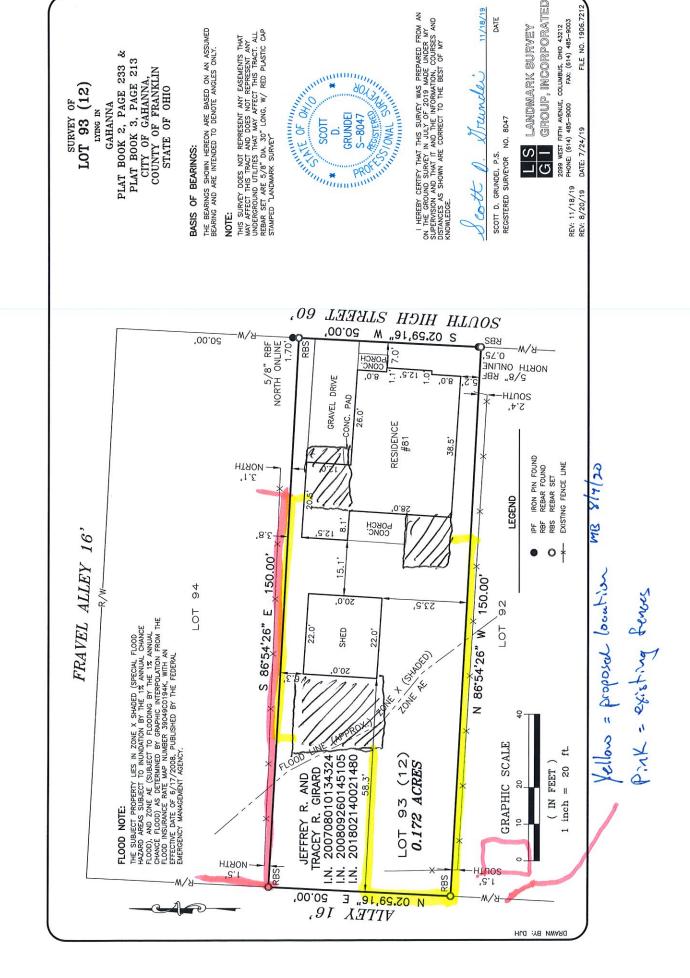


#### ZONING DIVISION

200 S. Hamilton Road Gahanna, Ohio 43230 614-342-4025 zoning@gahanna.gov www.gahanna.gov

# **VARIANCE APPLICATION**

81 S. High			Project Name/Business Name: Girard Fence						
Parcel ID No.(s): Lot 93  Zoning Designation:		1/3/2020	Total Acreage: .17						
Description of Variance Requested: Place Cedar Fence at the end of property line along alley									
STAFF USE ONLY - Code Section(s):  1171.03(f) - frace height and location  1171.03(gh) - Privacy ferce prohisted in side + front									
APPLICANT Name-do not use a business name: Jeff and Tracey Girard			Applicant Address: 7732 Havens Ct W Blacklick Ohio 43004						
Applicant E-mail: trgirard@gmail.com			Applicant Phone No.: 614-216-7869						
BUSINESS Name (if applicable):									
ADDITIONAL CONTACTS Please List Primary Contact for Correspondence (please list all applicable contacts)  Name(s):  Contact Information (phone no./email):									
Jeff Gi			614-578-6446 jgirard915@gmail.com						
PROPER	TY OWNER Name: (if different from A	pplicant)	Property Owner Contact Information (phone no./email):						
APPLICANT SIGNATURE BELOW CONFIRMS THE SUBMISSION REQUIREMENTS HAVE BEEN COMPLETED (see page 2)									
I certify that the information on this application is complete and accurate to the best of my knowledge, and that the project as described, if approved, will be completed in accordance with the conditions and terms of that approval.									
Applicant/Primary Contact Signature: Season Card Date: 7-30-20									
INTERNAL USE	Zoning File No. V-0182-20	RECEI DATE	0 / 2006	PAID: <u>250.00</u> DATE: <u>8-1-20</u> 20					



11/18/19

DATE

### City of Gahanna -

We are requesting the elimination or reduction of the 25 foot setback for a fence on the back of the property.

