Zoning Board of Appeals September 26, 2018 Regular Meeting

STAFF REPORT

Subject: ZBA18-022; 517 Berkley Avenue

Summary:

Douglas and Jane Henderson, property owners, are requesting relief from Article IV: Section 5.18.5 Averaging an Established Front Building Line. The property is zoned R1D single-family residential. The owners are proposing to construct a new front porch (7' x 24'9") that will extend from the front door to the garage entrance. The average front setback is 30 feet and the variance request of three feet will reduce the setback to 27 feet.

Background:

The subject property is located near the intersection of Berkley Avenue and Edgewood Avenue. The home was built in 1948 and is approximately 1,414 square feet in size. The residence is undergoing renovations consisting of a new garage, a second story of living space above the garage, a new porch roof at the garage entry and the proposed front porch for the main entry.

Description:

The proposed porch will consist of three main support columns and the roofline will extend across the main body of the home.

Standards for Approval- Variance

The Zoning Board of Appeals has all the power granted by State law and by Section 5.29.12, Application of the Variance Power from the City of Ann Arbor Zoning Ordinance. The following criteria shall apply:

(a). That the practical difficulties 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 applicant states that the variance is necessary in order to have a functional front porch that has a contiguous roof system.

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

A variance will allow the owners to construct a new porch and roof that will balance structural rigidity and architectural compatibility.

(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.

The variance request is minimal and will have no negative impacts on surrounding properties.

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

The variance request is not self-imposed but rather suggested by the builder and the architect.

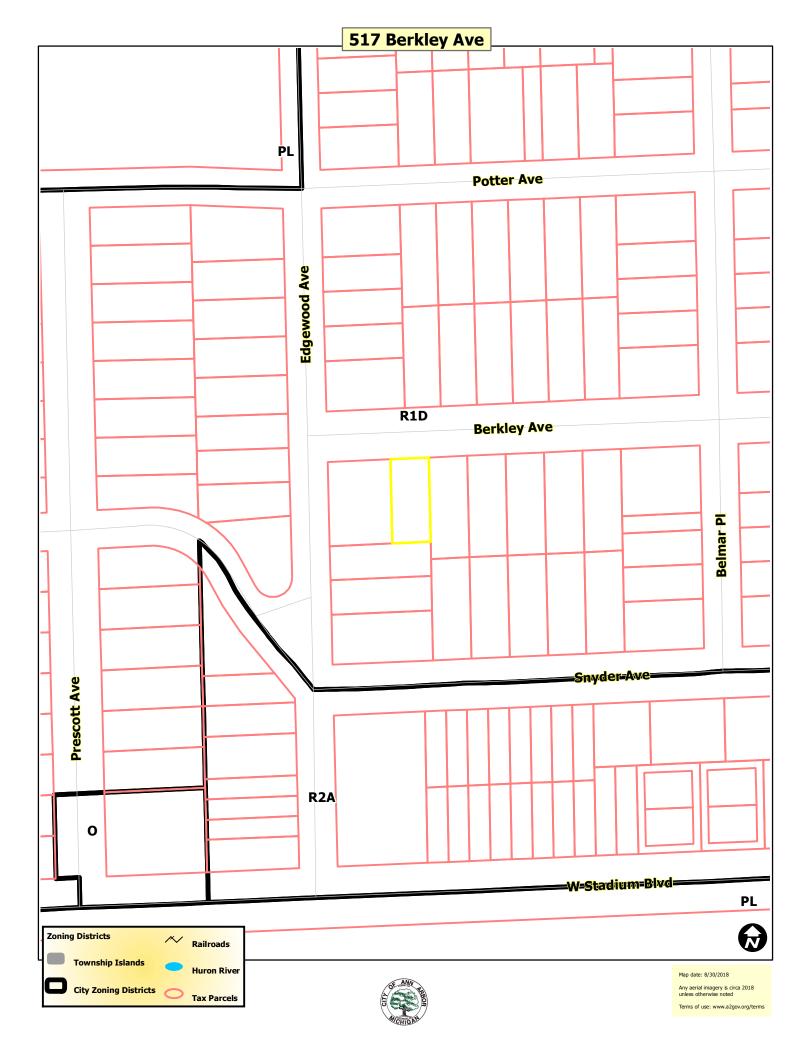
(e). A variance approved shall be the minimum variance that will make possible a reasonable use of the land or structure.

The variance being requested is three feet which is the minimum dimension needed in order to construct a roof over the main entrance that will align with the garage entrance.

