

CV21-072; Final Received 12/9/21

ZONING



Council Variance Application 100

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.

CV21-072

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.

PLEASE 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.

Signature of Applicant	Date 6.21.21
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STATEMENT IN SUPPORT OF COMPANION COUNCILVARIANCES

APPLICATION: CV21-072

ADDRESS: 359 East Frebis Street APPLICANT: Kreas Companies

PROPERTY OWNER: MFP Kreais LLC

ATTORNEY: David Hodge, Underhill and Hodge

DATE: August 17, 2021

The Applicant submits this statement in support of its request for area variances in companion with a rezoning request.

The property consists of five parcel and is currently zoned R2F. The property extends from East Frebis Avenue on the north to East Moler Street on the south. The property is vacant and almost entirely pavement. The property is bordered on all sided by property zoned R2F which largely consists of single and double family residences.

The site is not within a historic district and it is not a historic site. The site is not within a commercial or planning overlay. The site is within the boundary of the Columbus Southside Area Commission. The site is also within the boundary of the Columbus Southside Area Plan. The Plan recommends Neighborhood Mixed use. This classification is the same as the Neighborhood Commercial classification but also includes residential units located either above and/or next to the commercial, office, or institutional uses. Residential densities should fall within the range of 16 to 28 dwelling units per acre.

The Applicant proposes redevelopment of the property with 20 townhomes. The Applicant is committed to providing a high-quality design and a development which will not adversely impact the existing development pattern of the area.

To develop the property as proposed, the Applicant requests the following variances:

- 1. 3312.13 Driveway. To reduce the minimum driveway width from 20 feet to 14 feet for East Moler Street driveway.
- 2. 3312.49. Minimum numbers of parking spaces required. To reduce the minimum number of parking spaces required from 30 to 27.
- 3. 3321.05(A) Vision clearance. To reduce the minimum vision clearance triangle from 10 feet to 5 feet at East Frebis Avenue and East Moler Street driveways.
- 4. 3333.02 AR-1 permitted uses. To allow single-unit and three-unit dwellings in the AR-1 district.
- 5. 3333.15 Building coverage. To increase the maximum building coverage from 50 percent of the lot area to 56 percent of the lot area.
- 6. 3333.18 Building setback lines. To reduce the minimum building line from 25 feet to 5 feet from East Frebis Avenue and East Moler Street.
- 7. 3333.255 Perimeter yard. To reduce the minimum perimeter yard from 25 feet to 3 feet, as shown on Site Plan.

The requested use variance is warranted to alleviate a hardship and it will not impair 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, nor unreasonably diminish or impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus. The mix of numbers of units across buildings is necessary to maximize the developable area of the site while maintaining quality and character which complements the neighborhood. There are no negative impacts caused by a development with single dwelling unit plus garage structures on the same parcel as structures with three or five dwelling units.

The Applicant requests these area variances in conjunction with a requested zoning due to practical difficulties in the carrying out of the provisions of the district resulting from the irregular shape of the lot and other conditions. The requested variances for reduced perimeter yard and increased lot coverage will allow project is to utilize as much of the property as possible and to maximize the quality of the project. This will not cause substantial detriment to neighbors nor alter the character of the neighborhood. Most properties within this neighborhood have yards which are less than what the current zoning code requires. Also, the requested increase in lot coverage is not a substantial amount.

The variances concerning the driveway width and reduced vision clearance are also not substantial nor detrimental. The East Moler Street driveway is proposed as a one-way point of ingress. There is no need for a 20-foot-wide driveway because there will never be two cars within the driveway at the same time. Also, there is no need for vision clearance triangles at the East Moler Street driveway because cars will not exit via that driveway.

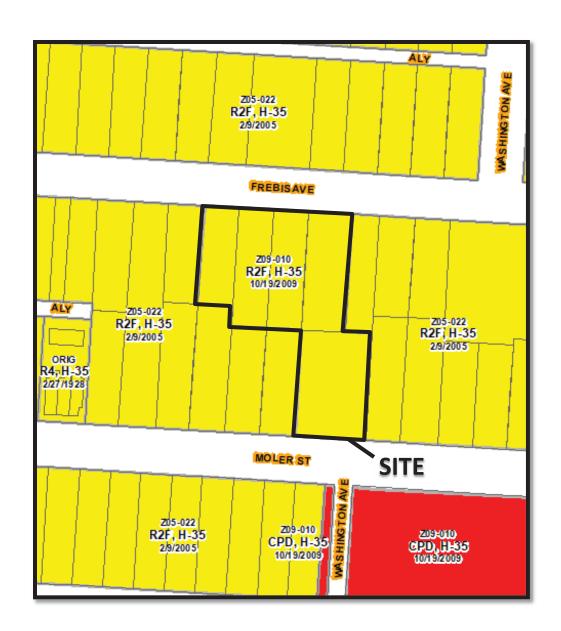
The requested parking reduction is not significant and will not cause any detriment. Our relationship with automobile ownership has changed and it is increasingly common to rely on public transportation and rideshare options rather than automobile ownership. It is becoming the industry standard to provide one parking space per dwelling unit in neighborhoods which are this close to downtown metropolitan areas and this ratio has proven sufficient.

