



# APPEAL TO THE GRAPHICS COMMISSION APPLICATION

City of Columbus, Ohio • Department of Building & Zoning Services  
757 Carolyn Avenue, Columbus, Ohio 43224 • Phone: 614-645-7433 • [www.columbus.gov](http://www.columbus.gov)

Mayor Michael D. Coleman

OFFICE USE ONLY

Application Number: 11320-00482  
~~11312-00479~~  
 Date Received: 8/30/11  
 Commission/Group: Northland  
 Existing Zoning: M Application Accepted by: A. Reiss  
 Comments: Hearing date: 12/20/11

### LOCATION

1. Certified Street Address 916 Morse Rd  
 City Columbus State OH Zip 43229  
 Parcel Number (only one required) 010-002430

### OWNER OF RECORD:

2. Name Clear Channel Outdoor  
 3. Address 770 Harrison Dr City/State OH Zip 43206  
 4. Phone # 614-276-9781 Fax # 276-3105 Email scotthoover@clearchannel.com

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

**APPELLANT:** (You are required to supply a Power of Attorney form at the time of application, if different from the owner.)  
(Must be attorney in fact for the owner.)

5. Name Clear Channel Outdoor  
 6. Address 770 Harrison Dr. City/State OH Zip 43206  
 7. Phone # 614-276-9781 Fax # 276-3105 Email scotthoover@clearchannel.com

### ATTORNEY / AGENT (CIRCLE ONE)

8. Name \_\_\_\_\_  
 9. Address \_\_\_\_\_ City/State \_\_\_\_\_ Zip \_\_\_\_\_  
 10. Phone # \_\_\_\_\_ Fax # \_\_\_\_\_ Email \_\_\_\_\_

### SIGNATURES

11. Appellant's Signature Scott R. Hoove  
 12. Property Owner's Signature Scott R. Hoove  
 13. Attorney / Agent Signature \_\_\_\_\_

For all questions regarding this form, please call: 614-645-4522



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# Statement of Appeal

APPLICATION # \_\_\_\_\_

### § 3382.04 APPEALS TO THE GRAPHICS COMMISSION

The Graphics Commission shall hear an appeal upon application and within ninety (90) calendar days from the date the application is received by the division, unless the person appealing agrees to a later hearing. The Graphics Commission may reverse, affirm, or modify the order, requirement, decision or determination appealed from and shall make such order, requirement, decision or determination, as in its opinion and consistent with the Graphics Code ought to be made, and to that end have the powers of the office from which the appeal is taken.

The Commission shall not entertain any appeal filed more than thirty (30) calendar days after the date of the order, requirement, decision or determination appealed from or within such different time as may be specifically provided in this Graphics Code.

Please summarize below (or on a separate page) your reason(s) for this appeal and from what code section(s) you are seeking relief.

*Seeking relief from Section 3372.806(c) to allow automatic changeable copy on an off-premise sign structure located within a Commercial Overlay District.*  
*These numbers for the Ohio Lottery only change twice per week each for a total of four changes per week. The changes occur between 11PM and 12AM. There is no distraction and the intent of the code was not to restrict such use.*

I have read Section 3382.04, Appeals to the Graphics Commission, and believe my application for relief from the requirements of the Zoning Code is justified.

SIGNATURE OF APPELLANT *Robert Howe* DATE: 8-29-11



**Schwab, Mike F.**

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**From:** HOOVER, SCOTT [SCOTTHOOVER@clearchannel.com]  
**Sent:** Tuesday, August 30, 2011 1:14 PM  
**To:** Schwab, Mike F.  
**Cc:** RANKIN, ROBERT; Presutti, Chris R.; Sirower, Debra  
**Subject:** Appeal

Mike: Attached is the Appeal to Graphics Commission in regards to the Lottery copy violation at 916 Morse Rd. This is being submitted only as a requisite to the 20 day filing after receiving a violation order.

A few quick comments:

- 1) Though I am submitting this Appeal, please be advised that per my conversation w/ Chris Presutti and Dick Makley, we are also pursuing to seek a Variance to allow this copy to remain. Due to having to meet w/ the Northland Community Council first, I believe we will be able to be heard at the Dec. 20, 2011 meeting.
- 2) FYI – also per my meeting w/ CP and DM, I believe there may be a couple corrections necessary in your violation order. I was informed that appeal is to Graphics Commission pursuant to 3382.04 rather than BZA 3307.07. Also actual violation believe is section 3372.806(c) which is for off-premise vs. 3372.706 for on-premise signs.
- 3) Finally, as we discussed, Clear Channel wishes to request an extension in the Appeal process pending a decision on the Variance Hearing.

Please advise if anything further is needed, srh

***Scott R. Hoover***

VP Real Estate/Public Affairs  
Clear Channel Outdoor  
Columbus Division  
Voice (614)276-9781 X236  
Mobile (614)561-5652  
Fax (614)276-3105



OHIO  
LOTTERY

POWERBALL  
POWERBALL

220  
MILLION

CLEAR CHANNEL

200  
MILLION

12  
MILLION

MILLION

05865

Work and Safety Boots



City of Columbus  
Mayor Mitchell B. Coleman

### Department of Development

Boyes Bedford III, Director

757 Carolyn Avenue, Columbus, OH 43224

Date of Service/Posting 8/10/11

Order Number: 11470-02709

Parcel Number: 11470-02709  
010002430

20 days = 8/30/11

CLEAR CHANNEL OUTDOOR, INC  
770 HARRISON DR  
COLUMBUS OH 43204

## ZONING CODE VIOLATION ORDER

An inspection has been made at 916 MORSE RD on August 9, 2011.

As provided by the Columbus City Code you are hereby given notice to correct the alleged violations listed below within 20 calendar days of the service of this notice unless otherwise noted in this notice, or an approval for a written request for extension is granted by this office.

Note: Failure to comply with this notice is a misdemeanor of the Third Degree and may be punishable by a \$500 fine and sixty (60) days imprisonment.

If the facts represented here are incorrect, or if you believe the law is not being interpreted properly, you have the basis for an appeal. If you believe an appeal is in order, call the undersigned Property Maintenance Inspector. Pursuant to the Columbus City Code Section 3307.07: The Board of Zoning Adjustment shall not entertain any appeal applied for more than twenty (20) days after the date of this order. Also pursuant to Columbus City Code Section 3307.11: Said appeal shall be submitted on a form provided for that purpose and filed in the office of the Department of Building and Zoning Services.

For further information on this notice contact the undersigned Code Enforcement Officer.

SEE LIST OF VIOLATIONS ON THE ATTACHED PAGE(S)

by Mike Schwab  
Mike Schwab

Code Enforcement Officer  
(614) 645-7936  
mfschwab@columbus.gov  
ZC-7  
REV 09/09  
08102011

Re: 916 MORSE RD

Order Number:  
11470-02709

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| ITEM#                               | CODE SECTION | COMMENTS   |
|-------------------------------------|--------------|--|
| <u>Zoning Violations - Graphics</u> |              |  |
| 1                                   | 3372.706     | Morse Regional Commercial Overlay prohibits automatic changeable copy signs. Sign 068615, has had an automatic changeable copy area installed. |

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