COLUMBUS MICHAEL B. COLEMAN, MAYOR

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(2)

THE CITY OF

**Council Variance Application** 

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DEPARTMENT OF BUILDING AND ZONING SERVICES 757 Carolyn Avenue, Columb Phone: 614-645-7433 • www.		
Application Number: <u>CV15-069</u>	Date Received:	1-3-15
Application Accepted by: $SP + TD$	Fee: \$ \$\$C	C
Application Number: $2015 - 069$ Application Accepted by: $5P + TD$ Comments: Assigned to Tim Dietrich; 645-6		
LOCATION AND ZONING REQUEST:		
Certified Address (for zoning purposes only): <u>1414</u> Broad	view Avenue	Zip:Z12
Is this application being annexed into the City of Columbus? Select If the site is currently pending annexation, Applicant mu adoption of the annexation petition. Parcel Number for Certified Address: $010-059430$ $\square$ Check here if listing additional parcel numbers on a second	ist show documentation of County Commi	ssioner's
Area Commission or Civic Association: 5th by Northwe	st Area Commission	
Area Commission or Civic Association:	······································	
variances in conjunction with rezoni	ng application Z15-	
Acreage: $1.1 + / -$		
APPLICANT:		
Name: <u>Snyder Barker Acquisitions, LLC</u> c/o Don Plank, Plank Law Firm	Phone Number: 614-947-8600	Ext.:
Address: Plank Law Firm	Columbus, OH	Zip:
145 E Rich St., 3rd Fl Email Address: <u>dplank@planklaw.com</u>	Fax Number: 614-228-1	790
PROPERTY OWNER(S) Check here if listing additional Name: Florence Corkwell Phillips Trus Elizabeth M. Fagan, Trustee c/o Don Address: 145 E Rich Street, 3rd Fl	t, Phone Number: 614-947-8600 Plank, Plank Law Firm	Ext.; Zip:43215
Email Address:dplank@planklaw.com	Fax Number: 614-228-	1790
ATTORNEY AGENT (Check one if applicable): X Attorney		
Name: Donald Plank, Plank Law Firm	Phone Number: <u>614-947-8600</u>	Ext.:
Address: 145 E Rich Street, 3rd Fl	City/State:Columbus, OH	Zip:43215
Email Address: dplank@planklaw.com	Fax Number:614-22	8-1790
SIGNATURES (All signatures must be provided and signed in M	ue ink	
APPLICANT SIGNATURE	and affirey	·····
PROPERTY OWNER SIGNATURE	Stark alta	cey
ATTORNEY) AGENT SIGNATURE	11 conto 1	
My signature attests to the fact that the attached application package is c City staff review of this application is dependent upon the accuracy of the provided by me/my firm/etc. may delay the review of this application.	omplete and accurate to the best of my knowledge. I un information provided and that any inaccurate or inad	nderstand that the lequate information

Rezoning Application Z15-\_\_\_\_ Council Variance Application CV15-\_\_OGA\_\_\_\_\_ 1414 Broadview Avenue, Columbus, OH 43212

### SUPPLEMENTAL PARCEL NUMBER EXHIBIT

010-063294 010-059430 010-062921 010-063596 010-063508 010-063219 010-049873 Rezoning Application Z15-\_\_\_\_ Council Variance Application CV15-<u>6</u>4 1414 Broadview Avenue, Columbus, OH 43212

### SUPPLEMENTAL PROPERTY OWNER EXHIBIT

- Florence Corkwell Phillips Trust c/o Elizabeth M. Fagan, Trustee 8911 Olentangy River Road Delaware, Ohio 43015
- Owais T. Rana Omar Qaiser
   2369 Dorset Road Columbus, Ohio 43221

THE CITY OF COLUMBUS

DEPARTMENT OF BUILDING AND ZONING SERVICES

## **Council Variance Application**

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

AFFIDAVIT (See instruction sheet)	Application Number: $V ls - \delta 6 q$		
STATE OF OHIO COUNTY OF FRANKLIN			
Being first duly cautioned and sworn (1) NAME Dona of (1) MAILING ADDRESS 145 E Rich Stre	ld Plank, Plank Law Firm et, 3rd Fl., Columbus, Ohio 43215		
deposes and states that (he/she) is the applicant, agent, or duly authorized attorney for same and the following is a list of the name(s) and mailing address(es) of all the owners of record of the property located at (2) per ADDRESS CARD FOR PROPERTY <u>1414 Broadview Avenue</u> for which application for a rezoning, variance, special permit or graphics plan was filed with the Department of Building and			
Zoning Services, on (3) 11/3/15 (THIS LINE TO BE FILLED OUT BY CITY STAFF)			
AND MAILING ADDRESS See Supplemental Property	) Florence Corkwell Phillips Trust Elizabeth M. Fagan, Trustee 8911 Olentangy River Road Delaware, Ohio 43015		
Owner List APPLICANT'S NAME AND PHONE # (same as listed on front application)	Snyder Barker Acquisitions, LLC _c/o Donald Plank, 614-947-8600		
AREA COMMISSION OR CIVIC GROUP (5 AREA COMMISSION ZONING CHAIR OR CONTACT PERSON AND ADDRESS	5th by Northwest Area Commission <u>c/o Bruce McKibben</u> 1094 Lincoln Road Columbus, Ohio 43212		

