Zoning Board of Appeals March 25, 2015 Regular Meeting

STAFF REPORT

ZBA15-004, 3010 Hickory Lane

Summary:

Brent Schomaker is requesting action by the Zoning Board of Appeals to allow construction of the northeast corner of a proposed 3,533 sq ft tennis building into the front setback. This will require a variance from Chapter 55, Section 5:25 (Front Setback Requirement) of 7 feet from the front setback requirement of 40 feet.

Description and Discussion:

The Racquet Club is a private athletic club and the petitioner proposes removing the existing tennis facility building as it is not handicap accessible and requires numerous upgrades and constructing a single-story 3,533-square foot tennis facility building further to the east. This new location places the northeast corner of the building into the front setback.

The parcel is zoned AG (Agriculture District) and is located on the southeast corner of Geddes Ave and Hickory Lane. The subject parcel is conforming for lot area; the required minimum lot area for AG is 100,000 square feet and the subject parcel is 340,373 square feet.

The proposed northeast corner of the tennis building encroaches approximately 7 feet into the required 40-foot front setback off Huron Parkway entrance ramp and requires a setback variance from the Zoning Board of Appeals. This Huron Parkway entrance ramp in no longer used by vehicles and has been converted into a pedestrian walkway.

As part of the 1997 site plan approval for the pool expansion at this site, variances were approved to waive parking lot lighting requirements and to encroach ten feet into the front setback to expand the pool.

Standards for Approval- Variance

The Zoning Board of Appeals has all the power granted by State law and by Section 5:99, Application of the Variance Power from the City of Ann Arbor Zoning Ordinance. The following criteria shall apply:

(a). That the alleged hardships or practical difficulties, or both, are exceptional and peculiar to the property of the person requesting the variance, and

result from conditions which do not exist generally throughout the City.

The subject parcel is fronted by 3 public rights-of-way with the eastern right-of-way no longer used by vehicular traffic. This Huron Parkway entrance ramp has since been closed and converted to a pedestrian walkway.

(b). That the alleged hardships or practical difficulties, or both, which will result from a failure to grant the variance, include substantially more than mere inconvenience, inability to attain a higher financial return, or both.

The variance is being requested for the new building and interior site sidewalk connections to be ADA accessible and employing sound storm water drainage on site.

(c). That allowing the variance will result in substantial justice being done, considering the public benefits intended to be secured by this Chapter, the individual hardships that will be suffered by a failure of the Board to grant a variance, and the rights of others whose property would be affected by the allowance of the variance.

Although the proposed addition would extend into the required front setback, it is minimal in total size as it is approximately 7 feet of the northeast corner of the proposed building. The building will not be extended any closer to the side property line or adjacent neighbors.

(d). That the conditions and circumstances on which the variance request is based shall not be a self imposed hardship or practical difficulty.

This site was originally used as a farm and it was zoned AG (Agriculture District) due to the lot size, private recreational use, and location of the surrounding golf course and single-family uses. The subject parcel is surrounded by 3 frontages. The petitioner proposes the location of this building into the front setback to accommodate both ADA accessibility and to properly drain storm water away from this area.

(e). A variance approved shall be the minimum variance that will make possible a reasonable use of the land or structure

The variance, if approved, will permit construction of the northeast corner of the building within the front setback. The proposed building will have a minimal impact to the surrounding neighborhood. The size of the encroachment into the front setback is minimal.

