

BEFORE THE ELEVATOR SAFETY BOARD  
STATE OF ARKANSAS

IN RE: UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES  
EDUCATION II BUILDING  
EV/AS #2512

ORDER

This matter comes before the Elevator Safety Board on Tuesday, June 18, 2013. The petitioner, University of Arkansas for Medical Sciences (UAMS), 4301 West Markham, Little Rock, Arkansas 72205 requests a variance for EV/AS #2512, located in Education II Building, 320 Campus Drive, Little Rock, Arkansas 72205.

FINDINGS OF FACT:

1. The petitioner, UAMS, 4301 West Markham, Little Rock, Arkansas 72205, seeks a variance from ANSI A117.1-2003, Section 407.4.1 Car Dimensions, since the existing structure of the building prevents literal compliance with the Code.
2. UAMS appeared at the meeting. The request is made due to a modernization of the existing elevator. The request and testimony describes difficulties with literal compliance with ANSI A117.1-2003 407.4.1, primarily due to the existing structure of the building.
3. Larry Smothers, Chief Elevator Inspector, Arkansas Department of Labor, made a report to the board and recommended approval of the variance.

CONCLUSIONS OF LAW:

1. Ark. Code Ann. § 20-24-106(d) provides that “[t]he board shall also have the power in any particular case to grant exceptions and variations which shall only be granted where it is clearly evident that they are necessary in order to prevent undue hardship or where the existing conditions prevent compliance with the literal requirements of the rules and regulations.

In no case shall any exception or variation be granted unless, in the opinion of the board, reasonable safety will be secured thereby.”

2. In the present case, the Board concludes that an undue hardship exists to UAMS due to: (1) the existing structure of the building prevents space requirements from being met; (2) cost involved in any alternate plan. Further, the Board concludes that reasonable safety will be preserved. The Board concludes that UAMS shall receive a variance from ANSI A117.1-2003, Section 407.4.1 Car Dimensions.

IT IS SO ORDERED.

ELEVATOR SAFETY BOARD  
STATE OF ARKANSAS

By: 

Ricky Belk, Chairman

Date: 6.19.13

Approved:  
Daniel Knox Faulkner, 2002168  
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