

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

CV21-015

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):

Signature of Applicant

Date

2/9/2021

Statement of Hardship 1400 N. Fifth Street

The applicant is requesting a council variance to provide the appropriate residential development of the subject property that is consistent with other residential uses in the neighborhood. Variances necessary to accommodate this development are as follows:

<u>3325.801 - Maximum Lot Coverage</u>. To allow the buildings to cover 1,691 SF of the lot or 35.9 percent in lieu of the 25 percent or 1177.12 SF allowed by code.

<u>3325.805 - Maximum Floor Area Ratio (FAR)</u>. To allow a floor area ratio of 1,000 SF first floor, plus 1,045 SF second floor, plus 676 carriage house which equals 2,721 SF or . 578 FAR in lieu of the .4 or 1,883.4 SF.

<u>3332.039 - R-4 residential district.</u> To allow for two (2) separate single-family dwellings on a single lot in lieu of one (1) single-family dwelling.

<u>Section 3332.05</u>, <u>Area District lot width requirements.</u> Requires a minimum 50 foot wide lot. To allow for existing single-family dwelling with addition and new single-family dwelling above garage on lot 36.5 feet wide in lieu of the required minimum 50 foot wide lot.

<u>Section 3332.15</u>, <u>Area District requirements</u>. Requires a single family dwelling to be situated on a lot of no less than 5,000 square feet and a two-family dwelling to be situated on a lot of no less than 7,200 square feet. To allow for the existing single-family dwelling with addition and build another single-family dwelling above a garage on a lot equal to 3,996.75 SF feet as calculated by Section 3332.18 (C). The actual lot size is 4,708.5 SF.

<u>Section 3332.19</u>, <u>Fronting</u>. Requires each dwelling to front upon a public street. To allow new single-family dwelling above a garage that does not front upon a public street.

<u>Section 3332.27, Rear yard</u>. Requires a rear yard totaling no less than 25 percent of the total lot area for each principal permitted use in the district. To allow for zero percent rear yard for the carriage house in lieu of the 25 percent required.

Rear yard calculation length of rear yard = 41 ft width of rear yard = 36.5 ft area of rear yard = 1,496 SF minus area of rear porch = 15 SF Total area of rear yard = 1,481 SF lot area = 4708.5 SF Percent of rear year to total lot = 31.5 percent

<u>3312.49 – Minimum numbers of parking spaces required</u>. To allow for two (2) parking spaces for the existing single-family dwelling and the new proposed single-family dwelling for a total of two (2) parking spaces in lieu of the required four (4) parking spaces.

Lot cover measurement

Lot size = 4708.5 SF House with addition = 1,015 SF Detached Garage with Living Space = 676 Total Lot Coverage as SF: 1,691 Total lot coverage as Percent: 35.9 percent

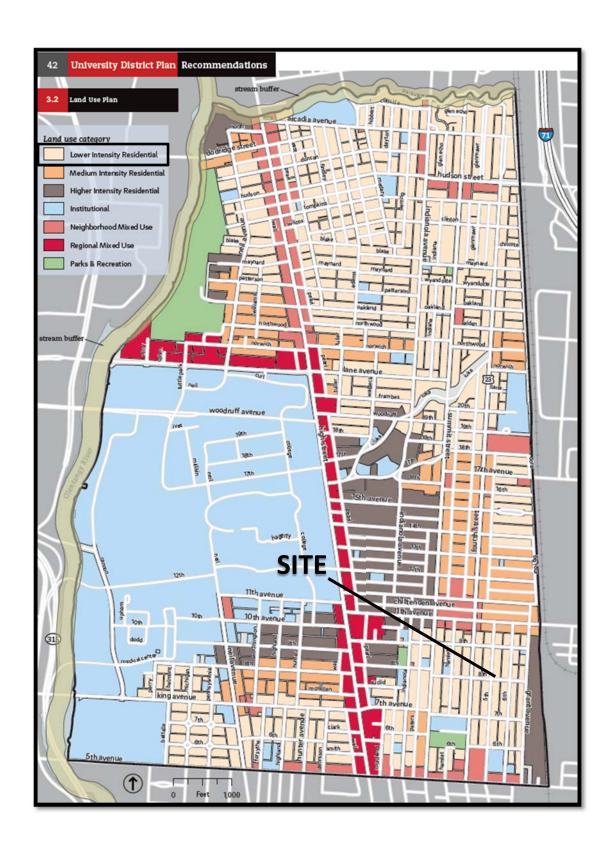
The granting of this variance request will permit the addition of a single family dwelling on a lot less than 5,000 square feet. The subject lot is only 4,708.5 SF and 36.5 feet wide, which prevents the erection of a new single family dwelling without the necessary variance.

The grant of these requested variances will not adversely affect the surrounding property or surrounding neighborhood, will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public streets, or unreasonably diminish or impair established property values within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus.

The applicant respectfully requests the grant of these variances necessary for this appropriate development of the property.



CV21-015 1400 N. Fifth St. Approximately 0.11 acres



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Standardized Recommendation Form

111 N. Front Street, Columbus, Ohio 43215 ORD1132-2021; CV21-015; Page 8 of 9 Phone: 614-645-4522 • www.columbus.gov/bzs • zoninginfo@columbus.gov

Case Number:		
Address:		
Group Name:		
Meeting Date:		
Specify Case Type:		BZA Variance / Special Permit Council Variance Rezoning Graphics Variance / Plan / Special Permit
Recommendation: (Check only one and list basis for recommendation below)		Approval Disapproval
NOTES:		
Vote:	-	
Signature of Authorized Representative	e: _	SIGNATURE
	-	RECOMMENDING GROUP TITLE

Please e-mail this form to the assigned planner within 48 hours of your meeting day; qt O CKN ''q Culki pgf 'Rrcppgt. 'Ekk ''qh MAIL to: Columbus, Department of Building & Zoning Services, 111 N. Front St, Columbus, OH 43215.



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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 #:	CV21-015			
STATE OF OHIO COUNTY OF FRANKLIN					
Being first duly cautioned and sworn (NAME) JOHN NEIL of (COMPLETE ADDRESS) 1400 N. FIFTH STREET, Codeposes and states that (he/she) is the APPLICANT, AGENT following is a list of all persons, other partnerships, corporation is the subject of this application in the following format:	OLUMBUS, OHIO 43201 or DULY AUTHORIZED A				
	Name of business or individual's ad Business or individual's ad Number of Columbus based (Limited to 3 lines per box)	d emloyees			
1. JOHN NEIL LINDSEY (614) 619-0980 1400 N. FIFTH STREET COLUMBUS, OHIO 43201 0 EMPLOYEES	2.				
3.	4.				
Check here if listing additional parties on a separate page.					
SIGNATURE OF AFFIANT	TOSC				
Subscribed to me in my presence and before me this 9th	day of February	, in the year2021			
SIGNATURE OF NOTARY PUBLIC	Louis	0			
My Commission Expires: Lifet	ime Commission				
Notary Seal Here Notary Seal Here Notary Public, State of Ohio Franklin County My Comm. Has No Exp. Date Sea 147.03 R.C.					