

STATE OF MINNESOTA
ACCESS REVIEW BOARD

In the Matter of the Application of
Proverbs Christian Fellowship

FINAL DECISION
Dated: March 25, 2024

Application No. 24-01

This matter came on for hearing before the Access Review Board (“Board”) on March 19, 2024. The record closed at the conclusion of the hearing.

Board Chair Karen Gridley and Board member Jim Weaver were present in person, while Board members Marvin Forbragd, David Fenley, and Elise Wehrman were present via teleconference.

The issue in this application is whether the application for a waiver of the State Building Code for the purpose of installing a stairway chairlift should be granted.

Proverbs Christian Fellowship requested a waiver of the State Building Code to install a stairway chairlift at its church in Minneapolis, Minnesota. The church is a three-story building with a split-level entry at the front entrance. The church seeks to install a straight rail stairway chairlift in the stairway leading from the split-level entry up to the sanctuary.

The Board reviewed the application pursuant to the factors identified in Minn. Stat. § 471.471, subd. 3.

With regard to the first factor, the need for limited accessibility when a higher degree of accessibility is not required by state or federal law or rule, the Board noted that the church’s application stated that it has member that need assistance to access the sanctuary to attend service and events.

With regard to the second factor, the architectural feasibility of providing a greater degree of accessibility than would be provided by the proposed device or equipment and the cost of providing a greater degree of accessibility, the Board noted that the church’s application provided floor plans and photos indicating that it would not be possible to add a platform lift or elevator without major construction to provide an addition to the building.

With regard to the third factor, the total cost of the proposed device or equipment over its projected usable life, including installation, maintenance, and replacement costs, the Board determined that the total estimated cost for the chairlift of \$5,700 is justified.

With regard to the fourth factor, the reliability of the proposed device or equipment, the Board noted that the proposed chairlift is manufactured by Stannah, which is a reputable company. The chairlift model includes dual call and send remotes, a folding seat, armrests, and footrests.

With regard to the fifth factor, the applicant's ability to comply with all recognized access and safety standards for installation and maintenance, the Board discussed that the chairlift device allowed the user to fold the chair out of the way when not in use for safety and to maintain the device in good condition.

With regard to the sixth factor, whether the proposed device or equipment can be operated and used without reducing or compromising minimum safety standards, the Board noted that the proposed stairway is 72 inches wide, and the proposed chairlift when folded would not reduce the required width of the stairway when within the stair and therefore, the clear passing space on the proposed stairways is a compliant clearance as allowed by IBC Chapter 10, Sections 1014.8 and 1011.2 where the occupant load is more than 50. The church does not have a smoke detector system, alarm system, or fire sprinkler system. The Board noted that a City of Minneapolis Fire Inspection Specialist provided a letter of support for the installation of the chairlift.

After considering these factors, Board member Weaver made a motion to approve the application for a waiver from the building code to install a straight rail stairway chairlift in the stairway leading from the split-level entry up to the sanctuary at Proverbs Christian Fellowship in Minneapolis, Minnesota. Board member Forbragd seconded the motion. The motion carried unanimously.

The Board's approval is subject to the following conditions:

- 1) The stairway chairlifts shall comply with all applicable building and elevator code requirements. **Only licensed elevator contractors may install stairway chairlifts. Proper permits, inspections, and certificates for use shall be obtained by the licensed elevator contractor installing the lift.** Licensed elevator contractors may be found by searching the list of licensed stairway chairlift installers on the Board's website at:

<https://www.dli.mn.gov/about-department/boards-and-councils/access-review-board>

- 2) The stairway chairlift shall be maintained in the folded position when not in use.


KAREN GRIDLEY, Chair
Access Review Board