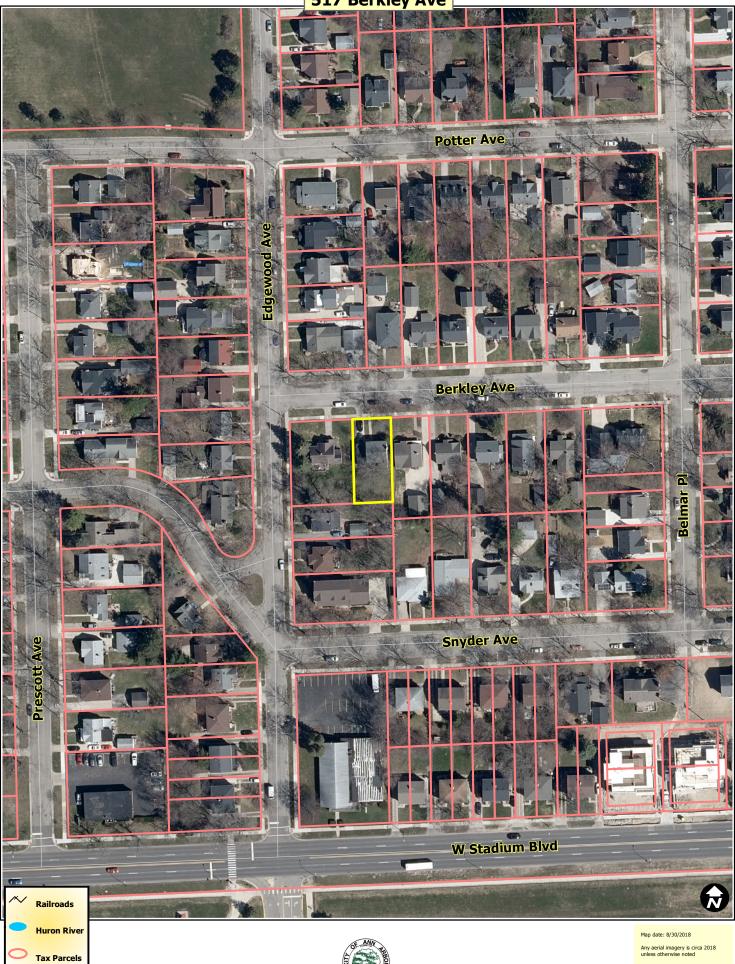
Respectfully submitted,

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Jon Barrett Zoning Coordinator

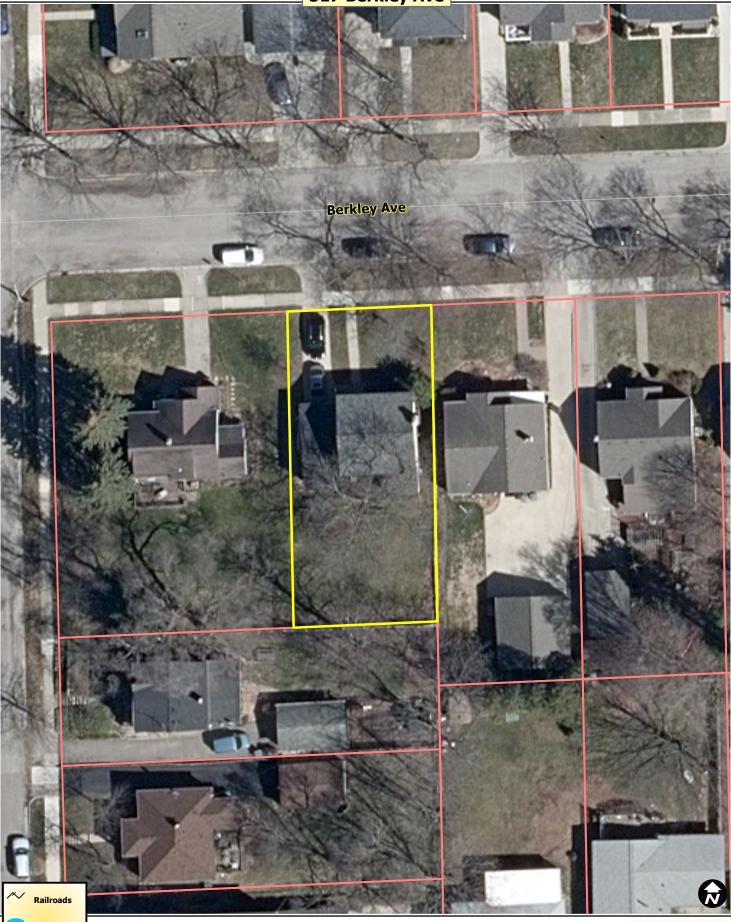


517 Berkley Ave



Any aerial imagery is circa 2018 unless otherwise noted Terms of use: www.a2gov.org/terms

517 Berkley Ave



Huron River

Tax Parcels



Map date: 8/30/2018 Any aerial imagery is circa 2018 unless otherwise noted Terms of use: www.a2gov.org/terms

ZONING BOARD OF APPEALS	Office Use Only	
PLANNING DEPARTMENT	Fee Paid: 50.2 ZBA: 18-022	
City Hall: 301 E. Huron St. Ann Arbor, MI 48104-61	20 DATE STAMP	
Mailing: P.O. Box 8647, Ann Arbor, MI 48107-8643 Phone: 734.794.6265 planning@a2gov.		
Fax: 734.994.8460		
APPLICATION MUST BE FILLED OUT COMPLETELY	AUG 2 3 2018	
	PLANNING & DEVELOPMENT SERVICES	
PROPERTY INFORMATION		
ADDRESS OF PROPERTY:		
517 BERKLEY AVENUE	TAX ID: (if known)	
RID	09-09-32-225-017	
NAME OF PROPERTY OWNER*:		
DOUGLAS L & JANE M HENDERSON		
*If different than applicant, a letter of authorization from the prope	erty owner must be provided	
APPLICANT INFORMATION		
DOUGLAS AND JANE HEN	DERSON	
ADDRESS OF APPLICANT: 517 BERKLEY AVENUE		
DAYTIME PHONE NUMBER: FAX	NO:	
845-705-5183		
dougandjane19900grail	· com	
APPLICANT'S RELATIONSHIP TO PROPERTY:		
OWNER		
REQUEST INFORMATION		
VARIANCE REQUEST (Complete the section 1	ALTERATION TO A NON-CONFORMING STRUCTURE	
below)	(skip to Section 2)	
Section 1 - VARIANCE REQUEST		
CHAPTER(S) AND SECTION(S) FROM WHICH A VARIANCE IS REQUESTED:		
Required Dimension: (Example: 40' front setback) PRC	DPOSED Dimension: (Example: 32')	
301 (Average)	27	
Give a detailed description of the work you are proposing and why it will		
Construction of new front porch	will be repanded with	
greater structural rigidity.	(See attached)	



