### Zoning Board of Appeals January 26, 2022 Regular Meeting

### **STAFF REPORT**

#### Subject: ZBA 21-043; 3016 Brockman Boulevard

### Summary:

Forward Design Build, representing property owners, is seeking a variance from Table 5.17-1 Single Family District Dimensions to construct a two-story addition to the existing home. The average front setback required is 23 feet six inches. The applicants are requesting a six foot six inch variance that will allow for a new garage, expanded kitchen and a second-story master bedroom and bathroom. The property is zoned R1D, Single-Family Residential District.

#### Background:

The subject property is located at the intersection of Brockman Boulevard and Steere Place east of Packard Street and south of East Stadium Boulevard in the Bryant Pattengill neighborhood. The parcel is a three-sided pie-shaped lot with two front yards, a small side yard and does not have a rear yard. The home was constructed in 1941 and is 1,632 square feet in size.

#### **Description:**

The owners are proposing to demolish the existing carport that fronts the Steere Place side of the property and replace with a two-story addition that will encroach six feet six inches into the front setback. The new addition will be 14 feet eight inches wide by 20 feet deep for an approximate footprint of 295 square feet. The garage will be one-car in size with some additional space for storage of bicycles and yard equipment. The second story will create the new master suite and master bath. The proposed kitchen addition meets the average front setback and does not require a variance.

#### 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 UDC. 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 property has two front yards and the home is positioned towards the back front setback resulting in little room in which to construct an addition on that side of the residence. The two 25 foot setbacks do not allow for a garage that will accommodate a modern sized vehicle. The existing carport currently encroaches into the average front setback.

# (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.

Without the variance the property would not allow for a functioning garage or master

Zoning Board of Appeals January 26, 2022 bedroom. The applicant states that both spaces would be an irregular size and shape.

# (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 applicant states the proposed project is similar to the neighbor's recent project and will maintain the fabric of the neighborhood

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

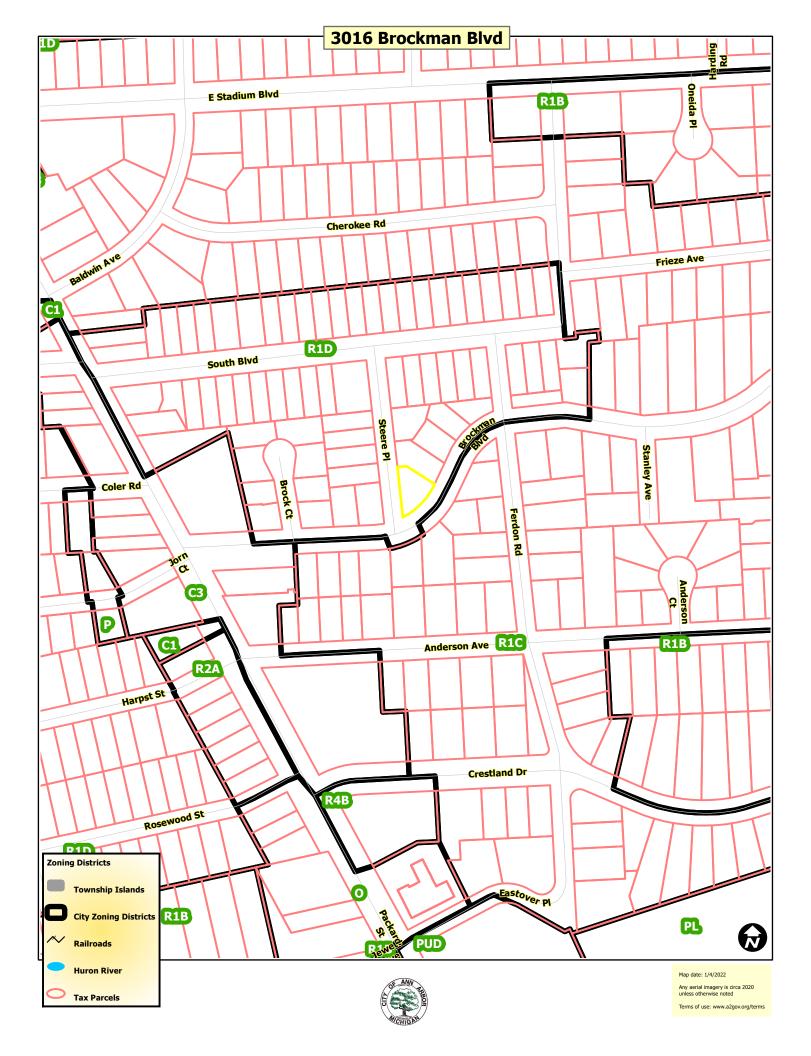
The irregular lot configuration existed prior to the purchase of the current homeowners.

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

The proposed addition is the minimum that will allow for a one car garage and a modestsized master bedroom and bathroom. The proposed addition will not extend beyond the neighbors garage.

Respectfully submitted,

Jon Barrett Zoning Coordinator







Tax Parcels





Huron River

Tax Parcels



Map date: 1/4/2022 Any aerial imagery is circa 2020 unless otherwise noted Terms of use: www.a2gov.org/terms



### ZONING BOARD OF APPEALS APPLICATION City of Ann Arbor Planning Services

City Hall: 301 E Huron Street Ann Arbor, Mi 48107-8647 Phone: 734-794-6265 Fax: 734-794-8460 Email: planning@a2gov.org

PROPERTY INFORMATIO	ON					
ADDRESS OF PROPERTY						
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R1D	owner must be provided Phil					om the property
PARCEL NUMBER					<u> </u>	
09-09-33-406-001		ptrib	ble@gr	nail.com		
APPLICANT INFORMAT	ION					
Forward Design Bu	ıild					
ADDRESS 8110 Jackson Rd			Ann Ai	bor	STATE MI	ZIP CODE 48103
catherine@planfor				<sup>рноле</sup> 734-761	-8403	
APPLICANT'S RELATIONSHIP TO PR Design/Build Comp						
REQUEST INFORMATIO	N					
VARIANCE REQUEST			REQUEST TO	O ALTER A NON	CONFORM	AING STRUCTURE
Complete Section 1 of this applic	ation	C	omplete Sect	tion 2 of this ap	plication	
REQUIRED MATERIALS				OFF	ICE USE ON	LY
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<ul> <li>be submitted. Digital copies of supportive materials included in the submitted hard copy will only be accepted in PDF format by email or accompanying the hard copy application on a USB flash drive.</li> <li><b>Required Attachments:</b> <ul> <li>Boundary Survey of the property including all existing and proposed structures, dimensions of property, and area of property.</li> <li>Building floor plans showing interior rooms, including dimensions.</li> <li>Photographs of the property and any existing buildings involved in the request.</li> </ul> </li> </ul>				DATE STAMP		
ACKNOWLEDGEMENT						
All information and materials	submitted with this appli	cation a	re true and	correct.		