We must have a fence due to the 2 dogs that we have. Requiring the back of the fence to be setback by 25 feet materially diminishes the amount of space that can be fenced in leading to:

- 1. Significantly impacting the preservation and enjoyment of property rights for our family.
- 2. Significantly decreasing the curb appeal of the property for those that frequently walk behind the property to Creekside or those that use the public parking lot.

In addition, this will not have any adverse effect on the health and safety of anyone.

Sincerely,

Jeff & Tracey Girard

REVISIONS BY R Homes

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7.01

LOT 93 (12)

CAHANNA

PLAT BOOK 2, PAGE 233

PLAT BOOK 3, PAGE 21

CITY OF GAMANNA,
COUNTY OF FRANKLIN
STATE OF OHIO

THE BELLBOOK SHOWN HEREDN AND BARED ON AN ASSUMED BELLBOOK AND AND SHOULDS TO SCHOOL ANGULES ONLY.

R/W = ELGHT OF WAY

DES 1-2-20 Bun! AS SHOW! HLT Smer

ME GIFAED

Adjacent Property Owners:

David and Amanda Carey

85 S. High St.

Gahanna, Ohio 43230

Ashot Gushyan

1120 Chaser St.

Blacklick, Ohio 43004



#### **ZONING DIVISION**

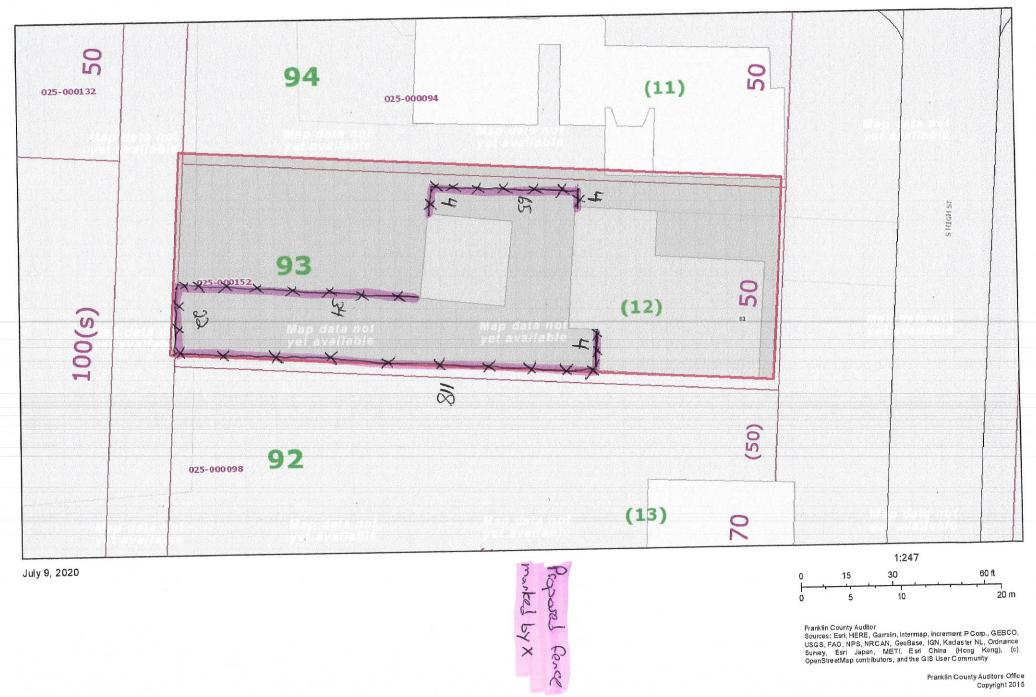
200 S. Hamilton Road Gahanna, Ohio 43230 614-342-4025 zoning@gahanna.gov www.gahanna.gov

### **FENCE PERMIT APPLICATION**

PLEASE NOTE: This application is not to be considered complete until all documents are received and approved by the Planning & Zoning Administrator.