ZONING BOARD OF APPEALS

PLANNING DEPARTMENT

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 Phone:
 734.794.6265

 Fax:
 734.994.8460

 planning@a2gov.org

Section 1 - VARIANCE REQUEST con't

City Hall:

Mailing:

The City of Ann Arbor Zoning Board of Appeals has the powers granted by State law and City Code Chapter 55, Section 5:98. A variance may be granted by the Zoning Board of Appeals only in cases involving practical difficulties or unnecessary hardships when **ALL** of the following is found **TRUE**. Please provide a complete response to each item below. These 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.

1. 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

to have a function front porch of 7' depty, city. In order Support Colums Q I for from the overside to

2. That the alleged hardships are 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.

Relocating colomns will Simply allow for greater structural integrity & fonctionality.

3. 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.

The variance request is mininal and will eff reactive affect on surrounding properties

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

Builder & Architect Suggest that this varance & change will be for server integrity & functionality.

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

3' request is the least we can request to adhieve SCNETERAL ARGIDITY & functionality.



ZONING BOARD OF APPEALS

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Section 2 – ALTERATION TO A NON-CONFORMING STRUCTURE

Current Use of the Property:

City Hall:

The proposed change is allowed in accordance with Structure Non-Conformance, Section 5:87 (1) (a) & (b), which reads as follows:

(1) A non-conforming structure may be maintained or restored, but no alteration shall be made to a nonconforming structure unless one of the following conditions is met:

a. 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.

EXISTING CONDITION	CODE REQUIREMENT

c. The structure is considered non-conforming due to the following reasons.

Describe the proposed alterations and state why you are requesting this approval:

The alteration complies as nearly as is practicable with the requirements of the Chapter and will not have a detrimental effect on neighboring property for the following reasons:

ZONING BOARD OF APPEALS

PLANNING DEPARTMENT

City Hall:

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Section 2 – ALTERATION TO A NON-CONFORMING STRUCTURE

Wherefore, Petitioner requests that permission be granted from the above named Chapter and Section of the Ann Arbor City Code in order to permit:

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 8 1/2" by 11" sheets:

- One (1) hardcopy and one (1) electronic copy shall be submitted.
- The electronic copy shall include all associated supporting documentation with application submission.
- Survey of the property including all existing and proposed structures, dimensions of property, and area of property.

Building floor plans showing interior rooms, including dimensions.

Photographs of the property and any existing buildings involved in the request.

Any other graphic or written materials that support the request.

ACKNOWLEDGEMENT

I, the applicant, hereby request a variance from the above named Chapter (s) and Section (s) of the Ann Arbor City Code for the stated reasons, in accordance with the materials attached hereto. Signature: X Phone number:

Print Name:

Email address:

and jane 1990@gmail.com

I, applicant, hereby depose and say that all the aforementioned statements, and the statements contained in the materials submitted herewith, as true and correct.

Signature

Herdesan

Further, I hereby give the City of Ann Arbor Planning and Development Services unit staff and members of the Zoning Board of Appeals permission to access the subject property for the purpose of reviewing my variance request.

Signature

Request for Variance – 517 Berkley Avenue, Ann Arbor, Michigan

Scope of Renovation Project:

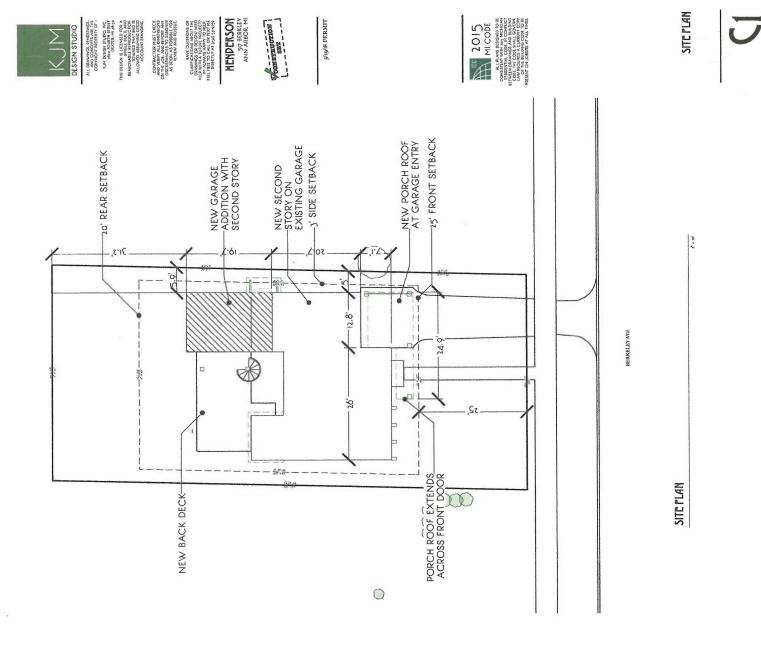
Currently approved is an addition to the current home structure, including an extension of the current 1 car garage, new living space above the garage (including 2 bedrooms, a full bath, and walkin closets, and a front porch to extend over the current front door and the front of the garage.