Permission is granted to City of Ann Arbor Planning Services and members of the Zoning Board of Appeals to access the subject property for the purpose of reviewing the variance request.

Property Owner Signature :\_\_\_\_\_\_

Date: 12/6/202

### Section 1 City of Ann Arbor Planning Services – Zoning Board of Appeals Application

VARIANCE REQUEST
ARTICLE(S) AND SECTION(S) FROM WHICH A VARIANCE IS REQUESTED: (Example: Article 3, Section 5.26) 5.18.5/5.17.1, Average Set-back and Front Set-back requirements
REQUIRED DIMENSION: (Example: 40' front setback) Feet: 23' Inches: 6' (BASED ON AVG SETAL Feet: 17' Inches: 0' FRONT SET BACK
DESCRIPTION OF PROPOSED WORK AND REASON FOR VARIANCE: See attachment
The City of Ann Arbor Zoning Board of Appeals has the powers granted by State law and City Code Chapter 55, Section 5:29. 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 statements are found to be true. Please provide a complete response to each of the statements below.
The alleged practical difficulties are exceptional and peculiar to the property of the Person requesting the variance, and result from conditions that do not exist generally throughout the City. See attachment
The alleged practical difficulties that will result from a failure to grant the variance, include substantially more than mere inconvenience, inability to attain a higher financial return, or both. See attachment
Allowing the variance will result in substantial justice being done, considering the public benefits intended to be secured by this chapter, the practical difficulties 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. See attachment
The conditions and circumstances on which the variance request is based shall not be a self-imposed practical difficulty. See attachment
A variance approved shall be the minimum variance that will make possible a reasonable use of the land or structure. See attachment

The alleged practical difficulties are exceptional and peculiar to the property of the Person requesting the variance, and result from conditions that do not exist generally throughout the City.

- This property has two front yards, a narrow side yard and no rear yard. It is a 3-sided, pie-shaped lot with a road running in front of the home and behind the home.
- The house is positioned on this property near the rear-front setback, rather than at the front-front set-back, leaving little room for adding onto the rear of the home.
- There is only one area of the property that would allow enough space for a modest, oddly-shaped addition.
- There are two 25' setbacks which do not allow for a garage addition large enough to fit a modern sized family vehicle.
- The existing carport does not fit a modern sized family vehicle and overhangs the setback line.

The alleged practical difficulties that will result from a failure to grant the variance, include substantially more than mere inconvenience, inability to attain a higher financial return, or both.

- Without a variance, the property could not accommodate a functioning garage, as the garage would extend over the setback line in order to hold one vehicle.
- A planned bedroom above the garage would be an irregular size and shape if it were not granted a variance.
- An oddly shaped addition that stayed within the existing setbacks would not add to the value of the home and might detract from it, reducing the home's value.
- An oddly shaped addition would not provide the functionality that other homes in the neighborhood enjoy.

Allowing the variance will result in substantial justice being done, considering the public benefits intended to be secured by this chapter, the practical difficulties 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.

- Allowing the variance to be granted will remove the existing carport which overhangs the setback and is likely a potential hazard as it ages.
- It will allow the homeowners to improve the home function and aesthetic, maintaining the neighborhood fabric, including a recent similar project by the neighbors.
- It will allow the homeowners to continue their valued contribution to the neighborhood and live comfortably in the home.

### The conditions and circumstances on which the variance request is based shall not be a self-imposed practical difficulty.

• The conditions of the home were existing prior to the current homeowners owning the home.

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

- The proposed addition is the minimum that will allow one car to fully park in the garage with additional storage for bikes and a lawn mower.
- The proposed addition is also the minimum that will allow for a modest-sized master bathroom, master closet, and functional master bedroom.
- The proposed addition will not impede the sight lines
- The proposed addition does not project beyond the adjacent garage



### LETTER OF AUTHORIZATION

October 27th, 2021

To whom it may concern,

We hereby authorize, Forward Design Build Remodel, to act on our behalf in all matters relating to the application(s) of the building permit and/or zoning variance, including signing of all documents relating to these matters. Any and all acts carried out by Forward Design Build shall have the same effects as acts of our own.

This authorization is valid until further written notice from Forward Design Build Remodel.

