

V19-028



Council Variance Application

111 North Front Street, Columbus, Ohio 43215

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

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 discovered after your application is approved, a new application 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 Exhibit B

Signature of Applicant In fee

Signature of Attorney

Date 3-15-19

Date 3/15/2019

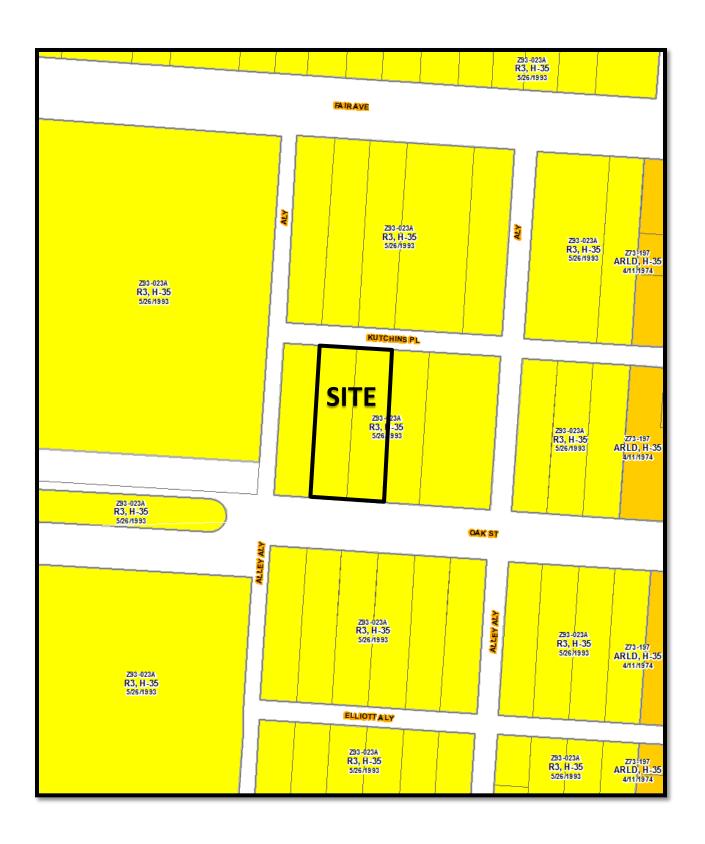
Exhibit B Statement of Hardship CV19-028 1432 Oak Street, Columbus, OH 43205

The site is two (2) platted lots zoned R-3, Residential District from the 1974 Model Cities area rezoning. Both lots are vacant. The building previously on PID: 010-013437 was a two unit building. Applicant proposes to build two (2) new two-family dwellings with one two (2) family dwelling on each parcel. The area has many forms of residential uses. The proposed two-family dwellings are consistent with the historical use of the site as well as the range of housing stock and styles in the area.

Applicant has a hardship as well as a practical difficulty with compliance with the referenced code sections. At least one of the parcels was historically developed with a two-family dwelling and there are many forms of residential uses in the neighborhood. Applicant plans to sell the units as condominiums thereby increasing the likelihood of home ownership. The proposed use is consistent with the area and the site. The requested variances are not substantial, will not alter the essential character of the neighborhood, will not affect the delivery of government services, require the variances as noted for reasonable use of the property and are consistent with the spirit of the zoning requirement.

Applicant requests the following variances:

- 1). Section 3332.035, R-3 Residential District, to permit two (2) two dwelling unit dwellings on separate parcels in the R-3 District.
- 2). Section 3332.05(A)(4), Area District Lot Width Requirements, to reduce required lot width from 50 feet to the existing lot widths of 36 feet.
- 3). Section 3332.13, R-3, Area District Requirements, while actual lot area is 5,486.4 square feet per lot (36'x152.4'), as required for a principal building, lot area based on Section 3332.18(C), Basis of Computing Area, is 3,888 square feet by multiplying lot width (36') by three times the lot width (108').
- 4). Section 3332.21(F), Building Lines, to reduce the Oak Street building setback for both new buildings from a calculated setback of 22.5 feet based the adjacent buildings to the east and west to 18 feet.



CV19-028 1432 Oak Street Approximately 0.26 acres



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THE CITY OF

DEPARTMENT OF BUILDING AND ZONING SERVICES

ORD #1391-2019; CV19-028; Page 7 of 8 **STANDARDIZED RECOMMENDATION FORM**

Department of Building & Zoning Services

Scott Messer, Director

757 Carolyn Avenue, Columbus, Ohio 43224-3218 Phone: 614-645-7433 www.columbus.gov

Case Number:	CU 19-028
Address:	1432 Our street
Group Name:	Near East Area Commission
Meeting Date:	May 9, 2019
Specify Case Type:	BZA Variance / Special Permit Council Variance Rezoning Graphics Variance / Plan / Special Permit
Recommendation: (Check only one)	Approval Disapproval
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Vote: 12 - 0 - 0 Signature of Authorized Rep	12/11/10/12
Vote: 12 - 0 - 0 Signature of Authorized Rep	12/11/10/12

Please e-mail this form to the assigned planner within 48 hours of your meeting day; or FAX to Zoning at 614-645-2463; or MAIL to: Assigned Planner, City of Columbus, Department of Building & Zoning Services, 757 Carolyn Avenue, Columbus, OH 43224.



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PROJECT DISCLOSURE STATEMENT

All parties having a 5% or more interest in the project that is the subject of this application should be listed.

THIS PAGE MUST BE FILLED OUT COMPLETELY AND NOTARIZED. Do not indicate 'NONE' in the space provided.

	APPLICATION#:		
STATE OF OHIO COUNTY OF FRANKLIN			
Being first duly cautioned and sworn (NAME) Donald Plank of (COMPLETE ADDRESS) Plank Law Firm, 411 East Town Street, Floor 2, Columbus, Ohio 43215 deposes and states that (he to be a present 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 (include contact name and number) Business or individual's address City, State, Zip Code Number of Columbus based employees (Limited to 4 lines per box)		
1. Integrity Trust Homes, LLC 6171 Eberstark Drive, Columbus, Ohio 43235 Number of Columbus based employees: Zero (0) Contact: Shane Hunt, Phone: (317) 370-1372	2.		
3.	4.		
Check here if listing additional parties on a separate page.			
SIGNATURE OF AFFIANT Donald Heark			
Subscribed to me in my presence and before me this 15th day of Warch, in the year 2019			
SIGNATURE OF NOTARY PUBLIC	Maryalice Wall		
My Commission Expires:	Committee Commit		
This Project Disclosure Statement expires six production of notarization. MaryAlice Wolf Notary Seal Here Notary Seal Here Notary Public, State of Ohio My Commission Expires October 24, 2023			