

ORD # 2974-2015; CV15-044; Page 1 of 6



## ORD # 2974-2015; CV15-044; Page 2 of 6 Council Variance Application

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 vard, 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:

See attached.

Signature of Applicant	Janten	B. Reyn	Wh II	Date	irli5

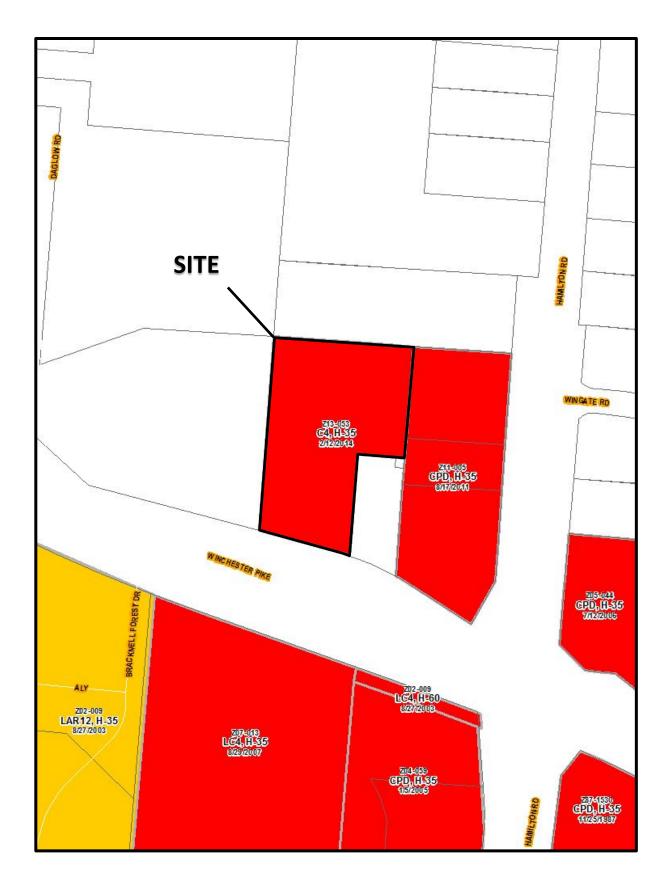
PLEASE NOTE: Incomplete information will result in the rejection of this submittal. Applications must be submitted by appointment. Call 614-645+4522 to schedule. Please make checks payable to the Columbus City Treasurer

## Statement of Hardship

The owner/applicant is seeking a council variance to allow for the temporary accumulation of yard waste on the subject property and to provide parking for the storage areas under the Warehousing Section of the Zoning Code (3312.49)(c)(Table 4). The applicant operates landscaping/garden store at the site and a part of the business model is accepting yard waste from customer that is ultimately recycled at another location. The request is to allow the storage of the yard waste onsite until it is picked up and removed from property. The storage of the yard waste has been determined to be manufacturing use so in order to continue the activity the council variance is being requested as rezoning to a manufacturing district would be inappropriate for the limited activity that is being requested. There is no request to grind or recycle. The yard waste on the site only to store it for pick up and removal from the site. The request is also to allow parking to be provided under the Warehouse Section of the Zoning Code as these areas are primarily storage areas for seasonal products that are sold thru the retail store. Given the large and bulky size of the product, much area is needed to store the material onsite for retail sales. The City has acknowledged that there are instances where large areas of storage of retail product is parked at a different ration than regular retail use and that being furniture stores which are parked at one space for every 1,000 sq. ft. of parking space. The storage of yard waste on the site and the adjusted parking space requirements will not negatively affect surrounding properties nor be a detriment to the guidelines of the Columbus Zoning Code.

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hardship.ste (nct) 10/1/15 S:Docs



CV15-044 4480 Winchester Pike Approximately 2.56 acres



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ORD # 2974-2015; CV15-044; Page 6 of 6



# **Council Variance Application**

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## 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.

APPLICATION

#### STATE OF OHIO COUNTY OF FRANKLIN

Jackson B. Reynolds, III

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:

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

<ol> <li>Weber Holdings-South LLC</li></ol>	2. Ohio Mulch
1600 Universal Road	1600 Universal Road
Columbus, OH 43207	Columbus, OH 43207
0 employees	250 employees
Jim Weber - 445-4455	Jim Weber - 445-4455
3.	4.

Check here if listing additional property owners on a separate page.

SIGNATURE OF AFFIANT _ Junhum H.	Runohhitt	-	
Sworn to before me and signed in my presence this <u>13th</u> Matule Car SIGNATURE OF NOTARY PUBLIC	day of <u>July</u> <u>9/4/75</u> My Commission Expire	, in the year 20	Notary Seal Here Natalie C. Timmons Notary Public, State of Ohio My Commission Expires 09-04-2015

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

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