and that the attached document (6) is a list of the **names** and **complete mailing addresses**, including **zip codes**, as shown on the **County Auditor's Current Tax List or the County Treasurer's Mailing List**, of all the **owners of record of property within 125 feet** of the exterior boundaries of the property for which the application was filed, **and** all of the owners of any property within 125 feet of the applicant's or owner's property in the event the applicant or the property owner owns the property contiguous to the subject property (7)

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

(8) SIGNATURE OF AFFIANT

Stacey L. Danza

Notary Public, State of Ohio

Sworn to before me and signed in my presence this 2nd

Notary

(8) SIGN

11-5-2018

2015

day of November, in the year

My Commission Expires

My Commission Expires 11-05-2018 his Affidavit expires six (6) months after the date of notarization.

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 Rezoning Application Z15-\_\_\_\_ Council Variance Application CV15-\_\_\_\_64 1414 Broadview Avenue, Columbus, OH 43212

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### SUPPLEMENTAL PROPERTY OWNER EXHIBIT

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- Florence Corkwell Phillips Trust c/o Elizabeth M. Fagan, Trustee 8911 Olentangy River Road Delaware, Ohio 43015
- Owais T. Rana
   Omar Qaiser
   2369 Dorset Road
   Columbus, Ohio 43221

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EXHIBIT A, Public Notice 1414 Broadview Avenue CV15-<u>0</u>69 October 21, 2015

Sector Sector

### **APPLICANT**

Snyder Barker Acquisitions, LLC c/o Donald Plank Plank Law Firm 145 East Rich Street, FL 3 Columbus, OH 43215

#### COMMUNITY GROUP

5<sup>th</sup> By Northwest Area Commission c/o Bruce McKibben, Zoning Chair 1094 Lincoln Road Columbus, Ohio 43212

### PROPERTY OWNER

Florence Corkwell Phillips Trust Elizabeth m. Fagan, Trustee c/o Donald Plank Plank law Firm 145 East Rich Street, FL 3 Columbus, OH 43215

1 Barriero

Owais T Rana, Omar Qaiser c/o Donald Plank Plank Law Firm 145 East Rich Street, FL 3 Columbus, OH 43215

5<sup>th</sup> By Northwest Area Commission c/o Rebecca Obester, Chair Person 1802 Kings Court, Unit C Columbus, Ohio 43212

### **ATTORNEY**

Name Association Association and Associationa a Associationa and Associatio

> Donald Plank, Plank Law Firm 145 East Rich Street, FL 3 Columbus, OH 43215

#### **PROPERTY OWNERS WITHIN 125 FEET**

Lindsay D. Durik 1467 Mews Court Columbus, Ohio 43212

James F. Oberla Rebecca M. Oberla 1068 Westwood Avenue Columbus, Ohio 43212

Wallace F., Ackley Co. 695 Kenwick Road Columbus, Ohio 43209

Broadview Mews, LLC 500 W. Wilson Bridge Road Worthington, Ohio 43085 Thoman William James 1468 Mews Court Columbus, Ohio 43212

1401 Broadview LLC P.O. Box 20234 Columbus, Ohio 43220

Rachel M. Kuhar, Tr 1415 Broadview Avenue Columbus, Ohio 43212

Richard A. DeRoberts 1270 Marlyn Drive Columbus, Ohio 43220 Naveen V. Ramprasad 1452 Mews Court Columbus, Ohio 43212

Broadview Avenue, LLC P.O. Box 134 Burton, Ohio 44021

Brian D. Myers 1458 Mews Court Columbus, Ohio 43212

1414 Broadview Avenue CV15-<u>064</u> Exhibit A, Public Notice Page 1 of 2, 10/21/15 Nick J. Hodak 1453 Mews Court Columbus, Ohio 43212

