

ERIC J. HOLCOMB, Governor
STATE OF INDIANA

INDIANA DEPARTMENT OF HOMELAND SECURITY
302 West Washington Street
Indianapolis, IN 46204



April 18, 2018
By U.S. Mail

Armaryllis Lewis
From this Space, Inc.
P.O. Box 22041
Indianapolis, IN 46222

Re: Petition for Review – Report of Inspection State Number BU28995: From this Space, Inc.

Dear Ms. Lewis:

The Commission is in receipt of your petition for review of Report of Inspection State Number BU28995: From this Space, Inc., dated 4/16/2018. The petition for review is timely and has been granted by the Commission. The petition has been assigned to the Commission's administrative law judge.

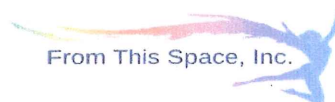
The judge's office will contact you to make arrangements for further proceedings. Should you have any questions, you may contact our staff attorney assigned to the matter, Justin Guedel at JGuedel@dhs.in.gov or (317) 234-9515.

Sincerely,

A handwritten signature in black ink, appearing to read "D. J. Boyle", is positioned above the typed name of the Director.

Douglas J. Boyle, Director
Fire Prevention and Building Safety Commission
Indiana Department of Homeland Security
302 W. Washington Street, Room E-208
Indianapolis, IN 46204
doboyle@dhs.in.gov
(317) 650-7720

cc: Justin Guedel
ALJ
File



April 16, 2018

Fire Prevention and Building Safety Commission
302 E. Washington Street, Room W246
Indianapolis, IN 46204

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IDHS
APR 18 2018
LEGAL AND CODE
SERVICES

RE: APPEAL – BU28995

To Whom It May Concern:

My name is Armaryllis Lewis. I am submitting an Appeal to the attached Fire Inspection Report dated April 6, 2018.

History of Why We Needed A Fire Safety Inspection:

I have two business colleagues. We all work together to help decrease the number of people who are struggling with drugs and alcohol addiction. We wanted to do our part to help our neighbors from dying as a result of their addiction. In 2017, we applied and were granted (in 2018), our Certification and License as a Mental Health and Addictions Agency. This Certification and License is through the State - Department of Mental Health and Addictions (DMHA). Once we received this, we applied for Recovery Works funding. This funding is filtered down from the federal level to the State under the Family Social Services Administration (FSSA). We went as far as possible with the Recovery Works application. In order for us to qualify to move forward with the funding application, we had to apply and be approved to become an Addictions Recovery Residence through Indiana Addictions Recovery Residence (INARR) which is under Mental Health of America. To be approved we had to pass a house inspection through INARR. We created our first sober living house/recovery residence for men called Henry's Place. Our inspection was approved on April 9, 2018 pending some corrections such as painting the front porch, putting up selves inside the house, and attaching NA/AA meeting brochures to the Community Board in the house. In addition to passing our inspection with INARR, we had to pass a fire safety inspection. This is the reason for this Appeal.

The State Fire Marshal came to the house at 1234 West 26th Street, Indianapolis, IN 46208, on April 6, 2018. He stated we have to have a sprinkler system as well as a connected electrical alarm system in the house. In the past, a recovery home staff could walk into a community fire station, request a fire inspection, pay \$50, and a fire staff would go to the home to conduct the report and that was it. I know because we created, owned, and operated other houses for 13 years. When we applied to become a recovery residence there was nowhere in the application, in writing or on-line (website: INARR.org), that stated we had to have a sprinkler system and electrical alarm system. We have been working with Mr.

Larry Blue, who is the Director of INARR (phone number 317-638-3501). He and the Fire Marshal, Erik Pullum, who conducted the fire inspection, talked about this issue last week. Mr. Blue is satisfied with the requirements of INARR that we have exit signs, smoke detectors, fire extinguishers, and exit diagrams on the walls. We have all of these. However, he also said that the fire department trumps their requirements. So even though we passed the house inspection with INARR which includes them accepting the fire department inspection without putting in the sprinkler system and electrical alarm system, we cannot move forward because we did not pass the fire department inspection. This is very confusing to us.

We feel caught in the middle of two departments with their own policies. The Fire Department says that we are being treated like a treatment center. Therefore, we must have the sprinkler system and electrical alarm system. INARR states we are not a treatment center, we are a recovery home. What we do is provide intermittent resources including housing with the ability to refer to community treatment centers. INARR said all we need are exit signs, smoke detectors, fire extinguishers, and exit diagrams on the walls, however; the Fire Department's inspection report overrides INARR. Erik Pullum, Deputy State Fire Marshal, stated that there was no special category for recovery homes. So we are being treated as a treatment center. In the meantime, there is no one who is helping us get through this. So we are advocating for ourselves. Unless both parties sit down and talk this out together and come up with an agreement that both will honor....we feel stuck!