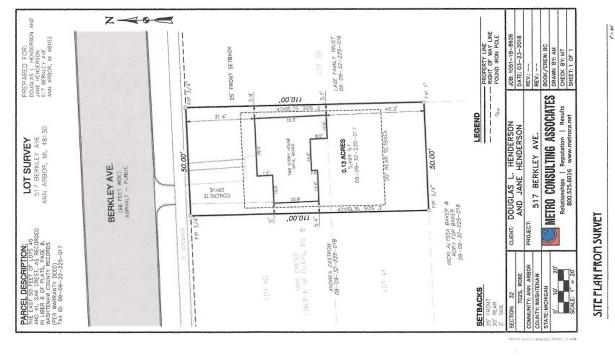
The original plans were not approved, due to the columns on the front porch being within 30' of the set back requirement. This 30' requirement was determined on site by Jon Barrett, and after his visit, the column locations were revised to be at the 30' mark from the set-back, instead of the original location of 27' from the property line.

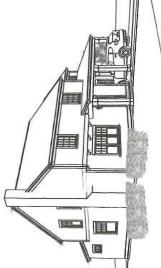
Variance Request:

In consultation with our architect, builder, as well as with the blessing of our nearest neighbors, at 521, 515, and 511 Berkley Avenue, we respectfully request to be allowed to locate our columns at the original intended locations, at 27' from the property line. There are no changes to the proposed interior structure, and the size of the roof over these columns would extend only 12 inches beyond the columns, instead of the allowed 24 inches.

This change would allow our home to have a suitable porch depth of 7' in front of our front door, and would allow for greater structural rigidity by having the columns closer to the porch perimeter.

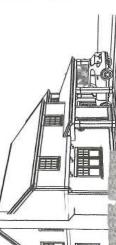






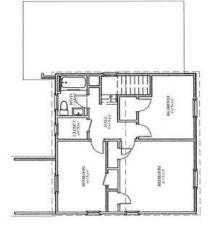
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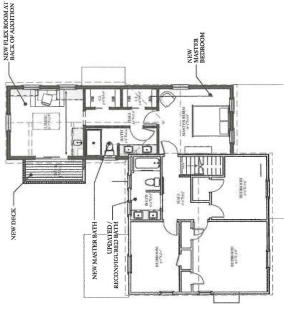