·} , , <sup>v</sup>

Wagenbrenner Company, Ltd. c/o Thomas G. Wagenbrenner 1289 Grandview Avenue Columbus, Ohio 43212

Crosby Co., Ltd. P.O. Box 12159 Columbus, Ohio 43212

Steven C. Cuff 1461 Mews Court Columbus, Ohio 43212

Andrew K. Brandt 1462 Mews Court Columbus, Ohio 43212

Grandview Center, LLC 1395 Grandview Avenue Columbus, Ohio 43212

#### ALSO NOTIFY

Florence Corkwell Phillips Trust c/o Elizabeth M. Fagan, Trustee 8911 Olentangy River Road Delaware, OH 43015

Jason Snyder Snyder Barker Acquisitions, LLC 100 W Third Avenue, Suite 100 Columbus, OH 43201

Mike Fitzpatrick Elford Development 1220 Dublin Road Columbus, OH 43215 Marnie L. Wagner 1454 Mews Court Columbus, Ohio 43212

and the state of the second of the

Robbins Realty Company 939 S. High Street Columbus, Ohio 43206

John Mast-Finn 151 W Dominion Blvd. Columbus, Ohio 43214

James B. Wright 1463 Mews Court Columbus, Ohio 43212

Sual Strieb Karla L. Strieb 1464 Mews Court Columbus, Ohio 43212

Kent D. Stuckey 7720 Rivers Edge Drive, Suite 123 Columbus, Ohio 43212 Wiley M. Woodard 1455 Mews Court Columbus, Ohio 43212

.

Michael Storey 1460 Mews Court Columbus, Ohio 43212

Shah Summit 1459 Mews Court Columbus, Ohio 43212

Tyler R. Mathews 1465 Mews Court Columbus, Ohio 43212

Erik J. Janas 1466 Mews Court Columbus, Ohio 43212

David B. Perry David Perry Company, Inc. 145 E Rich Street, FL 3 Columbus, OH 43215

Owais T Rana Omar Qaiser 2369 Dorset Road Columbus, OH 43221

Paul Pardi Snyder Barker Acquisitions, LLC 100 W Third Avenue, Suite 100 Columbus, OH 43201

1414 Broadview Avenue CV15-<u>©©</u> Exhibit A, Public Notice Page 2 of 2, 10/21/15

Florence Corkwell Phillips Trust c/o Jeff Florey Wallace F. Ackley Company 695 Kenwick Road Columbus, OH 43229

Brian Barker Snyder Barker Acquisitions, LLC 100 W Third Avenue, Suite 100 Columbus, OH 43201

Joe Sullivan Sullivan Bruck Architects 309 S 4<sup>th</sup> Street, FL 5 Columbus, OH 43215 THE CITY OF **COLUMBUS** 

DEPARTMENT OF BUILDING AND ZONING SERVICES

### **Council Variance Application**

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

### 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.

#### STATE OF OHIO COUNTY OF FRANKLIN

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. Snyder Barker Acquisitions LLC 100 W. Third Ave, Suite 100 Columbus, Ohio 43201 # Columbus Based Employees: 0 Contact: Jason Snyder 614-746-58	<sup>2.</sup> Florence Corkwell Phillips Trust Elizabeth M. Fagan, Trustee 8911 Olentangy River Road Delaware, Ohio 43015 <sup>58</sup> Columbus Based Employees: 0 <u>Contact: Jeff Florey, 614-989-4555</u>		
<ul> <li>3. Owais T. Rana         Omar Qaiser         2369 Dorset Road         Columbus, OH 43221         # Columbus based employees: 0         Contact: Omar Qaiser, 646-327-4         Check here if listing additional property owners on a separa     </li> </ul>	4. 050		
SIGNATURE OF AFFIANT Jand Mand			
Sworn to before me and signed in my presence this 2nd day of November, in the year 2015			
SIGNATURE MARKAUBLIC	//-5-20/8     Notary Seal Here       My Commission Expires		
* Stacey L. Danza Notary Public, State of Ohio My Commission Expires 11-05-2018 Stacey L. Danza Notary Public, State of Ohio My Commission Expires six (6)	months after the date of notarization.		

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 THE CITY OF

DEPARTMENT OF BUILDING AND ZONING SERVICES

## **Council Variance Application**

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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 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.