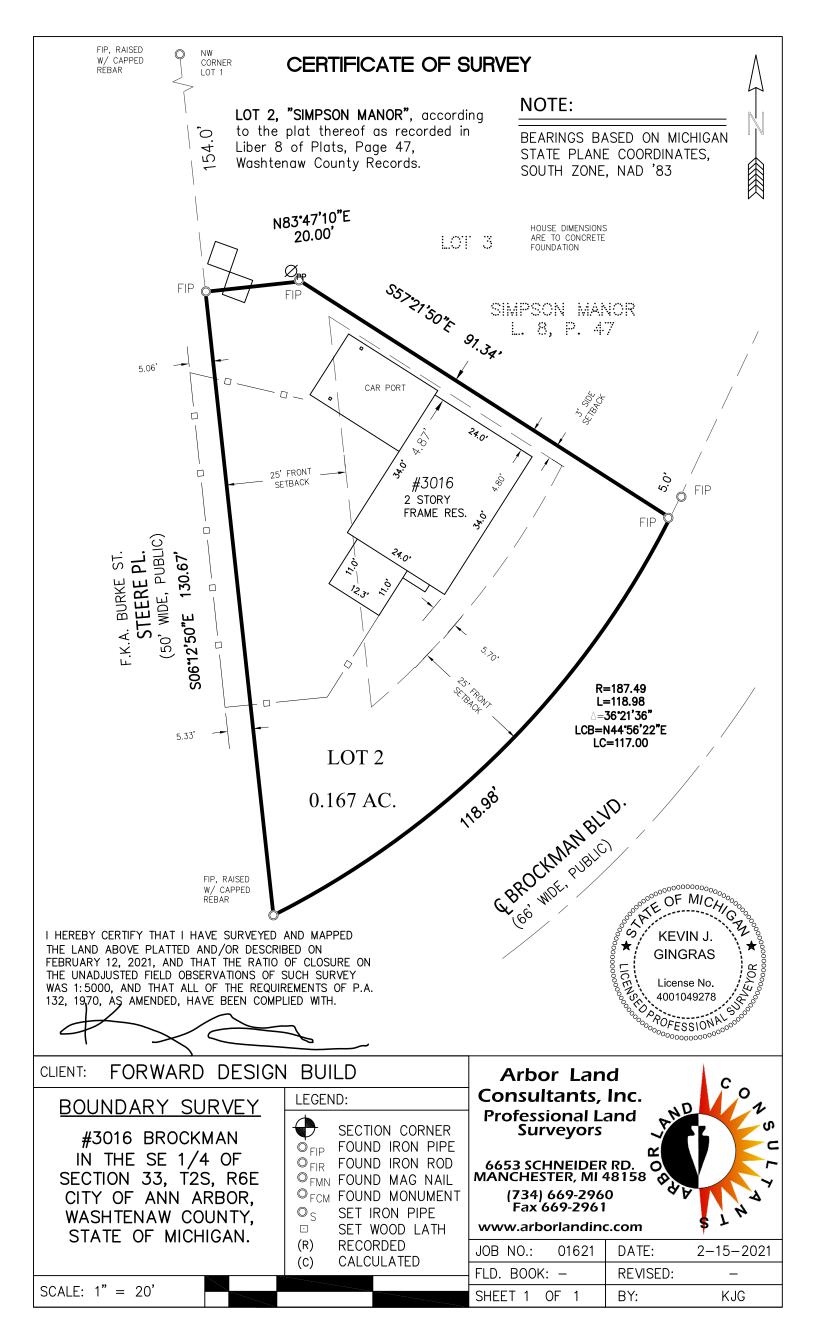
Sincerely,

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