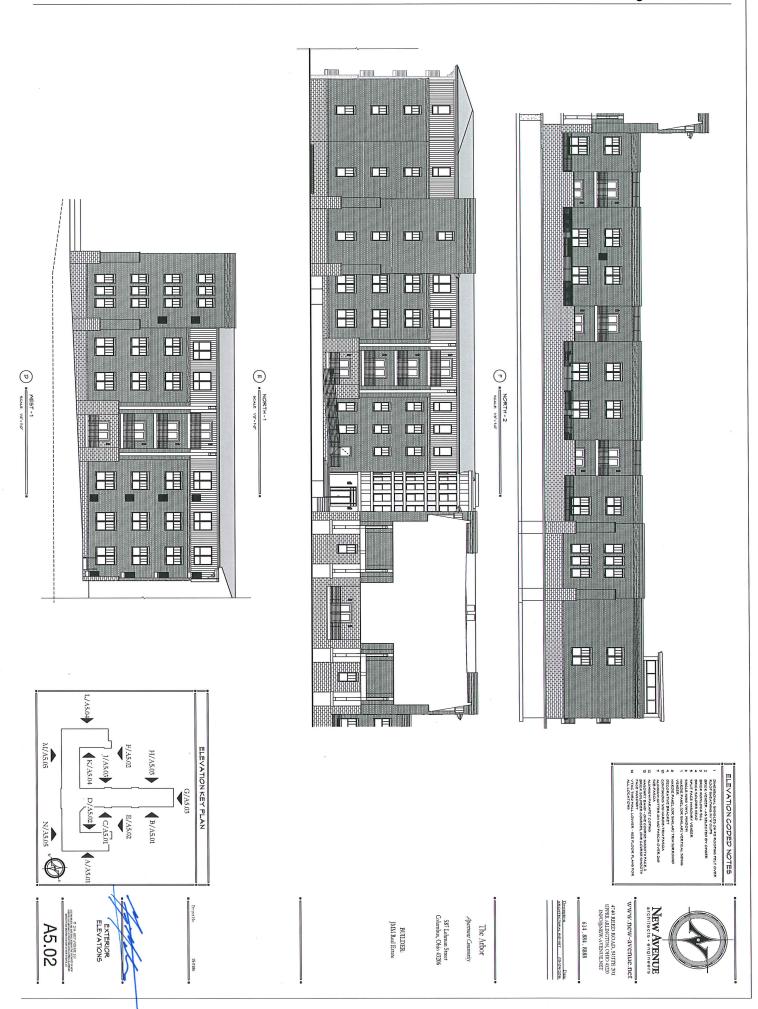


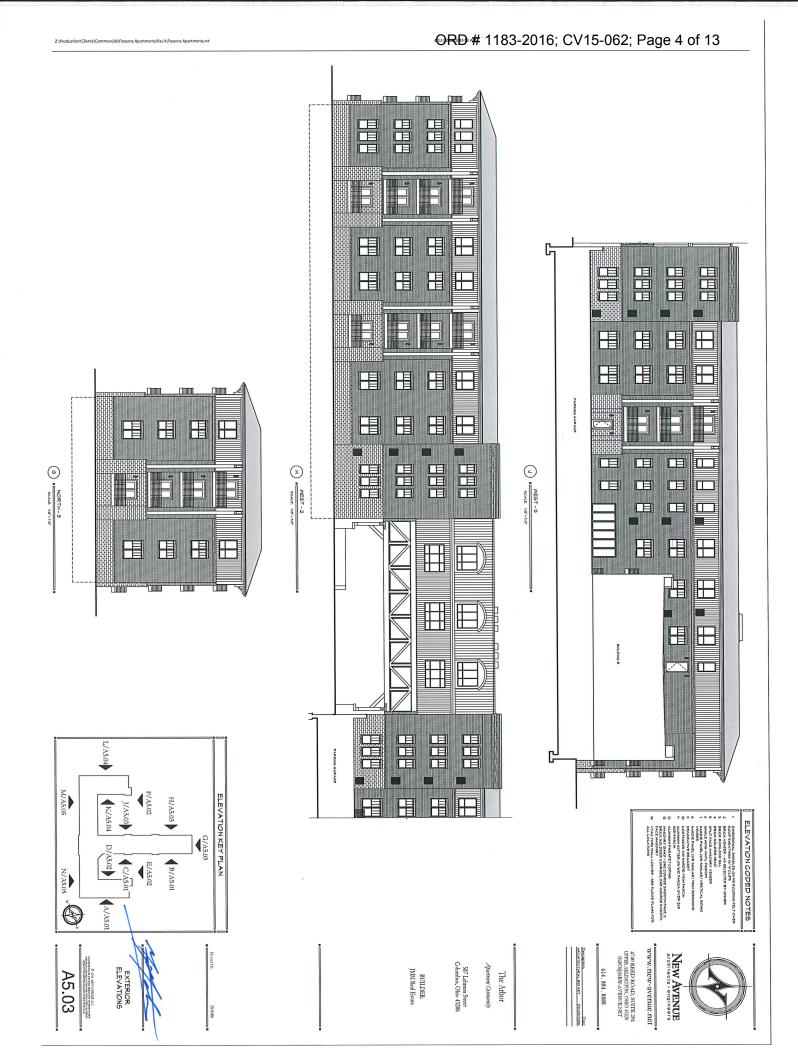
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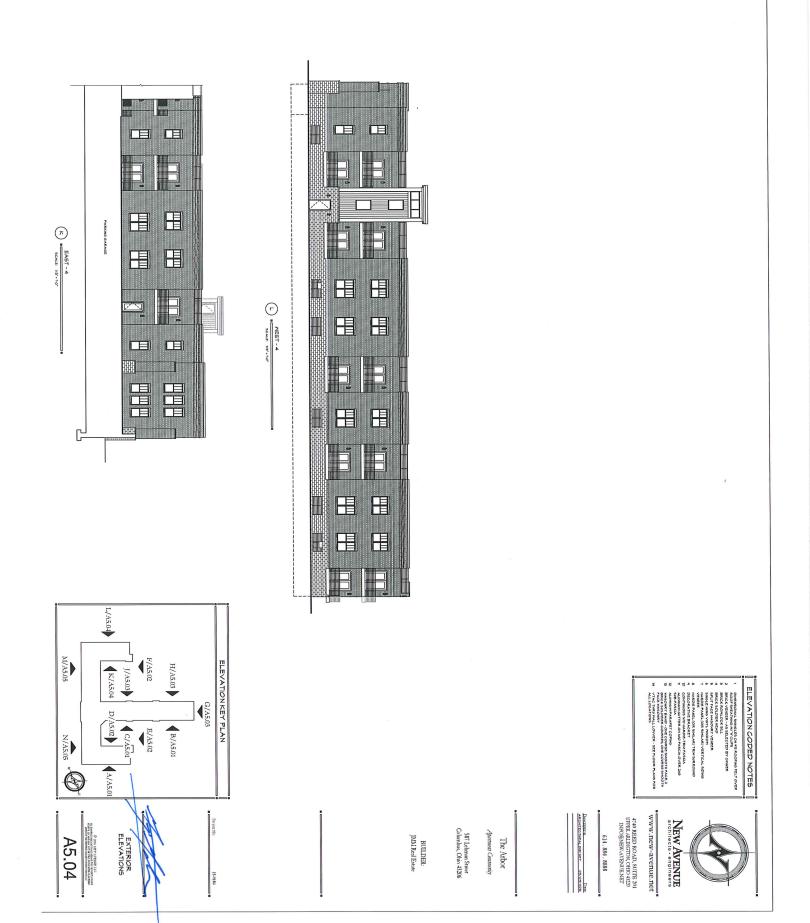