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 Exhibit "B"	· · · · · · · · · · · · · · · · · · ·
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	······································
Signature of Applicant male Plank D	nate Kov 2, 2015
Signature of Applicant Male Man D	$ate / (av \ge 2C/)$

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

CV15-069

### Exhibit B

### **Statement of Hardship**

### CV15-069, 1414 Broadview Avenue

Rezoning application Z15-<u>OS1</u> is pending to rezone the 1.082 +/- acre site to AR-3, Apartment Residential for a proposed apartment building. This variance application is submitted for variances to certain applicable site development standards of the AR-3, Apartment Residential District as a companion application to the pending rezoning for the proposed site development. The site plan titled "Zoning Site Plan - Broadview Apartments", hereafter "Site Plan", is the site development plan. Applicant proposes an apartment building for a maximum of 68 dwelling units. The proposed land use and development is consistent with a wide range of uses in the area. The site is developed with five (5) two family dwellings, none of which have any off-street parking, and one (1) four family dwelling, which has limited off-site parking. The tenants of the existing dwelling units predominantly park on Broadview Avenue. The proposed apartment building is fully code compliant for parking with a partially below grade parking level and surface parking totaling 103 on-site parking spaces. The proposed development will make additional on-street parking available.

This council variance application is submitted in conjunction with and as companion to rezoning application Z15,  $\underline{oS}($  for variances related to the proposed development of the property. Applicant has a hardship in that there is no zoning district to which the property could be rezoned for the proposed development and applicant has a practical difficulty with code compliance to develop the property in a comprehensive, coordinated way, as proposed. The Zoning Code standards for multi-family use are designed for suburban development, thereby necessitating variances for urban redevelopment. Many redevelopment projects in the 5<sup>th</sup> by Northwest Area Commission area have required similar variances.

Applicant requests the following variances:

1).3309.14, Height Districts, to permit a maximum height of 45 feet in the H-35 height district.

2). 3312.25, Maneuvering, to permit nine (9) stacked parking spaces, with the interior spaces maneuvering through the adjacent parking space. Pairs of stacked spaces shall be assigned to the same dwelling unit.

3). 3312.27, Parking Setback Line, to reduce the Broadview Avenue parking setback line from 25 feet to eight (8) feet to permit surface parking as depicted on the Site Plan.

4). 3321.05 (A)(1), Vision Clearance, to reduce the 10' x 10' clear vision triangle for the driveway to 8' x 10' to permit a minor reduction in the triangle for one parking space.

5). 3333.15(C), Basis of Computing Area, to increase the permitted building coverage from 50% to 63%.

1 of 2, CV15-<u>06</u>, 1414 Broadview Avenue, 11/01/2015

6). 3333.18, Building Lines, to reduce the Broadview Avenue building setback line from 25 feet to 20 feet.

7). 3333.24, Rear Yard, to permit 8% rear yard.

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8). 3333.26, Height District, to permit a height of 45 feet in an H-35 height district.

Applicant requests the following conditions to be included in the variance ordinance.

1). Site development shall be conditioned upon the Site Plan titled "Zoning Site Plan -Broadview Apartments", dated \_\_\_\_\_\_ and signed by \_\_\_\_\_\_.

2). There shall be a maximum of 68 dwelling units.

3). The apartment building shall be U shaped with a court yard facing Broadview Avenue.

4). The apartment building architecture shall be four (4) sided, with the same quality of finish and wall articulation on all four (4) sides of the building.

5) A pedestrian connection shall be provided from the east side of the property to the commercial property to the east, to provide pedestrian connectivity to the Grandview Avenue commercial corridor.

11/02/2015

Rezoning Application Z15-\_\_\_\_ Council Variance Application CV15-<u>069</u> 1414 Broadview Avenue, Columbus, OH 43212 Legal Description

Situated in the County of Franklin, in the State of Ohio, and in the City of Columbus, and bounded and described as follows:

All of Lot Number Fifteen (15) of GRANDVIEW, CROUGHTON AND DENMEAD'S SUBDIVISION, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, Page 318, Recorder's Office, Franklin County, Ohio.

#### AND

Situated in the State of Ohio, County of Franklin, and in the City of Columbus, and bounded and described as follows:

Being part of the north one-half (1/2) of the following described premises:

Part of Section No. 1, Township No. 1, Range No. 23., Congress Lands; being Lot Number Eighteen (18) in GRANDVIEW, CROUGHTON AND DENMEAD'S SUNBURBAN SUBDIVISION, as per plat thereof, record in Plat Book No. 4, Page 318, Recorder's Office, Franklin County, Ohio; more particularly described as follows:

Beginning at the northwest corner of said Lot No. 18; thence South along the western line of said Lot No. 18, 53.96 feet to a point; thence Eastwardly to a point on the East line of said Lot No. 18, said point being 53.81 feet South of the Northeast corner of said Lot No. 18; thence North along the east line of said lot 53.81 feet to the northeast corner of said lot, thence west along the north line of said lot to the place of beginning.

