



11-19-19

FRONT HOUSE RENDERING

CLIFTON RESIDENCE 06 / 25 / 2019





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CLIFTON RESIDENCE 06 / 25 / 2019

CARRIAGE HOUSE RENDERING





DEPARTMENT OF BUILDING AND ZONING SERVICES

### **Council Variance Application**

111 North Front Street, Columbus, Ohio 43215 Phone: 614-645-4522 • www.columbus.gov/bzs • zoninginfo@columbus.gov

STATEMENT OF HARDSHIP

Application #:

CV19-027

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):

### Please see attached Statement of Hardship.

Signature of Applicant Date

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

#### Property Address: 1550 Clifton Avenue Parcel ID: 010-041987 **Owner/Applicant:** Double Bogey Holdings, LLC 8000 Walton Parkway, Suite 260 New Albany, Ohio 43054 David Hodge Attorney: Underhill & Hodge 8000 Walton Parkway, Suite 260 New Albany, Ohio 43054 david@uhlawfirm.com Date of Text: June 26, 2019

### STATEMENT OF HARDSHIP

The Applicant submits this Statement of Hardship in support of its Council Variance Application. The site is located on the north side of Clifton Avenue, east of Taylor Avenue, and west of Parkwood Avenue. The site consists of a single parcel, PID: 010-041984, which is zoned under the R-3, Residential District. The site is situated within the Woodland Park Neighborhood of Near East Columbus.

The site is vacant land. The site is bordered on all sides by property zoned under the R-3, Residential District.

The site is not subject to a commercial overlay nor a planning overlay and it is not a historic site. The site is within the boundary of the Near East Area Commission and subject to the Near East Area Plan. The Plan, however, does not recommend a specific use for this site.

The Applicant proposes redevelopment of the Site with two dwelling units. Specifically, the Site could be developed as either a single-family residence and a detached garage with a carriage house unit above the garage or as a duplex with a detached garage and no carriage house unit.

The Applicant submits that the proposed development promotes the policies and strategies set forth in Land Use Plan of the Near East Area Plan. Issue 2 of the Land Use Plan is revitalization of residential areas, including vacant land and structures. It is the policy of issue 2 to "Prioritize the revitalization and redevelopment of residential areas illustrated on the Development Strategy map." The subject site is merely feet from the Taylor Avenue Low and Medium Density Development Strategy area indicated on the map. It is also the policy of issue 2 that "Vacant land within the neighborhood is a resource that should be redeveloped as housing, pocket parks, or as additional yard space for adjacent homeowners." Strategies to address issue 2 include:

- Support agencies and private sector developers working to assemble/develop land in a manner consistent with this plan.

- Prioritize the development of new housing that is consistent with the housing design guidelines from this plan.

The Applicant's proposed development will comply with the Plan's Housing Design Guidelines. The development will be compatible with the neighborhood's height, scale, materials, and setbacks.

The Plan also provides recommendations for accessory dwellings, such as the Applicant's proposed carriage house. Accessory dwellings may be considered when proposed as part of a new construction are would be expected to come in the form of a living unit located above a detached garage. No more than one accessory unit should be allowed per lot, the dwelling should not be larger than six hundred (600) to eight hundred (800) square feet in floor area, one parking space per accessory unit is recommended, and the primary residence should be owner-occupied. The Plan specifically recommends:

- The exterior of the accessory unit should be architecturally compatible with the primary residence.

- Separate entrances should be oriented toward the side or rear yards.

- Windows should ensure privacy for abutting properties by orienting windows away from sight lines.

The proposed carriage house proposed will comply with the Plan's recommendations for accessory dwellings and is a characteristic typical of the historic development pattern of this neighborhood.

The Applicant respectfully requests the following variances to allow the proposed development:

1. 3332.035 - R-3 residential district. The Applicant requests a variance to allow two dwelling units.

2. 3312.49 – Minimum numbers of parking spaces required. This section requires a minimum of 2 parking spaces per dwelling unit. Applicant proposes 2 dwelling units which require a minimum of 4 parking spaces. Applicant requests a variance to reduce the minimum parking requirement from 4 to 2 parking spaces.

