

Statement of Hardship

Property Address: 930 North High Street

Applicant: The Wood Companies

Michael T. Shannon, Esq.

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Columbus, Ohio 43215 mshannon@cbjlawyers.com

Date of Text: $\frac{16/7/15}{}$

The Site consists of two parcels which were combined (010023010, 010023041). The Site is located between North High Street, East 1st Avenue, Pearl Street, and East 2nd Avenue. The Site is currently used as a two story office building and does not have any distinguishing characteristics.

The Site is currently zoned Commercial, C-4. The site is subject to the Italian Village Commission, and the I-670 Graphics Control Planning Overlay.

Applicant proposes the construction of a mixed-use, office, retail, eating and drinking facility, and multi-family apartment residential development with residential accessories. The development will provide approximately 10,641 square feet of office space, 1,814 square feet of leasable retail/mercantile space, 1,814 square feet of eating and drinking space, 18 one-bedroom apartments, 15 two-bedroom apartments, space for residential accessories, 38 parking spaces, 10 bicycle rack spaces, and will stand approximately 75 feet tall.

The Applicant requests the following variances:

- 1. 3356.03 Permitted uses in a C4 Commercial District. The Applicant requests a variance to the City of Columbus Zoning Code to allow ground floor residential accessory uses such as: an onsite leasing office, a work out facility, or a computer station/study exclusively for the use of residents in the building.
- 2. 3309.14, Height District, which Section limits the height of buildings in the H-35 District to 35 feet. Applicant requests a variance to allow a building height of 75 feet.
- 3. 3312.49(C), Minimum Number of Parking Spaces Required, which section requires minimum parking ratios of: 1.5 parking spaces per dwelling unit (for a total of 50 parking spaces), 1 parking space for every 450 square feet of general office space (for a total of 24 parking spaces), 1 parking space per 250 square feet of retail/mercantile space (for a total of 7 parking spaces), and 1 parking space for every 75 square feet for restaurant parking spaces (for a total of 24 parking

spaces). The aggregate total required is 105 parking spaces. Applicant requests a variance to allow a minimum of 38 spaces.

- 4. 3356.11(C), District Setback Lines, which Section requires a minimum building setback of 25 feet. Applicant requests a variance to allow a minimum setback of 0 feet on both North High Street and North Pearl Street.
- 5. 3312.49(B), which Section requires a minimum of two bicycle spaces for residential developments containing more than four dwelling units and an additional bicycle space at a rate of one bicycle parking space per 20 vehicle parking spaces. This project is required to have a minimum of 8 bicycle parking spaces (2 + [105/20] = 8). The Applicant requests a minimum of 0 bicycle parking spaces. The Applicant will be providing 10 bicycle spaces, but those spaces will be for residents only and not for general public usage.

A hardship exists in that the C4 Commercial Zoning District does not permit the intended uses for the proposed development. Accordingly, the above use variance is necessary because the Applicant has no other means to develop the site and cannot conform to the underlying commercial zoning district established by the City's Zoning Code. The development will appreciate and enhance the existing neighborhood and, therefore, will not adversely affect the surrounding property or surrounding neighborhood. Rather, the development will alleviate a hardship for difficulty which warrants variances from the C-4, Commercial Zoning Code.

Additionally, a practical difficulty exists because the Applicant cannot meet the underlying development standards required by the City's Zoning Code. Accordingly, the above development standard variances are necessary in order for the Applicant to maintain the intended mix use development project.