Being 1.082 acres.

10-30-2105



# City of Columbus Zoning Plat



# **ZONING NUMBER** The Zoning Number Contained on This Form is Herein Certified to Obtain Zoning, Rezoning, and Variances, and is NOT to be Used for the Securing of Building & Utility Permits

Parcel ID: 010063596

Zoning Number: 1414

Street Name: BROADVIEW AVE

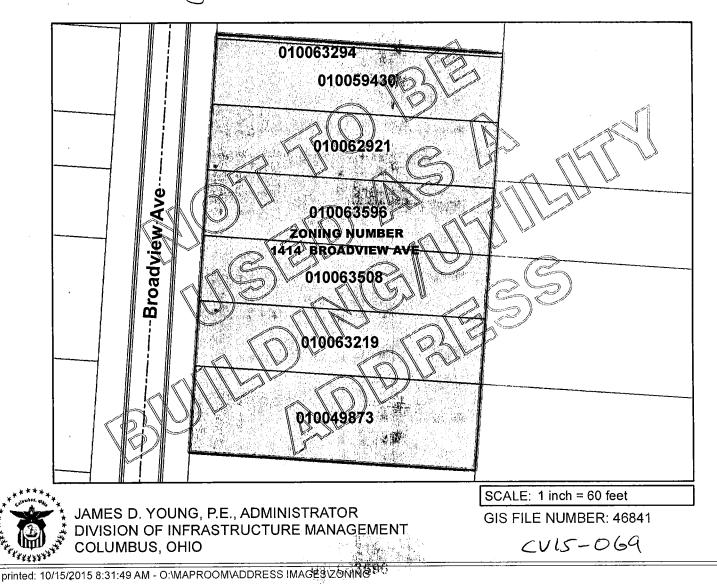
Lot Number: N/A

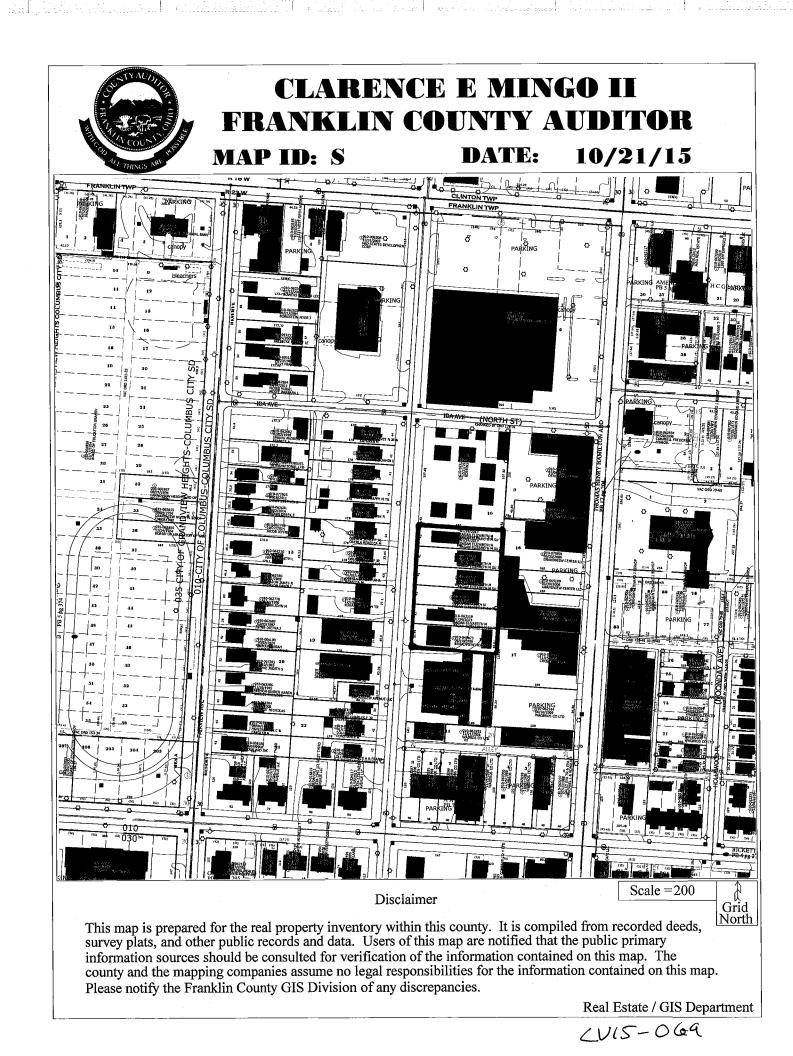
Subdivision:N/A

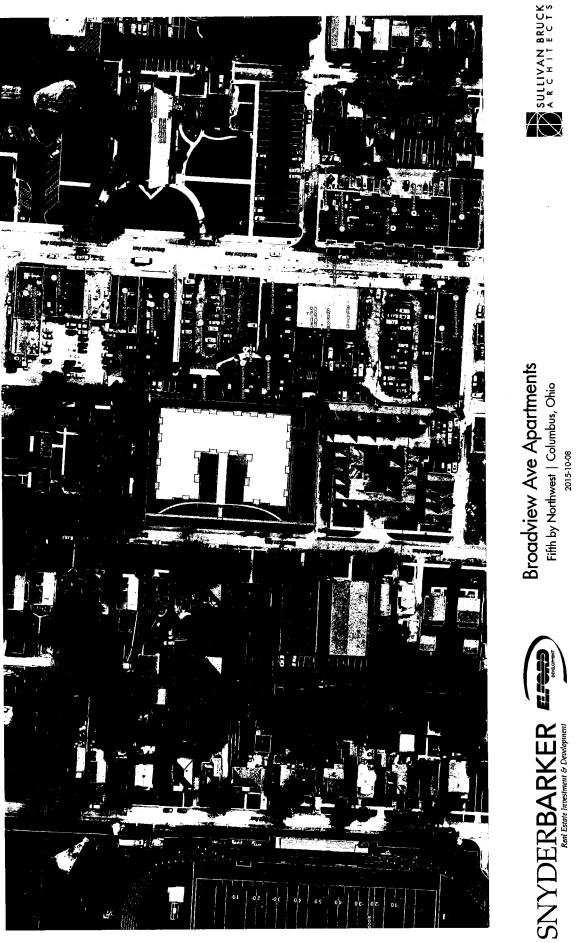
Requested By: DAVE PERRY COMPANY, INC. (DAVE PERRY)

Issued By: Judyana umariam?