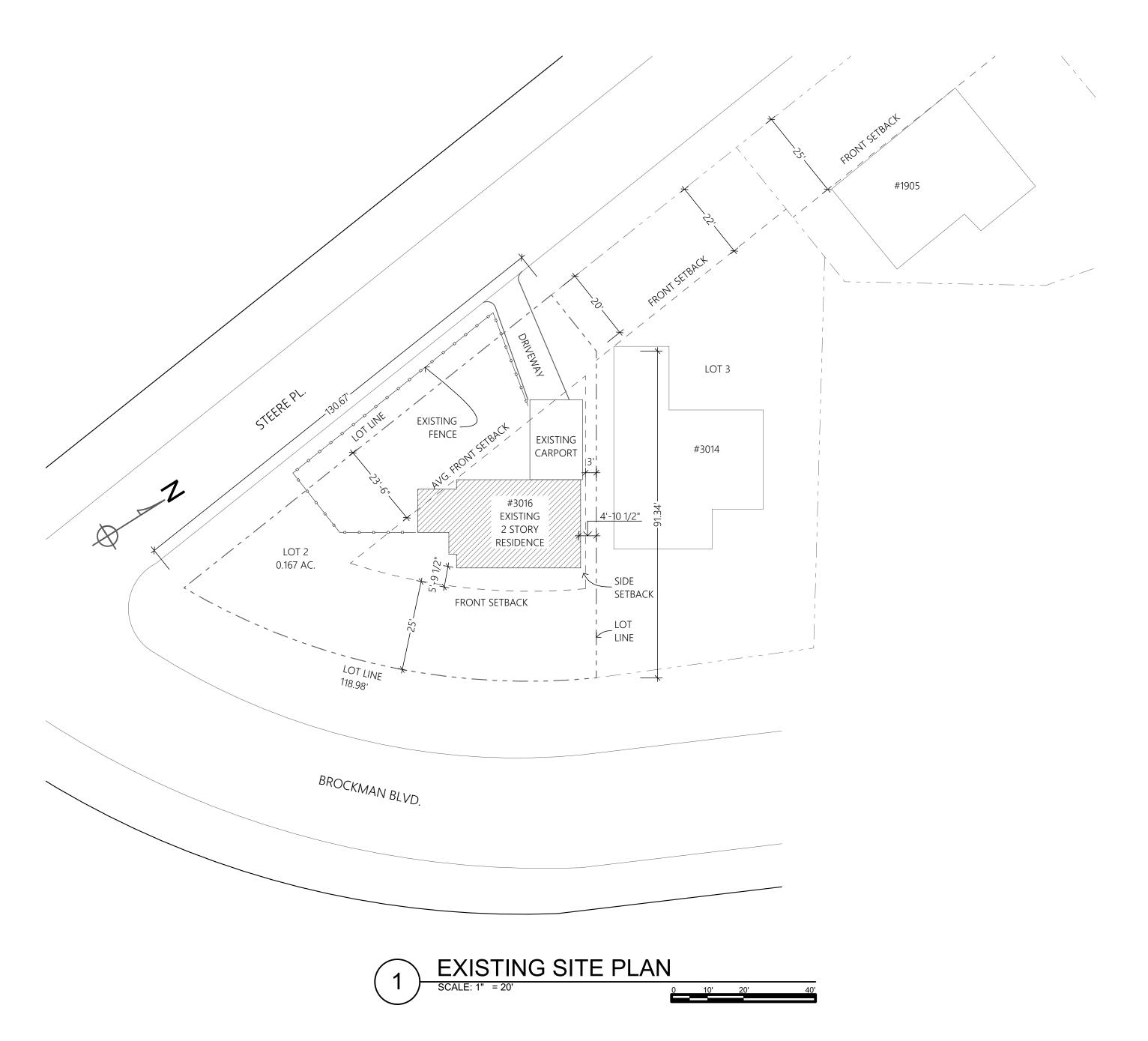
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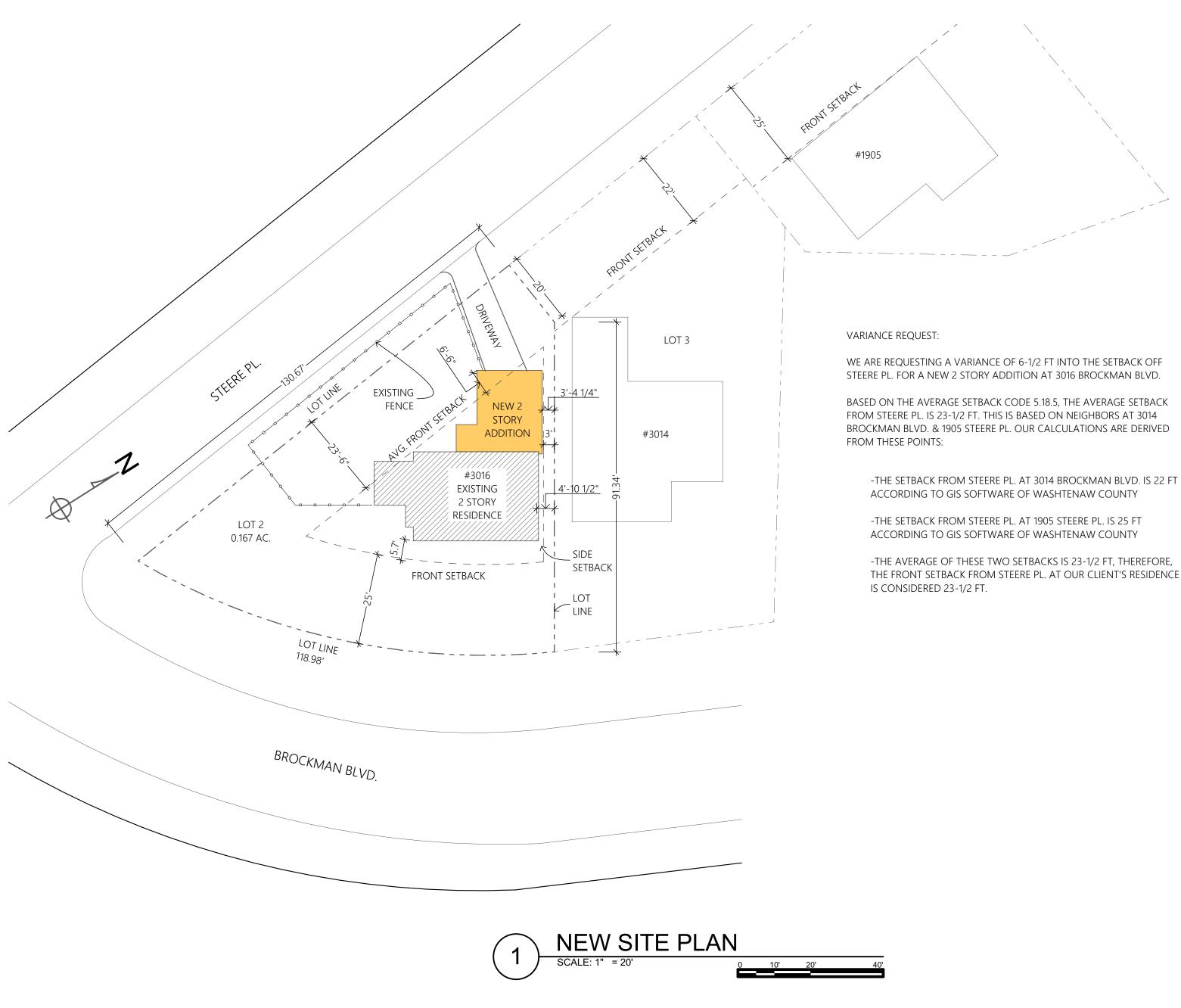


