





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

APPLICATION: CV25-031

**Location:** 2424 STEELE AVE. (43204), being 0.17± acres located at the

northwest corner of Steele Avenue and North Eureka Avenue

(010-020683; Greater Hilltop Area Commission).

**Existing Zoning:** R-3, Residential District.

**Proposed Use:** Two-unit dwelling.

**Applicant(s):** Saul Dimas Nonato; 6099 Spotted Tail Court; Dublin, OH 43017.

Owner(s): The Applicant.

Planner: Brandon Carpenter; 614-645-1574; bmcarpenter@columbus.gov

### **BACKGROUND**:

 The requested Council variance will allow for a two-unit dwelling in the R-3, Residential District. A variance to reduce the minimum side yard from five feet to 4.33± feet along the western property line for the proposed dwelling has also been included in this request.

- A Council variance is required because the R-3, Residential District does not allow twounit dwellings.
- South and east of the site are single-unit dwellings in the R-4, Residential District. North
  of the site are single-unit dwellings in the R-3, Residential District. West of the site is a
  two-unit dwelling in the R-3, Residential District.
- The site is within the planning area of the Hilltop Land Use Plan (2019), which recommends "Medium–High Density Residential (16-24 du/ac)" land uses for this location. Additionally, the Plan includes complete adoption of the Columbus Citywide Planning Policies (C2P2) Design Guidelines (2018).
- The site is located within the boundaries of the Greater Hilltop Area Commission, whose recommendation is for disapproval.
- Staff concurs with the applicant's analysis of the seven practical difficulties in achieving this proposed development and support the variance for a reduced minimum side yard.

#### **CITY DEPARTMENTS' RECOMMENDATION:** Approval.

The request is consistent with both the *Hilltop Land Use Plan's* land use recommendation of "Medium–High Density Residential (16-24 du/ac)", and C2P2's design guidelines which recommends new single and two-unit housing be oriented to the street, and that the design and character of new development be appropriate and based on the principal and nearby structures. The submitted site plan and building elevations are consistent with these recommendations.



DEPARTMENT OF BUILDING

### **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:

	<ol> <li>Whether the property in question will yield a reasonable return or whether there can be any beneficial use of the property without a variance.</li> <li>Yes No</li> </ol>
	The property currently allows a single dwelling and due to the size of the lot we would ideally like to add a two-family dwelling. At the moment there used to be a single family but unfortunately was torn down and the property is just growing weeds, and we would like to remove the old basement that is in deplorable conditions to rebuild a two-family dwelling.  2. Whether the variance is substantial.
	✓ Yes □No The variance we are requesting is to be able to add a two-family dwelling and reduce parking for each unit
	Instead of two parking per unit we would like to add one parking per unit in a garage that will be added.
	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
	At the moment the property is an abandoned lot. The owner purchased the lot back in 2023 and had to do significant landscaping such as cutting trees and removing weeds. The property currently has a basement that the owner plans to remove to rebuild on. There is actually a two-story two-family dwelling right next to this property. This is only property that needs to be taken care of to make the neighborhood look good.

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## Council Variance Application Page 8 of 13

