



From: SwimTech Gainesville  
7010 NW 23rd Way B  
Gainesville, FL

To: Florida Department of Business & Professional Regulation  
Date: June 28th, 2022

RE: Permit Application BP-21-07737

Swim Tech Gainesville, LLC is requesting a waiver for Florida Building Code:

553.505 Exceptions to applicability of the Americans with Disabilities Act.—Notwithstanding the Americans with Disabilities Act of 1990, private clubs are governed by this part.

History.—s. 1, ch. 93-183; s. 14, ch. 96-200; s. 4, ch. 97-76; s. 23, ch. 2001-186; s. 25, ch. 2011-222.

We are asking for a waiver to the above Florida Statute, we are filing two justifications for this waiver.

Feasibility:

There are several factors at play for this project. The height is 64 inches up to this deck. We have reached out to multiple lift vendors to try to find a solution for this project. Because of the height and complexity all but one have completely said it is not possible for them. See email attached from Steve Johnson at Gator Custom Lifts, this is also the only lift provider located in Gainesville. There is one company in the Orlando area that was able to quote us, see attached quote. The biggest challenge with a lift for a full wheelchair is the location it would have to go. Because of the structure there is only one place where a lift could technically go, however, that location is utilized by the gym floor space. The lift would have to go to the right of the pool equipment door and take up approximately 100 sq feet in the middle of where our athletes need to train daily. There is also heavy gym equipment bolted to the ground in the same space. The floor space this would take up would severely limit training.

I am working on obtaining a letter to this effect with my architect James Kent, however he has been out on personal leave for a substantial amount of time. When I receive it I will forward it to the group.

Substantial financial costs:

To date we have spent approximately \$55,000 dollars on this project and a accessibility bathroom remodel at approximately \$5,000. We have one quote from a company in Orlando, and have not been able to obtain another because of the complexity of the project and height of the lift (see attached). The quote we have from Custom Lifts Inc. in Orlando is for \$37,200.

We have been at a standstill on this swim spa for well over 1.5 years trying to navigate regulations, and are suffering extreme financial losses with every day that passes. We are paying rent on the space, paying for the water, electricity, and chemicals for this water space that we cannot use. Losses in the range of \$45-60,000 just in deferred availability. We simply cannot afford to spend another \$37,200 to make this vertical accessibility requirement, and would lose more money with the loss of the gym floor space with a lift installed.

Thank you for your time and consideration,

A handwritten signature in black ink, appearing to read "David Huelsman".

-David Huelsman  
352-358-4272