

**ACCESSIBILITY ADVISORY COUNCIL
March 20, 2006**

Case #10 – Colony Theater was withdrawn by the applicant.

Case #1 – Florida Marines Agency Islands Shipping Lines, Inc. was deferred by the applicant.

Case #8 – Herrie Communications Group was deferred by the applicant.

CONSENT AGENDA

The Council recommended approval of the following cases:

Case #4 – Sanibel Harbour Resort and Spa Courtside Restaurant was unanimously recommended approval based on the provisions of F.S. 552.512 related to 20% disproportionate cost.

Case #9 – Adora Inn was recommended approval at a vote of 6 to 1 based on historic exemptions.

Case #11 – Adonel Concrete, Fort Pierce Batch Plant meets the automatic exemption provided under F.S. FLORIDA STATUTES 553.509(3), not open to the public and less than five (5) people. Inasmuch as the applicant came before the council, the council unanimously recommended approval.

Case #12 – Camelot was requesting an exemption to the 36 inch grab bar in a guest room toilet. Council unanimously recommended dismissal due to lack of jurisdiction. The council unanimously recommended approval for the vertical accessibility based on the provisions of F.S. FLORIDA STATUTES 553.512 related to twenty percent disproportionate costs.

Case #15 – Master Excavators, Inc. met the automatic provisions of F.S. FLORIDA STATUTES 553.509(3), not open to the public and less than five (5) people. At the request of the applicant, the Council reviewed the case and found it met the provisions of F.S. 553.512 related to disproportionate cose. Therefore, the Council unanimously recommended approval based on both Florida Statute provisions.

The Council recommended approval with conditions on the following cases:

Case #3 – Dunnellon Historic Train Station. The applicant is requesting a waiver from providing vertical accessibility and has been redesigned for use as a stage in a historic train depot. The council recommended approval, at a vote of 6-1, based on the provisions of F.S. FLORIDA STATUTES 553.512, related to extreme hardship with the condition that the applicant has two (2) years to install a lift to the stage area.

Case #6 – Adolfo Ibanez School of Management LLC. The applicant is requesting a waiver from providing vertical accessibility to all rows of seats in a \$474,152 addition to an existing facility. The classroom includes four rows of seats accommodating 50 persons. Two wheelchair accessible seats with companion seating is proposed on the first row. The council discussed that there was a limited number of accessible locations based on the narrow first row and wider upper rows. Since this is an addition and considered new construction, the council unanimously recommended approval based on the provisions of F.S. FLORIDA STATUTES 553.512, related to unnecessary, with the condition they provide an accessible location on the first row and an additional location on the upper level with companion seating.

#13 – Roxy 10 Movie Theater. The applicant is requesting a waiver from providing vertical accessibility to all rows of seats in an existing ten screen movie theater undergoing a \$400,000 renovation. The theater is going from sloped floors to stadium seating. The council unanimously recommended approval based on the provisions of F.S. FLORIDA STATUTES 553.512 related to unnecessary, with the condition that in theaters 2, 3, 7, 8, and 9 move one accessible location to the first level and all other theaters have an additional accessible location on the first level. Additionally removable hand rests will be placed on all end rows.

#14 – Just Acute Medicine, P.A. The applicant is requesting a waiver from providing vertical accessibility to the second floor of a medical billing and consulting office. The building will also house a Beauty Shop on both levels. The council unanimously recommended approval based on the provisions of F.S. FLORIDA STATUTES 553.512 related to 20 percent disproportionate costs, with the condition that no medical/patient care will be provided at this location.

The Council unanimously recommended deferral on the following cases:

Case #2 – Little Haiti Soccer Park. The applicant is requesting a waiver from providing vertical accessibility to all rows of bleachers and the control room/press box in a new \$644,262 multipurpose facility. The Council unanimously recommended deferring this case for the applicant to provide additional information related to additional required accessible seating with its companion seating; line of sight/visual obstructions to the playing field; accessibility to the control room/press box; and provide details of roof covering over the bleachers including accessible seat locations. The applicant did not appear at this hearing. Based on an email from the Design Professional to DCA staff, they are waiting on direction from their client.

Case #7 – Planet Fitness Oviedo. The applicant is requesting a waiver from providing vertical accessibility to the mezzanine level of the fitness center undergoing a \$265,000 alteration. The applicant did not appear at this hearing. The council has several questions related to this request; therefore, unanimously recommended deferral for the applicant to appear at the next regularly scheduled meeting.

The Council unanimously recommended denial on the following case:

Case #5 – Ruth Chris Renovation and Addition. The applicant is requesting a waiver from providing vertical accessibility to a new roofed terrace costing \$435,000. A submitted estimate indicated it would cost an additional \$75,752 to install an exterior elevator. The council unanimously recommended denial based on lack of hardship. There was no disproportionate cost. This is an addition which qualifies as new construction and must comply with all related provisions of Chapter 11 of the FBC.