



KATHLEEN B. BLANCO
GOVERNOR

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS

Public Safety Services



PAUL E. SMITH
STATE FIRE MARSHAL

May 22, 2007

Mr. Edward Gremillion
Dammon Engineering, Inc.
1095 Florida Ave.
Slidell, LA 70458

RE: P0295058, Appeal 5079
Platform Crane
Doss Dr.
Slidell, LA 70458

Dear Mr. Gremillion:

This office is in receipt of your May 1, 2007 request for appeal concerning the requirement to provide accessibility for the 2nd Floor Men's room shower stall at the referenced facility and, after review, makes the following observations and determination.

The referenced project is a Business/Industrial Occupancy of new construction. Item 6.h) of this office's June 30, 2005 review letter is reiterated as follows:

h) 4.23 Shower stalls shall comply with 4.21. (MEN 2ND FLOOR).

You request to "relax" the requirement for an accessible shower stall because the referenced 2nd Floor Men's room is shared between two executive offices. You consider this Men's room to be "private".

It is an observation of this office that ADA-AG:4.1.3(11) limits adaptable accessibility to a private toilet room that is accessible only from a private office. This office does not deem the referenced Men's room a private room because it opens directly to the exit access corridor. Because the Men's room opens directly to the exit access corridor, the shower stall must be accessible.

This office is required by LA R. S. 40:1737 to consult with the Office of Rehabilitation Services regarding interpretive issues or appeals pertaining to handicap accessibility. After consultation with Mr. John Schweitzer with the Office of Rehabilitation Services, this office **denies** the requested appeal for the following reasons:

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Office of the State Fire Marshal, Code Enforcement and Building Safety
8181 Independence Boulevard, Baton Rouge, LA 70806
(225) 925-4911 1-800-256-5452

1. Adequate practical difficulty or unnecessary hardship has not been demonstrated.
2. You must provide a compliant shower stall.

Should you wish to pursue further appeal, please follow the rules pursuant to LA R.S. 40:1577 and 55:V:2301, from the Official Manual of the Louisiana Fire Marshal which is available at our website .

Please enclose a copy of this letter, with any future correspondence on this project. If you have questions or need additional clarification, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Paul E. Smith". The signature is written in black ink and is positioned above the typed name and title.

Paul E. Smith
State Fire Marshal

PES/JCC/md

cc: Henry Fry
Don Zeringue
Jean Carter
John Schweitzer
Edwin Lee
New Orleans District
Slidell Fire Prevention
City Of Slidell
Slidell Fire Prevention