

MEMORANDUM

TO: Mayor and Council

FROM: Jayne Miller, Community Services Administrator

DATE: January 22, 2008

SUBJECT: Amendment to Chapter 55, Rezoning of 0.20 Acre from C2A/R (Commercial/Residential District) to PUD (Planned Unit Development) District, 202 South Division Street.

Two letters have been received protesting the 202 South Division Street PUD rezoning proposal. Staff has verified that the owners submitting the protests, Ben J. Burkhart, Peter N. Heydon and Henrietta M. Heydon, own over 20 percent of the land included within the area extending outward 100 feet from the boundary of the 202 South Division Street property. As a result, adoption of the rezoning will require at least eight affirmative votes (Chapter 55, Section 5:107(5)).

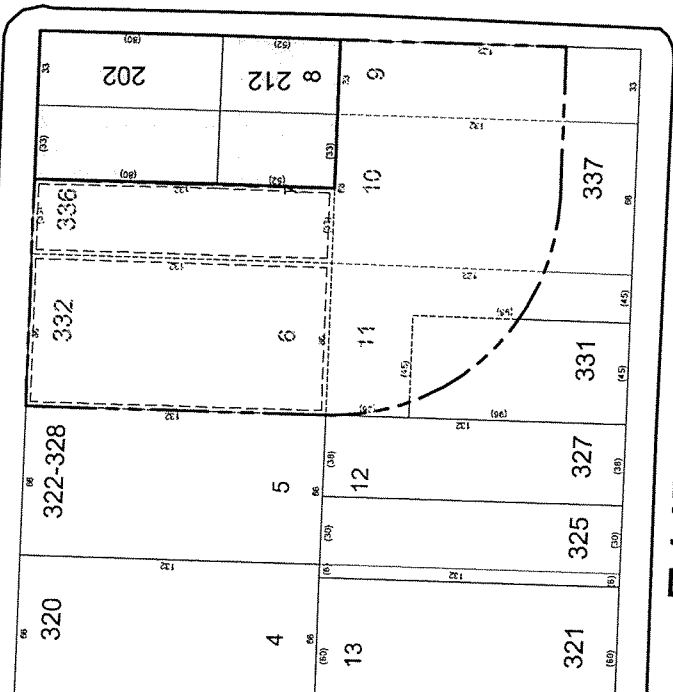
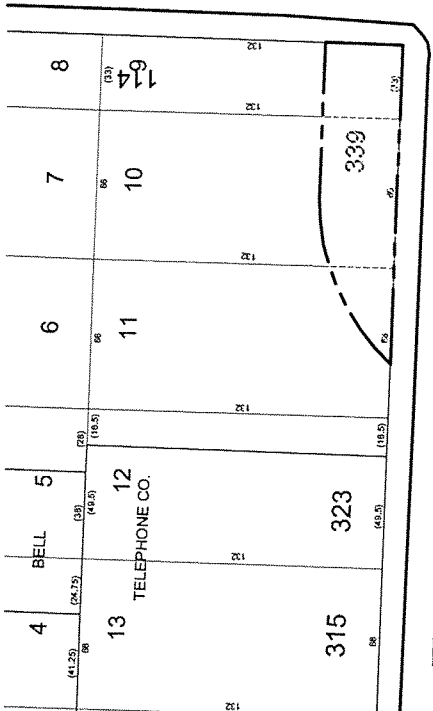
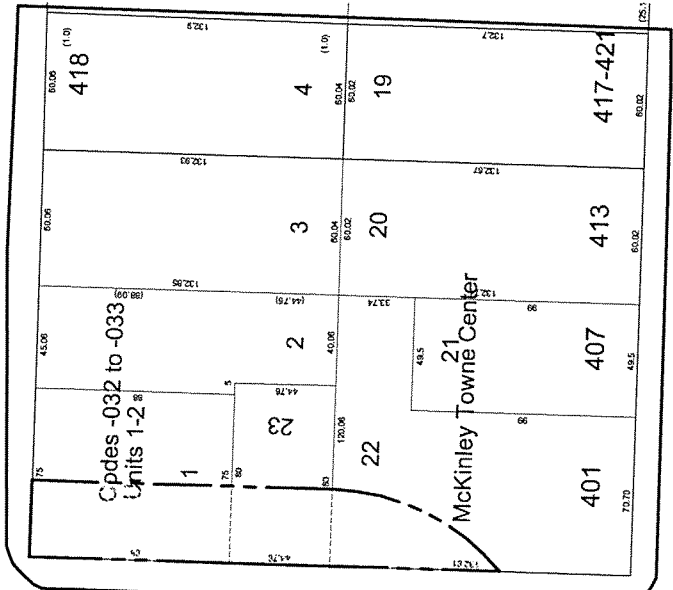
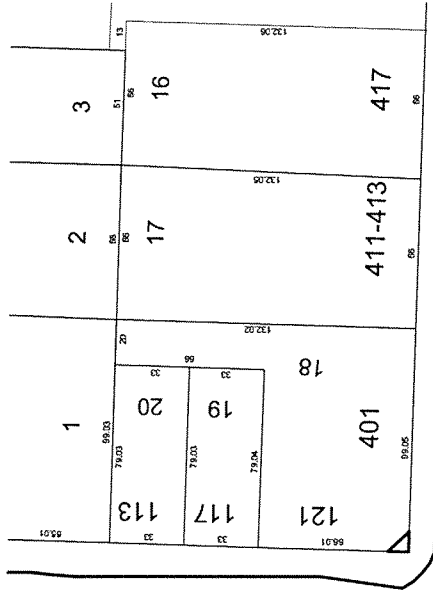
Prepared By: Laurie Foondle, Management Assistant
Reviewed By: Jayne Miller, Community Services Administrator
Approved By: Roger W. Fraser, City Administrator

Attachments: Letters of Protest
Listing of Parcels
Aerial Photo

Steven Zarnowitz
Attorney-at-Law
300 South Thayer Street
Ann Arbor, Michigan 48104

Please call me on my cell phone (734-717-0846) or attorney Alan Greene (248-203-0757) if there are any issues with the land calculations.

