

Owner / Applicant Information

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Submitter Information

MARK A SMITH

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Project Information

Butterfly Transformation House #1
8620 South Harrison Park Drive

Laconia IN 47135

County HARRISON

Project Type New Addition Alteration Existing Change of Occupancy Y

Project Status U F=Filed U or Null=Unfiled

IDHS Issued Correction order? No Has Violation been Issued? No

Violation Issued by: NA

Local Building Official

Phone: Email:

Local Fire Official

Phone: Email:

Variance Details

Code Name: 12-4-11 Change of Occupancy or Use of Existing Buildings

Conditions: Utilizing residential houses as Christ centered, supervised, sober living homes. Use Rule 13 "Conversion of Existing Buildings" to turn a Class 2 structure into a Class 1 Occupancy.

DEMONSTRATION THAT PUBLIC HEALTH, SAFETY, AND WELFARE ARE PROTECTED:

- 1=Non-compliance with the rule will not be adverse to the public health, safety or w
- 1 2= Applicant will undertake alternative actions in lieu of compliance with the rule to ensure that granting of the variance will not be adverse to public health, safety, or welfare. Explain why alternative actions would be adequate (be specific).

Facts: Under the ADA and FHA acts of congress the protected class of individuals participating in the Butterfly Transformation House recovery programs are allowed to live in residences as single family homes. The houses are supervised and well maintained. Harrison County Indiana has not passed ordinances dealing with sober living homes. Butterfly Transformation House has operated for over 7 years using the best information available and with the community best interest in mind. We have been and are willing to make changes necessary to comply with rules and regulations governing sober living homes.

DEMONSTRATION OF UNDUE HARDSHIP OR HISTORICALLY SIGNIFICANT STRUCTURE:

- Imposition of the rule would result in an undue hardship (unusual difficulty) because of physical limitations of the construction site or its utility services.
- Imposition of the rule would result in an undue hardship (unusual difficulty) because of major operational problems in the use of the building or structure.
- Y Imposition of the rule would result in an undue hardship (unusual difficulty) because of excessive costs of additional or altered construction elements.
- Imposition of the rule would prevent the preservation of an architecturally or a historically significant part of the building or structure

Facts: The houses are owned and operated by the not-for-profit Christ centered Butterfly Transformation House. The houses are single family houses previously occupied by single families. We are continuing to operate the houses without alterations to the existing structures in a community lifestyle separating men and women as a family unit (defined by Harrison County ordinance). The costs associated with the houses are provided by a combination of donations from the community, residents and their families. The people governing the houses are volunteers and not employees. We do not have funds for expensive or costly renovations.