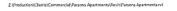
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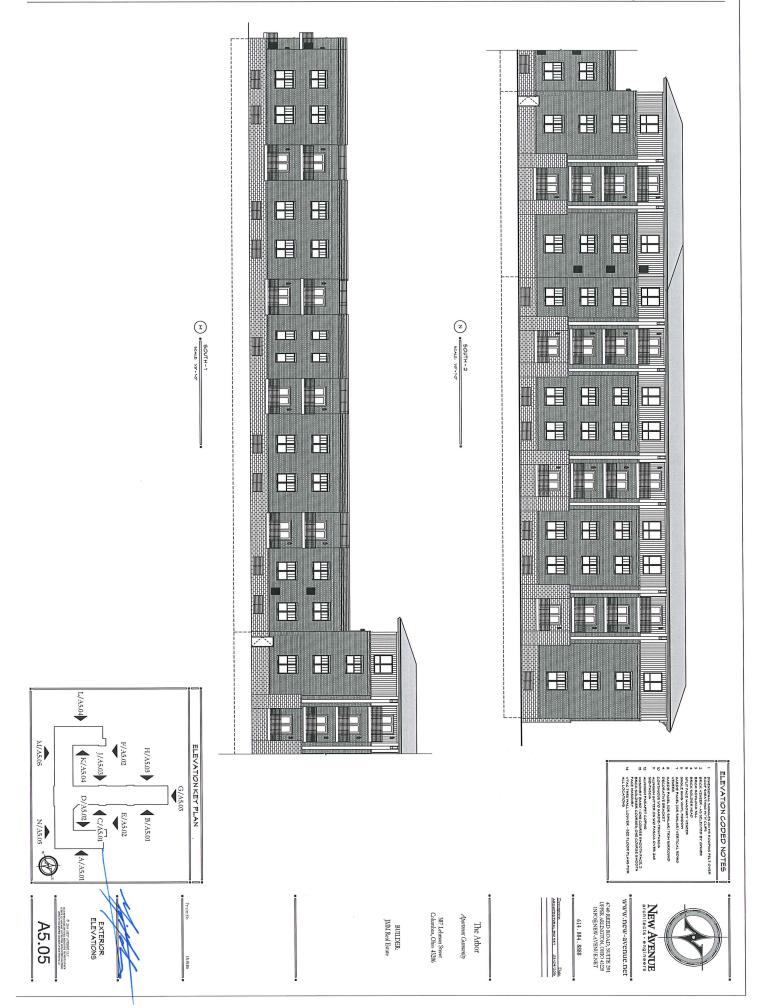