3. 3332.05 – Area district lot width requirements. This section requires a minimum lot width of 50 feet. Applicant requests a variance to reduce the minimum lot width from 50 feet to 40 feet. This lot width is an existing, non-conforming condition.

4. 3332.13 – R-3 area district requirements. This section requires a single-family dwelling or other principal building to be situated on a lot of no less than 5,000 square feet in area. Applicant requests a variance to permit two dwelling units on a lot that is 5,988 square feet in area.

5. 3332.19 – Fronting. This section requires each dwelling or principal building to front upon a public street. Applicant requests a variance to permit a carriage house to not front on a public street.

6. 3332.27 – Rear yard. This Section requires each dwelling, residence or principal building to be erected so as to provide a rear yard totaling no less than 25 percent of the total lot area. Applicant Requests a variance to reduce the minimum rear yard from 25 percent to 4 percent.

A hardship exists because the Applicant cannot develop the Site as proposed, in a manner consistent with the historical development pattern of this neighborhood, while still conforming to the underlying zoning district established by the City's Zoning Code. Applicant's requested use variances will not adversely affect the surrounding property or surrounding neighborhood, but rather will further positive redevelopment efforts occurring in the neighborhood and foster additional owner occupancy in the neighborhood. The requested use variances will not impair supply of light or 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.

Further, a practical difficulty exists because Applicant cannot develop the Site as propose while still meeting the underlying development standards established by the City's Zoning Code. The development pattern of this neighborhood was established prior to the adoption of zoning, the applicant seeks to develop the property in a manner consistent with that existing pattern. Applicant's requested area variances will not seriously affect any adjoining property or the general welfare.

For the reasons stated above, Applicant respectfully requests approval of the requested variances.

Respectfully submitted,

David Hade

David Hodge



CV19-027 1550 Clifton Ave Approximately 0.14 acres



CV19-027 1550 Clifton Ave Approximately 0.14 acres THE CITY OF COLUMBUS

DEPARTMENT OF BUILDING AND ZONING SERVICES

#### ORD # 3178-2019; CV19-027; Page 11 of 12 Standardized Recommendation Form

111 N. Front Street, Columbus, Ohio 43215

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

'OR USE BY: AREA COMMISSION / COMMUNITY GROUP / HISTORIC ARCHITECTURAL REVIEW PLEASE PRINT) CU19-027 **Case Number:** 1550 Clifton there Address: Near 55.20 **Group Name: Meeting Date:** Specify Case Type: **BZA Variance / Special Permit Council Variance** Rezoning Graphics Variance / Plan / Special Permit **Recommendation:** Approval (Check only one and list basis Disapproval for recommendation below) NOTES: 7-3-0 Vote: the Signature of Authorized Representative: AREA COMM DAYTIME PHONE NUMBE

ease e-mail this form to the assigned planner within 48 hours of your meeting day; or FAX to Zoning at 614-645-2463; or AIL to: Assigned Planner, City of Columbus, Department of Building & Zoning Services, 111 N. Front St, Columbus, OH 43215.



EPARTMENT OF BUILDING

## **Council Variance Application**

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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 #: \_\_\_\_\_CV19-027

STATE OF OHIO COUNTY OF FRANKLIN

Being first duly cautioned and sworn (NAME) Eric Zartman

of (COMPLETE ADDRESS) <u>Underhill & Hodge LLC, 8000 Walton Parkway, Suite 260, New Albany, Ohio 43054</u> 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

1. Double Bogey Holdings LLC 8000 Walton Parkway, Suite 260 New Albany, Ohio 43054	2.
3.	4.
Check here if listing additional parties on a separate page.	
1. 1 N	

SIGNATURE OF AFFIANT	12 Latto
Subscribed to me in my presence and before	methis 19th day of NOVERISCI, in the year 2019
SIGNATURE OF NOTARY PUBLIC	Murles Marpen
ARIAL Strain Expires:	1 - 1(-2024)
KIMBERLY R. GRAYS	ON V V V V V V V V V V V V V V V V V V V
My Commission Expire	
0 January 11, 2021	
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