## TRIBBLE REMODEL - VARIANCE APPLICATION DRAWINGS 3016 BROCKMAN BLVD. ANN ARBOR MI

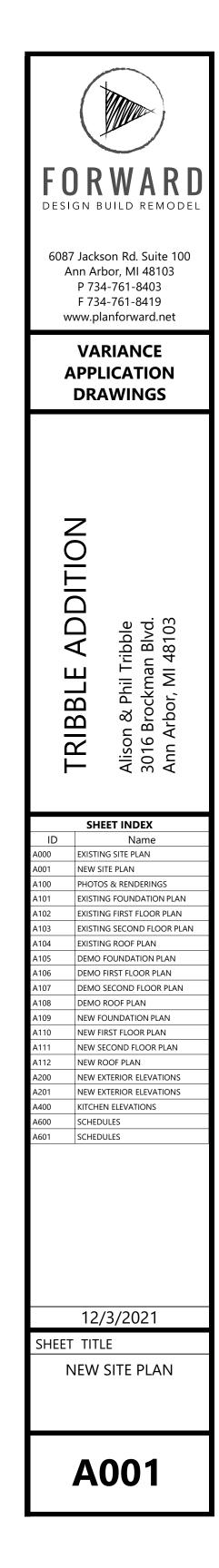




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EXISTING BACK LEFT PHOTO



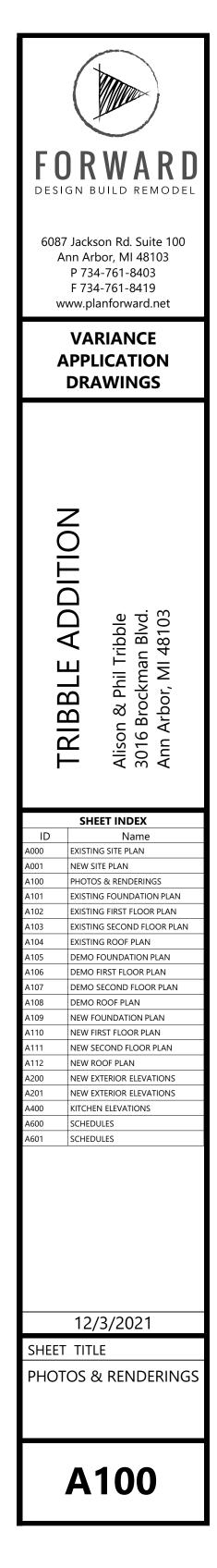
### EXISTING BACK GARAGE PHOTO

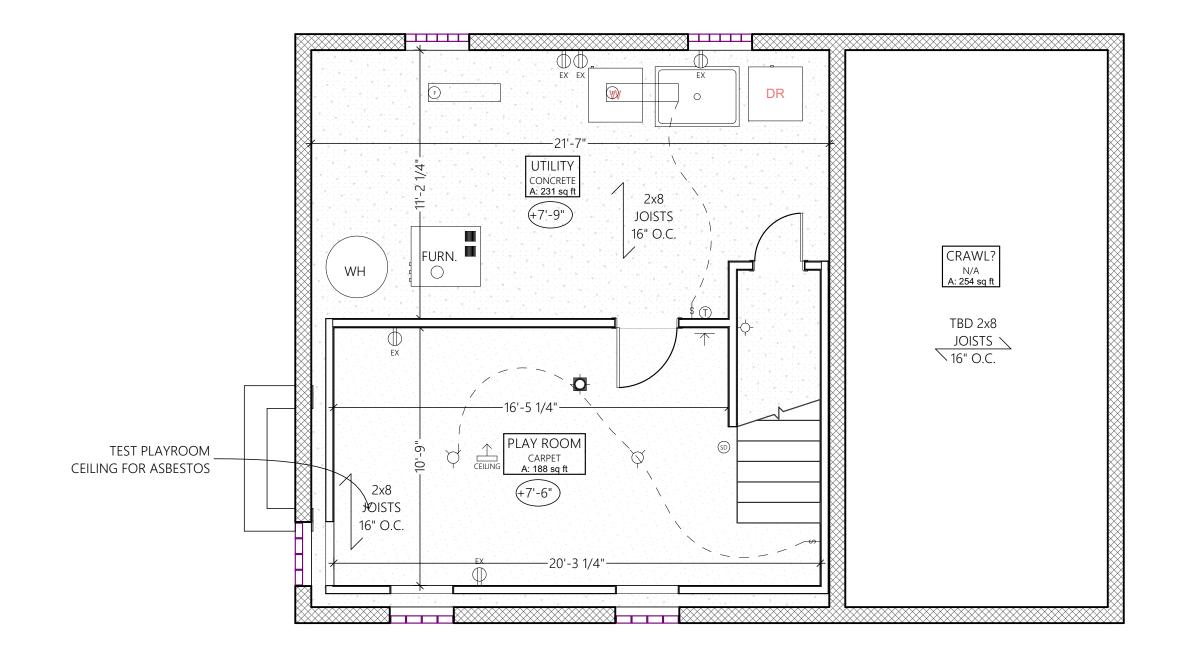