FROJECT SUMMARY

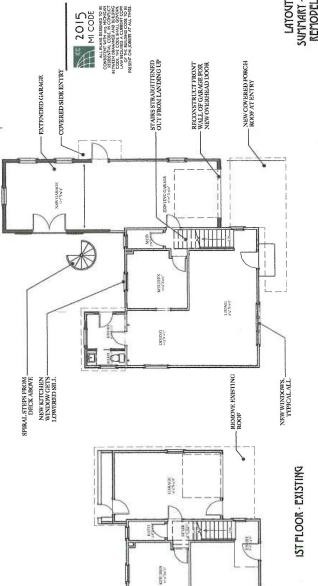
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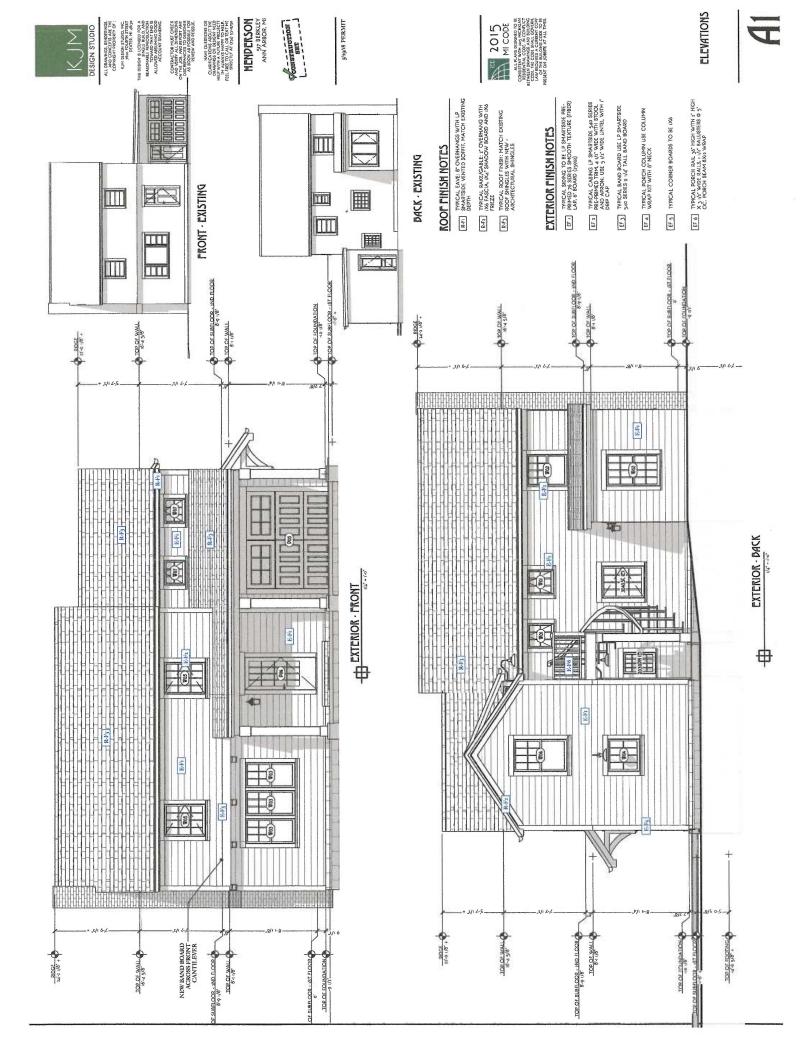
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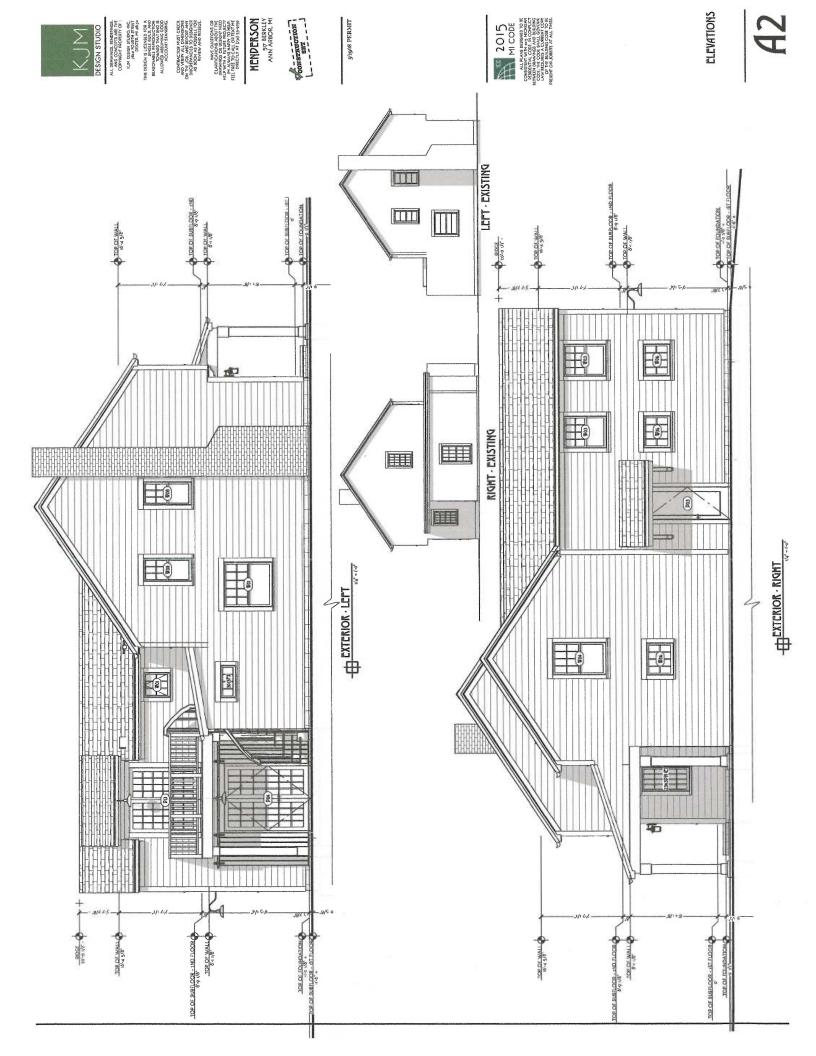
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HENDERSON 517 BERKLEY ANN ARBOR, MI

LAYOUT SUMMARY -REMODEL

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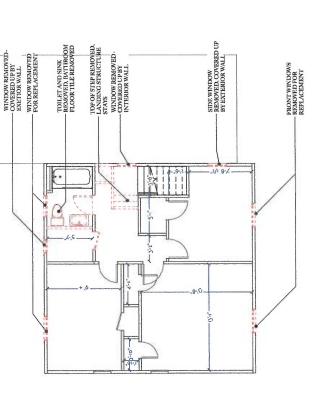


