

THE CITY OF COLUMBUS ANDREW J. GINTHER, MAYOR

DEPARTMENT OF BUILDING AND ZONING SERVICES

ORD # 2833-2015; CV15-012A; Page 3 of 11 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

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 contains the necessary h the variance requested a	iarusnib, will	not adversely	on for relief fr y affect surrou	om the requirer unding property	nents of th owners a	ne Zoning Code and will comply with
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Signature of Applicant_	Han	ia	·		_ Date_	02-17-16



COUNCIL VARIANCE APPLICATION VARIANCE REQUEST I D8 5 H9 8 'Hi esday, Bcj Ya VYf' 1, 2016

The site under consideration is located in the north-east corner of the Weinland Park neighborhood. It is a 0.797 acre property located between 11th Avenue to the south and Chittenden Avenue to the north, with Grant Avenue on the West and the railway lines to the East. The property is currently zoned for C-4 Commercial Use. It is under the University Area Commission and has the University Overlay as well. We are requesting a rezoning of the subject property to an AR-1 Apartment Residential District. The site area is 32,960 sf and the proposed development building footprint in 3,808 sf for the North building and 4,074 sf for the South building.

Currently the site is surrounded predominantly by single family homes that are owner occupied or as rental units. With all the development by Wagenbrenner Development in the recent years, and still ongoing, the neighborhood is transitioning into a stable mixed rental and owner occupied homes. Immediately the south of the subject property, across 11th Avenue, is a vehicle salvage business. Immediately to the south of that, on the East side of Grant Avenue, is planned a large multi-family apartment complex by the same developer mentioned earlier.

The current University District Plan Recommendations list the subject property in a Medium Density Residential Land Use Plan, as per page 42, section 3.2. Based on the current redevelopment of a large number of properties in the immediate vicinity of the subject property into rental or for sale units, we understand that the neighborhood is moving in the recommendations of the Weinland Park neighborhood plan as well as the University District Plan.

We would like to request a rezoning of the subject property to an AR-1 Apartment Residential district, in keeping with the recommendations of the University District Plan. This would be an appropriate zoning for the site, as it would allow us to design 2 buildings with 8 units each for a total of 16 units. The units would be a mix of 2-bedrooms and 3-bedrooms with parking provided on the site.

In conclusion, this rezoning would keep the property development in alignment with the overall vision for the neighborhood not only as indicated in the Weinland Park Neighborhood Plan but also the University District Plan Recommendations for Land Use.

3372.565 BUILDING LINES

Required setback from Grant Avenue = 30 feet

Provided setback from Grant AvenueÁ | [] [• ^ åÁÜËÜË/ - North building = Î '-10", South Building = J'-9"

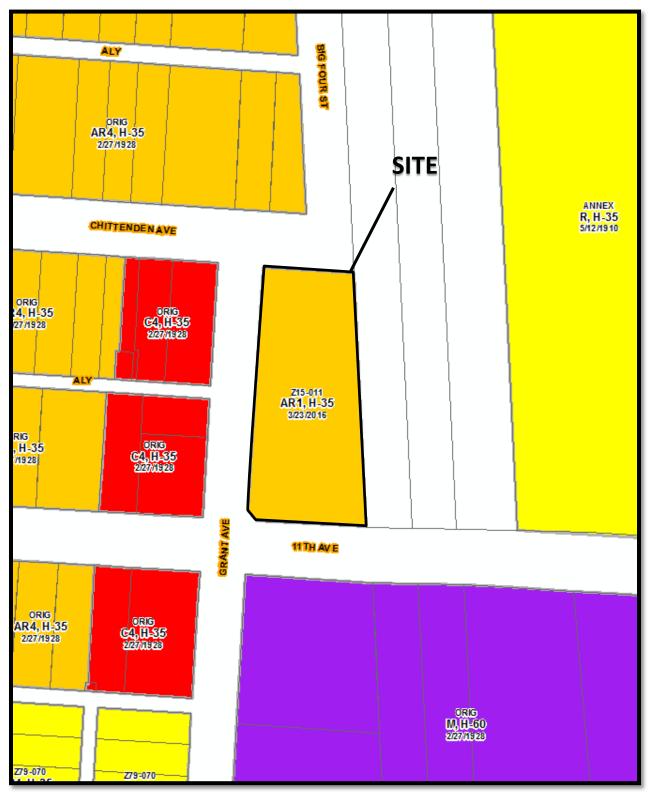
Required setback from 11th Avenue = 50 feet

