



Legislation Text

File #: 2566-2020, **Version:** 1

Council Variance Application: CV20-078

APPLICANT: Brenda Parker; 405 North Front Street; Columbus, OH 43215.

PROPOSED USE: Two single-unit dwellings on one lot.

UNIVERSITY AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site consists of one parcel developed with a single-unit dwelling and detached garage in the R-4, Residential District. The applicant proposes to construct a rear single-unit dwelling above a new detached garage (a carriage house). A Council variance is required because the R-4, Residential District permits a maximum of four dwelling units in one building, but does not permit two separate dwellings on one lot. Variances for minimum number of parking spaces required, maximum floor area ratio (FAR), lot width, area district requirements, fronting, minimum and maximum side yards, and rear yard are included in the request. The site is within the boundaries of the *University District Plan* (2015), which recommends "Lower Intensity Residential" land uses for this location, and is within the boundaries of the University District Zoning Overlay. Staff finds the proposal to be consistent with the Plan's land use recommendation and the recent development pattern in urban neighborhoods.

To grant a Variance from the provisions of Sections 3332.039, R-4, residential district; 3312.49, Minimum numbers of parking spaces required; 3325.805, Maximum Floor Area Ratio (FAR); 3332.05, Area district lot width requirements; 3332.15, R-4 area district requirements; 3332.19, Fronting; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; and 3332.27, Rear yard, of the Columbus City Codes; for the property located at **1480 N 6TH ST. (43201)**, to permit two single-unit dwellings on one lot with reduced development standards in the R-4, Residential District (Council Variance #CV20-078).

WHEREAS, by application #CV20-078, the owner of the property at **1480 N 6TH ST. (43201)**, is requesting a Variance to permit two single-unit dwellings on one lot with reduced development standards in the R-4, Residential District; and

WHEREAS, Section 3332.039, R-4, Residential District, permits a maximum of four units in one building but does not permit two separate dwellings on one lot, while the applicant proposes to construct a rear single-unit dwelling above a new detached garage (carriage house) on a lot developed with a single-unit dwelling; and

WHEREAS, Section 3312.49 Minimum numbers of parking spaces required, requires two parking spaces per dwelling unit, or four spaces for two single-unit dwellings, while the applicant proposes a total of three parking spaces; and

WHEREAS, Section 3325.805, Maximum Floor Area Ratio (FAR), requires that the maximum total calculated floor area permitted on any lot shall be no greater than that determined by a 0.40 FAR, while the applicant proposes an increased FAR of 0.74; and

WHEREAS, Section 3332.05(A)(4), Area district lot width requirements, requires a lot to be no less than 50 feet wide, while the applicant proposes to maintain the existing 35.9 foot wide lot; and

WHEREAS, Section 3332.15, R-4 area district requirements, requires a lot of 5,000 square feet for a single-unit dwelling, while the applicant proposes two single-unit dwellings on a lot that is approximately 3,675 square feet, providing approximately 1,837.5 square feet per dwelling unit; and

WHEREAS, Section 3332.19, Fronting, requires a dwelling unit to have frontage on a public street, while the applicant proposes a carriage house fronting on a rear public alley; and

WHEREAS, Section 3332.25, Maximum side yards required, requires the sum of the widths of the side yards to be 20 percent of the lot width, or 7 feet and 2 inches, while the applicant proposes a reduced maximum side yard of 5 feet for the proposed carriage house; and

WHEREAS, Section 3332.26(C)(1), Minimum side yard permitted, requires a side yard of no less than 3 feet, while the applicant proposes a reduced side yard of 2 feet on the north side of the proposed carriage house; and

WHEREAS, Section 3332.27, Rear yard, requires a rear yard totaling no less than 25 percent of the lot area for each dwelling, while the applicant proposes a reduced rear yard of 23% for the existing dwelling and no rear yard for the carriage house; and

WHEREAS, the University Area Commission recommends approval; and

WHEREAS, the City Departments recommend approval of the requested variances because the proposal is consistent with the *University District Plan*'s recommendation for lower intensity residential uses, and is compatible with the recent development pattern in urban neighborhoods; and

WHEREAS, said ordinance requires separate submission for all applicable permits and a Certificate of Occupancy for the proposed carriage house; and

WHEREAS, said variance will not adversely affect the surrounding property or surrounding neighborhood; and

WHEREAS, the granting of said variance 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; and

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1480 N 6TH ST. (43201)**, in using said property as desired; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That a variance is hereby granted from the provisions of Sections 3332.039, R-4, residential district; 3332.49, Minimum numbers of parking spaces required; 3325.805, Maximum Floor Area Ratio (FAR); 3332.05, Area district lot width requirements; 3332.15, R-4 area district requirements; 3332.19, Fronting; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; and 3332.27, Rear yard, of the Columbus City Codes; for the property located at **1480 N 6TH ST. (43201)**, insofar as said sections prohibit two single-unit dwellings on one lot in the R-4, Residential District; with a parking space reduction from 4 spaces to 3 spaces; increased maximum floor area ratio (FAR) from 0.40 to 0.74; reduced lot width from 50 to 35.9 feet; reduced lot area from 5,000 square feet per dwelling to approximately 1,837.5 square feet per dwelling; no frontage on a public street for the carriage house; reduced maximum side yard from 7 feet 2 inches to 5 feet for the proposed carriage house; reduced minimum side yard from 3 feet to 2 feet on the north side of the proposed carriage house; and a reduced rear yard from 25% to 23% for the existing dwelling and no rear yard for the proposed carriage house; said property being more particularly described as follows:

1480 N 6TH ST. (43201), being 0.08± acres located on the east side of North 6th Street, and being more particularly

described as follows:

Situated in the State of Ohio, County of Franklin, and in the City of Columbus:

Being Lot Number Thirty One (31), in NEW INDIANOLA ADDITION, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 12, page 35, Recorder's Office, Franklin County, Ohio.

TAX PARCEL NO.: 010-007585-00

PROPERTY ADDRESS: 1480 North 6th Street, Columbus, Ohio 43201

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for two single-unit dwellings on one lot, or those uses permitted in the R-4, Residential District.

SECTION 3. That this ordinance is further conditioned on substantial compliance with the site plan titled, "**SITE PLAN**," and elevations titled, "**CARRIAGE HOUSE ELEVATIONS**," both signed by Brenda Parker, Applicant, and dated October 23, 2020. The plans may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustment to the plans shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding the proposed adjustment.

SECTION 4. That this ordinance is further conditioned upon the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed carriage house.

SECTION 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.