

**CITY COUNCIL – ZONING COMMITTEE
STAFF REPORT
COUNCIL VARIANCE**

APPLICATION: CV25-096
Location: 1854 STELZER RD. (43219), being 18.60± acres located on the east side of Stelzer Road, at the terminus of Citygate Drive (191-000047 and four others; Northeast Area Commission).
Existing Zoning: L-AR-1, Limited Apartment Residential District and R, Rural District.
Request: L-AR-1, Limited Apartment Residential District (H-35).
Proposed Use: Multi-unit residential development.
Applicant(s): Metro Development III LLC, c/o Elizabeth Seedorf, Atty.; 52 East Gay Street; Columbus, OH 43215.
Property Owner(s): Mifflin Township, *et al*; PO Box 307630; Gahanna, OH 43230.
Planner: Alyssa Saltzman; 614-645-9625; ADSaltzman@columbus.gov

BACKGROUND:

- The Applicant has received a recommendation of approval from Staff and from the Development Commission for a concurrent rezoning request (Z25-050) to the L-AR-1, Apartment Residential District. The applicant proposes a 384-unit apartment complex.
- Variances are requested to reduce the required parking setback along the southeastern property line from 25 feet to five feet and to reduce the building setback line from 60 feet to 25 feet. The concurrent rezoning request (Z25-050) commits to developing the site in accordance with the submitted site plan and building elevations.
- North of the site are single unit dwellings as well as undeveloped platted lots in the R-12, Urban Residential District of Mifflin Township. East of the site is undeveloped land in the R, Rural District of Mifflin Township. West of the site are single unit dwellings in the R, Rural District of Mifflin Township. Further west of the site is a proposed self-storage facility in the L-M, Limited Manufacturing District, and a proposed apartment complex in the AR-1, Apartment Residential District.
- This *Columbus Growth Strategy* (2026) recommends “Mixed-Use 3” future land uses at this location.
- The site is located within the boundaries of Northeast Area Commission whose recommendation is for approval.
- Staff recognize that there are practical difficulties with the reduction in the building and parking setback requirements included in the request.

CITY DEPARTMENTS’ RECOMMENDATION: Approval

The requested Council variance will allow a site design that encourages the preservation of mature trees, pedestrian connectivity, with the use of interconnected sidewalks and paths to connect open spaces, and the use of natural features as an organizational element in the development of the site.

Council Variance Application

111 N Front Street, Columbus, Ohio 43215

Phone: 614-645-4522 • ZoningInfo@columbus.gov • www.columbus.gov/bzs

STATEMENT OF HARDSHIP

Columbus City Code Section 3307.10 - Variances by City Council.

City council may grant the following zoning variances:

- A.** Permit a variation in the yard, height or parking requirements of any district only in conjunction with a change in zoning or a use variance and only where there are unusual and practical difficulties in the carrying out of the zoning district provisions due to an irregular shape of lot, topography, or other conditions, providing such variance will not seriously affect any adjoining property or the general welfare.
- B.** Permit a use of the property not permitted by the zoning district established on the property if such use will not adversely affect the surrounding property or surrounding neighborhood and if council is satisfied that the granting of such variance will alleviate some hardship or difficulty which warrants a variance from the comprehensive plan.

Before authorizing any variance from the Zoning Code in a specific case, city council shall first determine that such variance will not impair an adequate supply of light and air to the adjacent property, unreasonably increase the congestion of public streets, increase the danger of fires, endanger the public safety, unreasonably diminish or impair established property values within the surrounding area, or in any other respect impair the public health, safety, comfort, morals or welfare of the inhabitants of the city.

In granting a variance pursuant to this section, council may impose such requirements and conditions regarding the location, character, duration, and other features of the variance proposal as council deems necessary to carry out the intent and purpose of this Zoning Code and to otherwise safeguard the public safety and welfare.

The following factors shall be used in determining whether the applicant has encountered practical difficulties in the use of the property. Respond to the following statements:

1. Whether the property in question will yield a reasonable return or whether there can be any beneficial use of the property without a variance.

Yes No

See attached appendix.

2. Whether the variance is substantial.

Yes No

See attached appendix.