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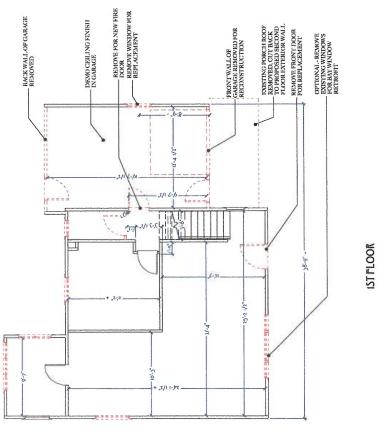
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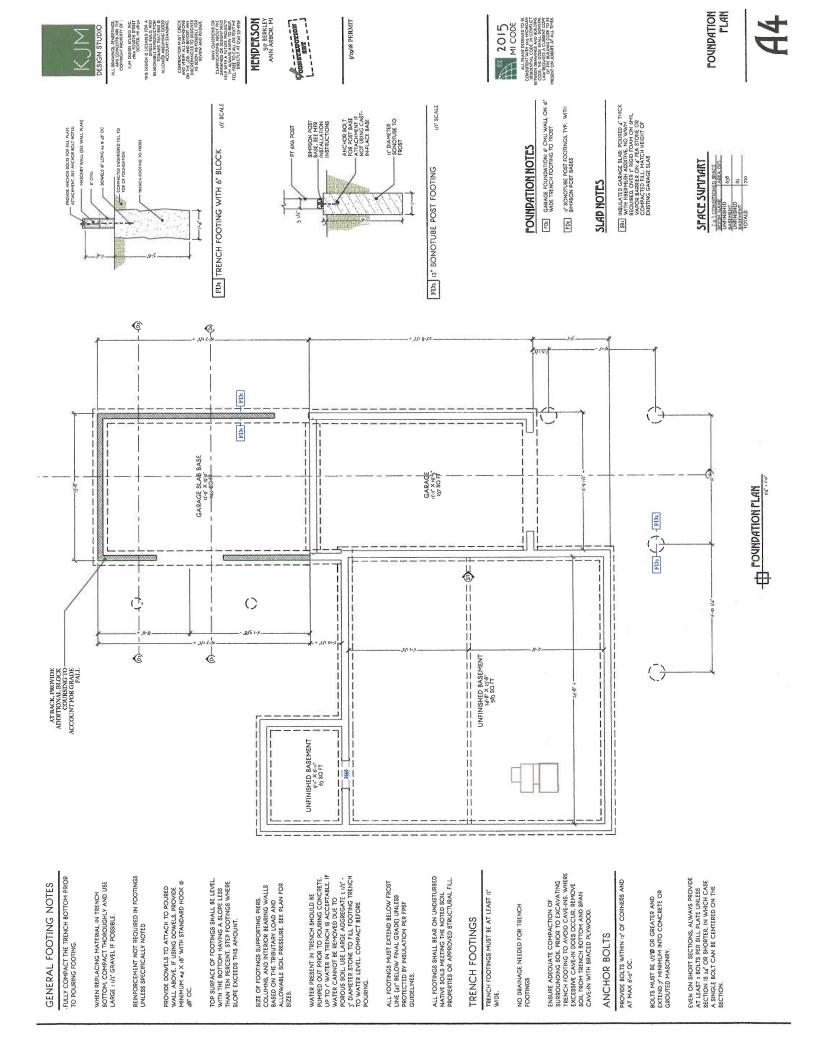
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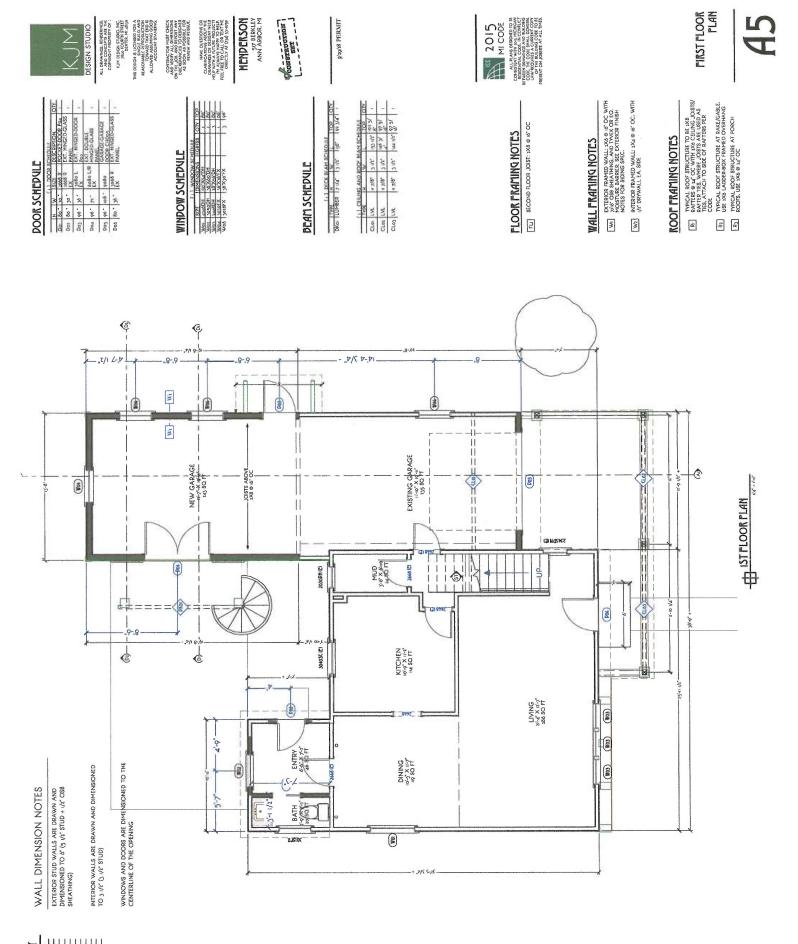
HENDERSON 517 BERKLEY ANN ARBOR, MI

