### **Development Services**

### From Concept to Construction







APPEAL SUMMARY

Status:	Decision	Rendered
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Appeal ID: 20816	Project Address: 1225 NE 2nd Ave		
Hearing Date: 8/28/19	Appellant Name: Brian Bainnson		
Case No.: B-020	Appellant Phone: 503-256-8955		
Appeal Type: Building	Plans Examiner/Inspector: Renay Radtke-Butts		
Project Type: commercial	Stories: 1 Occupancy: I-3 Construction Type: V-B		
Building/Business Name:	Fire Sprinklers: No		
<b>Appeal Involves:</b> Erection of a new structure, Alteration of an existing structure	LUR or Permit Application No.: 19-106293-CO		
Plan Submitted Option: pdf [File 1] [File 2]	Proposed use: Activity Shelter		

### APPEAL INFORMATION SHEET

### Appeal item 1

Code Section

Section 408.10, Section 903.2, Section 903.2.6

### Requires

Section 408.10-Automatic Fire Sprinklers. Group 13 occupancies shall be equipped with an

 $automatic\ sprinkler\ system\ in\ accordance\ with\ Section\ 903.2.6.$ 

Section 903.2 - Automatic Fire Sprinklers shall be provided in all new buildings based upon its use

or Group.

Section 903.2.6 Group I - Fire sprinklers shall be installed throughout buildings of Group I

occupancy.

### **Proposed Design**

It is proposed to add additional covered outdoor activity shelters and a uni-sex restroom to the existing secure garden area of the Unity Hospital campus and to consider the new and existing garden structures as one building, an Activity Shelter, that exists on the same lot as the Unity Hospital Building but consider as a separate structure from the Hospital. The Activity Shelter is proposed to be

(1) story with an aggregate area of 1,357 square foot with an occupancy group of 13 and construction type of VB (allowed by Table 503), built of non-combustible materials, with unlimited unprotected openings in the exterior walls and to be un-sprinkled.

The proposed Activity Shelter will contain activity areas covered only by a roof, secure storage areas and a single, uni-sex restroom. All new and existing building components are and will be built of non combustible materials, beyond what is allowed by Type VB construction. The covered activity areas are constructed of metal, the existing storage areas are constructed with non-flammable JamesHardie concrete products and the new restroom area will be constructed with non-flammable JamesHardie concrete products, in addition one wall of this area will be constructed with the addition of 5/8" type x gypsum board at the interior and exterior of the wall

from the foundation to the top of the parapet wall to meet the requirements of a 1-hr. fire wall based on its fire separation distance.

Item 1 - Section 408.10. 903.2.6

This appeal is to allow the Activity Shelter to be non-sprinkled with no increase of fire hazard for the hospital staff, patients or property based upon its actual usage, construction type, nonflammable construction materials, constant secure monitoring and upon the existing fire protection of the existing Hospital Building with an exterior walls of masonry for protection from the exterior to the spread of fire and an automatic sprinkler system for suppression of fire from within.

Reason for alternative The garden area of the Unity Hospital is used to provide state required patient time in the outside environment to increase the health and wellbeing of the patients utilizing the hospital facilities. The garden area is exclusive for patients under supervision by staff and security. The existing secured yard/garden contains two existing tool sheds and one existing covered activity structure, ii is accessed from within the hospital and has two emergency access/exit gates directly to the exterior located along the east fence (see attached site plan). The existing garden structures allows yearround outdoor activity, providing protection from inclement weather and exposure to sun. As the current Unity Hospital was designed it was apparent that in order to provide the required yearround outdoor patient activities there was need for more covered outdoor activity space and a small uni-sex restroom. (The addition of a restroom to the garden allows easier management of the patient groups and more time spent outside for each patient. As the garden is now if one patient of the group needs the restroom the entire group is required to be moved inside the hospital and typically their allotted or scheduled time in the garden is ended.)

> Because of the need for accessibility for all patients and staff and the typical nature of garden activity structures with open wall lines and unlimited unprotected openings, it became necessary to establish all of the existing and proposed garden structures as one building, the Activity Shelter, separate from the existing hospital building and to assign the new structure as VB Construction, allowing all of the building elements to be 0-hr fire rated.

> Using Section 705.3, Buildings on the Same Lot, Fire Separation Distances were analyzed to meet code requirements for both the existing hospital building and the proposed Activity Shelter. As can be seen on the attached Site Plan and in the Building Fire Separation Analysis distances between the two buildings vary, but all fire separations (fsd) distances meet code for both buildings.

> With the addition of the Activity Shelter the Unity Hospital Campus will consist of the existing Hospital Building, occupancy group 13 and construction type 1A with fire-rating requirement of 3 hours for walls and a 1.5 hours roof, and the proposed Activity Shelter, occupancy group 13 and construction type VB, with zero fire rated requirements (table 601 and table 602 when fire separation distance is greater than or equal to 10 feet) and unlimited unprotected openings (allowed by section 705.8.1.exception #2) with the exception of one wall, wall W.2, that is required to have 1-hr fire rating, protected from both sides based on the fire separation distance of 5 feet.

> All areas are to be used exclusively by hospital patients and staff, no visitors or other members of the public are allowed. Storage areas and the restroom will be controlled by staff or security, patients will not have the opportunity to be in these areas unsupervised.

> There will be no increase to the occupant load of the garden or hospital, the existing garden and the proposed Activity Shelter are and will be used only be existing Hospital patients and their staff, completely controlled and monitored by Hospital Security.

> Site placement of the Activity Shelter was based upon the needs of staff for organized outdoor activities of multiple groups of patients and the security needs of managing them. The covered activity areas, 1 through 7, are spaced along the garden pathway allowing multiple patient groups to use the garden area at one time and to freely flow among the spaces. The restroom portion,

Area 3, of the Activity Shelter was located near the main, secured, entrance to the garden area, adjacent to an area of the existing hospital building that has business offices and clinical areas, no patient rooms.

As can be seen from the attached site plan and building fire separation analysis the closest distance between the new Activity Shelter, Area 3, and the existing Hospital Building is 10 feet with a fire separation distance of 5 feet from each building. The existing Hospital Building wall already meets the fire rating requirements based on this distance, the wall section, W.2, of the Activity Shelter meets the code requirement of 1-hour rating for exterior walls with protection from both sides and no openings.