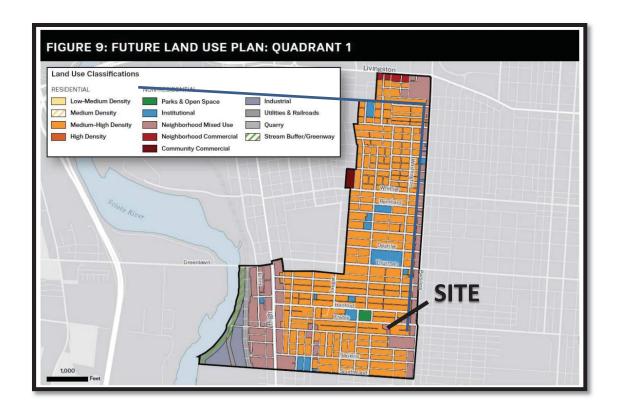
The Applicant respectfully requests the Columbus City Council weigh these factors in its consideration and find that this Applicant suffers from a practical difficulty. The variances will not seriously affect any adjoining property or the general welfare. Further, the spirit and intent behind the zoning requirements would be observed and substantial justice done by granting the requested variances.

Respectfully submitted,

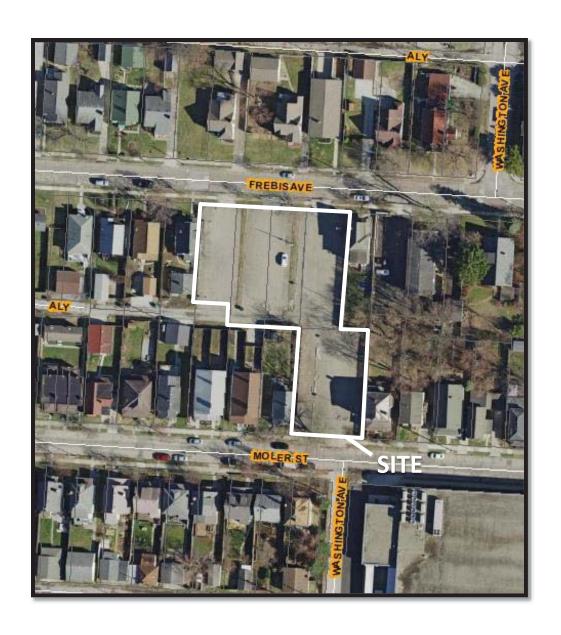
David Hooge

David Hodge





7J&%\$+& 359 Frebis Ave. Approximately 0.64 acres



7J&%\$+& 359 Frebis Ave. Approximately 0.64 acres



FOR USE BY: AREA COMMISSION/COMMUNITY GROUP/HISTORIC ARCHITECTURAL REVIEW

Standardized Recommendation FormORD #3373-2021; CV21-072; Page 9 of 10

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

ASE PRINT)		
Case Number:	CV21-072	
Address:	359 FREBIS AVE.	
Group Name:	COLUMBUS SOUTHSIDE AREA COMMISSION	
Meeting Date:	July 2, 2021	
Specify Case Type:	 ■ BZA Variance / Special Permit ■ Council Variance ■ Rezoning ■ Graphics Variance / Plan / Special Permit 	rmit
Recommendation: (Check only one and list basis for recommendation below)	■ Approval□ Disapproval	
NOTES:		
Vote:	13-0	
Signature of Authorized Representative	ve: Curtis Davis	Digitally signed by Curtis Davis DN: cn=Curtis Davis, o, ou, email=cdavis@team-lcsc.com, c=US Date: 2021.08.04 14:28:22-04'00'
	SIGNATURE Southside Area Commission	
	RECOMMENDING GROUP TITLE	
	614-285-4901 x1100	
	DAYTIME PHONE NUMBER	

Please e-mail this form to the assigned planner within 48 hours of your meeting day; or MAIL to: Assigned Planner, City of MAIL to: Columbus, Department of Building & Zoning Services, 111 N. Front St, Columbus, OH 43215.



Council Variance Application

DEPARTMENT OF BUILDING AND ZONING SERVICES

111 N Front Street, Columbus, Ohio 43215
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PROJECT DISCLOSURE STATEMENT	APPLICATION #:
Parties having a 5% or more interest in the project that is th	ne subject of this application.
HIS PAGE MUST BE FILLED OUT COMPLETELY.	AND NOTARIZED. Do not indicate 'NONE' in the space provided.
TATE OF OHIO COUNTY OF FRANKLIN	
Being first duly cautioned and sworn (NAME)	man
of (COMPLETE ADDRESS) 8000 Walton Parkway, S	
	T, OR DULY AUTHORIZED ATTORNEY FOR SAME and the following is
	ities having a 5% or more interest in the project which is the subject of this
	Name of Business or individual (including contact name and number)
	Business or individual's address; City, State, Zip Code Number of Columbus-based employees
	(Limited to 3 lines per box)
	(Difficed to 3 lines per box)
1.	2.
Kreais Companies	MFP Kreais LLC
752 Forest Street	815 Stonechat Loop
Columbus, Ohio 43206	Dublin, Ohio 43017
3⋅	4.
	page.
IGNATURE OF AFFIANT	
worn to before me and signed in my presence this	day of da
Lulle 14 reupl	Notary Seal Here
IGNATURE OF NOTARY PUBLIC	My Commission Expires
V	KIMBERLY R. GRAYS Notary Public, State of
	My Commission Exp 01-11-2026

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

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