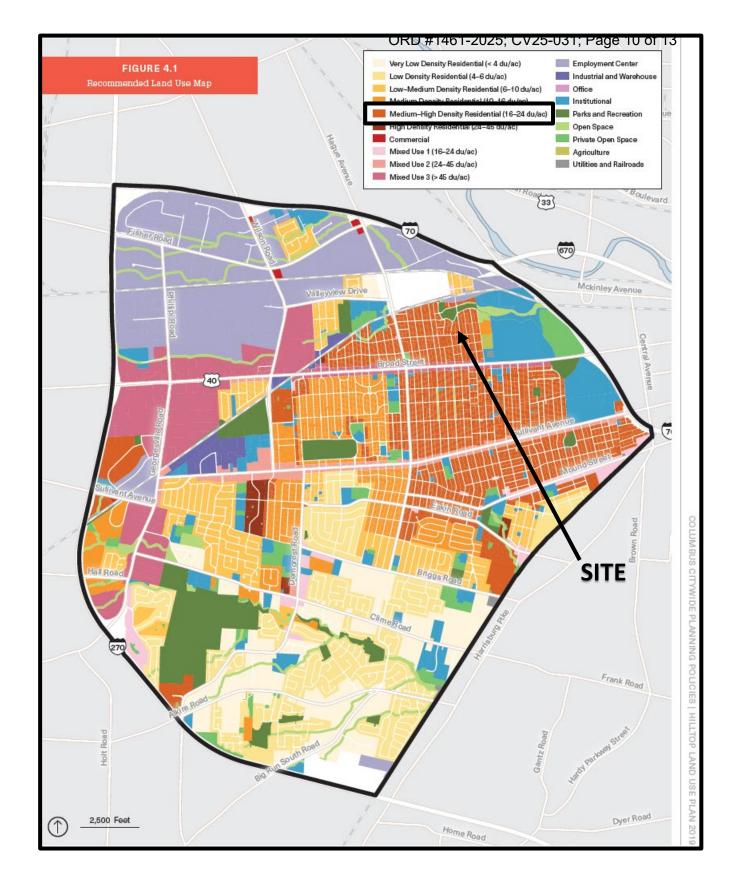
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4. Whether the variance would adversely affect the delivery of governmental Yes No	services (e.g., water, sewer, refuse service).
The property will not be blocking any governmental services.	
5. Whether the property owner purchased the property with knowledge of the Yes No	e zoning restriction.
When the owner purchased the property he was told that he v	vas able to build a two family dw
6. Whether the property owner's predicament feasibly can be obviated thro  Yes No	ugh some method other than a variance.
Unfortunately, the owner would need this variance to be able	to build a two family dwelling.
7. Whether the spirit and intent behind the zoning requirement would be ol granting the variance.  ✓ Yes □ No	oserved and substantial justice done by
The owner is trying to add this new two family dwelling to the	neighborhhod and I could only s
List all sections of Code to be varied and explain your reasoning as to who NOTE: It is the applicant's responsibility to identify all variances require	d for the project. If any necessary
variances are not included, a new application (and applicable fees) will be I have read the foregoing and believe my application for relief from the recontains the necessary hardship, will not adversely affect surrounding provided by the variance (s) requested as detailed below (use separate page if necessary hardship).	equirements of the Zoning Code coperty owners, and will comply
I am writing this statement in hopes of reaching out to my nefriends, and community. I have read the foregoing and belief	eve
my application for relief from the requirement of the Zoning	
necessary hardship, will not adversely affect surrounding pro	operty owners, and will
comply with the variances(s) requested as detailed below. The would be for section 3332.035- R-3 residential district; to all	
the R-3 district. The second variance is section 3332.26 Mini	
the required side yard for the dwelling from 5' to 4.33'. This b	eing said I have seen many
improvements on other properties, and I hope to bring my vithis property.	sion to light with building
Signature of Applicant Saul Dimas	Date 03/14/2025

ba 12/24



CV25-031 2424 Steele Ave. Approximately 0.17 acres



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## Standardized Recommendation Form 13

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# FOR USE BY: AREA COMMISSION / NEIGHBORHOOD GROUP (PLEASE PRINT) **Case Number Address Group Name Meeting Date Specify Case Type BZA Variance / Special Permit Council Variance** Rezoning **Graphics Variance / Plan / Special Permit** Recommendation **Approval** (Check only one) **Disapproval** LIST BASIS FOR RECOMMENDATION: Vote Signature of Authorized Representative **Recommending Group Title Daytime Phone Number**

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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DEPARTMENT OF BUILDING AND ZONING SERVICES

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

PROJECT DISCLOSURE STATEMENT	APPLICATION #: CV25-031
Parties having a 5% or more interest in the project that is the subject	
STATE OF OHIO COUNTY OF FRANKLIN	
Being first duly cautioned and sworn (NAME)  SAUL DIMA of (COMPLETE ADDRESS)  2424 STEELE AVENUE deposes and states that they are the APPLICANT, AGENT, OR DUL list of all persons, other partnerships, corporations or entities havin application in the following format:	COLUMBUS OHIO 43204 Y AUTHORIZED ATTORNEY FOR SAME and the following is a
Con Bus	ne of Business or individual tact name and number iness or individual's address; City, State, Zip Code nber of Columbus-based employees
1. SAUL DIMA NONATO 6099 SPOTTED TAIL CT DUBLIN OHIO 43017	2.
3.	4.
Check here if listing additional parties on a separate page.  SIGNATURE OF AFFIANT	
	of March , in the year 2025  OB   15   2027  My Commission Expire RT Mag.  NOTARY PUBLIC STATE OF OHIO  My Commission Expire 05/15/2027