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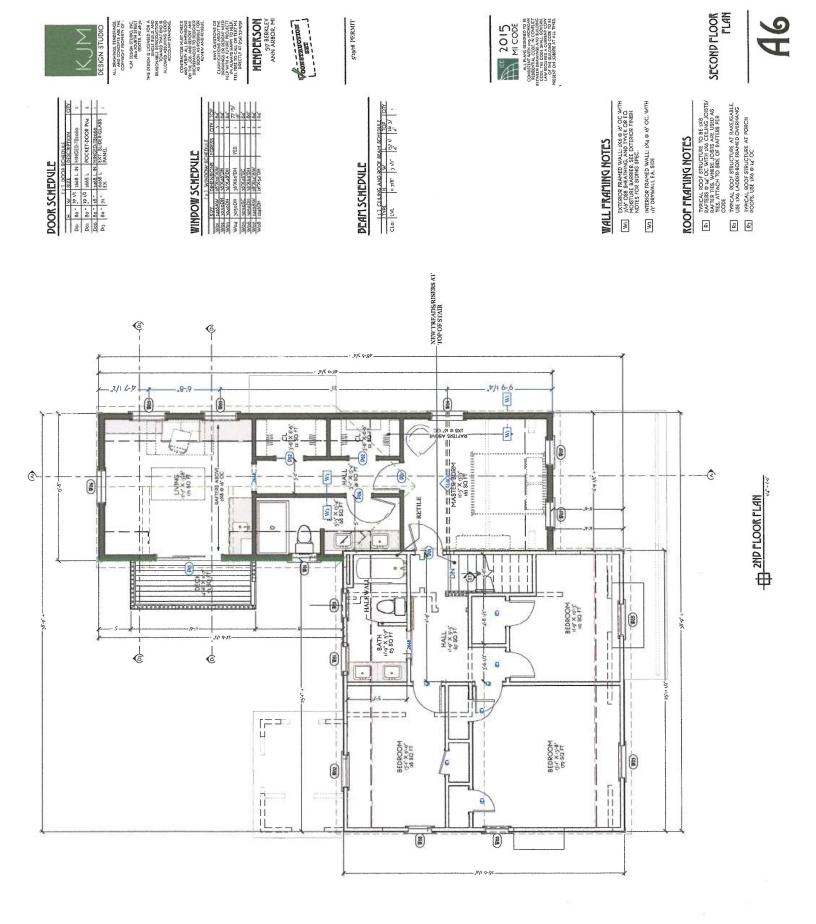
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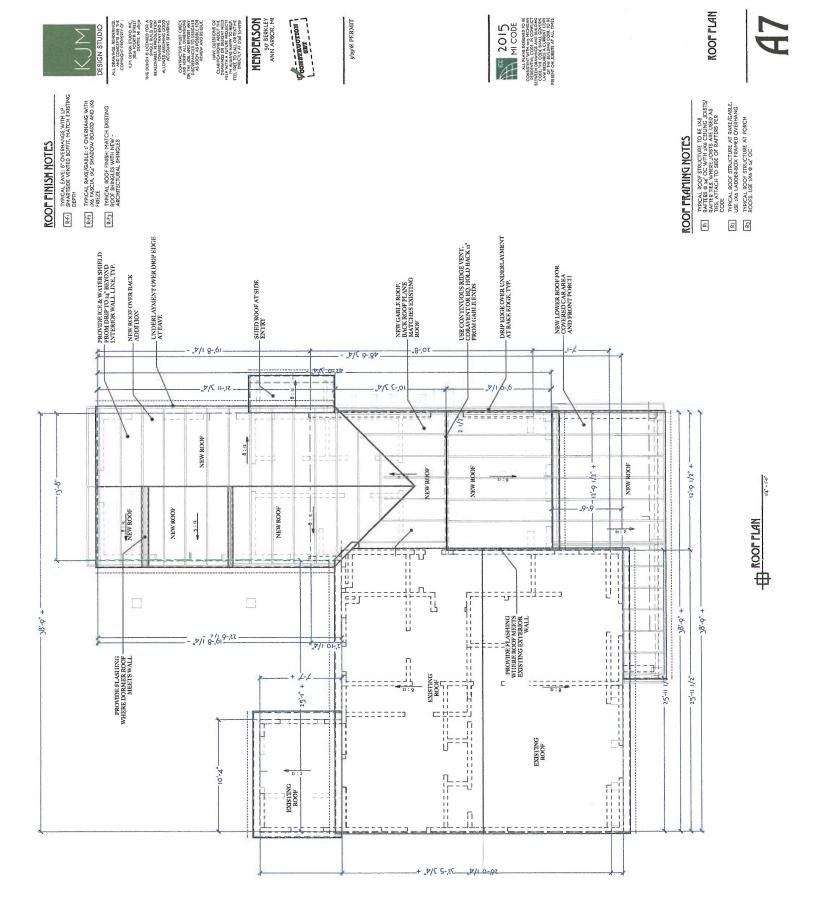