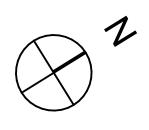
NEW BACK LEFT 3D VIEW

NEW BACK GARAGE RENDERING



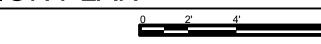


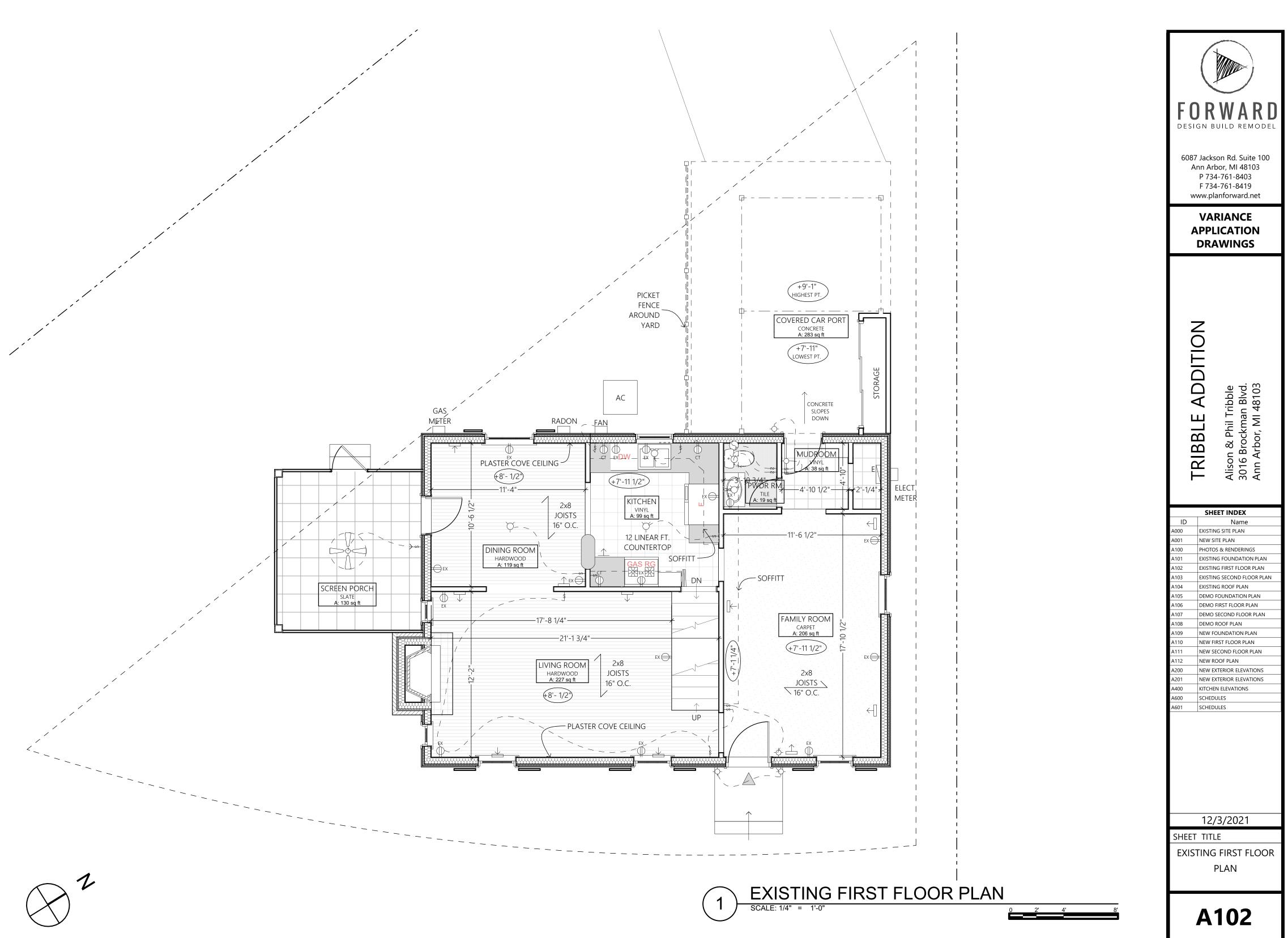


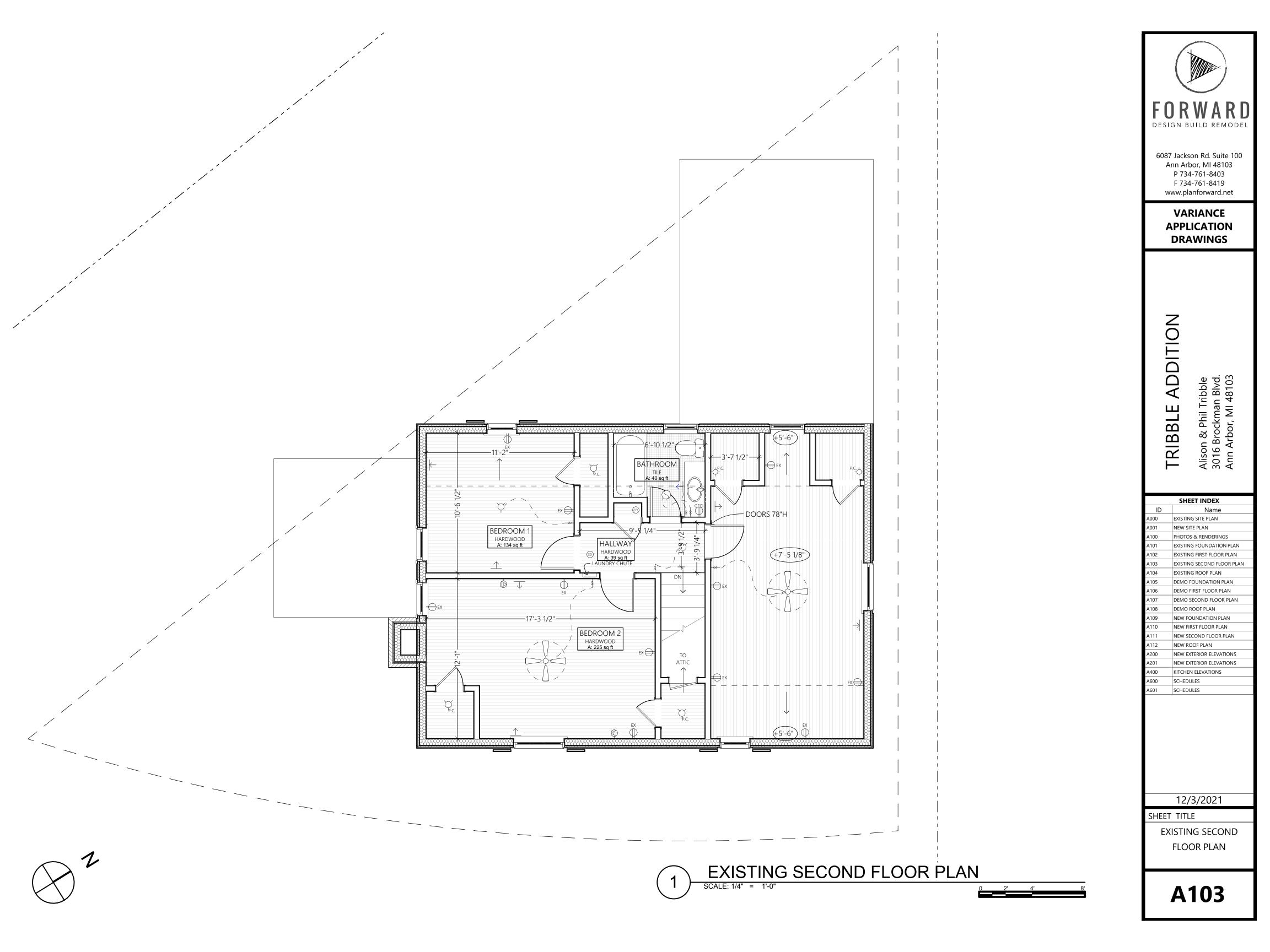


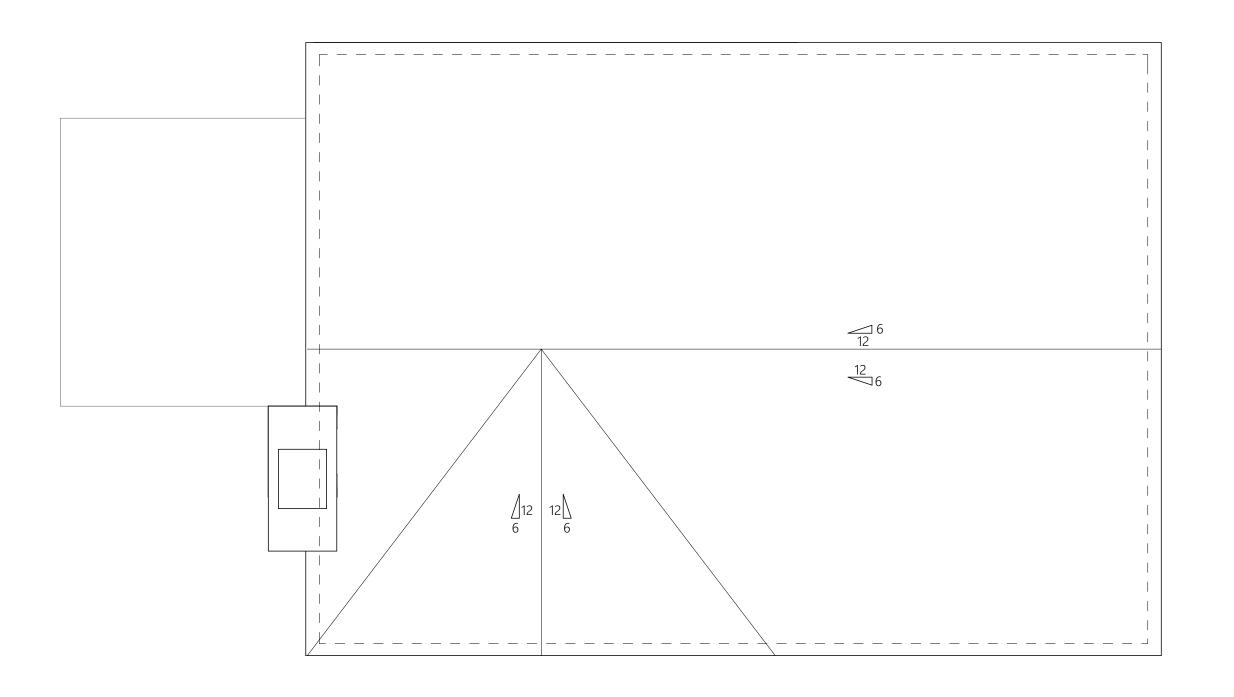
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# EXISTING FOUNDATION PLAN SCALE: 1/4" = 1'-0"







