

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
BUREAU OF CONSTRUCTION CODES  
OKEMOS OFFICE BUILDING  
P. O. BOX 30254  
LANSING, MICHIGAN 48909

**Appeal Docket No.**  
CCC-PLBG-12-002

In the Matter of:

**Petitioner,** Dean Bergeman, MPA Architects, 218 South Frances Street, South Bend, Indiana,  
46614 for Lakeland Niles Medical Office Building, 42 North St. Joseph Avenue,  
Niles, Michigan

vs

**Respondent,** Department of Licensing and Regulatory Affairs, Bureau of Construction Codes

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

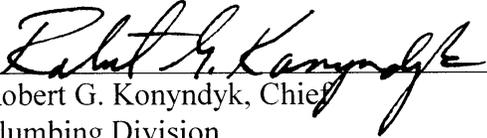
The Michigan State Plumbing Board adopted the Findings of Fact, Conclusion and Recommendation of Staff in the matter of Dean Bergeman, MPA Architects, 218 South Frances Street, South Bend, Indiana, 46614 for Lakeland Niles Medical Office Building, 42 North St. Joseph Avenue, Niles, Michigan: APPEAL CCC-PLBG-12-002 at their meeting on December 13, 2011. The appeal request was to allow the applicant to use a bottled water cooler rather than required drinking fountains to meet the number of required plumbing fixtures.

## FINDINGS AND CONCLUSIONS

Following a review and discussion, a **MOTION** was made by Board Member Jones and supported by Board Member McNitt to approve the appeal request for Lakeland Niles Medical Office Building to use Water Guardian PW1R unit water coolers other than those meeting the requirements of Section 410.1. The units shall be provided with a cold water supply and drain connection. The motion contained the following conditions: The units shall conform to NSF 61 and shall meet the ADA requirements as verified by the building official. **MOTION CARRIED.**

Documentation dated March 21, 2012 has been received and evaluated to assure conformance to the boards stated concerns.

THEREFORE, the Board grants the appeal request.

  
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Robert G. Konyndyk, Chief  
Plumbing Division

  
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Date