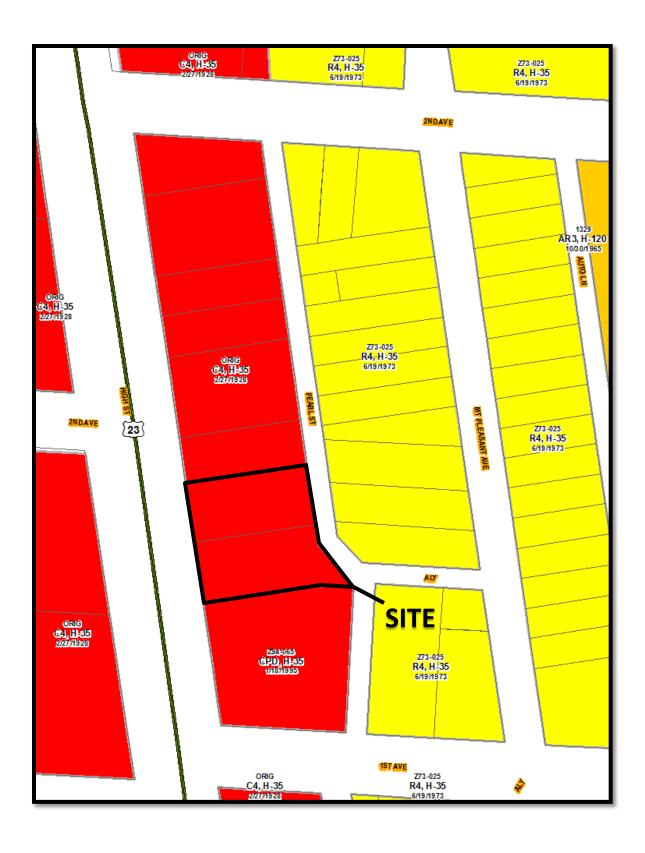
The requested variances will not impair an adequate supply of light or air to the adjacent property, unreasonably increase the congestion of public streets, increase the danger of fires, endanger the public safety, unreasonably diminish or impair established property values within the surrounding area, or in any other respect impair the public health, safety, comfort, morals, or welfare of the inhabitants of the city.

For the reasons stated above, Applicant respectfully requests approval of the requested variances.

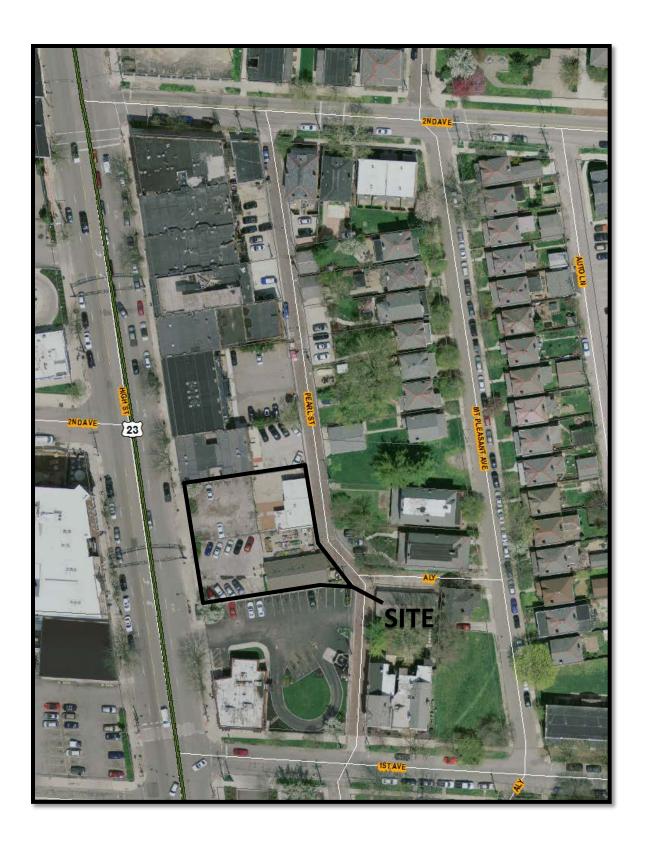
Respectfully submitted,

Michael T. Shannon, Esq.

Attorney for Applicant



CV15-053 930 N. High Street Approximately .35 acres



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STEVEN R. SCHOENY

COPY



HISTORIC DISTRICT COMMISSION RECOMMENDATION

ITALIAN VILLAGE COMMISSION

This is a recommendation to the appropriate regulatory body as identified per City Code. It is not a zoning clearance or a building permit. This document does not relieve the applicant from the responsibility of filing for and obtaining any required zoning clearance and/or building permit from the City of Columbus Department of Building & Zoning Services (645-6090 / 757 Carolyn Avenue) and following all other applicable codes and ordinances of the City of Columbus.

PROPERTY ADDRESS: 930 North High Street

APPLICANT'S NAME: Michael T. Shannon (Applicant)

The Wood Companies (Owner)

APPLICATION NO.: 15-8-28a/b

COMMISSION HEARING DATE: 8-18-2015

The Italian Village Commission hereby certifies that the application for the above referenced property and a copy of this Recommendation are on file with the city's Historic Preservation Office. The Commission has reviewed the application and taken the following action(s) in accordance with Columbus City Code 3116 & 3119 and the architectural guidelines:

Columbus City Code 3116 & 3119 and the architectural guidelines:	
Variance or Zoning Change Request	
Rezoning Parking Variance	Special permit Setbacks
Change of Use Lot Split	Other

TYPE(S) OF ACTION(S) REQUESTED:

Following the presentation by the Applicant, Application #15-8-28 was divided into Items 'a' and 'b' for clarity of action. Motions were made, votes taken, and results recorded as indicated.

