

MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
BUREAU OF CONSTRUCTION CODES  
BARRIER FREE DESIGN BOARD  
2501 Woodlake Circle  
Okemos, MI 48864

Project No. 100038  
Exception No. 2011-1515  
Use Group: E

17550 W 12 Mile Road  
Southfield, Michigan  
Oakland County

ORDER OF THE MICHIGAN BARRIER FREE DESIGN BOARD

On January 13, 2012 the Barrier Free Design Board reviewed the Report of the Administrative Law Judge dated December 20, 2011. All supplemental materials received before the Board meeting were reviewed. Copies were sent to all parties. This order is issued pursuant to Section 5(6)(a) of 1966 P.A. 1, as amended; 1972 P.A. 230, as amended; and Section 81 of 1969 of P.A. 306, as amended, and Rule R 125.1016.

FINDINGS AND CONCLUSIONS: At the Barrier Free Design Board Meeting held on January 13, 2012, the Board reviewed supplemental drawings provided by the architect for the subject alteration work. The Board found that the basement level is filled with mechanical equipment and ductwork is such that the basement use is only that of equipment space. Thus, it is in compliance with 2009 Michigan Building Code, Section 1103.2.9 which states: *Spaces frequented only by personnel for maintenance, repair or monitoring of equipment are not required to be accessible.* Based on the findings, the Board concludes that an exception is not required and does not concur with the recommendation of the Administrative Law Judge. The basement level already complies with the Michigan barrier free design requirements per 1966 PA 1, as amended and 1972 PA 230, as amended.

THEREFORE, it is the order of the Board to deny the request for exception as it is not required.

The Board can only grant or deny exceptions to Michigan's barrier free design requirements. The Board has no authority over the federal standards contained in the Americans with Disabilities Act of 1990, 42 U.S.C. 12204.

  
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Todd Y. Cordill, NCARB  
Chief, Plan Review Division for the  
Barrier Free Design Board

January 24, 2012