All other fire separation distances between the Activity Shelter and the Hospital Building, and vice versa meet the requirements of Table 601, 602, 705.8 and Sections 705.5, 705.8 and 705.8.4, see attached site plan and analysis.

Activities in the secured yard/garden are supervised at all times and monitored 24 hours a day, two security poles are located in the garden with video surveillance and emergency call buttons. Patients are never left on their own and patients are only provided with hospital approved accessories, no opportunity to ignite fire exists. Between staff and security the garden area and proposed Activity Shelter with its non-flammable construction there is no increased fire danger from within or outside of the proposed Activity Shelter or to the existing Hospital Building. No increased hazard will exist to the patients or staff of the Unity Hospital.

It is proposed, based upon the secured use by patients and hospital staff only, the non-combustible building materials used, the round the clock security monitoring of the garden area and the existing fire resistant construction of the existing Hospital Building to allow the proposed Activity Shelter to be non sprinkled with no increase of fire hazard for the hospital staff, patients or property. The nature of the Activity Shelter with a majority of open walls provides easy access and exit for emergency situations and abundant easy visual access to the spaces by security and staff to monitor inappropriate activities that may cause fire hazard. There is extremely low chance of fire from the proposed Activity Shelter and no risk from the chance of fire spreading from the existing hospital with its non-combustible exterior construction and interior sprinkling.

### APPEAL DECISION

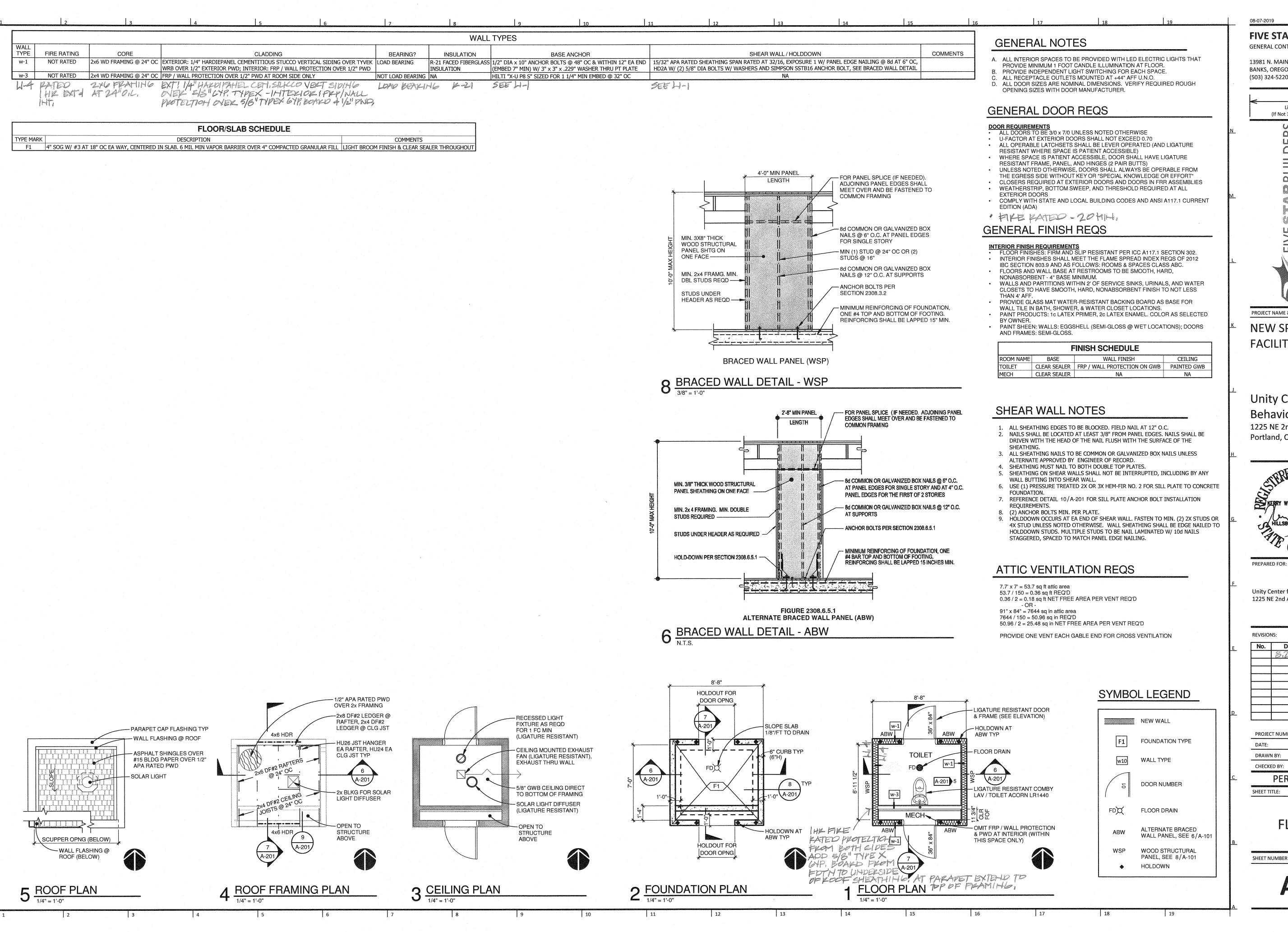
Omission of sprinkler installation in I-3 structure: Granted provided the activity shelters and toilet room are classified as B, toolsheds as S1 and comply with exterior wall rating and opening requirements to be confirmed as part of plan review.

Appellant may contact John Butler (503 823-7339) with questions.

The Administrative Appeal Board finds with the conditions noted, that the information submitted by the appellant demonstrates that the approved modifications or alternate methods are consistent with the intent of the code; do not lessen health, safety, accessibility, life, fire safety or structural requirements; and that special conditions unique to this project make strict application of those code sections impractical.

Pursuant to City Code Chapter 24.10, you may appeal this decision to the Building Code Board of Appeal within 90 calendar days of the date this decision is published. For information on the appeals process, go to www.portlandoregon.gov/bds/appealsinfo, call (503) 823-7300 or come in to the Development Services Center.