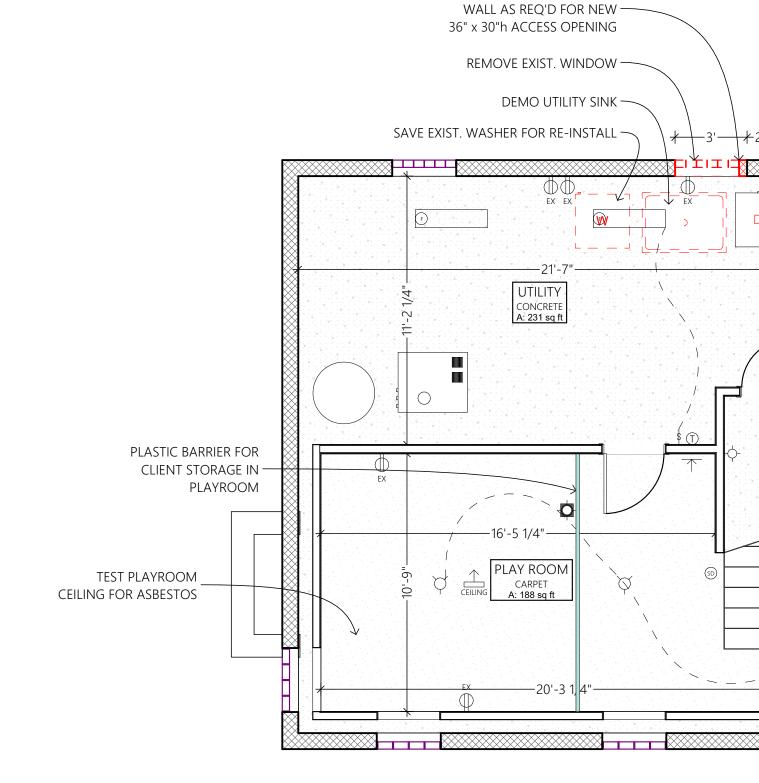


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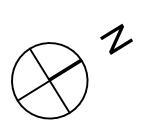


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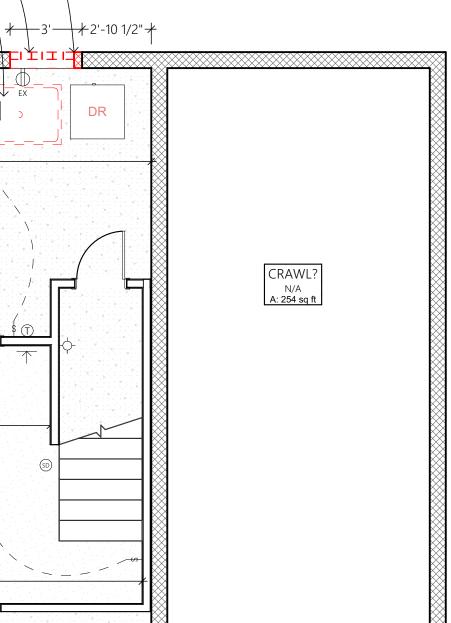