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THE CITY OF COLUMBUS

ORD # 1183-2016; CV15-062; Page 7 of 13 Council Variance Application

DEPARTMENT OF BUILDING AND ZONING SERVICES 757 Carolyn Avenue, Columbus, Ohio 43224 Phone: 614-645-7433 • www.bzs.columbus.gov

CV15-062

STATEMENT OF HARDSHIP

Chapter 3307 of the Columbus Zoning Code

Section 3307.10 Variances by City Council

- **A.** Permit a variance in the yard, height, or parking requirements of any district only in conjuction with a change in zoning or a use variance and only where there are unusual and practical difficulties or unusual hardships 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 the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus.

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.

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 requested as detailed below:

"COONCIL VANIAUCE REQUEST" FAGE SEE TACHED JMMREAL SSTATS IN VESTMER Date 10/07/2015 Signature of Applicant

PLEASE NOTE: Incomplete information will result in the rejection of this submittal. Applications must be submitted by appointment. Call 614-645-4522 to schedule. Please make checks payable to the Columbus City Treasurer

The Arbor Apartments

Revised Council Variance Requests

Along with the Rezoning for the properties, a Council Variance is requested for the following items:

1. Commercial Access to Property - Section 3333.03

The current building design allows for Jackson Street to continue from the west side of the building, under the bridge, and connect to Lehman Street and the neighboring access road for CVS and the Fitness Lofts building. Section 3333.03 prohibits this commercial access being located on residentially zoned property. However, this connection was provided through the subject property in an effort as to not block the connection from the residential area to the commercial areas near Livingston and Parsons, which was described as being important to both the neighborhood commission (Schumacher Place) and the Area Commission (South Side Area Commission).

2. Landscaping and Screening - Section 3312.21

Section 3312.21 requires one (1) tree per ten (10) parking spaces, which shall be accommodated with a combined total minimum number of twenty-four (24) trees that shall be provided throughout the site and along the street. Six (6) trees would be required for the surface parking spaces being added to the site. The Developer has chosen to name the property "The Arbor", so every effort shall be made to provide the maximum amount of trees around the site.

3. Dumpster location and screening within the perimeter yard - Section 3321.01

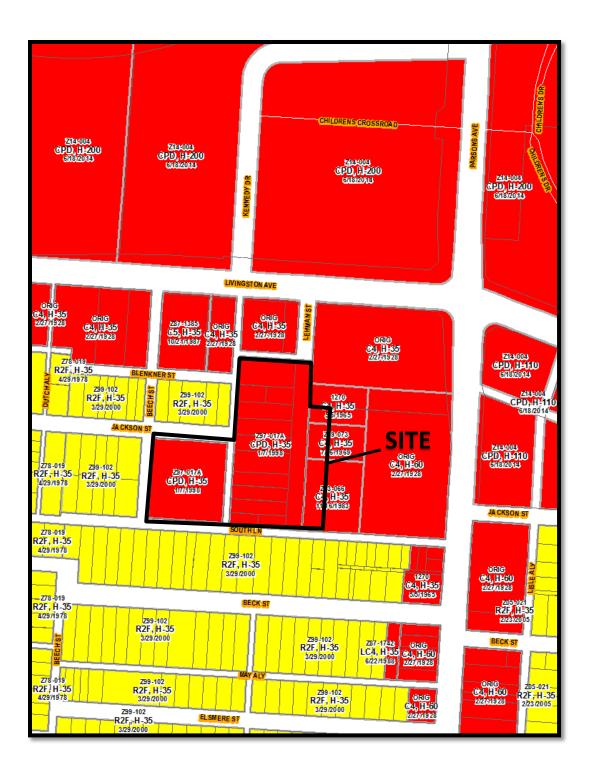
While Section 3321.01 requires the dumpster to not be located within and required yard, the current design has the dumpster enclosure located approximately 22 feet from the East property line and fully screened by a masonry wall on three side and hinged access gates on the West side. This only requires a variance request of approximately 3 feet into the perimeter yard of 25 feet.

