



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

April 24, 2023

Mr. Brent Bauer
Elevator Service
823 Ottawa Avenue NW
Grand Rapids, MI 49503

DECISION OF THE ELEVATOR SAFETY BOARD

On March 21, 2023, the Elevator Safety Board reviewed the Variance Request Fulton St. Parking Deck located at 50 Ottawa NW, Grand Rapids, MI 49503 for relief from the requirements of Section 2.2.2.5 of the American Society of Mechanical Engineers (ASME) A18.1-2011. This decision is issued pursuant to Section 8(1)(c) of the Elevator Safety Board Act, 1967 PA 227.

FINDINGS AND CONCLUSIONS: Notification was made to Mr Bauer on March 17, 2023, that this matter would be addressed by the Elevator Safety Board at the meeting on March 21, 2023. The Board acknowledged receipt and reviewed the material on the matter at the meeting on March 21, 2023. Messrs. Bauer, Dustin Kuzee, Pete Long and Josh Rozenboom were present to provide testimony. Following discussion, the Board moved to recommend approval of Mr. Bauer's variance request to the Bureau of Construction Codes for Fulton St. Parking Deck as submitted.

THEREFORE, it is the decision of the Elevator Safety Board to recommend that the Bureau of Construction Codes grant relief for Mr. Bauer's variance request from the requirements of Section 2.2.2.5 of the American Society of Mechanical Engineers (ASME) A18.1-2011. A judicial review of this decision may be requested in accordance with the Administrative Procedures Act, 1969 PA 306, MCL 24.201 *et seq.*

cc: BCC - Elevator Section



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Mr. Anthony Kitchen
DTE Energy
One Energy Plaza
Detroit, MI 48226

DECISION OF THE ELEVATOR SAFETY BOARD

On March 21, 2023, the Elevator Safety Board reviewed the Variance Request DTE Energy located at Belle River Power Plant, 4500 King Road, East China, MI 48054 for relief from the requirements of NFPA72 and Articles 2.27.3.2.1 and 2.27.3.2.2 of the American Society of Mechanical Engineers (ASME) A17.1-2010. This decision is issued pursuant to Section 8(1)(c) of the Elevator Safety Board Act, 1967 PA 227.

FINDINGS AND CONCLUSIONS: Notification was made to Mr Kitchen on March 17, 2023, that this matter would be addressed by the Elevator Safety Board at the meeting on March 21, 2023. The Board acknowledged receipt and reviewed the material on the matter at the meeting on March 21, 2023. Messrs. Kitchen, and Mike Hanson, Lerch Bates were present to provide testimony. Following discussion, the Board moved to recommend approval of Mr. Kitchen's variance request to the Bureau of Construction Codes for DTE Energy with the condition that the fire alarm initiating devices can only be eliminated at the landing as long as the facility operates as a coal plant.

THEREFORE, it is the decision of the Elevator Safety Board to recommend that the Bureau of Construction Codes grant relief for Mr. Kitchen's variance request from the requirements of NFPA72 and Articles 2.27.3.2.1 and 2.27.3.2.2 of the American Society of Mechanical Engineers (ASME) A17.1-2010 as specified above. A judicial review of this decision may be requested in accordance with the Administrative Procedures Act, 1969 PA 306, MCL 24.201 *et seq.*

cc: BCC - Elevator Section