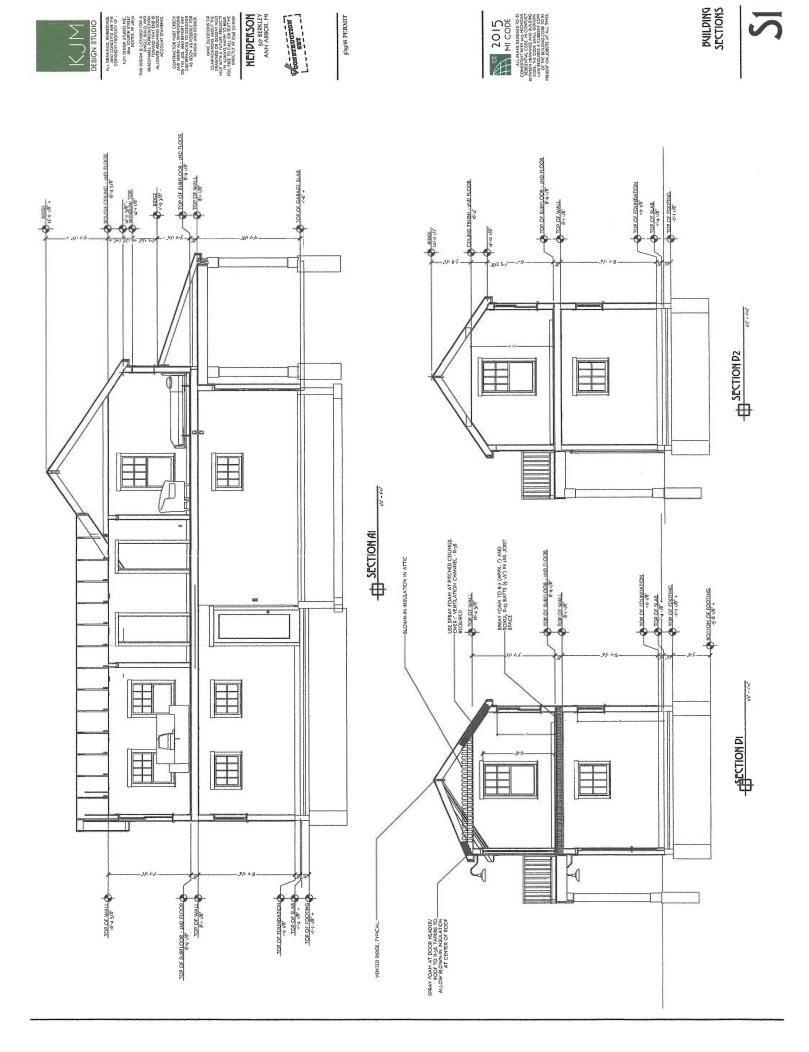


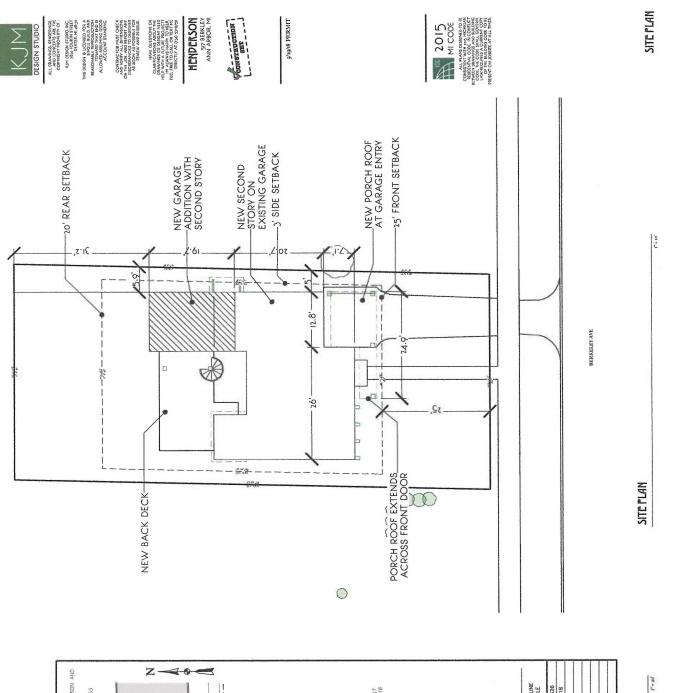
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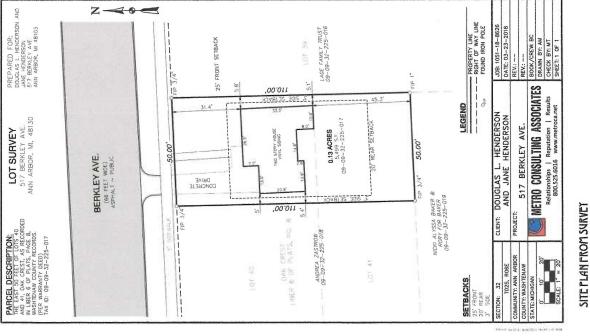












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517 Berkley Avenue

Front Porch Variance Proposed for

Doug and Jane Henderson

Rationale for Variance Request

- With our home renovation, our objective was to update 517 Berkley Avenue, and at the same time retain and enhance its original 1940's character. The addition of the front porch, along with the living space above the original flat roof garage, capture the key elements of our intended character, and we believe will be a positive for our neighborhood and Ann Arbor.
- When choosing to add a front porch, as compared to the current home design without one, we're looking forward to enjoying more front yard leisure with our family.
- This change would allow our home to have a suitable porch depth of 7' in front of our front door, and would allow for greater structural rigidity by having the columns closer to the porch perimeter.

Current 517 Berkley Avenue



Proposed 517 Berkley Avenue w Porch /Variance

