA LIFT

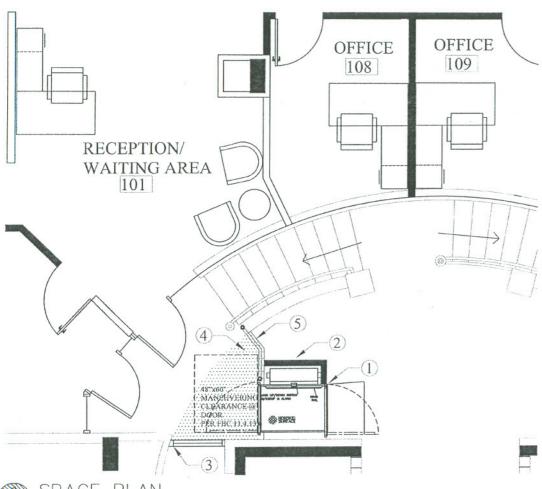
999 PONCE DE LEON

SUITE 100

SPACE PLAN

SCALE: N.T.S.

2-13-07



NEW BLDG. STANDARD PARTITION TO THE UNDERSIDE OF SUSPENDED CEILING
EXISTING WALL TO REMAIN

## GENERAL NOTES:

- 1. NEW ADA COMPLIANT LIFT BY NATIONAL WHEEL O VATOR OR EQUAL. PROVIDE POWER AS PER MANUFACTURER'S SPECS
- 2. PROVIDE METAL STUD AND GWB SHROUD CLADDED WITH STONE TILE TO MATCH EXISTING LOBBY
- 3. NEW METAL STUD AND GWB PARTITION CLADDED WITH STONE TILE TO MATCH EXISTING LOBBY. NEW GLASS PARTITION/RAILING TO MATCH REMOVED.
- 4. NEW 6" 20 GA. 16" O.C METAL STUD PLATFORM W/ 5/8" PLYWOOD SUBSTRATE & NEW CARPET TO MATCH EXISTING BUILDING STANDARD. (SHADED AREA DEPICTS EXTENT OF NEW PLATFORM)
- 5 NEW 42" METAL SAFEGUARD TO MATCH ADJACENT (TO COMPLY W/ 4" SPHERE AND 50 LF/LB LOAD)

# SUITE 100-ADA LIFT

999 PONCE DE LEON

SUITE 100 DEMOLITION PLAN (B) (B) SCALE: N.T.S.

2-13-07

# GENERAL NOTES:

- 1. THIS DRAWING IS FOR SCHEMATIC PURPOSES ONLY AND IS NOT INTENDED FOR CONSTRUCTION.
- 2. FURNITURE SHOWN IS N.I.C. UNLESS NOTED OTHERWISE.
- 3. SIZES OF ROOMS ARE APPROXIMATE & ACTUAL SIZE MAY VERY WHEN VERIFIED IN FIELD.
- 4. TENANT IS RESPONSIBLE FOR APPROVING LAYOUT SHOWN & FOR PROVIDING ARCHITECT WITH POWER, VOICE & DATA LOCATIONS / REQUIREMENTS.
- 5. THIS PLAN MAY REFLECT EXISTING CONDITIONS SUPPLIED TO CONCEPT STUDIOS BY OTHERS. CONCEPT STUDIOS IS NOT RESPONSIBLE FOR AS-BUILT CONDITIONS THAT HAVE NOT BEEN VERIFIED BY THIS OFFICE.

ATIC WALL LEGEND	
EXISTING WALL TO REMAIN	
DEMO EXISTING PARTITION	
DEMO EXISTING DOOR	
	DEMO EXISTING PARTITION

### GENERAL NOTES:

- 1. DEMO EXISTING METAL RAILING & GWB CURB
- 2. DEMO EXISTING GLASS PARTITION AND CURB
- 3. DEMO EXISTING CARPET ON LANDING



8010 W 23 AVE SUITE #4 MIAMI, FLORIDA 33016

# **PROPOSAL**

DATE: 02/13/07

PROPOSAL # LP-702132

Submitted To:

Mr. Brian De Wolfe 999 Ponce, LLC. 999 Ponce De Leon Blvd. Miami, Florida 33155 Job Location:

999 Ponce De Leon Blvd. Main Lobby ADA Lift

We appreciate this opportunity to quote you a price for the ADA lift work at main lobby area, located at 999 Ponce de Leon Miami, FL 33155.