Zoning Board of Appeals Variance Request March 25, 2015 - Page 3

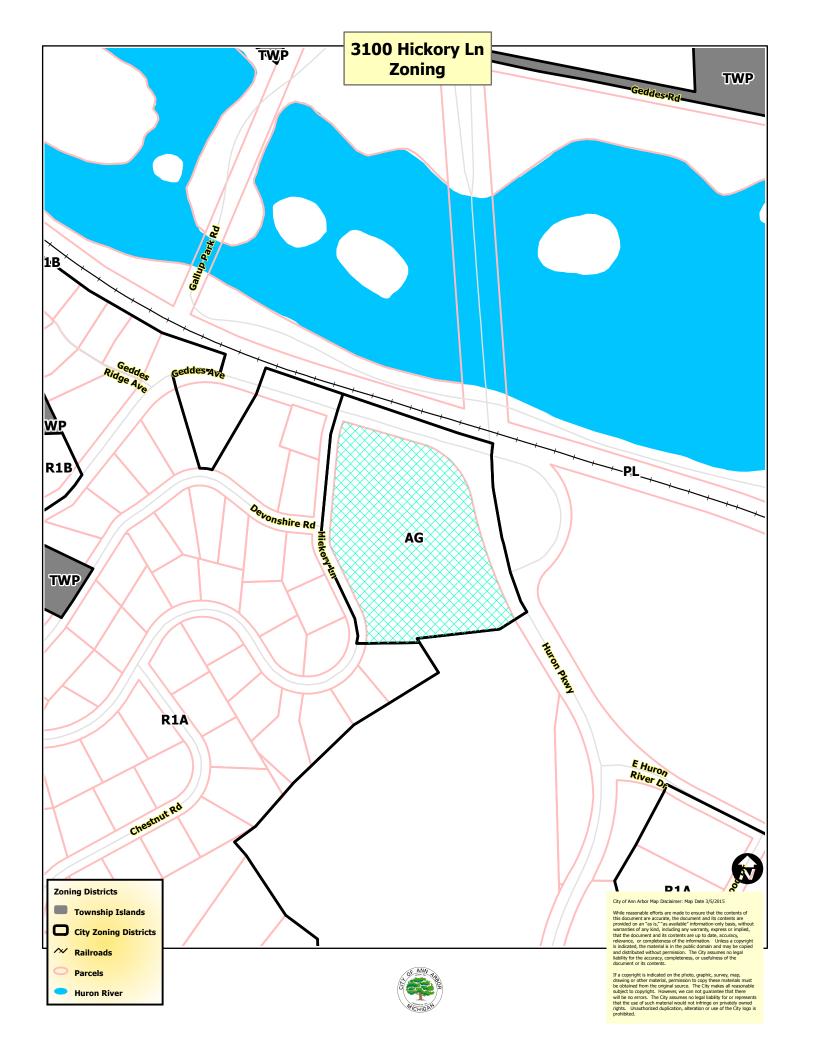
Staff does not feel that the requested variance would negatively affect any surrounding property. The subject building is located in an area away from the neighborhood and allows the facility to be ADA compliant. The expansion will allow the petitioner to improve their property while respecting the intent of the Zoning Ordinance.

Respectfully submitted,

Chris Cheng, AICP

Chris Cheng

City Planner















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REC'D 9:56 AM 2-25-15 ZBA15-004

APPLICATION FOR VARIANCE OR NON-CONFORMING STRUCTURE ZONING BOARD OF APPEALS

Name of Applicant: _ANU ARBOR	RACQUET CLUB	
Address of Applicant: 3010 HICK		108
Daytime Phone:		
Fax:		
Email: BSCHOMAKERC AARC.	DM	
Applicant's Relationship to Property:	MUNCER	
ection 2: Property Information		
Address of Property: 3010 Hickory	by lauk	
Zoning Classification: A6		***************************************
Tax ID# (if known): 09-09-26-3	_	
*Name of Property Owner: <u>AUU ADS</u>	OR RACQUET CLUB	
*If different than applicant, a letter of a	authorization from the property owner	must be provided.
ection 3: Request Information		
□ Variance		
Chapter(s) and Section(s) from which a variance is requested:	Required dimension:	PROPOSED dimension:
CH 65, ART 3, 6:25	40' FROLET	33.11
Example: Chapter 55, Section 5:26	Example: 40' front setback	Example: 32'
Give a detailed description of the work yo (attach additional sheets if necessary) LOUSTUG HEW TEMMS BY		•
HELESSAM FOR ADA REQUI		SUTE PLAN)
ection 4: VARIANCE REQUEST (If not a	pplying for a variance, sk	(ip to section 5)
		·
The City of Ann Arbor Zoning Doord of An	maala baa tha mayyawa www.	tad by Otata Jawa and Otto
The City of Ann Arbor Zoning Board of Ap Code Chapter 55, Section 5:98. A variance		
•		

responses, together with the required materials in Section 5 of this application, will form the basis for evaluation of the request by staff and the Zoning Board of Appeals. (continued...)