Provided setback from 11th Avenue = 10 feet

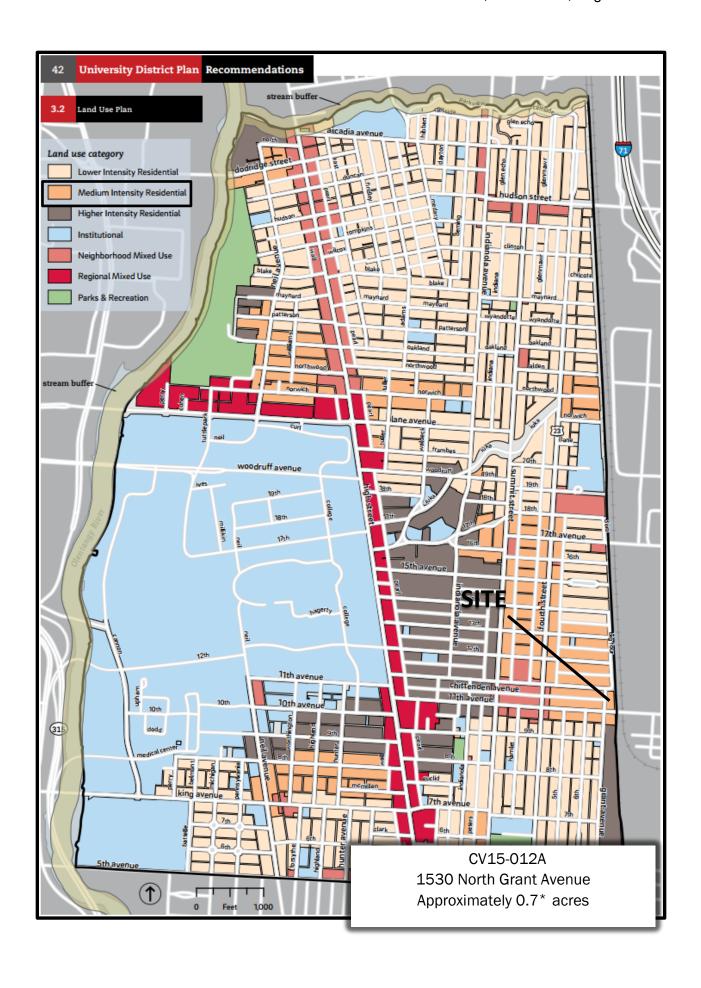
Required setback from Chittenden Avenue = 25 feet

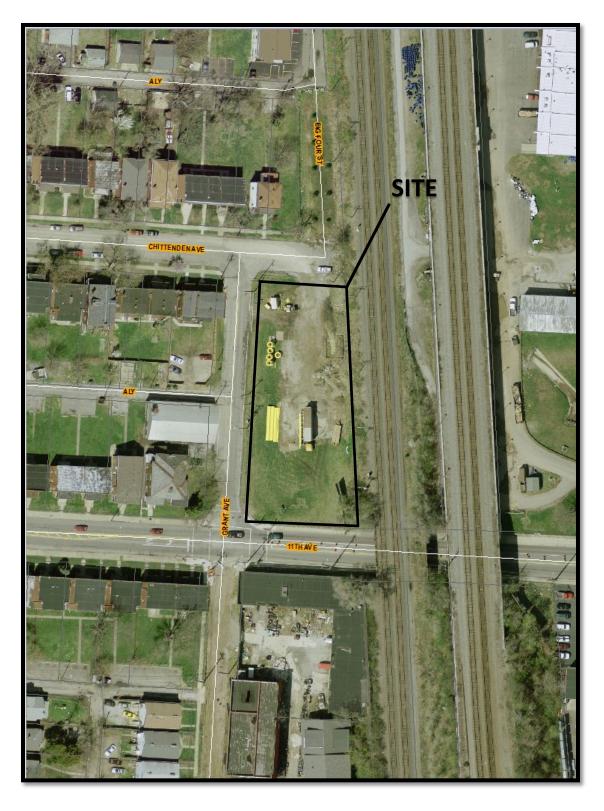
Required setback from Chittenden Avenue = 10 feet





CV15-012A 1530 North Grant Avenue Approximately 0.76 acres





CV15-012A 1530 North Grant Avenue Approximately 0.7* acres



City of Columbus Mayor Andrew J. Ginther

ORD # 2833-2015; CV15-012A; Page 9 of 11 University Area Commission

Northwood High Building 2231 North High Street Columbus, Ohio 43201 (614) 441-8174 www.universityareacommission.org

Serving the University Community for over 30 Years

Jan. 5, 2017

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*Denotes Zoning
Committee member

TO: Shannon Pine
757 Carolyn Ave.
Columbus, OH 43224
Ph: 614-645-2208
spine@columbus.gov

RE: 1530 N. Grant Avenue

Dear Shannon:

CV15-012

This letter is to inform you that on Dec. 14, 2016 the University Area Commission entertained discussion on an additional variance request for the project located at 1535 N. Grant, between Chittenden and 11th Avenues, as requested by the City. This project was previously voted on and approved by both the University Area Commission and City Council in 2015. The request came to us because it was discovered that a variance for "vision clearance" at the NW corner of the property had been omitted. Before the council variance would be drafted, the University Area Commission was asked for their input and response on this matter.