Wall Plane	Structure	Desc.	Permit #	T. 601	T. 602	Sect. 705.5	Sect. 705.8.1.exc 2 or Table 705.8	Sect. 705.8.4	Distance to another building line	FSD	Meets code?	Opposite Bldg Wal
A	Existing Hospital Bldg.	Sprinklered, Multi Story w/unlimited area, Masonry Exterior Walls Table 601-3-hr rating for structure and ext. walls 1 ½-hr for roof., Table 602 required 1-hr fire rated walls, note "a" requires all load bearing elements for follow requirements in table 601. Group 13, Type 1A.	2017- 103044-000- 00-FA, multiple permits				Table 7 colo					
	H.1	280 sq ft masonry wall with 8% protected opening (self closing fire rated door)		3 hr	1hr	Exp. From both sides	15% if 3 to less than 5		23 feet	3 feet	Yes, If fsd is 3 feet	W.1
	H.2	726 Sq Ft Masonry wall with 20% unprotected, sprinkled openings		3 hr	1hr	Exp. From both sides	25% if 5 to less than 10		10 feet	5 feet	Yes, If fsd is 5 feet	W.2
	H.3	192 sq. ft.Solid Masonry, no openings		3 hr	1hr	Exp. From both sides	No openings allowed when less than 3		21 feet	1 foot	Yes, No openings	W.3
	H.4	440 sq. ft. Glass and metal 69% unprotected, sprinkled opening		3 hr	0 hr	-	No requirements if 30 or more		350 Feet to center of street	30 feet	Yes if fsd 30 plus	W.4
	H.5	Glass and metal		-	1-	-	1-		Not applicable		yes	
	H.6	Masonry with windows 1840 Sq Ft with ratio of .755, sprinkled openings		3 hr	1hr	Exp. From both sides	25% if 5 to less than 10	.755	23 feet	5 feet	Yes if fsd is 5 feet	W.5
	H.6	Masonry with windows 1840 Sq Ft with ratio of .755, sprinkled openings		3 hr	1hr	Exp. From both sides	25% if 5 to less than 10	.755	28 feet	5 feet	Yes if fsd is 5 feet	W.6
	H.6	Masonry with windows 1840 Sq Ft with ratio of .755, sprinkled openings		3 hr	1hr	Exp. From both sides	25% if 5 to less than 10	.755	54 feet 6 inches	5 feet	Yes if fsd is 5 feet	W.7
	H.6	Masonry with windows 1840 Sq Ft with ratio of .755, sprinkled openings		3 hr	1hr	Exp. From both sides	25% if 5 to less than 10	.755	40 feet	5 feet	Yes if fsd is 5 feet	W.8
В	Proposed Activity Shelter	Unsprinkled, 1-story, aggregate area of 1357 square feet, Metal and masonry Construction, Unlimited Openings, Group 13, Type VB.	19- 106293/299/ 300/303-CO								-	
W.1	Activity Shelter – Restroom Area 3	107 Sq. ft. of wall, UP, NS, 21 percent wall openings		0 hr	O hr	_	unlimited		23 feet	20 feet	Yes with fsd of 20	H.1
W.2	Activity Shelter – Restroom Area 3	81 sq. ft., UP,NS, 1-Story, No Openings proposed		0 hr	1 hr	Protected from both sides	Must meet T. 705.8		10 feet	5 feet	Yes, No openings proposed	H.2
W.3	Activity Shelter – Restroom Area 3	73.61sq. ft., UP,NS, 1-Story, 28%, Openings		0 hr	0 hr	-	Unlimited		21 feet	20 feet	Yes if fsd is 20, no openings in opposite building wall	H.3
W.4	Existing Tool Shed Area 2	5 linear feet, 40 sq. ft. of wall, no wall opening.		0 hr	0 hr	-	Unlimited		32 feet	27 feet	Yes with fsd of 27 feet	
W.5	Existing Activity Shelter Area	16 linear feet, 144 sq. ft of wall plane, 94% unprotected opening All steel construction.		0 hr	0 hr	-	Unlimited		23 feet	18 feet	Yes, exception #2 allows, 18 foot fsd	н.6
W.6	New Activity Shelter Area 5	16 linear feet, 166.72 sq. ft. of wall, 85% Unprotected Openings, All steel construction.		0 hr	0 hr	-	Unlimited		28 feet	23 feet	Yes, exception #2 allows, 23 foot fsd	Н.6
W.7	New Activity	9 linear feet, 132 sq. ft. of wall, 94%		0 hr	0 hr	•	Unlimited		54 feet 6 inches	45.5 feet	Yes, fsd is 45.5 feet	H.6
	Shelter Area 7	unprotected penings									Yes, fsd is 35 feet	

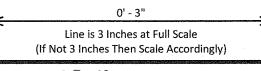


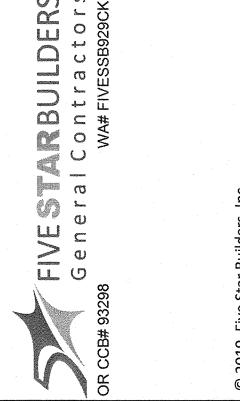
FIVE STAR BUILDERS, INC

GENERAL CONTRACTOR

13981 N. MAIN STREET

BANKS, OREGON 97106 (503) 324-5220 / (503) 324-0883 FAX





PROJECT NAME & ADDRESS:

**NEW SPECIAL USE TOILET FACILITY** 

**Unity Center for** Behavioral Health 1225 NE 2nd Ave Portland, OR 97232



Unity Center for Behavioral Health 1225 NE 2nd Ave, Portland, OR 97232

No.	Date	Description
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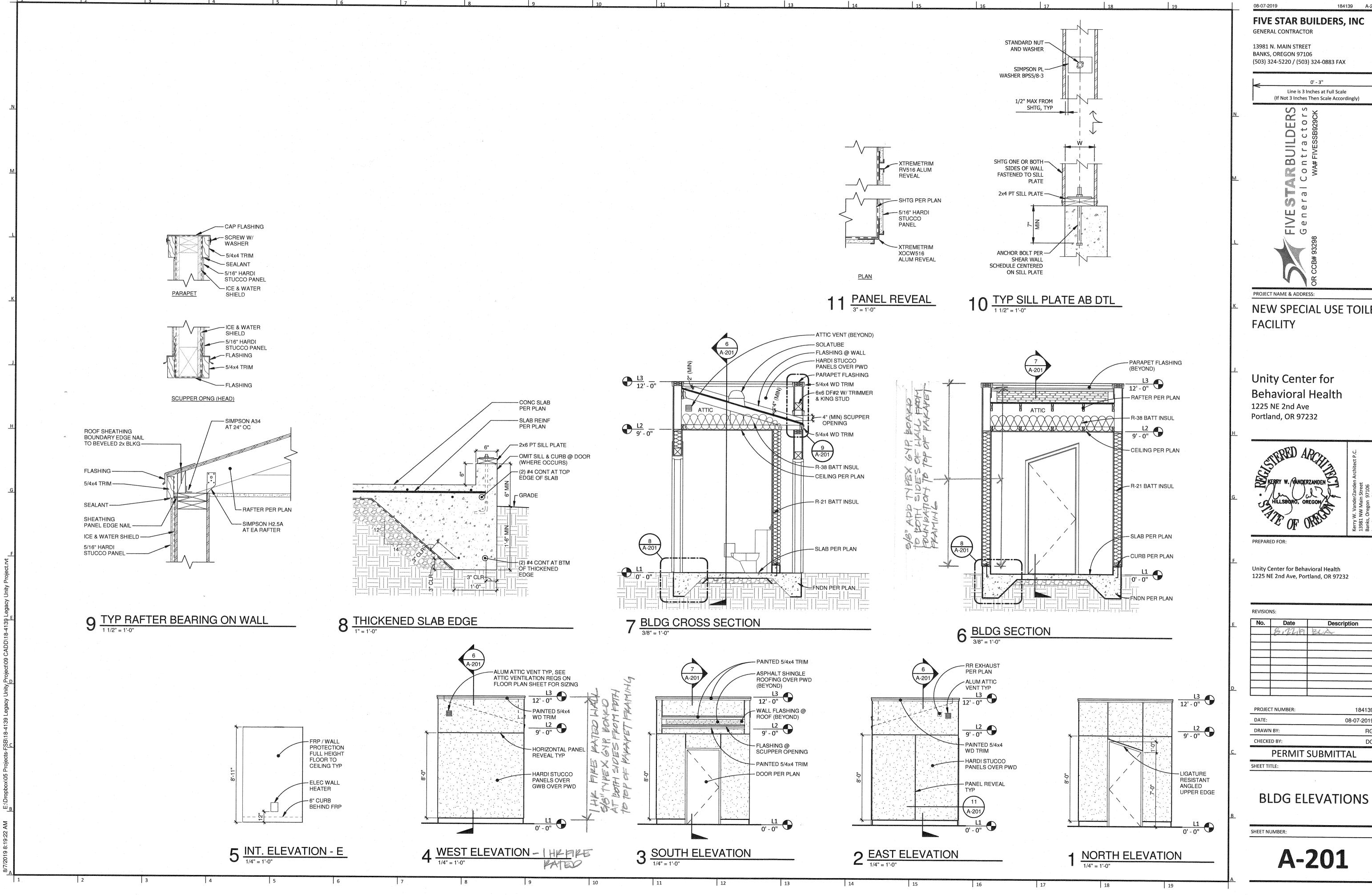
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FLOOR PLAN

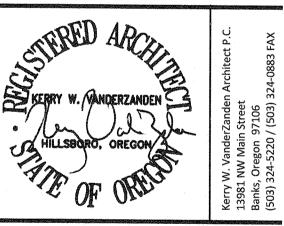
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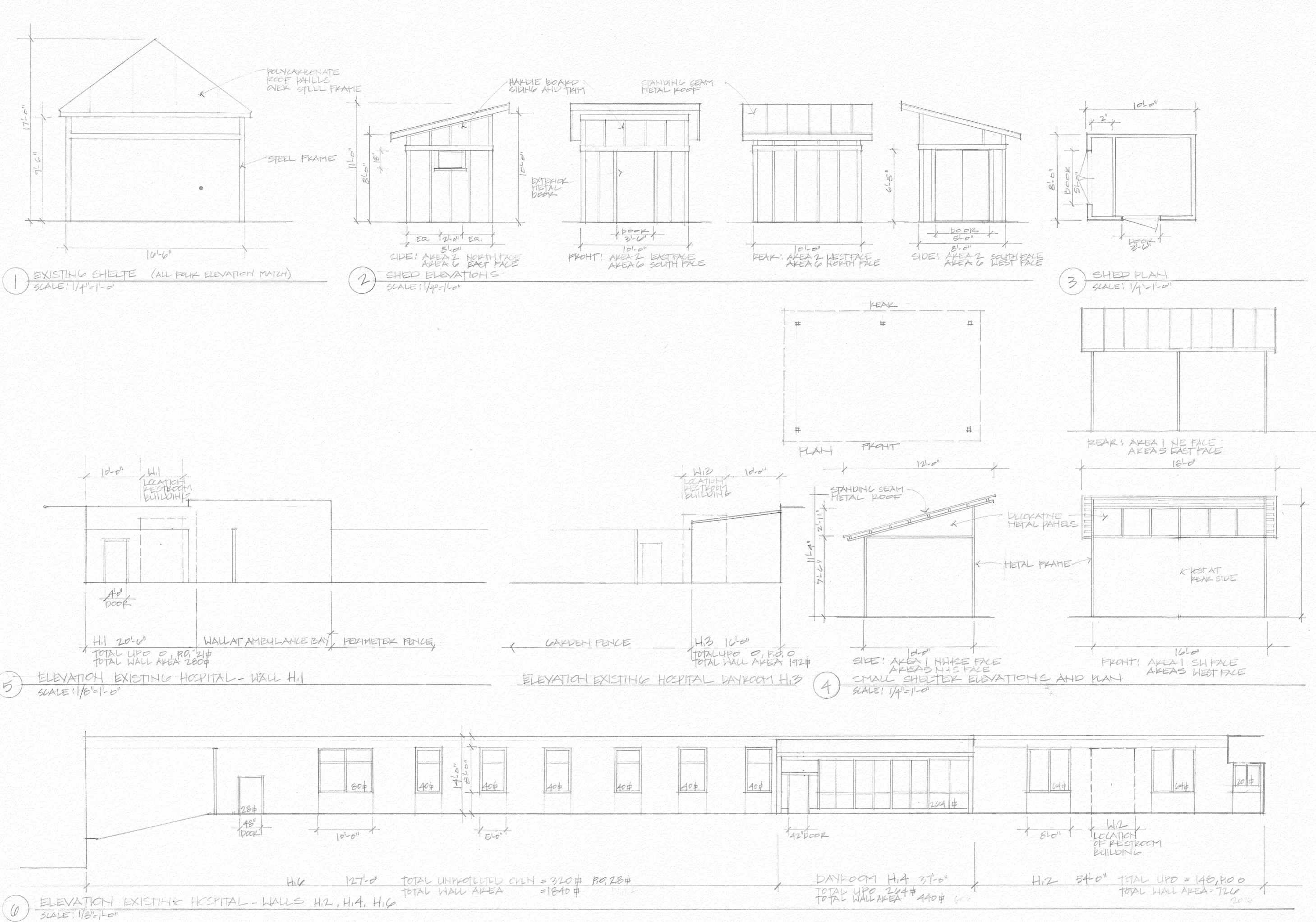