	EE ATTACHED
2. Are the h	nardships or practical difficulties more than mere inconvenience, inability her financial return? (explain)
554	E DITACHED
3. What effe	ct will granting the variance have on the neighboring properties?
55,5	E ATTACULET
4. What phy topography	sical characteristics of your property in terms of size, shape, location or prevent you from using it in a way that is consistent with the ordinance?
558	r ATTACHERI)
	edition which prevents you from complying with the ordinance self- low did the condition come about?
556	- ATTACHED
	TERATION TO A NON-CONFORMING STRUCTURE
The proposed	the property the change is allowed in accordance with Structure Non-Conformance, Section
(1) A non	(b), which reads as follows:-conforming structure may be maintained or restored, but no alteration shall be to a non-conforming structure unless one of the following conditions is met:
	The alteration is approved by the Zoning Board of Appeals upon finding that it complies as nearly as practicable with the requirements of this Chapter and that it will not have a detrimental effect on neighboring property.
b.	The alteration conforms to all the requirements of this Chapter and is made to a building which will be a single-family dwelling on completion of the alteration and is located in an R1,R2, R3, or R4 district.
C.	The structure is considered non-conforming due to the following reasons

Civil, Environmental and Transportation Engineers Planners, Surveyors, Landscape Architects 3815 Plaza Drive Ann Arbor, Michigan 48108 734.995.0200 Phone 734.995.0599 Fax

RESPONSES

- 1. There are hardships that are unique to this site including the fact that the site is enveloped with three front setbacks and the front setback that is in question, while once a roadway, is now merely a bike path.
- 2. The hardships are caused by an attempt to conform to ADA sidewalk standards while still employing sound drainage practices of the site.
- 3. None.
- 4. The relationship in grade between the existing facilities (tennis courts to pool building) make it difficult to properly drain away from the buildings and maintain ADA standards for sidewalks.
- 5. The condition that prevents compliance is the fact that we are working among other existing facilities that were not sited in compliance with current design codes which makes it very difficult to comply today when we are contemplating reconstruction of one of the facilities in essentially the same location.

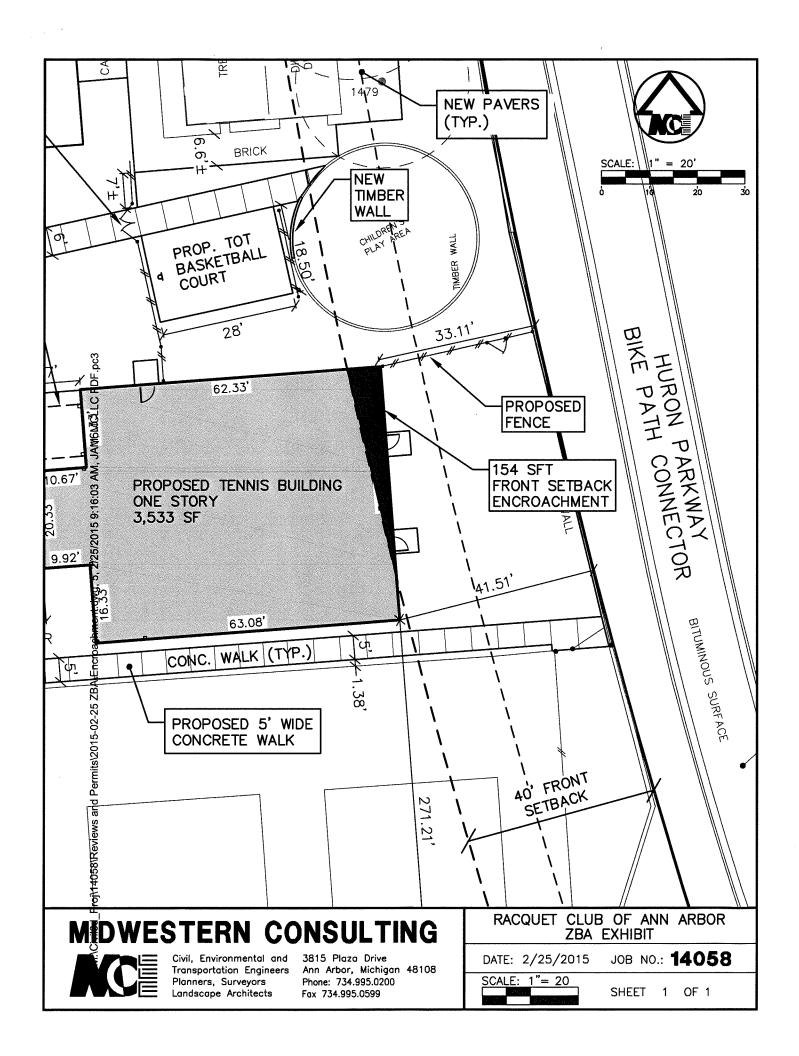
Existing Condition	Code Requirement
Lot area	
Lot width	
Floor area ratio	
Open space ratio	
Setbacks	
Parking	
Landscaping	
Other	
The alteration complies as nearly as is practicable with to will not have a detrimental effect on neighboring property	
	of for the following reasons:
vill not have a detrimental effect on neighboring property Wherefore, Petitioner requests that permission be grante	of for the following reasons:
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vill not have a detrimental effect on neighboring property Wherefore, Petitioner requests that permission be grante	of for the following reasons:

Section 6: Required Materials

The following materials are required for all variance requests. Failure to provide these materials will result in an incomplete application and will delay staff review and Zoning Board of Appeals consideration of the request. The materials listed below must accompany the application and constitute an inseparable part of the application.

All materials must be provided on <u>8 ½" by 11" sheets.</u> (Continued.....)

 Survey of the property including property, and area of property 			
□ Building floor plans showing i			
• •			
	materials that support the request.		
a rany other graphic or written in	naterials that support the request.		
Section 7: Acknowledgement			
SIGNATURES MUST BE	SIGNED IN PRESENCE OF NOTARY PUBLIC		
	om the above named Chapter(s) and Section(s) of the easons, in accordance with the materials attached		
734-216-0579	Britokalan		
Phone Number BREUT SCHOMAKER Email Address	BSCHOMAKER & AZRACQUET, COM Print Name		
	say that all of the aforementioned statements, and the s submitted herewith, are true and correct.		
	Dritt July		
	Signature Dor Planning & Development Services unit staff and		
nurnase at reviewing my variance rea			
purpose of reviewing my variance red	Gust Sabur Signature		
I have received a copy of the informa	Rest Sabur		
I have received a copy of the informa and acknowledge that staff does not	Signature stional cover sheet with the deadlines and meeting dates		
I have received a copy of the informa and acknowledge that staff does not times. On this 25th day of 4th applicant and made oath that he/she has read	Signature ational cover sheet with the deadlines and meeting dates tremind the petitioner of the meeting date and Signature Signature Signature Signature A 20/5, before me personally appeared the above named at the foregoing application by him/her subscribed and knows the sto his/her own knowledge except as to those matters therein stated one matters, he/she believes them to be true.		
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CITY OF ANN ARBOR, WASHTENAW CO., MICHIGAN

RACQUET CLUB OF ANN ARBOR 3010 HCKORY LANE. ANN ARBOR, MI 48108 PH: (734) 216-0579 ATTN: BRENT SCHOMAKER OWNER/DEVELOPER

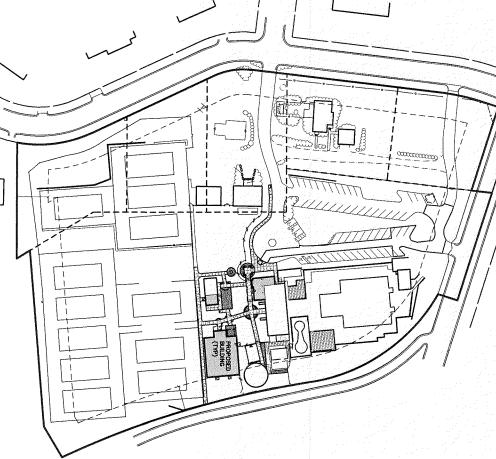
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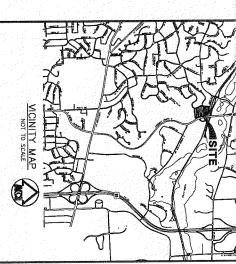
affected. Topography ranges from T86 uSGS down Fran graphiculy depose the site conditions

MIDWESTERN CONSULTING, LLC 3815 PLAZA DR. ANN ARBOR, MI 48108 PH: (734) 995-0200 ATIN: SCOTT W. BETZOLDT

ENGINEER/SURVEYOR

MITCHELL AND MOUAT ARCHITECTS
113 SOUTH FOURTH AVE.
ANN ARBOR, MI 48104
PH: (734) 662–6070
ATIN: JOHN MOUAT ARCHITECT





SHEET INDEX

- COVER SHEET
- EXISTING CONDITIONS REMOVAL PLAN

DIMENSIONAL SITE PLAN

SITE DETAILED GRADING PLAN PLAN OVERALL GRADING & SOIL EROSION CONTROL

- UTILITY PLAN
- STORMWATER MANAGEMENT PLAN DETAILED UTILITY PLAN
- STORMWATER MANAGEMENT CALCULATIONS
 STOMRWATER MANAGEMENT WOWRC WORKSHEETS
- SESC AND PAVING DETAILS UTILITY AND LANDSCAPE DETAILS