3. Whether the essential character of the neighborhood would be substantially altered or whether adjoining properties would suffer a substantial detriment as a result of the variance.

Yes No

See attached appendix.

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4. Whether the variance would adversely affect the delivery of governmental services (e.g., water, sewer, refuse service).

Yes No

See attached appendix.

5. Whether the property owner purchased the property with knowledge of the zoning restriction.

Yes No

See attached appendix.

6. Whether the property owner's predicament feasibly can be obviated through some method other than a variance.

Yes No

See attached appendix.

7. Whether the spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance.

Yes No

See attached appendix.

List all sections of Code to be varied and explain your reasoning as to why this request should be granted.

NOTE: It is the applicant's responsibility to identify all variances required for the project. If any necessary variances are not included, a new application (and applicable fees) will be required.

I have read the foregoing and believe my application for relief from the requirements of the Zoning Code contains the necessary hardship, will not adversely affect surrounding property owners, and will comply with the variance(s) requested as detailed below (use separate page if needed or desired):

See attached appendix.

Signature of Applicant

Wm Steed *on behalf of applicant* Date *9-30-25*

STATEMENT OF HARDSHIP

Property Address: 1936, 1854, 1930, 1942, 1968 Stelzer Road

Applicant: Metro Development III LLC

Application: CV25-096

The subject property consists of 18.6+/- acres (the “Site”) located at the eastside Stelzer Road. A 14.0 acre portion of the Site has been annexed to the City of Columbus (Ordinance 2307-2025) and a 4.6 acre portion of the Site is currently being annexed to the City of Columbus. A 14.0 acre portion of the Site was recently rezoned to L-AR-1 (Ordinance 2516-2025) with companion council variance (Ordinance 2517-2025). The Site is surrounded by properties in Mifflin Township to the north, east and south and L-M to the west. The applicant proposes to rezone the Site to L-AR-1 to allow for the construction of a multi-family apartment community. So long as the Site is developed as a multi-family apartment community, the Site will be developed in accordance with the Site Plan attached as Appendix 1 (the “Site Plan”).

The applicant is requesting a variance from Section 3333.18 requiring a building line setback of 60 feet being one-half of the right-of-way width of Stelzer Road as shown on the Columbus Multimodal Thoroughfare Plan to allow for a building setback of 25 feet from the right of way of Stelzer after dedication per the Columbus Multimodal Thoroughfare Plan as shown on the Site Plan.

The applicant is requesting a variance from Section 3333.18 requiring a minimum 25 foot building setback to allow for a 5 foot building setback along the southeastern property line as shown on the Site Plan.

The applicant is requesting a variance from Section 3312.27 requiring a minimum 25 foot parking setback to allow for a 5 foot parking setback along the southeastern property line as shown on the Site Plan.

Factors for consideration:

Whether the property in question will yield a reasonable return or whether there can be any beneficial use of the property without a variance.

A 14.0 acre portion of the Site has been annexed to the City of Columbus and a 4.6 acre portion of the Site is being annexed to the City of Columbus. The proposed variances will allow the Site to be developed cohesively for a multi-family apartment community that help meet the critical need for housing in Columbus’ urban core.

Whether the variance is substantial.

The applicant is seeking to reduce the required setbacks by 35 feet along most of the Stelzer Road frontage as shown on the Site Plan. Additionally, the applicant is seeking to reduce the parking and building setbacks on the southeastern property line alone by 20 feet.

Whether the essential character of the neighborhood would be substantially altered or whether adjoining properties would suffer a substantial detriment as a result of the variance.

The requested setback variances will not substantially alter the essential character of the neighborhood which is residential on the east side of Stelzer Road. The adjoining properties will not suffer a substantial detriment because of the variance due to the landscaping that will occur in the perimeter yard between the buildings and the adjacent property lines. Specifically, the adjacent property bordering the southeastern property line is currently a vacant, densely wooded area. There would be no detriment to that property by reducing the parking and building setbacks along the southeastern property line.

Whether the variance would adversely affect the delivery of governmental services (e.g., water, sewer, refuse service).

The grant of the above variances will not adversely affect the delivery of governmental services.