# PROJECT DESCRIPTION:

- Perform all work as specified in Key, Demolition, and Space plans faxed on 02/13/07 titled "Suite 100-ADA Lift" drawn by Concept Studios.
- Permit to be invoiced at cost

# NOTES:

All work to be done during regular working hours

# **EXCLUSIONS:**

Anything not specified in proposal above

For the sum of \$ 68,851.00 this proposal includes all labor and materials as above specified.

If you have any questions or concerns, please feel free to contact us at any time, at (305) 828-2222

Thank you.

Enisio Santos

Construction One Inc.

Estimator

Accepted by,

Signature: Date:

Please Print Name: Title:



8010 W 23 AVE SUITE #4 MIAMI, FLORIDA 33016

# BREAKDOWN

Proposal #

LP-702131

Date:

02/13/07

Submitted to:

Mr. Brian De Wolfe 999 Ponce, LLC.

999 Ponce De Leon Blvd.

Coral Gables, Florida 33155

Item

Description

Total Cost

Main Lobby

ADA Lift

Job Location:

999 Ponce De Leon Blvd.

	TOTAL	\$68,851.0
	SUBTOTAL - ITEMS 21-25	\$19,500.01
	OVERHEAD/PROFIT	\$11,949.35
-	TRASH	\$461.10
	CLEANING	\$277.56
	SUPERINTENDENT/GENERAL CONDITION	\$6.812.00
	ARCHITECTURAL PLAN	\$0.00
	PERMIT PROCESSING	\$0.00
18	PERMIT AND C.O.	\$0.00
-	SUBTOTAL	\$49,351.00
18	PLATFORM	\$5,214.00
	ADA LIFT	\$22,120.00
	GLASS	\$1,958.00
	RAILING	\$2,351.00
	RESTROOM ACCESSORIES	\$0.00
-	WOODWORK / CASEWORK/ MILLWORK	\$0.00
-	PAINT	\$1,654.00
-	FLOORING	\$5,610.00
	PLUMBING	\$0.00
-	FIRE SPRINKLERS	\$0.00
-	FIRE PROTECTION / FIRE ALARM	\$0.00
-	HVAC	\$0.00
-	ELECTRICAL	\$4,251.00
_	DOORS / DOOR FRAMES / HARDWARE	\$0.00
-	CEILINGS	\$0.00
-	DRYWALL PARTITIONS	\$4,512.00
-	DEMOLITION	\$1,681.00

Enisio Santos Construction One Inc. Estimator Tuesday, February 13, 2007

# Suncoast Construction Group, Inc.

# General Contractors (305) 448-7977 Office

(305) 448-4227 Facsimile

CGC# 060570

To:

Gable City Towers 999 Ponce De Leon

Coral Gables, Fl.

Date: 2/14/2007

Re:

ADA

Proposal / Contract # 2007-222

Suncoast Construction Group, Inc. for and in consideration of the price herein given, proposed to furnish the labor and or materials hereinafter describe to perform the above mentioned project.

# SCOPE OF WORK

<ol> <li>Demo</li> <li>Drywall</li> <li>Electrical</li> <li>Flooring</li> <li>Paint</li> <li>Railing</li> <li>Glass</li> <li>Lift</li> <li>Platform</li> </ol>	\$ 2,345.00 \$ 4,850.00 \$ 5,300.00 \$ 6,000.00 \$ 1,200.00 \$ 2,660.00 \$ 1,800.00 \$ 23,550.00 \$ 4,850.00
9	
9. Platform	\$ 4,850.00
10. General Conditions	\$ 7,400.00
11. Cleaning	\$ 500.00
12. Trash	\$ 500.00
<ol><li>Overhead and Profit</li></ol>	\$ 12,435.00