Date: 10/15/2015







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ZU15-069

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Fifth by Northwest | Columbus, Ohio 2015-10-08









1.5 Spaces per Unit

Parking Plan 1" = 30'-0"



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SULLIVAN BRUCK

Fifth by Northwest | Columbus, Ohio 2015-10-08





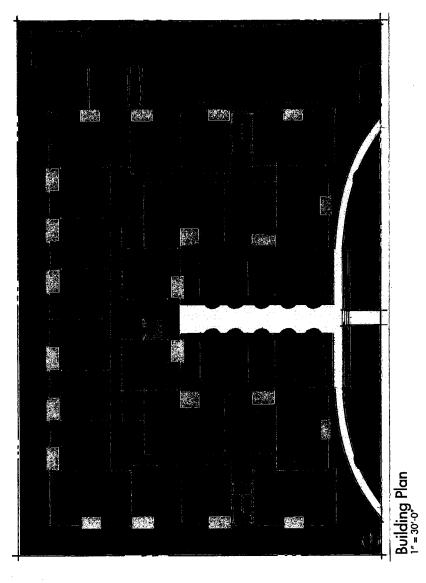
Broadview Ave Apartments







+/- 70 Units



CUIS-DGU

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Fifth by Northwest | Columbus, Ohio 2015-10-08