We are saddened that there are hurting people who we could be helping and can't due to two Indiana State Departments that have not addressed this issue. Mr. Blue shared with us that there are 27 states that approved recovery homes like ours. Their fire departments and recovery home departments met, talked things through, and put a process and policy in place that was comprehensive and fair for recovery homes. People were able to open their recovery homes without this kind of confusion. When we priced sprinkler systems and electrical alarm systems the cost is very pricey. We made a decision to help God's people; we put our savings together to invest in our ministry, and putting these systems in the home would put hardship on our ministry. We worked so hard. We have a supportive, nurturing recovery home that is ready to open but we are caught between two departments that don't seem to come together to resolve this situation. We don't know what to do but to Appeal the decision that we need to put in a costly sprinkler system and electrical alarm system in order to open.

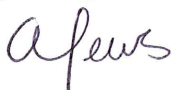
Our future goal is to open up another men's house and two women houses by the end of this year. Unfortunately, Indiana is one of the leaders of the opioid epidemic in our country. Men, women, children and families are affected. Our services are truly needed. Our passion to help our community is genuine. It is heartbreaking that we are held hostage to move forward even though we have a home that can make a difference in the lives of others and save lives.

As more and more people desire to open up recovery homes, they also will face this dilemma. Henry's Place has 10 beds that are ready to receive men coming out of the streets, transitioning from prison, and/or to free themselves out of trap houses. We are ready to welcome them inside our program which truly offers Christian love, accountability, a sense of a family, and a way to recovery.

I have attached my verification of being certified by DMHA as well as the fire marshal report. Our landlord has taken care of #3 and #4 on the report. It is #1 and #2 that are we are Appealing.

We hope you will understand our mission in the community to provide sober living homes and not treatment centers. We are advocating for a separate category for sober living homes so we will not be held to the same fire inspection policy of treatment centers. We believe in safety for everyone. Our home has safety precautions (smoke detectors, fire extinguishers, exit signs, and exit wall diagrams and no smoking in the house). We hope that you will consider lifting this fire inspection and allow us to open our doors while changing the way you look at sober living houses for future sober living houses to come.

Respectfully submitted,



Armaryllis Lewis, MSW
Executive Director
FROM THIS SPACE, INC.
PO BOX 22051
Indianapolis, IN 46222
317-345-1421



FIRE AND BUILDING CODE ENFORCEMENT INSPECTION REPORT ORDER

DIVISION OF FIRE AND BUILDING SAFETY
INDIANA DEPARTMENT OF HOMELAND SECURITY
302 WEST WASHINGTON STREET, RM E241
INDIANAPOLIS, IN 46204
TELEPHONE: 317-232-2222
WEB ADDRESS: WWW.IN.GOV/DHS

Identification Number BU28995	Name of the facility FROM THIS SPACE INC.	County MARION
Address of Property 1234 W 26TH ST INDIANAPOLIS 46208	Name of the Contact ARMARYLLIS LEWIS	Telephone Number (317) 638-3501 3451421
Email tlc3519@yahoo.com		Inspection Date 04/06/2018
Inspection Category REHABILITATION CENTER	Inspection Type INITIAL	Inspection Status: VIOLATION
Name of the Inspector ERIK PULLUM		Phone: 3174470465
Email: epullum@dhs.in.gov		

Violations

VIO-LATION NUMBER	RULE OR INDIANA CODE SECTION VIOLATED	DESCRIPTION OF VIOLATION	DATE BY WHICH VIOLATION MUST BE CORRECTED
1	Sec. 320(9) 2014 Edition IFC 675 IAC 22-2.5	Automatic smoke detectors shall be installed in accordance with NFPA 72 (675 IAC 22-2.2). All smoke detectors shall be interconnected so that when one is activated, all are activated. When activated, the alarm shall be loud enough to be heard over all other sounds or the activation shall automatically shut down all sound devices within the facility. <u>All smoke detectors shall be interconnected and connected to main power for the house.</u>	05/07/2018
2	Sec. 903.2.8 2014 Edition IBC 675 IAC 13-2.6	An automatic sprinkler system installed in accordance with Section 903.3 shall be provided throughout all buildings with a Group R fire area. Exception: Where a 13D sprinkler system is provided for an R-3 occupancy under Section 903.2.8.1, and an automatic sprinkler system is not otherwise required in other portions of the building, only the R3 occupancy is required to be provided with an automatic sprinkler system. <u>A sprinkler system shall be installed prior to occupancy.</u>	05/07/2018
3	Sec. 1008.1.4 2008 Edition IBC 675 IAC 13-2.5	There shall be a floor or landing on each side of a door. Such floor or landing shall be at the same elevation on each side of the door. Landings shall be level except for exterior landings, which are permitted to have a slope not to exceed 0.25 unit vertical in 12 units horizontal (2-percent slope). Exceptions: 1. Doors serving individual dwelling units in Groups R-2 and R-3 where the following apply: 1.1. A door is permitted to open at the top step of an interior flight of stairs, provided the door does not swing over the top step. 1.2. Screen doors and storm doors are permitted to swing over stairs or landings. 2. Exterior doors as provided for in Section 1003.5, Exception 1, and Section 1018.2, which are not on an accessible route. 3. In Group R-3 occupancies not required to be Accessible units, Type	05/07/2018