**NEW SPECIAL USE TOILET** 



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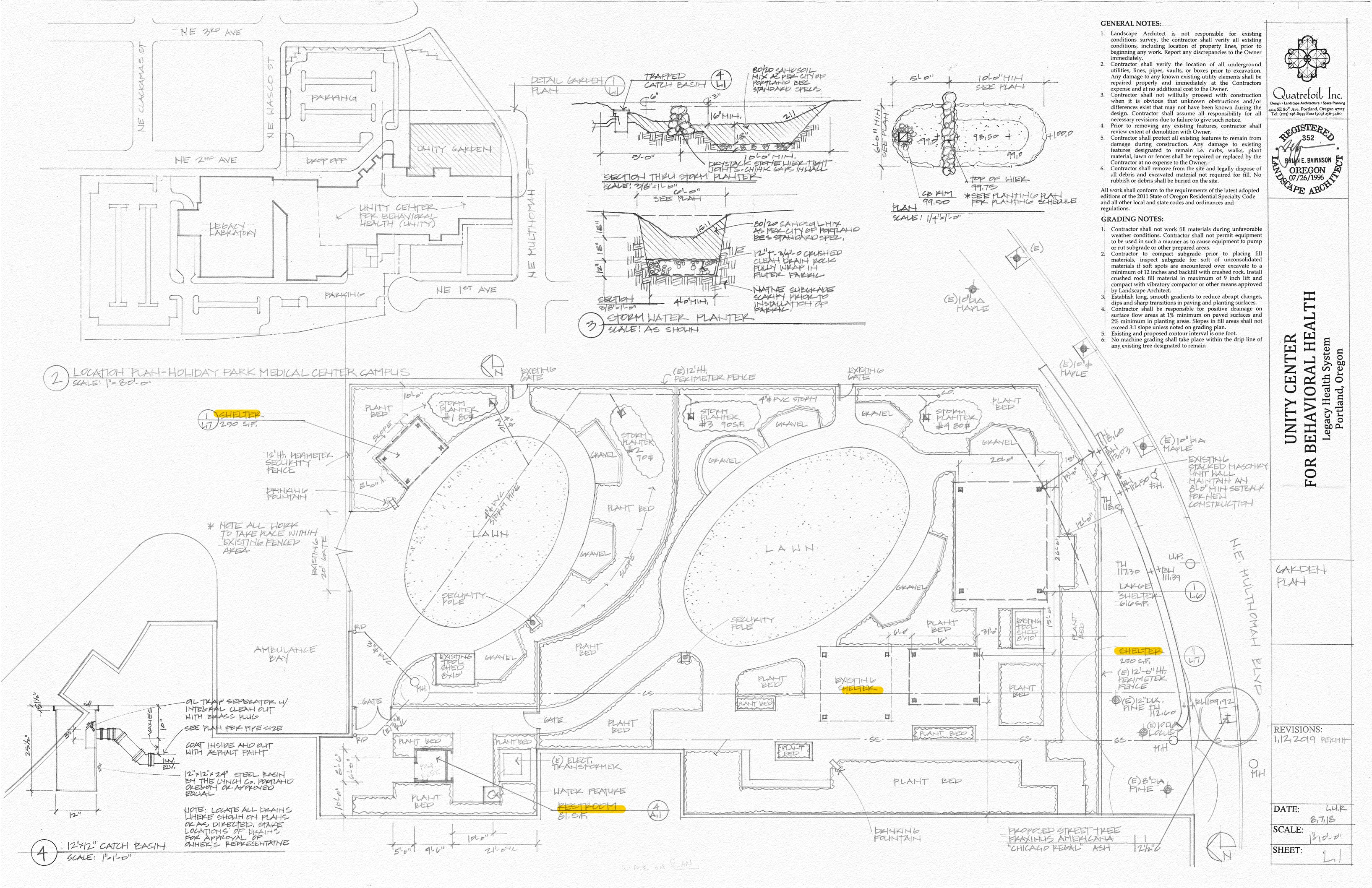
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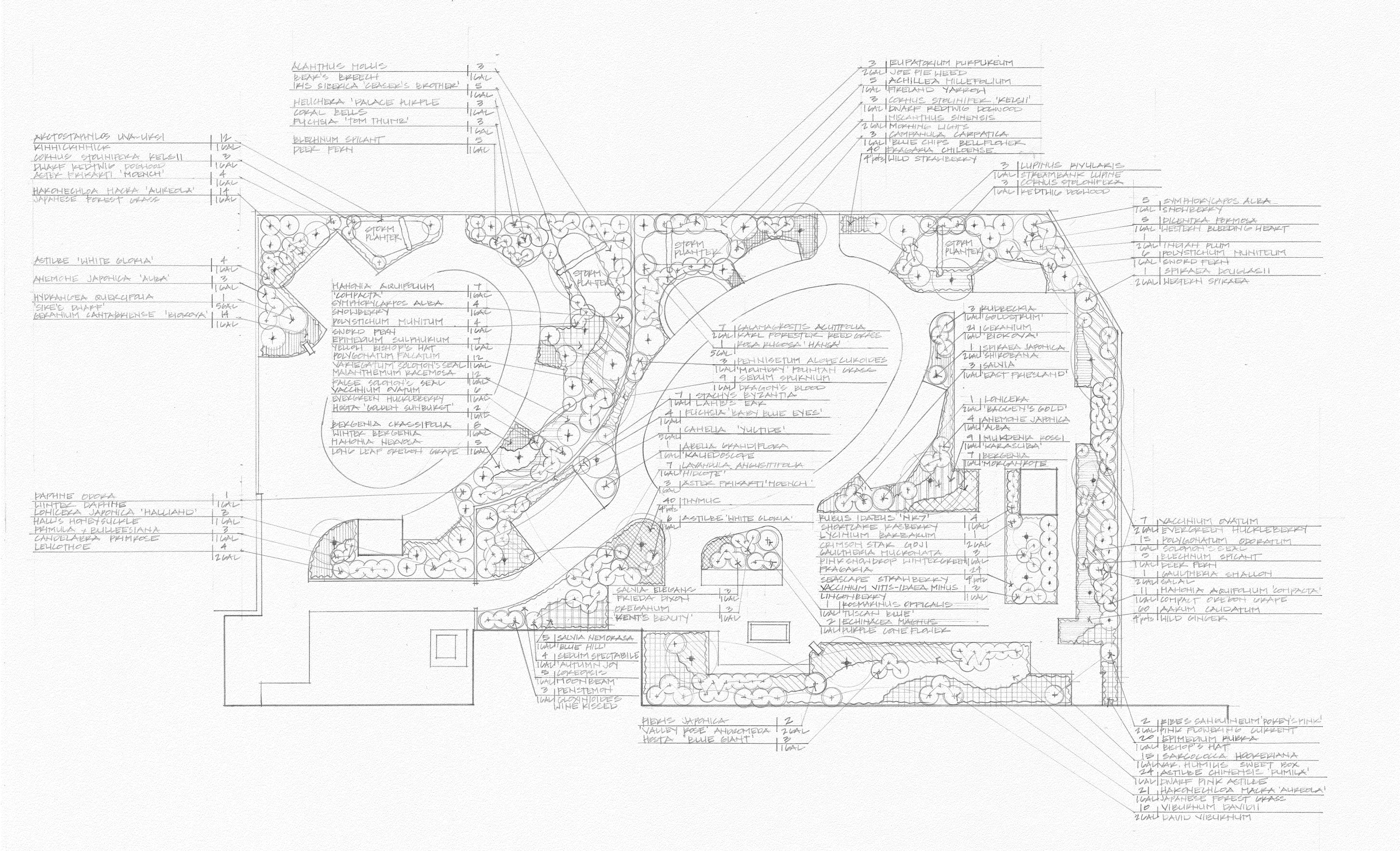