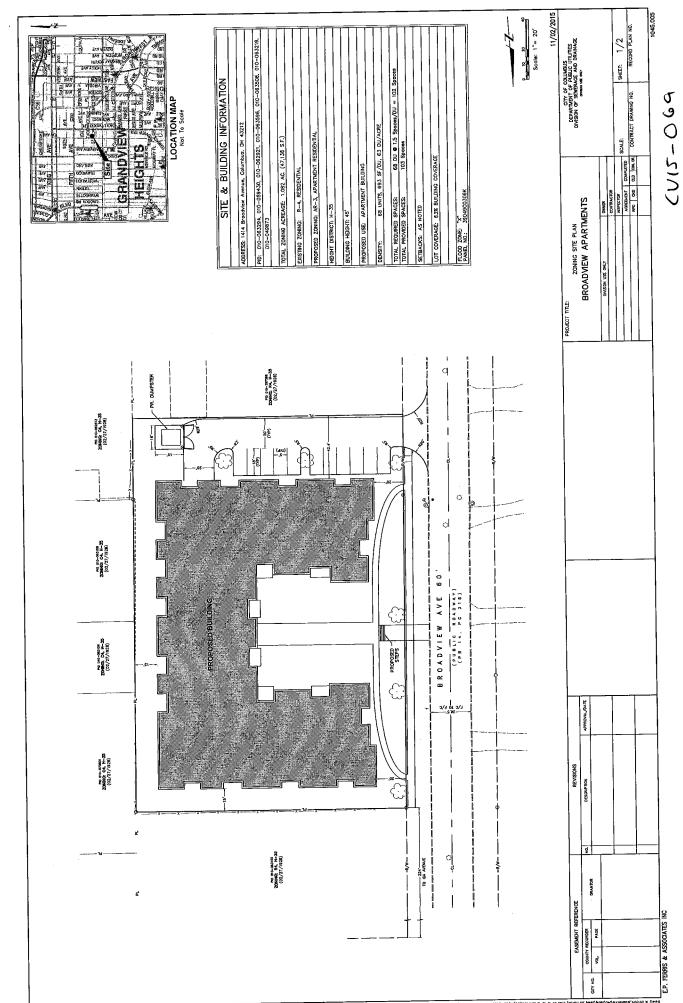


**Broadview Ave Apartments** 

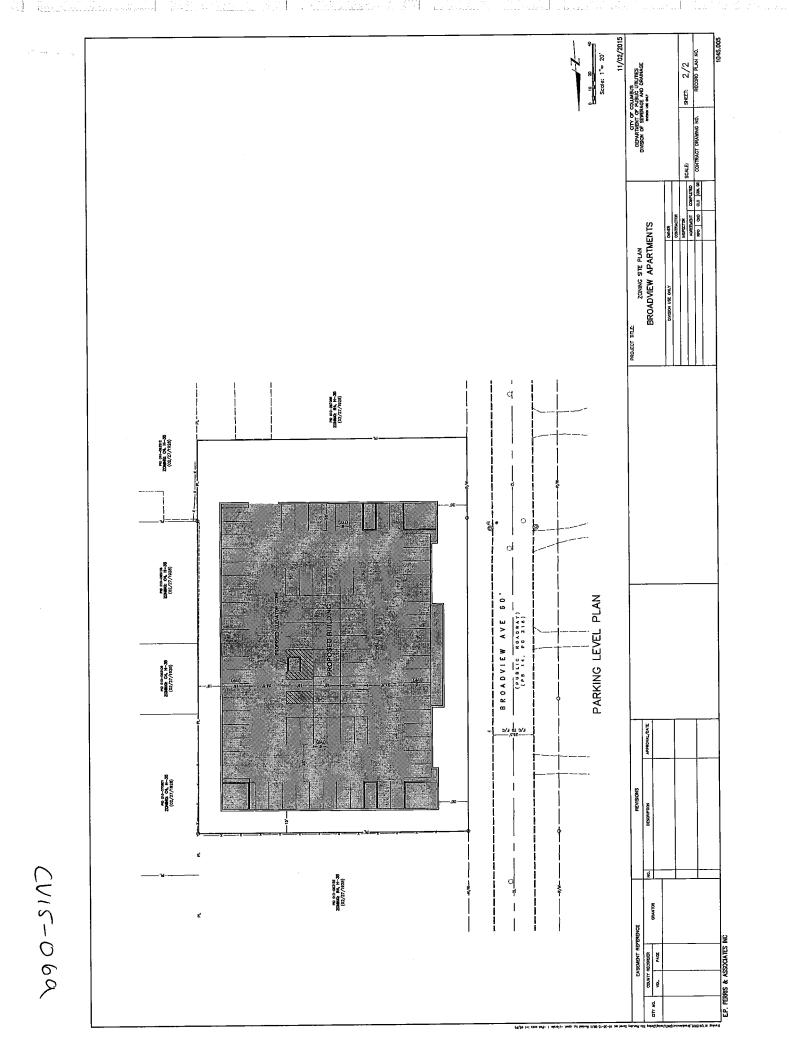


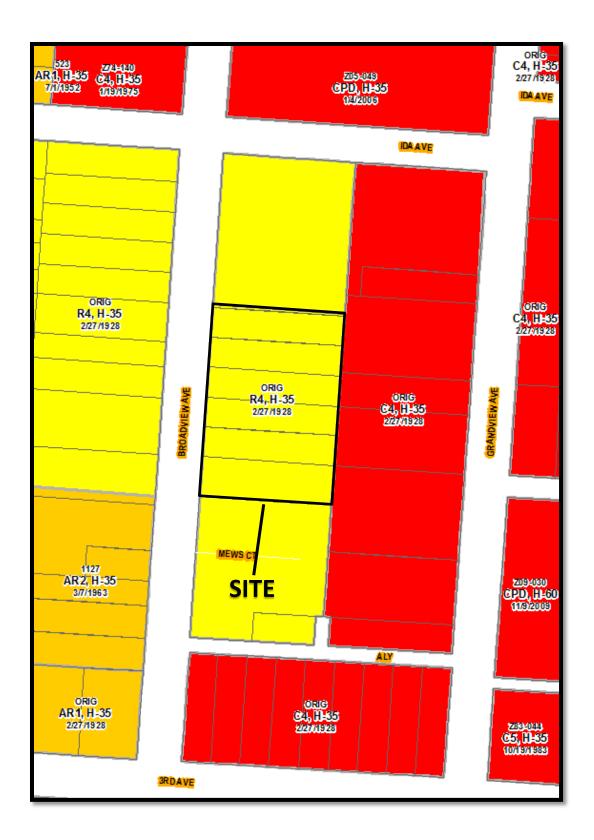


SULLIVAN BRUCK LUIS-069 Capyright D Date of lizue, Sullivan Bruck Architects, LC. All rapht reserved. The design concepts and other information conversed herein are free international property of the Architect, and are protected by national and international corporational transmission of a service, and may not be reused, reproduced, or altered without the appress without more appress without the appress without the Architect