4. Landscaping - Section 3321.07(B)

Section 3321.07(B) requires one (1) tree per ten (10) residential units, which shall be accommodated with a combined total minimum number of twenty-four (24) trees that shall be provided throughout the site and along the street. Seventeen (17) trees would be required based on the proposed number of dwelling units (163).

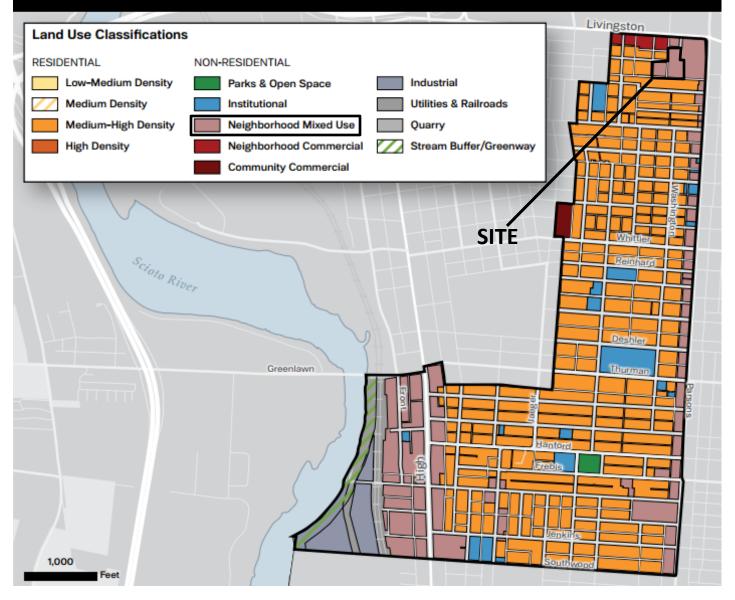
5. Parking within the perimeter yard - Section 3333.255

Section 3333.255 requires a minimum perimeter yard of 25 feet. However, the urban friendly design of the building creates the need to reduce this distance for driveways, parking, and some accessory structures related to the complex.



CV15-062 587 Lehman Street Approximately ' .\$(acres

FIGURE 9: FUTURE LAND USE PLAN: QUADRANT 1



CV15-062 587 Lehman Street Approximately ' .\$(acres



CV15-062 587 Lehman Street Approximately ' .\$(acres



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ORD # 1183-2016; CV15-062; Page 12 of 13 Standardized Recommendation Form

DEPARTMENT OF BUILDING AND ZONING SERVICES 757 Carolyn Avenue, Columbus, Ohio 43224 Phone: 614-645-7433 **•** www.bzs.columbus.gov

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

Case Number	CV15-062			
Address	587 Lehman Street			
Group Name	Southside Area Commission			
Meeting Date	December 22, 2015			
Specify Case Type	 BZA Variance / Special Permit Council Variance Rezoning Graphics Variance / Plan / Special Permit 			
Recommendation (Check only one)	Approval Disapproval			
OTES:				
Vote				
Signature of Authorized	d Representative			
Recommending Group	Title Southside Area Commission			
Daytime Phone Numbe	614-285-4901 (Ext. 1100)			

Please **e-mail** this form to **the assigned planner within forty-eight (48) hours of your meeting day; or FAX to Zoning** at (614) 645-2463; OR **MAIL** to: Zoning, City of Columbus, Department of Building & Zoning Services, 757 Carolyn Avenue, Columbus, Ohio 43224.



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COUNCIL VARIANCE APPLICATION

Department of Building & Zoning Services

Scott Messer, Director 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.

CV15-062

Dr

43270

APPLICATION # _

STATE OF OHIO COUNTY OF FRANKLIN

Being first duly cautioned and sworn (NAME) _ of (COMPLETE ADDRESS) 4740 REED R

HETOH deposes and states that (he/she) is 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:

1/POEN

LAREL

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

1. JMM REAL ESTATE UNESTMENT, LUC 4639 N. BROAD ST. COLUMBUS, Of 43228	2. JEFF MAT P.O. BOX 247 CALLAL VINCHETTER, OF 43110
3.	4.
Check here if listing additional property owners on a separa SIGNATURE OF AFFIANT	te page.
Sworn to before me and signed in my presence this 29^{+1} day	of April, in the year 2016
Samara R. Smes	07/13/2016 Notary Seal Here
SIGNATURE OF NOTARY PUBLIC	My Commission Expires Tamara R. Sines Notary Public, State of Ohio My Commission Expires: 07/13/2016

PLEASE NOTE: Incomplete information will result in the rejection of this submittal. Applications must be submitted by appointment. Call 614-645-4522 to schedule. Please make checks payable to the Columbus City Treasurer