Whether the property owner purchased the property with knowledge of the zoning restriction.

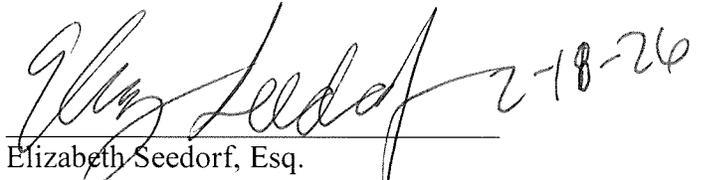
The applicant is in contract to purchase the Site for the development of a multi-family apartment community. The applicant is also in the process of annexing a 4.6 acre portion of the Site to the City of Columbus.

Whether the property owner's predicament feasibly can be obviated through some method other than a variance.

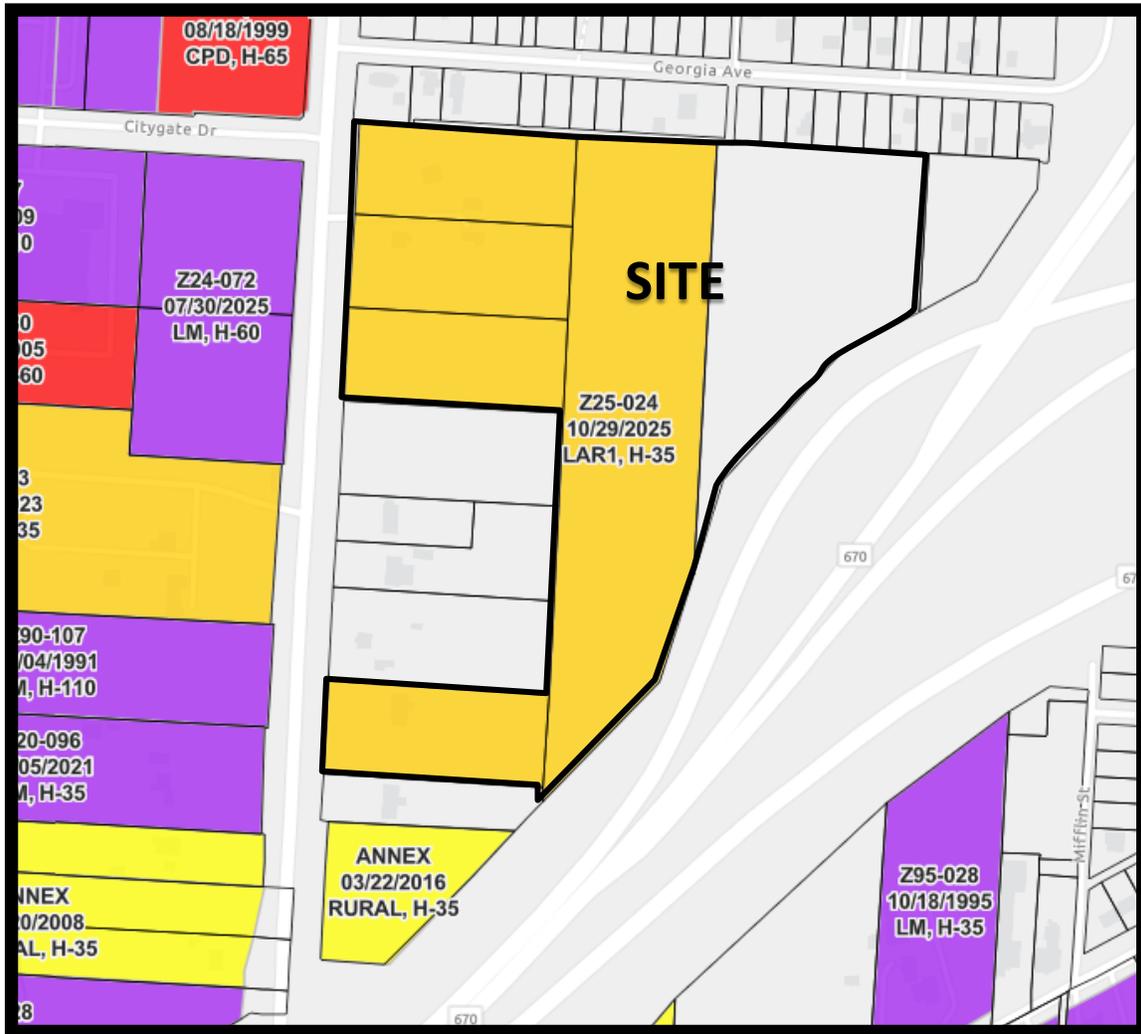
There is no other method available other than the requested variances.

