

DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
BUREAU OF CONSTRUCTION CODES
OKEMOS OFFICE BUILDING
P. O. BOX 30254
LANSING, MICHIGAN 48909

In the Matter of:

Mr. Larry L. Rizor, Architects Incorporated, P.C., 49 South Cass Street, Suite 3B, Battle Creek, Michigan 49017, for Battle Creek Public Schools, Observation Towers for C.W. Post Athletic Complex, 55 West Street, Battle Creek Michigan 49017.

Petitioner,

vs

Appeal Document: CCC-PLBG-09-001

Bureau of Construction Codes,

Respondent.

MEMORANDUM OF TRANSMITTAL

The attached FINAL AGENCY ORDER of the MICHIGAN STATE PLUMBING BOARD is issued pursuant to 1969 PA 306, the Administrative Procedures Act, MCL 24.281, et seq.

A party may file an appeal in accordance with Chapter 6 of 1969 PA 306.

DECISION AND ORDER

The Michigan State Plumbing Board adopted the Findings of Fact, Conclusion and Recommendation of Staff in the matter of Mr. Larry L. Rizor, Architects Incorporated, P.C., 49 South Cass Street, Suite 3B, Battle Creek, Michigan 49017, for Battle Creek Public Schools, Observation Towers for C.W. Post Athletic Complex, 55 West Street, Battle Creek Michigan 49017: APPEAL CCC-PLBG-09-001 at their meeting on April 21, 2009. The appeal request was to allow the use of reduced number of plumbing fixtures and utilize fixtures in adjacent portions of the building.

FINDINGS AND CONCLUSIONS

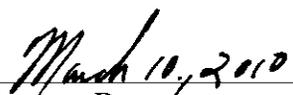
Following a review and discussion, a **MOTION** was made by Board Member Jones and supported by Board Member Buday to approve the appeal request for Battle Creek Public Schools, Observation Towers for C.W. Post Athletic Complex, 55 West Street, Battle Creek Michigan 49017, with the following conditions: A letter signed by the school authorities stating the alternate restrooms will be available for all events and signs shall be posted to direct attendees to the additional available restrooms which will be verified to the board by photographs. The restrooms shall be designated unisex restrooms and have signage as a reminder to lock the door is requested by the board. Further, a letter following a year of operation shall be provided providing an operational update. **MOTION CARRIED.**

Mr. Rizor and the school authorities have provided the requested documentation in accordance with the board's directive.

THEREFORE, the Board grants the appeal request.



Robert G. Konyndyk, Chief
Plumbing Division



Date