

**BEFORE THE DELAWARE STATE
FIRE PREVENTION COMMISSION**

IN RE:)
) **ORDER**
CENTRAL HOTEL,)
DELAWARE CITY, DELAWARE)

WHEREAS, the Delaware State Fire Prevention Commission (the “Commission”) having reconsidered its decision announced following a hearing (the “Hearing”) at its public meeting on August 20, 2013, has determined that the variance from Commission Regulation 705, Chapter 1, Section 15.0 is not required for the Central Hotel renovation project under Commission Regulation 701, Chapter 1, Section 3.1.4 (“Section 3.1.4”), which provides as follows:

3.1.4 Qualified Historic Buildings. The provisions of these Regulations relating to the construction, repair, alteration, enlargement, restoration and moving of buildings or structures shall not be mandatory of existing buildings or structures that are listed in or qualified to be listed in the National Register of Historic Places or in a building that is designated as historic by state or federal law, where such buildings are, in the judgment of the Authority Having Jurisdiction, deemed to be safe and not constitute a serious threat to life safety. Each type of occupancy will be evaluated on its own merits for a total life safety systems approach.

The Commission has determined that the Central Hotel Building is a qualified historic building under Section 3.1.4 and that the Fire Marshall’s testimony at the Hearing indicates that the building is deemed to be safe and does not constitute a serious threat to life safety. The Commission affirms its preference for strict adherence to Commission Regulation 705, Chapter 1, Section 15.0 that requires an elevator size of at least 24”x76” in order to fit a horizontal stretcher and confirms that the Commission’s preference is for elevators that accommodate horizontal stretchers in all buildings, including historic buildings, with elevators. This decision

is not to be relied upon as precedent for any future application and rather its application is strictly limited to the facts under present consideration.

ORDER

NOW, THEREFORE, the Commission hereby orders that this matter is remanded to the Fire Marshal for consideration of permitting as a qualified historic building under Commission Regulation 701, Chapter 1, Section 3.1.4.

IT IS SO ORDERED this 15th day of October, 2013.

DELAWARE STATE FIRE PREVENTION COMMISSION

David J. Roberts, Chairman

Alan Robinson, Vice Chairman

Bob Ricker, Commissioner

Tom DiCristofaro, Commissioner

Charles Boyer, Commissioner

Ron Marvel, Commissioner

Date Mailed: _____