Whether the spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance.

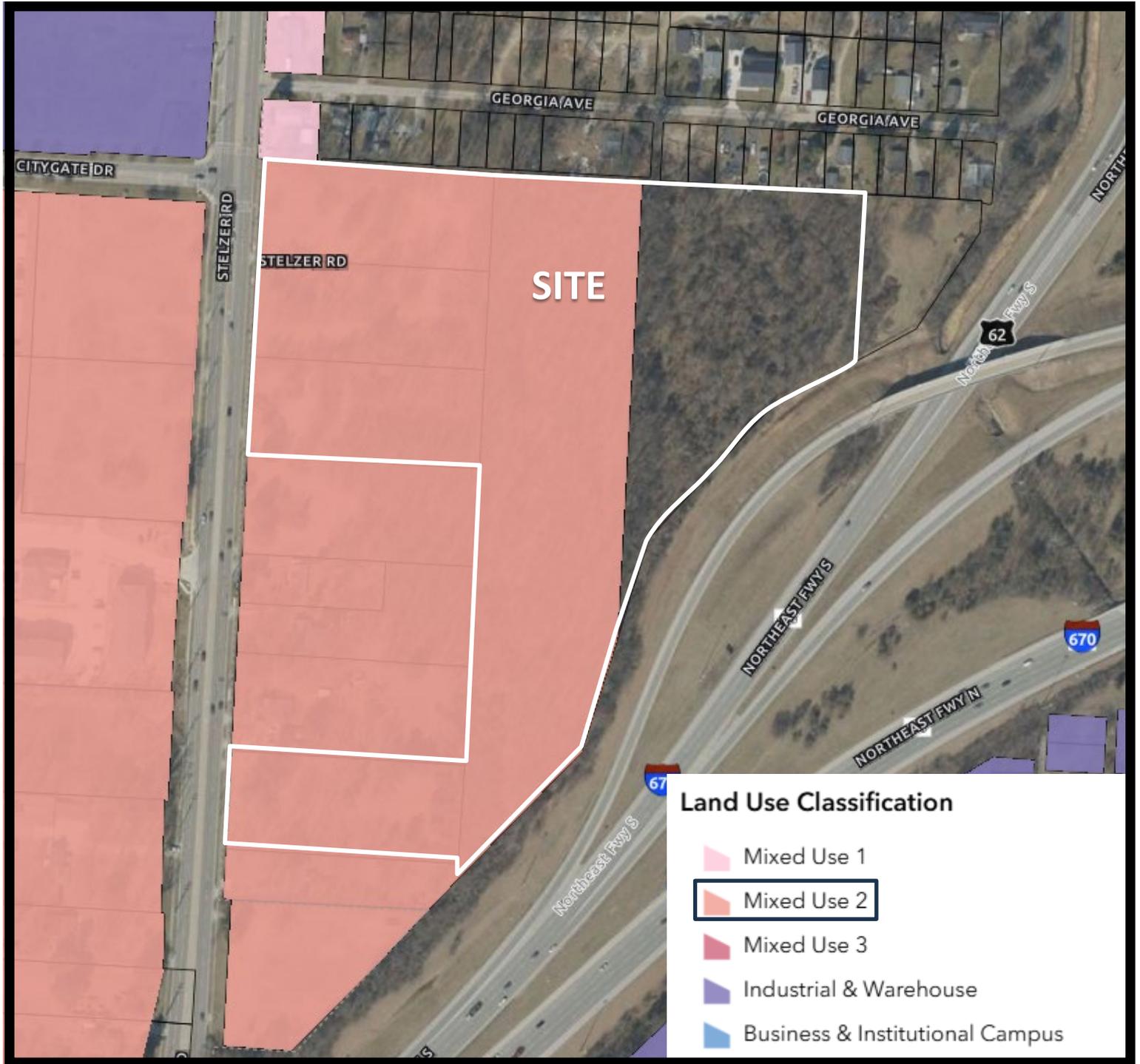
The requested setback variances are in keeping with the spirit and intent behind the zoning requirements and substantial justice will be done by the granting of these variances.