and are protected by national international international corporational and international corporational and international corporational and a Architect and area and any national and the restrict. Broadview Ave Apartments Fifth by Northwest | Columbus, Ohio 2015-10-08 2. 2. 2. 2. 2. SNYDERBARKER View from Broadview Ave

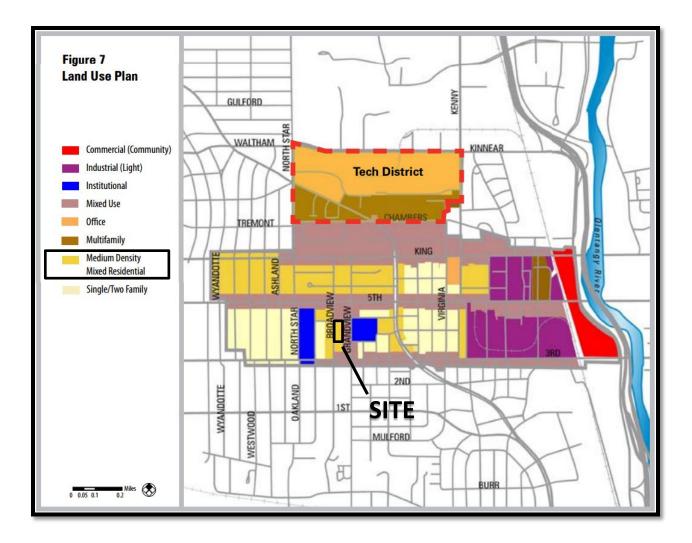


2015-069

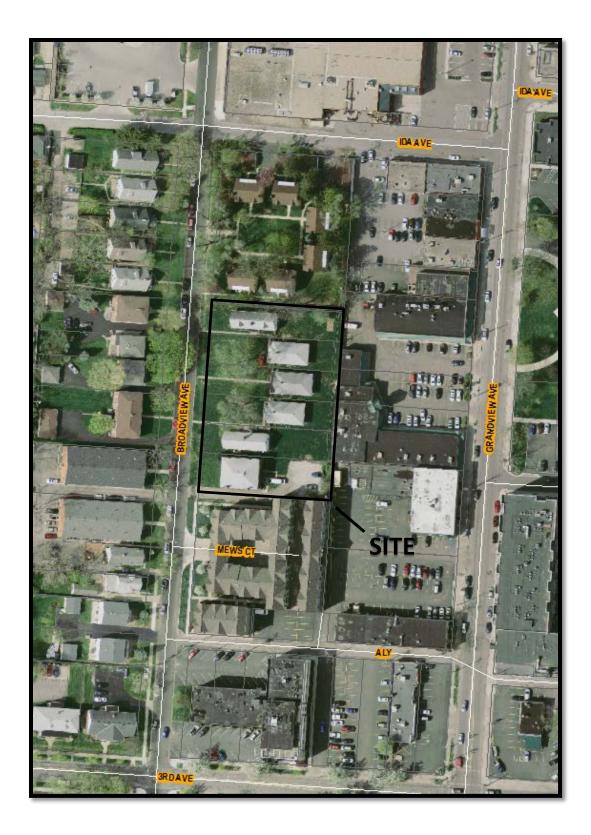




CV15-069 1414 Broadview Avenue Approximately 1.1 acres



CV15-069 1414 Broadview Avenue Approximately 1.1 acres



CV15-069 1414 Broadview Avenue Approximately 1.1 acres