





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.

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):

Signature of Applicant	Robert Ellis	Date 03/18/2024	

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Statement of hardship:

Site location: 1563 Greenway Ave, Columbus, OH 43203

From the Near East Area Plan, "the highest percentage of land in every part of the Near East Side is residential. Two family and multifamily residential uses are mixed in with the single family residential areas..."

The Subject property is contained within district 2 of the Near East Boundary Map. 20% of the existing land use in this district is 3+ multifamily or 1 in 5 properties. The proposed project does not result in the demolition of an architecturally significant building and is proposed to fill a vacant lot where a single family home used to sit.

The proposed structure is architecturally compatible with single family and multifamily new construction homes in the area as well as the multifamily structures on the same street.

Based on the lot size and shape, a smaller footprint of only 700 square feet heated space per unit stacked maximizes parking on site to provide minimum impact on parking and traffic.

It's a policy that the revitalization and redevelopment of the residential areas ... especially vacant land within the neighborhood should be redeveloped into housing.

The subject property is currently zoned Z73-197, Residential, R3, 4/11/1974, H-35 and sits in the Near East Area Commission.

The subject property is situated amongst multifamily properties on the same street and surrounding areas and the applicant's three story triplex requests following variances are necessary to construct this 3 family dwelling:

3332.035 R3 district to vary the use standards to permit a three family dwelling on the parcel.

3332.13, R-3 area district requirements. To reduce the required lot area for the east lot from 5,000 square feet to 4,110 square feet.

Lot width 3332.05: The applicant requests that a variance be granted to allow for reduced development standards regarding the lot width requirements. The current development standards are 50' and the existing lot is 30' but was a previously built on lot. (existing)

3312.49: Parking the footprint of the proposed structure allows for 3 parking spaces based on the width of the lot. Code requires 2 parking spaces per dwelling unit. Applicant requests a variance from 6 parking spaces to 3. One per unit which will be striped and labeled and assigned.

3332.26(F), Minimum Required Side Yard.. A 3-story dwelling requires a side yard that is 1/6 the height of the dwelling. Vary the east and west side yards of the dwelling from 5.83' to 3'.

Section 3332.21, Building Lines to reduce building setback from Greenway Ave from 25' to 21'.

Provided for additional information:

The parking area will be made up of asphalt with concrete walkways from the building.

The applicant has already spoken to the sewer and water department and taps are available to this property in the sizes required for the size and density of the building either as a shared set or individual taps.

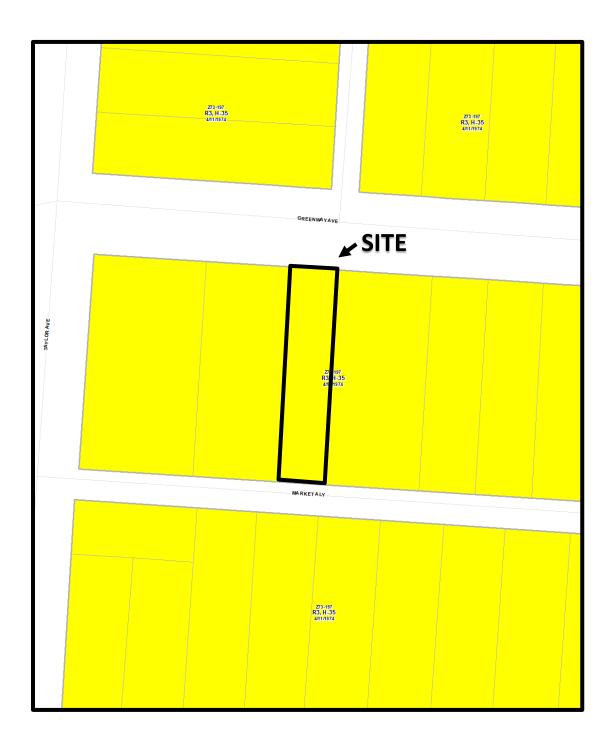
The existing building is built on a slab and will be less than 35" and within development guidelines. Based on applicants' previous applications with the NEAC, the stairwell has been concealed and no front doors were added to conceal the units except for a very small visible area from the alley behind the property to be within development guidelines of the neighboring property.

Several council variances have been approved in Districts 1 and 2 nearby for similar variances establishing precedent. 70 N 21st which has a duplex and carriage house in the rear in 2020 that allowed for a use variance for three dwelling units with almost double the number of variance requests.