LANDSCAPE PLAN

- STORMWATER QUALITY DEVICE DETAILS INFILTRATION CHAMBER DETAILS
- EXTERIOR ELEVATION POOL BUILDING EXTERIOR ELEVATION TENNIS BUILDING

RACQUET CLUB 14058 9 Z ARBOR

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Civil, Environmental and Transportation Engineers Planners, Surveyors Landscape Architects	G FINE C
d 3815 Plaza Drive rs Ann Arbor, Michigan 48108 Phone: 734,995,0200 Fox 734,995,0599	THU HAND CONCOLLING

RELEASED FOR DATE

THE CONSTRUCTION COMERCE BY THESE PLANS SHALL CONFORM TO THE CITY OF ANN ABBOR PUBLIC SERVICES DEPARTMENT STANDARD SPECIFICATIONS WHICH ARE INCLUDED BY REFERENCE." PUBLIC SERVICES DEPARTMENT STANDARD DETAILS DOES NOT RELIEVE THE CONTRACTORS OF THE OBLIGATION TO CONSTRUCT TEXAS IN COMPLETE ACCORDANCE WITH PUBLIC SERVICES DEPARTMENT STANDARD SPECIFICATIONS."

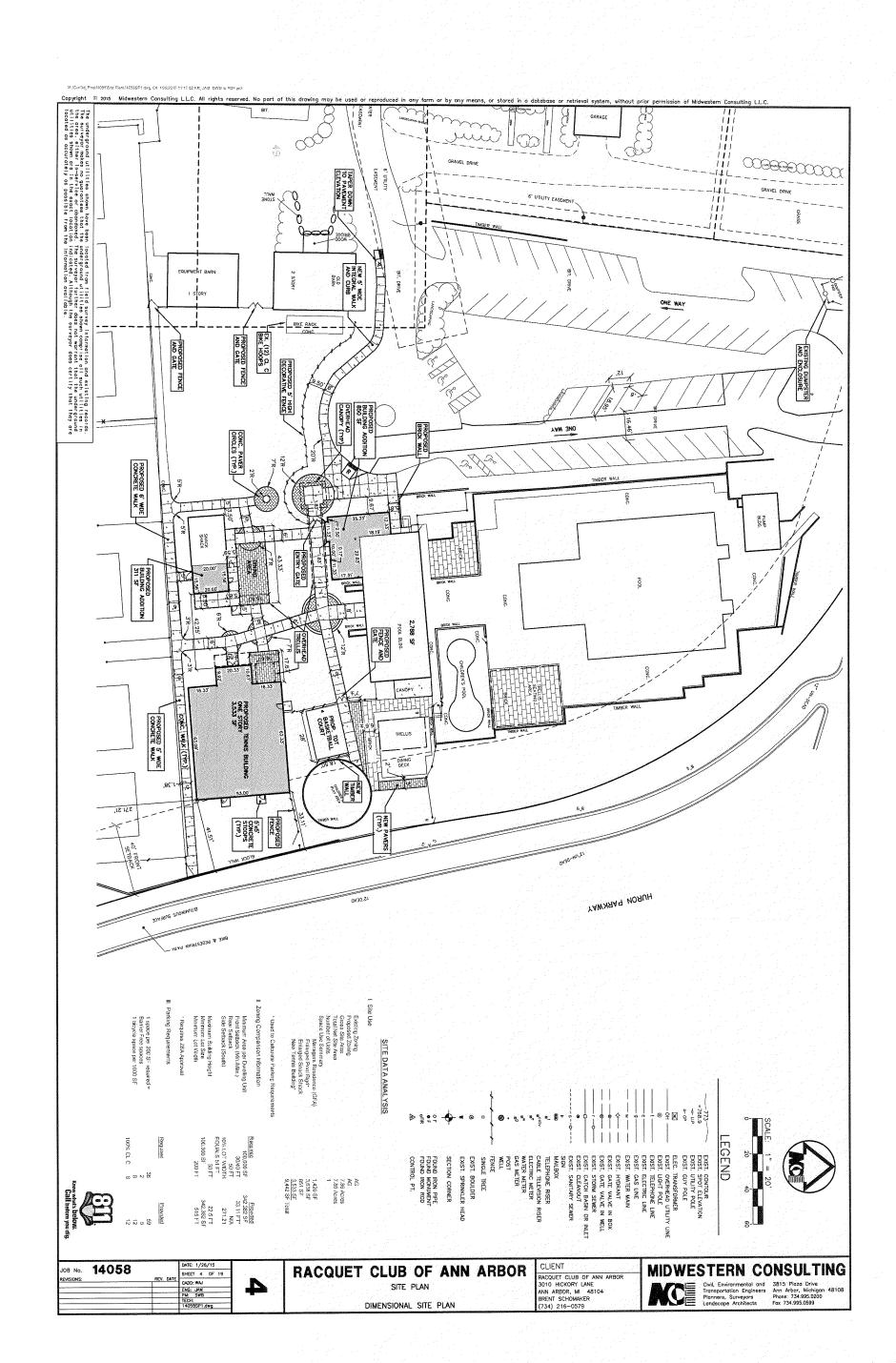
PER CHAPTER 49, SECTION 4:58 OF THE CITY CODE, "ALL SOEWALKS ARE TO BE KEPT AND MAINTAINED IN COOD FERVIRE BY THE OWNER OF THE LAND ALACENT TO AND ABUTTING THE SAME." PRIOR TO ISSUANCE OF THE FINAL CERTIFICATE OF OCCUPANCY FOR THIS SITE, ALL EXCRING SIDEWALKS MUST BE REPAIRED IN ACCORDANCE WITH CITY STANDARDS.