Thank you
SZ



S DIVISION ST

E WASHINGTON ST

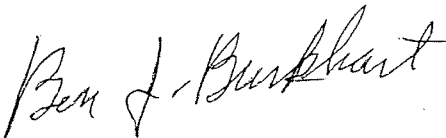
E LIBERTY ST



	Total area affected (sq. ft.)	
Southwest	27,776	
Northwest	4,015	
Northeast	42	
Southeast	6,302	
	38,135	SUM
NEIGHBORING PROPERTIES TO WEST		
Heydon	8,911	
Burkhart	4,421	
Total property protesting:	13,332	
Percentage of total area affected to west:	35.0%	

PROTEST: 202 SOUTH DIVISION STREET PUD ZONING DISTRICT

The undersigned owner of land located within 100 feet of the boundary of the land proposed for the zoning change known as the "202 South Division Street PUD Zoning District" hereby protest and petition the Ann Arbor City Council to deny the proposed zoning change in accordance with Section 403 of the Michigan Zoning Enabling Act (2006 P.A. 110).



Ben J. Burkhart

Address: 336 East Washington Street, Ann Arbor, Michigan 48104

Parcel No: 09-09-29-112-005

07DEC18 P2:43

ANN ARBOR

COPY

PETER N. HEYDON
324 EAST WASHINGTON STREET
POST OFFICE BOX 7801
ANN ARBOR, MICHIGAN 48107

PROTEST: 202 SOUTH DIVISION STREET PUD ZONING DISTRICT

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PETER N. HEYDON
Peter N. Heydon

Henrietta M. Heydon
Henrietta M. Heydon

Dated: 17 December 2007

Address: 332 E. Washington Street, Ann Arbor, MICHIGAN 48104

Parcel No.: 09-09-29-112-006

Local Ordinance
10000

Listing of Parcels affected by 202 S Division St PUD Zoning District

PIN	PACKEDPIN	OWNNAME1	OWNSTATE	OWNSTADDR	OWNZIP	PRPCITY PRPACOM	PRPSTATE	PRPAZIP	SQ FT Affected by 100 FT buffer	Original SQ FT
09-09-29-112-004	090929112004	DIVISION STREET PARKING LLC	MI	320 N MAIN ST SUITE 200	48104	Ann Arbor 202 S DIVISION ST	MI	48104	5349,75818573	5349,75818573
09-09-29-112-005	090929112005	BURKHART BEN & LAURA	MI	701 WESLEY ST	48103	Ann Arbor 336 E WASHINGTON ST	MI	48104	4443,20455262	4443,20455262
09-09-29-112-006	090929112006	HEYDON PETER N & H M	MI	* PO BOX 7801	48107	Ann Arbor 332 E WASHINGTON ST	MI	48104	8398,40012830	8831,66597306
09-09-29-112-007	090929112007	HEYDON PETER N & H M	MI	PO BOX 7801	48107	Ann Arbor 322 E WASHINGTON ST	MI	48104	13,44193403	8829,84428208
09-09-29-113-001	090929113001	ANN ARBOR NEWS	MI	340 E HURON ST	48104	Ann Arbor 340 E HURON ST	MI	48104	4003,76869715	49776,94524900
09-09-29-112-023	090929112023	HANDICRAFT L.C.	MI	3955 EDMONTON	48103	Ann Arbor 337 E LIBERTY ST	MI	48104	6077,47609554	17736,88443500
09-09-29-112-003	090929112003	DIVISION STREET PARKING LLC	MI	320 N MAIN ST SUITE 200	48104	Ann Arbor 212 S DIVISION ST	MI	48104	3432,32762142	3432,32762142
09-09-29-107-004	090929107004	WASHINGTON DIV HOLDINGS LLC 94.72 IL	MI	220 N SMITH STREET SUITE 300	60067	Ann Arbor 401 E WASHINGTON ST	MI	48104	42,57969573	7859,49880700
09-09-29-108-901	090929108901	Under Repair	MI	Under Repair	48103	Ann Arbor 401 E LIBERTY ST	MI	48104	4527,33789616	47919,84589200

Totals:

Total SQ FT of all Parcels affected by rezone 154179,97500277

Total SQ FT of affected Parcel area by 100 FT buffer 36490,29480667

Total SQ FT within affected 100 FT buffer owned by petitioning parties 13057,04661495

Percentage of affected SQ FT that is owned by petitioning parties 35.782%

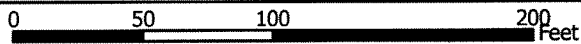
added up all the Original SQ FT

added up all the SQ FT affected by 100 FT buffer




added up all the Parcel area for the petitioning parties SQ FT affected by 100 FT buffer

divided the petitioning parties affected SQ FT by all the SQ FT affected by 100 FT buffer

202 S Division St



Map Legend

-  Parcels
-  100 FT Buffer
-  Parcels affected by application



Maps available online:

<http://gisweb.ewashtenaw.org/website/mapwashtenaw/>

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