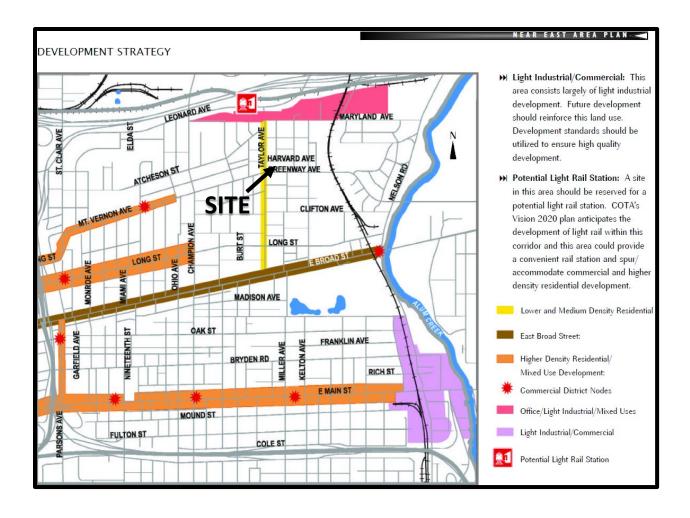
A second recent council variance was granted at 163 N 22nd St for two dwelling units (a principal and a detached carriage house) with much higher building coverage than the subject property and double the amount of variance requests. This was also build on an infill lot similar to the subject property. The applicant believes that the addition of a 3 family dwelling will be additive to the neighborhood and that the requested variances are reasonable and in line with the area and will not have a negative impact on the neighborhood.

Use of the council variance process is very common in the adjoining areas and neighborhoods for multifamily. Additional Closeby variances approved recently include the variance in an R3 district to allow for a duplex to be built at 240-251 Taylor avenue (approved), the variance of 325 Taylor Ave for the construction of an 8 unit on an R3 zoned parcel (approved), 1404 Granville St use variance from a church to a duplex in an R3 zoned residential district, 1550 Clifton Avenue for the use of a two family dwelling in an R3 district, and finally 514 Taylor Ave rezoning of an R-3 7 parcel assemblage to AR2 for the construction of 48 studio apartments.

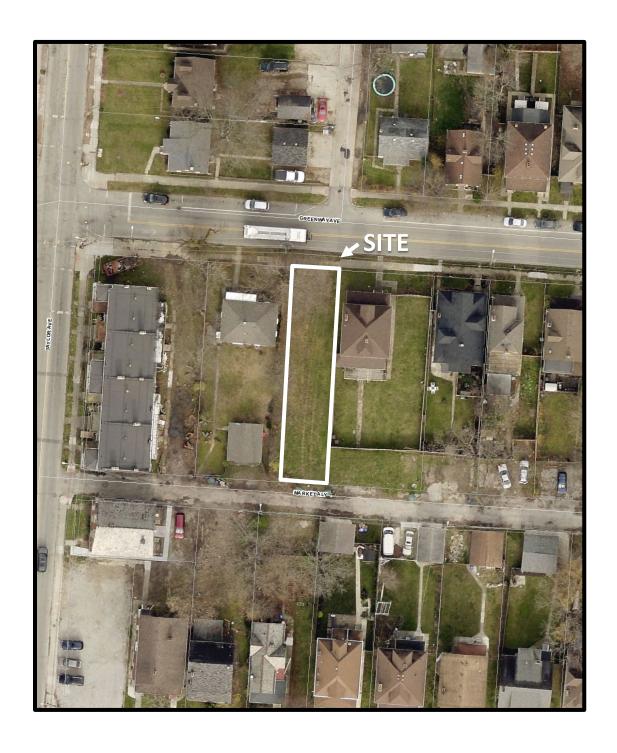
The variances are being request to allow for the construction of housing that is compact floorplans targeting affordability. The subject site is not a historic site and is not located within a commercial overlay.



CV24-029 1563 Greenway Ave. Approximately 0.09 acres



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Standardized Recommendation Form

DEPARTMENT OF BUILDING AND ZONING SERVICES

Daytime Phone Number

111 N Front Street, Columbus, Ohio 43215 Phone: 614-645-4522 • ZoningInfo@columbus.gov • www.columbus.gov/bzs

FOR USE BY: AREA C PLEASE PRINT)	OMMISSION / NEIGHBORHOOD GROUP	
Case Number	CV24-029	
Address	1563 GREENWAY AVENUE	
Group Name	NEAR EAST AREA COMMISSION	
Meeting Date	592024	
Specify Case Type	 □ BZA Variance / Special Permit ☑ Council Variance □ Rezoning □ Graphics Variance / Plan / Special Permit 	
Recommendation (Check only one)	Approval Disapproval	
LIST BASIS FOR REC	OMMENDATION:	
Vote	8/6/0	
Signature of Author	ized Representative	
Recommending Gro	up Title Chair	

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.

614 403 2225



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PROJECT DISCLOSURE STATEMENT

APPLICATION #:_CV24-029

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) Robert Ellis

of (COMPLETE ADDRESS) PO Box 8174 Columbus, Ohio 43201

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:

> Name of Business or individual For Example:

> > Contact name and number

Business or individual's address; City, State, Zip Code

Number of Columbus-based employees

1. Pink Development and Construction LLC Robert Ellis / 614-400-8764 P O Box 8174 Columbus, OH 43201	2. GREENWAY HOLDINGS LLC Rich Russo as statutory agent of owner, Rich Russo Realty P O BOX 1024 Powell, OH 43065 2
3.	4.

Check here if listing additional parties on a separate page.

03/19/2024 Robert Ellis SIGNATURE OF AFFIANT Sworn to before me and signed in my presence this $_^{19th}$ day of March , in the year Notary Seal Here 9-26 SIG **Bruce Toledo** Commission # HH 284846 Notary Public - State of Florida My Commission Expires Sep 09, 2026 **Bruce Toledo**

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

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