Landlord
took
care of
#3

		<p>A units or Type B units, the landing at an exterior doorway shall not be more than 7.75 inches (197 mm) below the top of the threshold, provided the door, other than an exterior storm or screen door, does not swing over the landing.</p> <p>4. Variations in elevation due to differences in finish materials, but not more than 0.5 inch (12.7 mm).</p> <p>5. Exterior decks, patios or balconies that are part of Type B dwelling units, have impervious surfaces and that are not more than 4 inches (102 mm) below the finished floor level of the adjacent interior space of the dwelling unit.</p> <p><u>The landing for the rear exit is too far of a step down.</u></p>	
4	675 IAC 12-4-11(b)	<p>No change in the character or use of any building or structure shall be permitted that shall cause the building or structure to be classified within a different occupancy group or within a different division of the same occupancy group, unless the building or structure complies with, or is made to comply with the:</p> <p>(1) current rules of the commission for new construction for the proposed revised use of the building; or</p> <p>(2) provisions of:</p> <p>(A) Chapter 34 of the Indiana Building Code (675 IAC 13-2.5-32); or</p> <p>(B) 675 IAC 12-13.</p> <p><u>The occupancy was changed from a church (Assembly) to a recovery house (R). Occupancy changes require buildings to be brought up to current codes.</u></p>	05/07/2018

Landlord
took care
of #4

Facility Id	Received By Name	Signature and Date
BU28995		



Eric Holcomb, Governor
State of Indiana

Division of Mental Health and Addiction
402 W. WASHINGTON STREET, ROOM W353
INDIANAPOLIS, IN 46204-2739
317-232-7800
FAX: 317-233-3472

January 24, 2018

Ms. Armaryllis Lewis
From This Space, Inc.
1029 Burdsal Parkway
Indianapolis, IN 46208

Dear Ms. Armaryllis Lewis,

The Division of Mental Health and Addiction has issued an Addiction Service Provider Outpatient Certification to From This Space, Inc.. The Division issues only one printed certification per certified provider. The expiration date of the Outpatient Certification is indicated on the enclosed certificate. Please note providers with only an Addiction Service Provider Outpatient Certification may not operate a residential treatment program.

Notification of Changes

The rule 440 IAC 4.4-2-5 sets forth standards for the maintenance of certification, including changes in the number of direct service providers or changes in their credentials.

A certified Addiction Service Provider may provide services at any facility reported in the certification application or on the Facility Facts Record (State Form 48160). Before providing services at additional sites, discontinuing use of a site or changing services provided, the agency must notify the Division within 30 days. Otherwise, the site will not be covered by the certification until the date notification is received. The Facility Facts Record may be found on the Division's website.

Notice of all other changes identified in 440 IAC 4.4-2-6 should be submitted in writing to Certification and Licensure, Division of Mental Health and Addiction. Please note, failure to comply with 440 IAC 4.4 may result in an issuance of a conditional certification.

If you have any questions regarding this process, please contact the Certification and Licensure Department by emailing DMHA-CL@fssa.in.gov or calling the Division at (317) 232-7800 and requesting the Certification and Licensure Department.

Sincerely,

Wendy Harrold
Deputy Director, Provider Quality and Performance

Enclosures: Printed Addiction Service Provider Outpatient Certification

www.IN.gov/fssa
Equal Opportunity/Affirmative Action Employer





State of Indiana
Family and Social Services Administration
Division of Mental Health and Addiction

ADDICTION SERVICES PROVIDER OUTPATIENT CERTIFICATION

THIS IS TO CERTIFY: That a Certification is hereby granted to

From This Space, Inc.

1029 Burdsal Parkway, Indianapolis, IN 46208

THIS CERTIFICATION is subject to the provisions of IC 12-23 and rules of the Division of Mental Health and Addiction. This Certificate is not assignable or transferable, and is subject to revocation at any time by the Director of the Division of Mental Health and Addiction for failure to comply with the laws of the State of Indiana or the rules issued thereunder.

IN WITNESS WHEREOF, this Certificate is issued by:

Kevin Moore

DIRECTOR

Division of Mental Health and Addiction

Effective: 01/15/2018

Expires: 01/15/2020

Reference: 1793-0-ASO

Armanylis Lewis
From This Space, Inc
PO Box 22041
Indpls, In 46222

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APR 18 2018

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SERVICES

Fire Prevention & Building Safety
Commission
302 East Washington Street, Rm W246
Indpls, In 46204