

From: Weaver, Michael (IHS/HQ) <Michael.Weaver@ihs.gov>
Sent: Wednesday, March 27, 2024 5:46 AM
To: Kupilik, Agneta <kakupilik@anthc.org>
Cc: Schoppert, Shad (IHS/AKA/AO) <Shad.Schoppert@ihs.gov>; Mitchell, Paul Derek <pdmitchell@anthc.org>; 'Kruse, Mike' <Michael.Kruse@arcadis.com>; Ondelacy, Denman K (IHS/AKA) <denman.ondelacy@ihs.gov>; Gagliano, Paul PG (IHS/HQ) <Paul.Gagliano@ihs.gov>; Lu, Nick NL (IHS/HQ) <Nick.Lu@ihs.gov>
Subject: RE: ANTHC Emergency Service Expansion Fuel Vault Waiver Request - AHJ Decision

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Agneta:

The IHS Codes Committee has met and reviewed ANTHC's request for a code waiver for the ANMC east parking lot underground fuel vault as part of the ANMC Emergency Services Expansion project. ANTHC noted the fuel vault access will be subject to modification due to site grading changes. ANTHC stated it intends to comply with the current 2021 NFPA and ICC Codes for the fuel tank, however, two items had been identified as not being able to comply due to physical constraints of the existing fuel tank.

The IHS Code Committee review (see attached) determined per the 2021 NFPA 30, 1.4 Retroactivity clause, "Unless otherwise specified, the provisions of this new code shall not apply to facilities, equipment, structures, or installations that existed or were approved for construction or installation prior to the effective date of the code. Where specified, the provisions of this code shall be retroactive.". Therefore, as the Authority Having Jurisdiction for the IHS, I concur and approve the IHS Code Committee's recommendation, and a code waiver is not required per this Retroactivity clause for the existing underground fuel vault. If the project will include a new fuel vault, the new construction shall comply with the latest 2021 code.

Thank you

Michael R. Weaver, P.E., BCEE
Director, Division of Engineering Services
CAPT, USPHS (Ret.)
OEHE, IHS
206-615-2460

From: Weaver, Michael (IHS/HQ)
Sent: Friday, March 1, 2024 9:11 AM
To: Kupilik, Agneta <kakupilik@anthc.org>
Cc: Schoppert, Shad (IHS/AKA/AO) <Shad.Schoppert@ihs.gov>; Mitchell, Paul Derek <pdmitchell@anthc.org>; 'Kruse, Mike' <Michael.Kruse@arcadis.com>; Ondelacy, Denman (IHS/DES)

<denman.ondelacy@ihs.gov>

Subject: RE: ANTHC Emergency Service Expansion Fuel Vault - DES Acknowledgement

Agneta, DES acknowledges receipt of the ANTHC code waiver request pertaining to the existing fuel vault located on the ANMC east parking lot. The IHS/DES Code Committee will review your request and advise you of any questions. The Code Committee will then make a recommendation to me as the IHS Authority Having Jurisdiction (AHJ) and then I will advise you of my decision. This project should take 4-6 weeks.

Thank you

Michael R. Weaver, P.E., BCEE
Director, Division of Engineering Services
CAPT, USPHS (Ret.)
OEHE, IHS
206-615-2460

From: Kupilik, Agneta <kakupilik@anthc.org>

Sent: Thursday, February 29, 2024 7:03 PM

To: Weaver, Michael (IHS/HQ) <Michael.Weaver@ihs.gov>

Cc: Schoppert, Shad (IHS/AKA/AO) <Shad.Schoppert@ihs.gov>; Mitchell, Paul Derek <pdmitchell@anthc.org>; 'Kruse, Mike' <Michael.Kruse@arcadis.com>; Ondelacy, Denman (IHS/DES) <denman.ondelacy@ihs.gov>

Subject: ANTHC Emergency Service Expansion Fuel Vault

Mr. Weaver,

The ongoing ANMC expansion project will encompass construction in the ANMC east parking lot, where the existing fuel vault is located. The fuel vault is original with the construction of ANMC in 1997. This project will comply with the 2021 NFPA and ICC Code Series and will complete a series of upgrades to the vault for betterments and to ensure compliance with the most current code. There are two items identified that cannot be addressed due to physical constraints of the existing vault.

Please see attached letter asking the IHS to grant a code exception due to pre-existing conditions.

Let me know if you have questions or would like to meet to discuss.

Thank you,

Agneta Kupilik, PE, CEM
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