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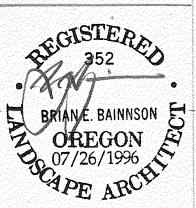
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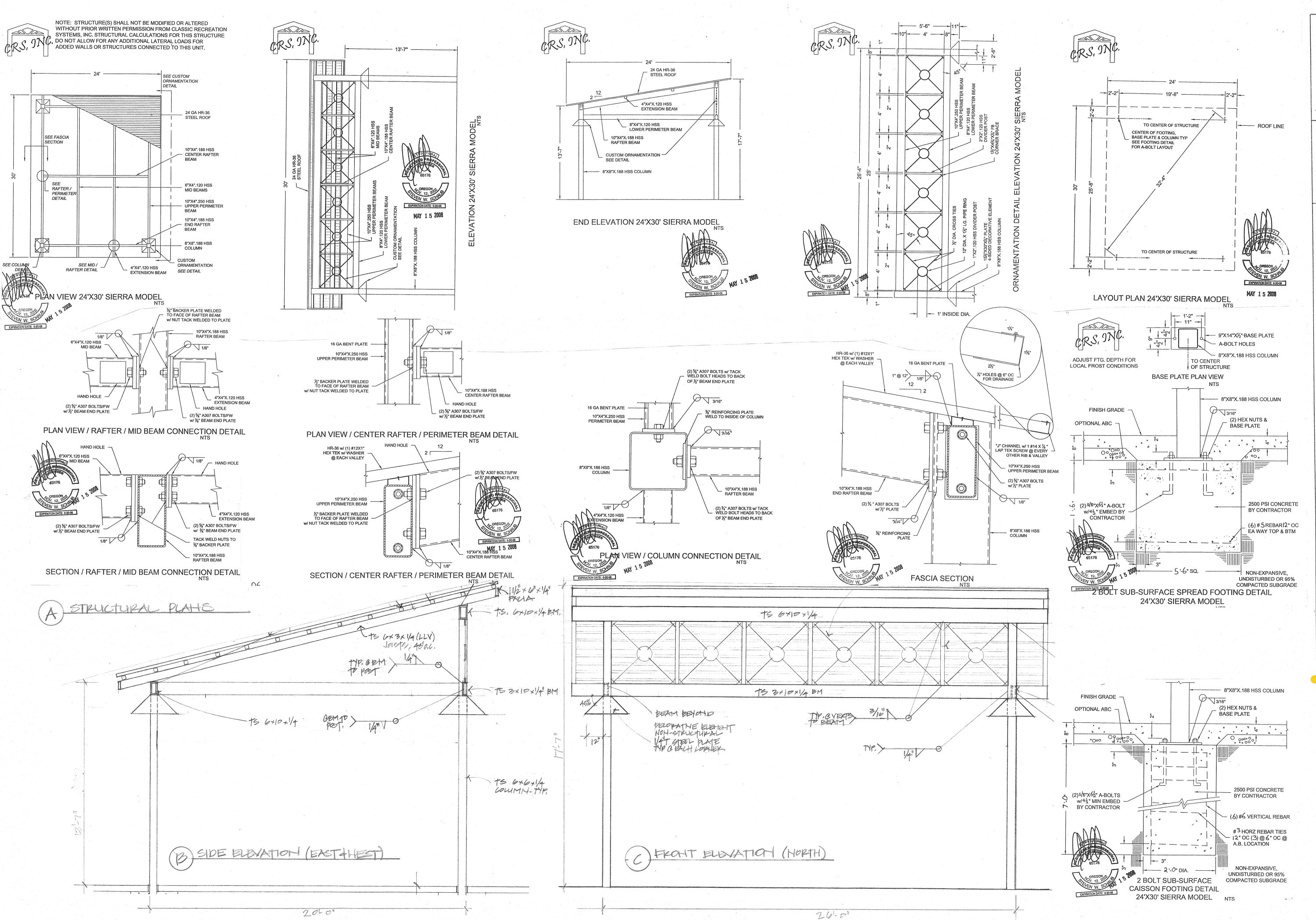
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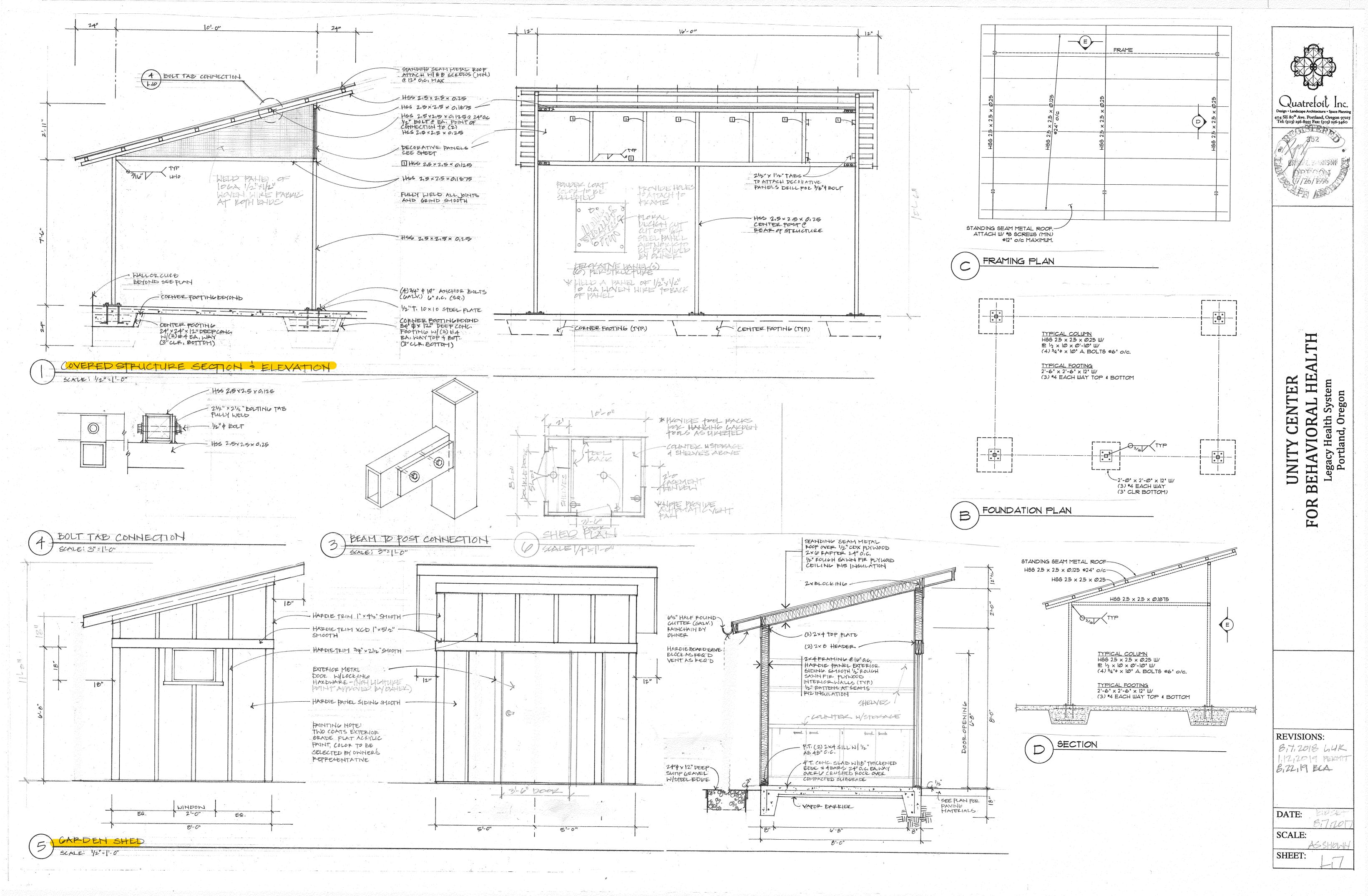