A handwritten signature in black ink, appearing to read "Elizabeth Seedorf", is written over a horizontal line. To the right of the signature, the date "2-18-26" is written in the same ink.

Elizabeth Seedorf, Esq.
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
Columbus, Ohio 43215
Phone: 614-464-6363
Email: eseedorf@vorys.com



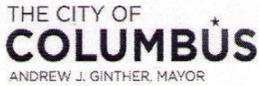
CV25-043
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Approximately 18.6 acres



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Standardized Recommendation Form

DEPARTMENT OF BUILDING AND ZONING SERVICES

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FOR USE BY: AREA COMMISSION / NEIGHBORHOOD GROUP
 (PLEASE PRINT)

Case Number Z25-050 & CV25-096

Address 1854 STELZER ROAD

Group Name NORTHEAST AREA COMMISSION

Meeting Date November 13, 2025

Specify Case Type

- BZA Variance / Special Permit
- Council Variance
- Rezoning
- Graphics Variance / Plan / Special Permit

Recommendation (Check only one)

- Approval
- Disapproval

LIST BASIS FOR RECOMMENDATION:

This application is a continuation of a previous application that we approved earlier in the year. The commission did not identify any new additions that would negatively impact the community. Although, homeowners in the meeting who reside on Georgia avenue discussed the need for a privacy fence behind their homes as they are already experiencing intruders and trespassing. The applicant has agreed, upon the request of the neighbors on Georgia avenue to install a privacy fence along the northern property line of the development.

Natural materials will be used on the northside of buildings #1 and #9.

Vote 8 yes, 0 no

Signature of Authorized Representative Commissioner Elena Moore

Recommending Group Title Northeast Area Commission

Daytime Phone Number 614-519-2195

Please e-mail this form to the assigned planner within 48 hours of meeting day; OR MAIL to: Zoning, City of Columbus, Department of Building & Zoning Services, 111 N Front Street, Columbus, Ohio 43215.

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PROJECT DISCLOSURE STATEMENT

APPLICATION #: CV25-096

Parties having a 5% or more interest in the project that is the subject of this application.

THIS PAGE MUST BE FILLED OUT COMPLETELY AND NOTARIZED. Do not indicate 'NONE' in the space provided.

STATE OF OHIO
COUNTY OF FRANKLIN

Being first duly cautioned and sworn (NAME) Elizabeth A. Seedorf, Esq.
of (COMPLETE ADDRESS) 52 East Gay Street, Columbus, Ohio 43215
deposes and states that they are the APPLICANT, AGENT, OR DULY AUTHORIZED ATTORNEY FOR SAME and the following is a list of all persons, other partnerships, corporations or entities having a 5% or more interest in the project which is the subject of this application in the following format:

For Example: Name of Business or individual
 Contact name and number
 Business or individual's address; City, State, Zip Code
 Number of Columbus-based employees

<p>1. Metro Development III LLC Joe Thomas, (614) 206-0823 470 Olde Worthington Road, Suite 100 Westerville, Ohio 43082 Columbus-based employees: 67</p>	<p>2.</p>
<p>3.</p>	<p>4.</p>

Check here if listing additional parties on a separate page.

SIGNATURE OF AFFIANT *Elizabeth A. Seedorf*

Sworn to before me and signed in my presence this 30 day of September, in the year 2025

John David Nevergal
SIGNATURE OF NOTARY PUBLIC

JDN
My Commission Expires

Notary Seal Here



John David Nevergal
Attorney At Law
Notary Public, State of Ohio
My commission has no expiration date
Sec. 147.03 R.C.

This Project Disclosure Statement expires six (6) months after date of notarization.