GENERAL NOTES:

OVERALL SITE PLAN

REMOVAL PLAN

EXISTING CONDITIONS



The the util underground utilities shown have been surveyor makes no guarantees that the area, either in-service or abandoned.

Iities shown are in the exact location at the description of the desc HICKORY LANE (60' WD.) located from field survey informa underground utilities shown compr. The surveyor further does not warr indicated. Although the surveyor i information available. rant and existing all such ut that the ut certify the utili unde records. It ies in erground they are -BM #1 STEAMER VALVE ELEV.=769.23 ည် 59t (54t) - BM #2 STEAMER VALVE ELEV.=770.13 PROPOSED BUILDING ADDITION FF: 772.03 CONC. (55⁺) 55 54 O EROSION CONTROL HURON PARKWAY 59 59 BENCHMARK:

1 TOP OF WEST STEAMER VALVE ON HYDRANT LOCATED AT S.E. COR. OF GEDDES AND HICKORY LAW.

ELEX.=...768.2.3

2. TOP OF NORTH STEAMER VALVE ON HYDRANT LOCATED ±50° S. OF GEDDES RD. AND ±275° E. OF HICKORY LAWE.

ELEX.=...770.13 SEE SHEET $__$ FOR SOIL EROSION CONTROL NOTES AND DETAILS. LEGEND EXIST. CONTOUR
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EXI DATE: 1/23/15 SHEET 5 OF CLIENT JOB No. 14058 RACQUET CLUB OF ANN ARBOR **MIDWESTERN CONSULTING** CLIENT
RACQUET CLUB OF ANN ARBOR
3010 HICKORY LANE
ANN ARBOR, MI 48104
BRENT SCHOMAKER
(734) 216-0579 EVISIONS: REV. DATE CADD: WAJ ENG: JAM PM: SWB TECH: 14058GP1.dwg Civil, Environmental and Transportation Engineers Ann Arbor, Michigan 48108 Plonners, Surveyors Landscape Architects Fax 734.995.0399 S SITE PLAN

OVERALL GRADING & SOIL EROSION CONTROL PLAN

Xin Jing, M.D. and Leilei Lin 3003 Hickory Lane Ann Arbor, MI 48104

March 13, 2015

Zoning Board of Appeals

C/O Mia Gale

301 East Huron

Ann Arbor, MI 48104

RE: ZBA15-004; 3010 Hickory Lane

Dear Sir/Madam,

It is too bad that we won't be able to attend the hearing held on March 25, 2015 since we will be out of town. We appreciate the opportunity to express our opinion.

We are totally against any project that affects the side of Hickory Lane due to the following risks:

- 1) Loss of many old/mature trees in our front yard
- 2) Loss of our front yard/land
- 3) Decrease of our property value
- 4) Decrease of our standard of living

Thanks for your attention. We look forward to hearing from you.

Sincerely,

Xin Jing and Leilei Lin