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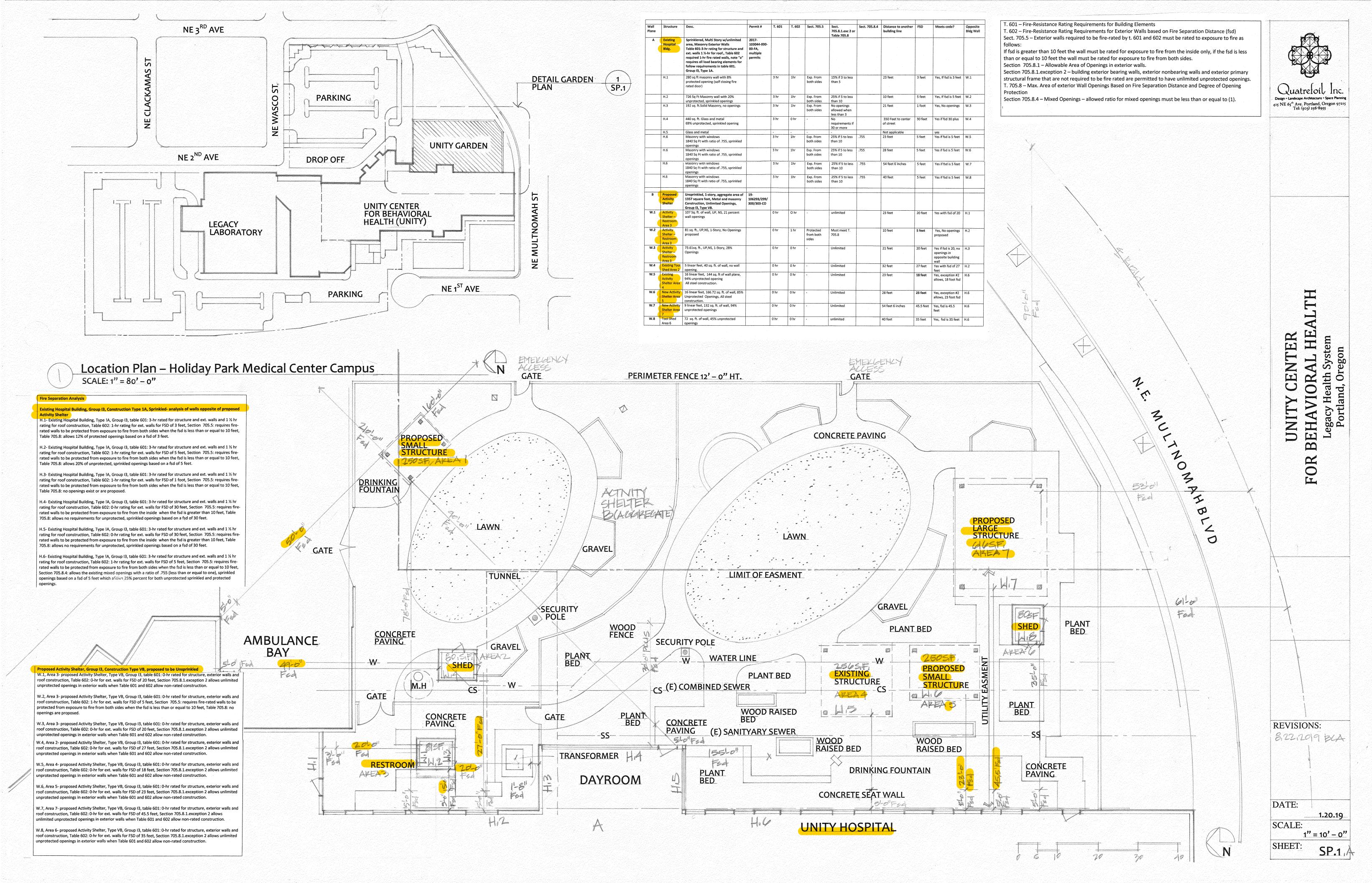
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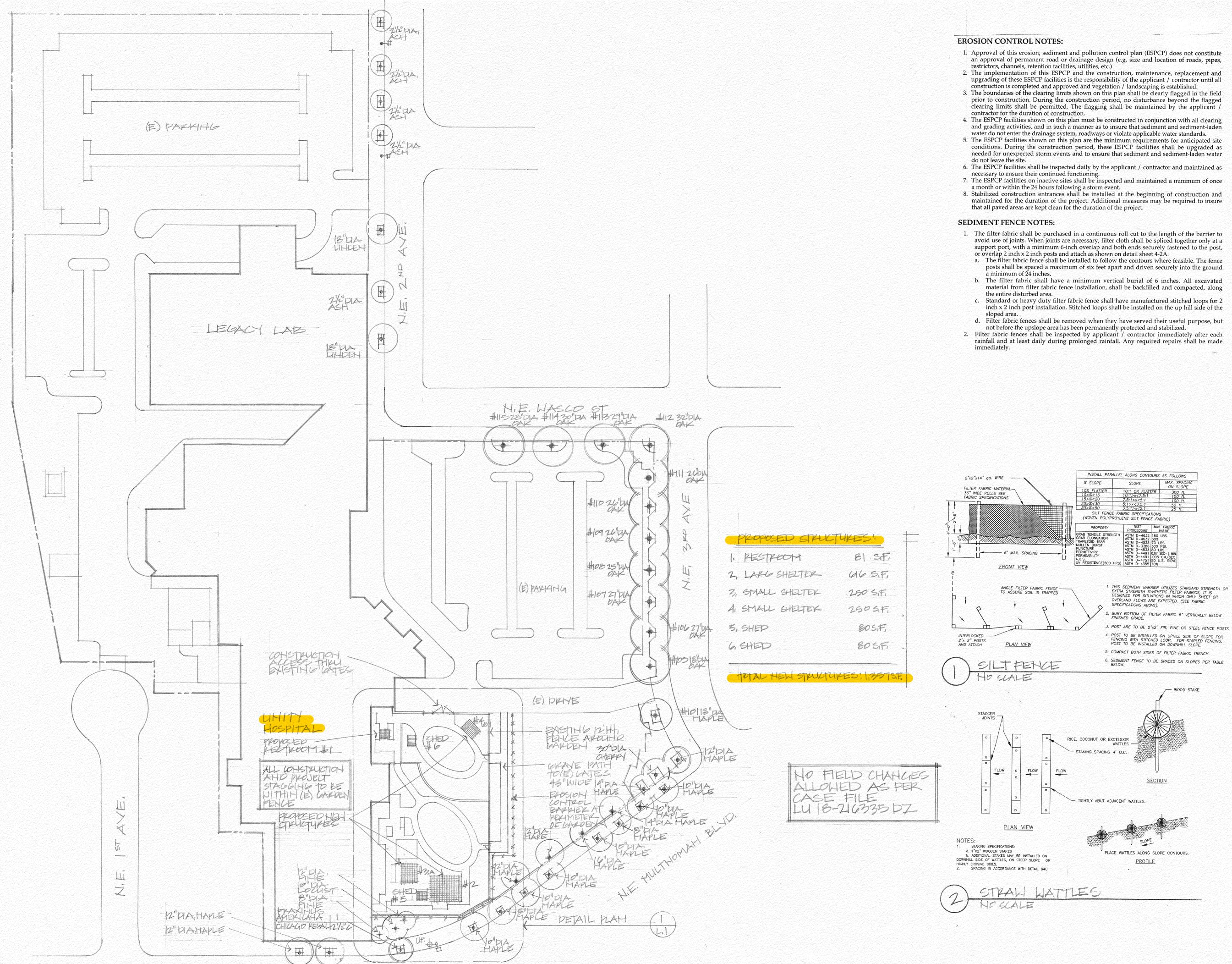
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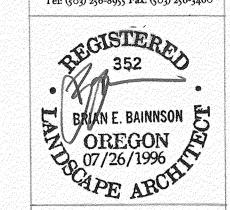
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### UNITY CENTER SEHAVIORAL HEALTH Legacy Health System

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SITE BLAH SOHHIHO ZOHHIHO COMPLANCE

REVISIONS:

DATE: PERMIT

SCALE:

SHEET: SP. I.