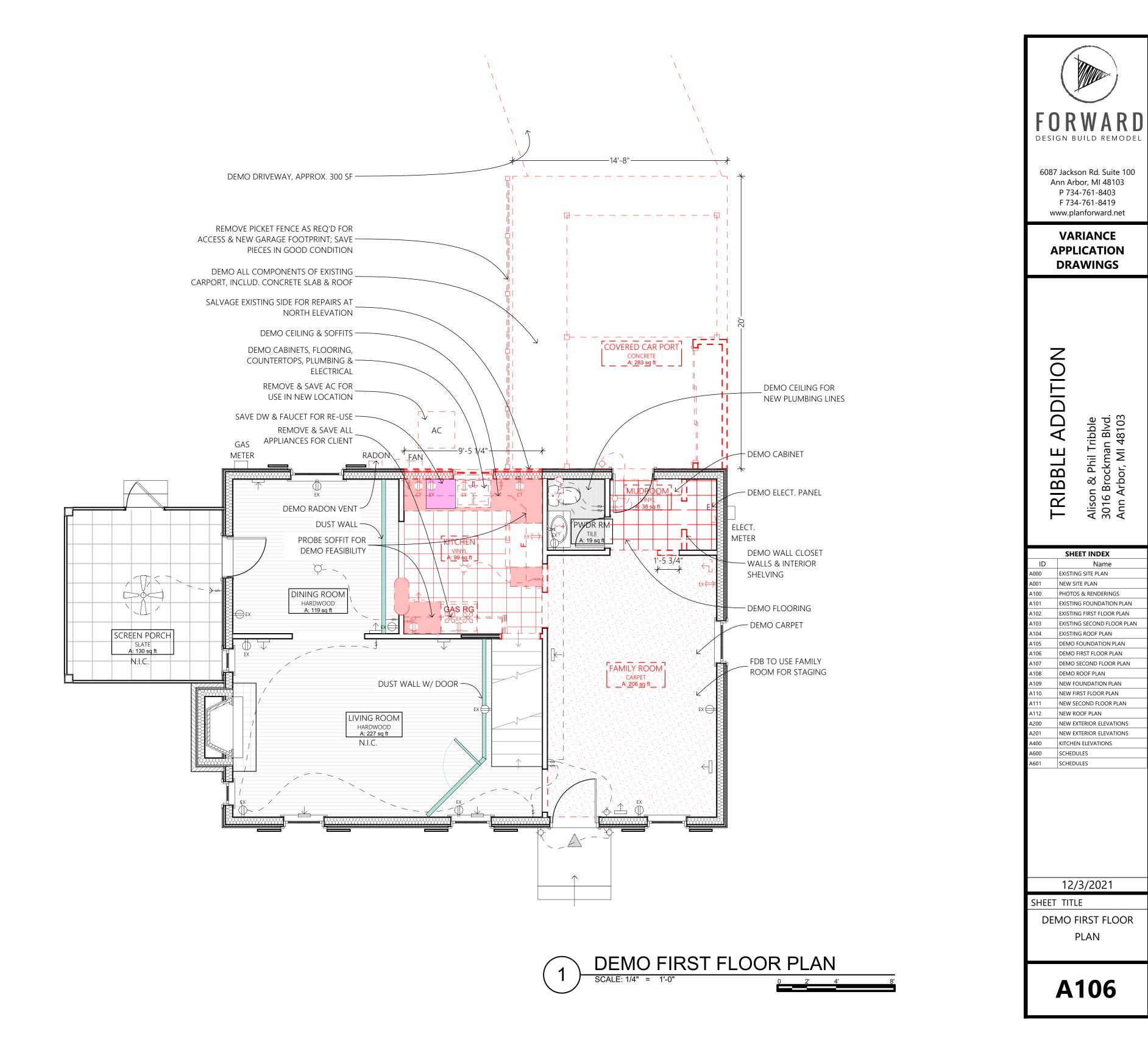


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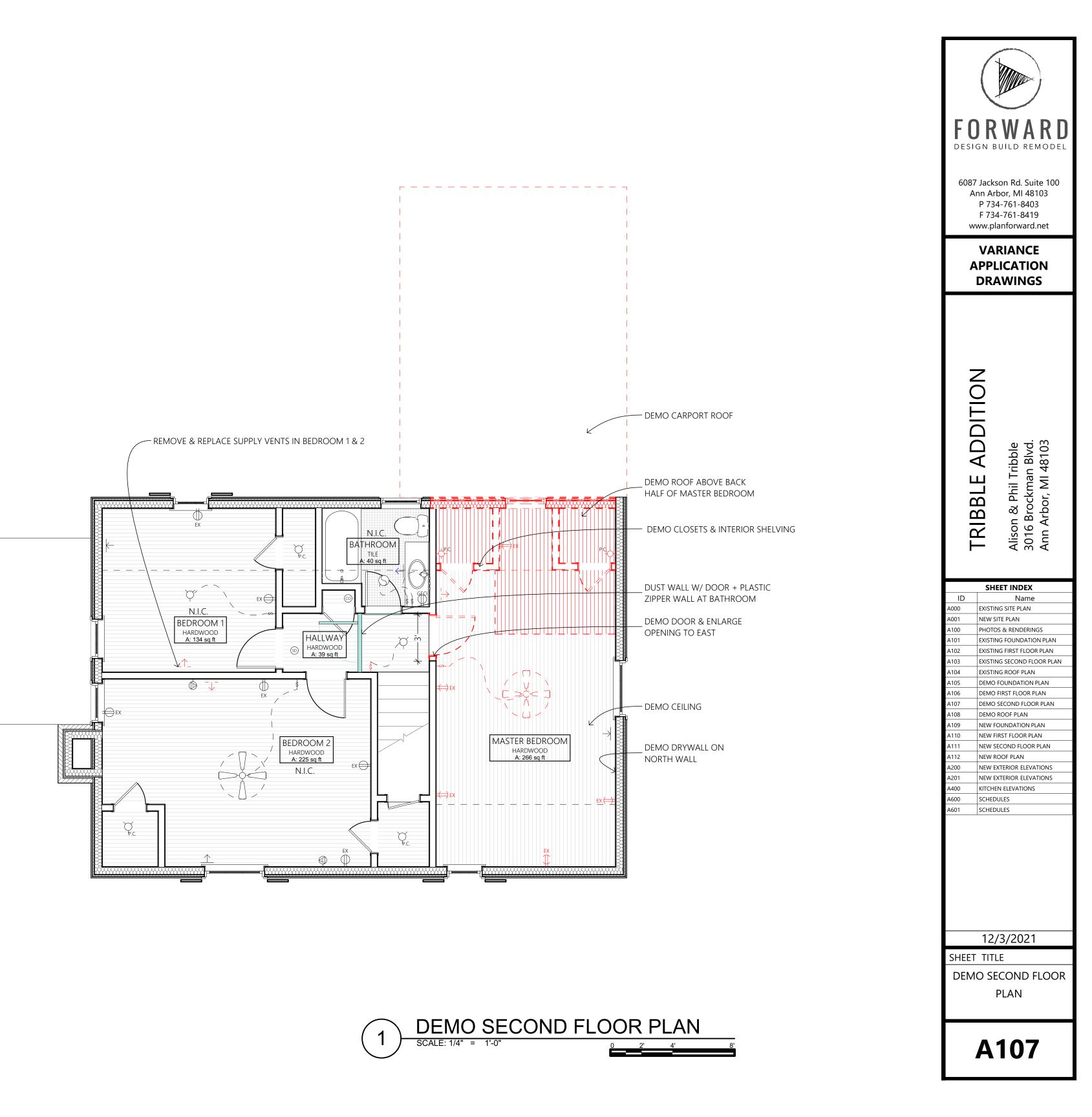


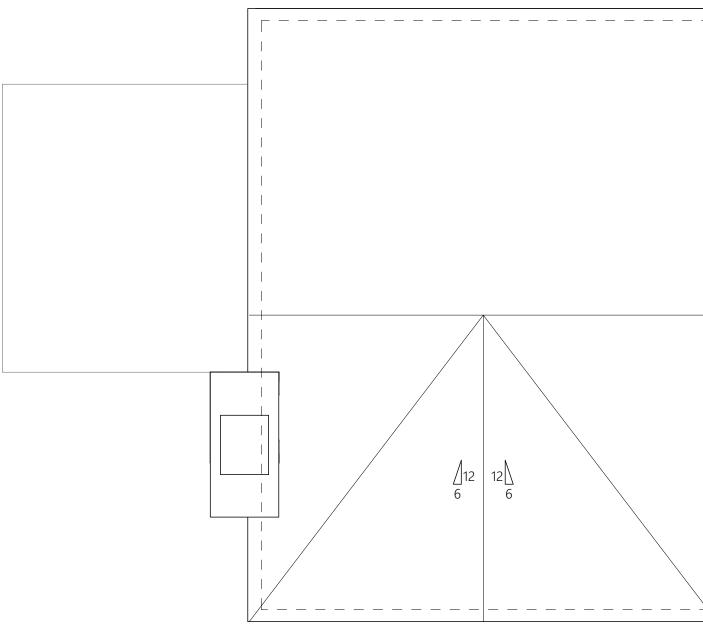
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