The second secon									
Project/Property Address or Location:			Project Name/Business Name (if applicable):						
	81 5. High St.								
Parcel ID	No.(s):	Current Zoning:		Total A	creage:				
625-000152-00			.17						
Type of fe Picket:	ence to be erected: (please select on Privacy: Chai		Rail:	Other (please d	escribe):				
	The state of the s	livision name:	Is the property a corner lot: Is there a pool on the property:						
subdivision:									
Yes	No		Yes						
Are there deed restrictions: (if yes, please attach the deed & an explanation of the restrictions)  Are there deed & an explanation of the restrictions)  Are there deed & an explanation of the restrictions)									
Wast 1. Val									
Yes	No L	Cap & 1	Tim						
APPLICANT Name (primary contact) -do, not use a business name: Applicant Address:									
(	ecil HAMILTON		15	Applicant Address: MANERS D, OH 1504 County Rolle U3334					
Applicant	E-mail:	Dimlan	Applicant P	Applicant Phone No.:					
Applicant E-mail: Applicant Phone No.:  Nam. Iton Fencing 20 yahoo com 740-817-1966									
BUSINESS Name (if applicable):									
	HAMILTON	) Fencin							
FENCE ERECTOR Name:			Gahanna R	Gahanna Registration No.:					
	HAMILTON FENCI	ng		07148					
	ector E-Mail:			Fence Erector Phone No.:					
L h	15m: 4on Fencing Ia	Jahoo.com		740-817-1960Ce					
PROPERT	TY OWNER Name: (if different from	applicant)	1	Property Owner Contact Information (phone no./email):					
	Tracy Girard		trgirsrd Dgmail.com						
APPLICANT SIGNATURE BELOW CONFIRMS THE SUBMISSION REQUIREMENTS HAVE BEEN COMPLETED (see page 2)									
I certify	that the information on this ap	plication is comple	ete and accu	rate to the be	est of my knowledge, and that				
the project as described, if approved, will be completed in accordance with the conditions and terms of that									
approval.  Applicant Signature: Cecil Hamilton  Date: 7/9/2020									
Applicant Signature: Least Minute Date:									
THIS FORM IS AVAILABLE TO BE SUBMITTED ONLINE: www.gahanna.gov									
t.i.i		D.C.C.	IIVED.		PAID:				
S		KECI	EIVED:	-					
NTERNAL USE	Zoning File No.	DAT	E:	L C	DATE:				
Lad James Marie	ZOTHING FIRE TYO.	Control of the contro			CHECK#:				
		100 may 100 mm 1							

# 025N039 23200







August 7, 2020

Jeffery R Tracy R Girard 81 S High St Columbus, OH 43230

RE: Project 81 S High St

Dear Jeffery R Tracy R Girard:

The following comments were generated from the review of the submitted plans and documents for the referenced project.

# **Community Development**

1. No objections to the variance, however, Planning Commission may condition the variance to have a setback if they feel the fence on the property line poses a hazard.

## Building

2. No comments.

If you have any comments or questions, please contact me at kelly.wicker@gahanna.gov or (614) 342-4025.

Sincerely,

Kelly Wicker Administrative Assistant



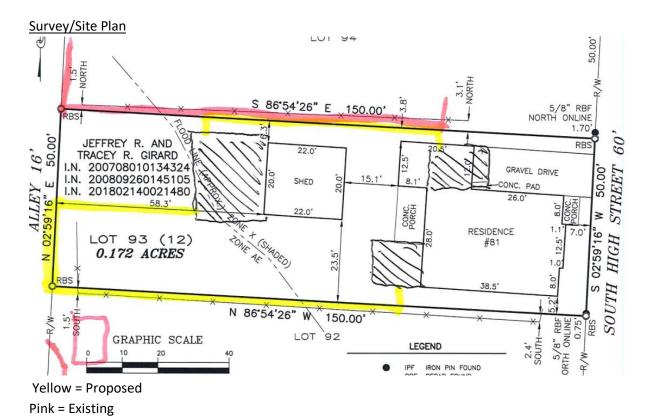
# PLANNING STAFF REPORT

#### **Summary**

Variance to permit a fence in the second front yard for the home at 81 South High Street. The property is unique in that it is a rectangular lot with an ally to the rear. This means the home has two frontages and a privacy fence is not permissible without a variance. A variance to permit a 6' fence height is also being requested. It should be noted that similar fences exist on the surrounding properties.