15-8-28a

Upon review of Application #15-8-28a, 930 North High Street, the Italian Village Commission recommends approval of the proposed variances, as follows:

Request for Recommendation

1. 3356.03 Permitted uses in a C4 Commercial District. The Applicant requests a variance to the City of Columbus Zoning Code to allow ground floor residential accessory uses such as: an onsite leasing office, a work out facility, or a computer station/study exclusively for the use of residents in the building.

Note: The Commission recommends that these uses not be facing onto High Street.

- 2. 3309.14, Height District, which Section limits the height of buildings in the H-35 District to 35 feet. Applicant requests a variance to allow a building height of 75 feet.
- 3. 3356.11(C), District Setback Lines, which Section requires a minimum building setback of 25 feet. Applicant requests a variance to allow a minimum setback of 0 feet on both North High Street and North Pearl Street.
- 4. 3312.49(B), which Section requires a minimum of two bicycle spaces for residential developments containing more than four dwelling units and an additional bicycle space at a rate of one bicycle parking space per 20 vehicle

parking spaces. This project is required to have a minimum of 3 bicycle parking spaces. The Applicant requests a minimum of 0 bicycle parking spaces.

Note: The Commission recommends that these bicycle parking spaces be located at the rear of the building. MOTION: Sudy/Lapp (6-0-0) APPROVAL RECOMMENDED

15-8-28b

Upon review of Application #15-8-28b, 930 North High Street, the Italian Village Commission recommends approval of the proposed variance, as follows:

Request for Recommendation

1. 3312.49(C), Minimum Number of Parking Spaces Required, which section requires minimum parking ratios of: 1.5 parking spaces per dwelling unit (for a total of 50 parking spaces), 1 parking space for every 450 square feet of general office space (for a total of 24 parking spaces), 1 parking space per 250 square feet of retail/mercantile space (for a total of 7 parking spaces), and 1 parking space for every 75 square feet for restaurant parking spaces (for a total of 24 parking spaces). The aggregate total required is 105 parking spaces. Applicant requests a variance to allow a minimum of 38 spaces.

MOTION: Sudy/Lapp (5-1 [Goodman]-0) APPROVAL RECOMMENDED

RECOMMENDATION:		,
RECOMMEND APPROVAL	RECOMMEND DENIAL	NO ACTION TAKEN
THIS RECOMMENDATION IS FOR CONS FOR THE ACTION(S) REQUESTED AS IN		D REGULATORY AUTHORITY
The Head	E COL	
FV/		

Randy F. Black

Historic Preservation Officer



DEPARTMENT OF BUILDING AND ZONING SERVICES

Council Variance Application

757 Carolyn Avenue, Columbus, Ohio 43224 Phone: 614-645-7433 • www.bzs.columbus.gov

PROJECT DISCLOSURE STATEMENT

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.

THIS PAGE MUST BE FILLED OUT COMPLETELY.	AND NOTARIZED. Do not indicate NONE in the space provided.
	APPLICATION #CVIS - OS 3
Being first duly cautioned and sworn (NAME) of (COMPLETE ADDRESS) 500 S Front St Seposes and states that (he/she) is the APPLICANE ACCENT.	nael T. Shannon Ste. 1200, Columbus, OH 43215 T, OR DULY AUTHORIZED ATTORNEY FOR SAME and the following ntities having a 5% or more interest in the project which is the subject of
	Name of business or individual Business or individual's address Address of corporate headquarters City, State, Zip Number of Columbus based employees Contact name and number
The Brunner Building, LLC 939 N. High St., Ste. 206 Columbus, OH 43201	2.
3·	4.
Check here if listing additional property owners on a substitute of Affiant Michael T. Shannon	num
Sworn to before me and signed in my presence this 3/S+ Carried R. M. Tart SIGNATURE OF NOTARY PUBLIC	My Commission Expires 06/28/2019
And OF Unstroject Disclosure expires st	ix (6) months after the date of notarization.