Discussion began with the reminder that per our bylaws "the motion to reconsider and enter on the minutes shall never be in order". While it is understandable that errors and omissions do occur, nevertheless the Commission felt placed in an awkward position to comment on an oversight that was not theirs to begin with. It was also noted that although Chittenden dead-ends at the railroad tracks, still the only exit and entrance drive is on Chittenden. Lines of sight are important at the nearby intersection. Further, 17th Avenue is closed during the State Fair, forcing more traffic down 11th Avenue. Add to this the increased traffic that will be generated by the large number of units being constructed further south along Grant at the Wagenbrenner development. It was felt by the Commission that a variance for vision clearance at the NW corner of Chittenden and Grant would not be in the best interest of the safety of the neighborhood and therefore could not be supported by the University Area Commission.

The vote to consider an additional variance for the project located at 1530 N. Grant was: For -0; Against -11; Abstentions -2.

Respectfully Submitted, Susan LM Keeny Susan Keeny UAC Zoning Committee Chair c: 937-479-0201



City of Columbus Mayor Michael B. Coleman

University Area Commission

Northwood High Building 2231 North High Street Columbus, Ohio 43201 (614) 441-8174 www.universityareacommission.org

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Tom Wildman*

*Denotes Zoning
Committee member

TO: Shannon Pine 757 Carolyn Ave. Columbus, OH 43224 Ph: 614-645-2208 spine@columbus.gov

RE: 1530 N. Grant Avenue

Council Variance: CV15-012

Rezoning: Z15-011

Dear Ms. Pine:

This letter is to inform you that on October 21, 2015 the University Area Commission (UAC) voted to approve the request for a Council Variance for the new multi-unit apartment building proposed for 1530 Grant Avenue. The applicant met 3 times with the Zoning Committee and in the process revised the site plan to reduce the variances from 8 to 2:

• Section 3372.565, Building Lines:

- Required setback from Grant = 30 FT.
- Actual setback from Grant North Bldg. = 11'-6", South Bldg. = 14'-9"
- o Required setback from 11th = 50 FT.
- Actual setback from 11th = 10 FT.
- Required setback from Chittenden = 25 FT.
- Actual setback from Chittenden = 10 FT.

Section 3312.27, Parking Setback Line (2):

- Required parking setback = 25 FT. from R.O.W.
- Actual parking setback is 7'-7" from 11th Avenue

The Zoning Committee very much appreciated the applicant's willingness to work with the committee to better align the project with the character of the neighborhood. Dividing the proposed structure into 2 buildings and adding sidewalk along Grant Avenue improved the scale and accessibility of the project. However, there was still concern that the project lacked the street engagement that neighboring properties have – front porches connected to public sidewalks. The Commission recommended providing walkways from the rear patios along Grant to the new sidewalk.

In terms of the rezoning, the UAC did not agree with the zoning committee's recommendations and voted to *disapprove* the request for a Rezoning. Although there was general approval for an apartment-type structure on this site, there was little understanding of why the property had to be rezoned *in addition* to granting the variances. The UAC, along with Weinland Park residents, had concerns over the increasing demolition of small neighborhood commercial areas and would prefer to keep the current zoning intact.

Rezoning Z15-011: For - 4; Against - 5; Abstentions - 0. Council Variance CV15-009: For - 6; Against - 3; Abstentions - 0.

Respectfully Submitted, Susan LM Keeny Susan Keeny UAC Zoning Committee Chair C: 937-479-0201



COUNCIL VARIANCE APPLICATION

City of Columbus, Ohio • Department of Building & Zoning Services
757 Carolyn Avenue, Columbus, Ohio 43224 • Phone: 614-645-7433 • www.columbus.gov

Being first duly cautioned and sworn [NAME] BHAKTI BANIA

PROJECT DISCLOSURE STATEMENT

COUNTY OF FRANKLIN

STATE OF OHIO

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.

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 formats

APPLICATION # CV15-012A

OF [COMPLETE ADDRESS] 2029 EIVERSIDE DR, SUITE 202, COLVIMBUS OH 4322

Name of business or individual Business or individual's address Address of corporate headquarters City, Sate, Zip Number of Columbus based employees Contact name and number MARK DECELLO ROBERT CORWIN 8798 LILLIE CT 5294 SPRING GROVE CT DUBLIN OH 43017 POWELL OH 43065 JOHN HANKS 40 LMS INC. 266 CHITTENDEN AVE COLUMBUS OH 43201 Check here if listing additional parties on a separate page. SIGNATURE OF AFFIANT Subscribed to me in my presence and before me this SIGNATURE OF NOTARY PUBLIC My Commission Expires: Mary Seal HOSSAMA HELAL Notary Public, State of Ohio Notary Public, State of Ohio My Comm. Expires Sept. 17, 2019 This Project Disclosure Statement expires six months after date of notarization.

PLEASE NOTE: incomplete information will result in the rejection of this submittal.

For all questions regarding this form and fees please call: 614-645-4522

Please make all checks payable to the Columbus City Treasurer

Revised 02/14/11