The property is zoned Olde Gahanna (OG-1) but fencing isn't dictated by the zoning designation. Front, side, and rear yard dictate fencing type and height. The site plan below shows the requested location of the fence in yellow. These areas would normally be considered a rear yard if not for the 16' wide alley on the west (left) side of the property. The alley does not serve as a street for a host of properties. The alley terminates near the subject property. The alley functions more as a part of a public parking lot. See pictures below.

It should be noted that the property received variance approval earlier this year to permit building encroachments into the front and side yard.



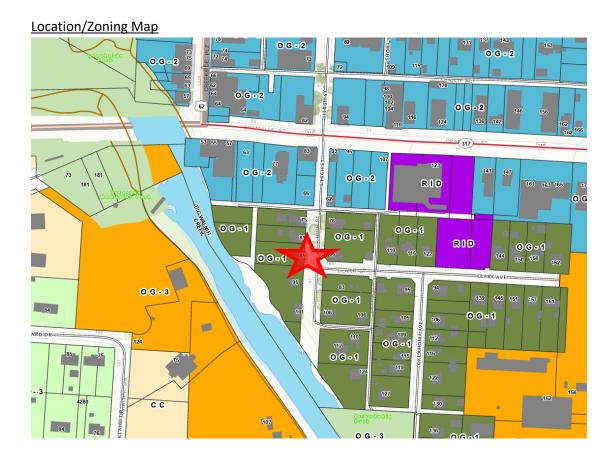
**Variance** 

Requests to vary the requirements of the code related to fencing is subject to Chapter 1171.05. In determining whether a property owner seeking an area variance has encountered practical difficulties, Planning Commission shall consider and weigh the following factors:

- A. Whether the property in question will yield a reasonable return or whether there can be any beneficial use of the property without the variance;
- B. Whether the variance is substantial;
- C. Whether the essential character of the neighborhood would be substantially altered or whether adjoining properties would suffer a substantial detriment as a result of the variance;
- D. Whether the variance would adversely affect the delivery of governmental services (e.g., water, sewer, refuse);
- E. Whether the property owner purchased the property with the knowledge of the zoning restriction;
- F. Whether the property owner's predicament feasibly can be obviated through some method other than a variance;
- G. Whether the spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance;
- H. Whether the fence is sufficiently compatible with the architectural and design character of the immediate neighborhood; and
- I. Whether the fence will be hazardous to passing traffic or otherwise detrimental to the public safety and welfare.

#### Recommendation

Staff recommends approval of the variance as submitted. Surrounding properties have similar fencing in the "front yard". This particular alley doesn't serve as a street. It functions more as a drive aisle in a public parking lot.



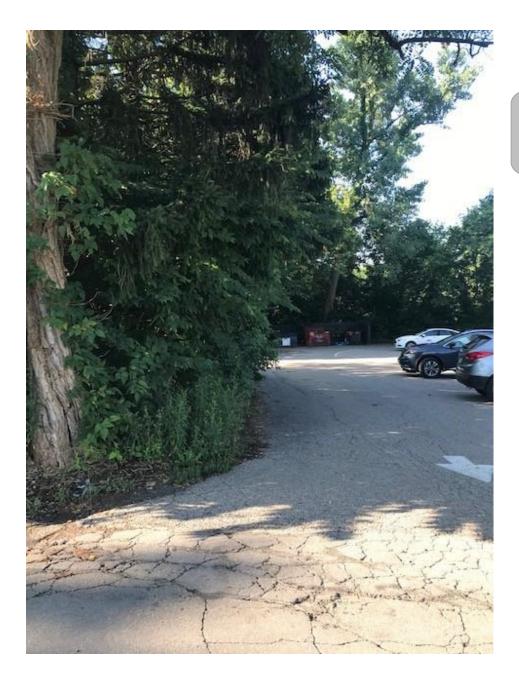
**Property Images** 



View of the "front yard" looking from the alley.



View of the pedestrian path on adjacent property and end of the alley.



View of the alley and "front yard" of adjacent property



End of the alley view looking towards the "front yard" of the subject property (white van located in subject property drive way).

Respectfully Submitted By:
Michael Blackford, AICP
City Planner/Zoning Administrator