GENOA CHARTER TOWNSHIP ZONING BOARD OF APPEALS FEBRUARY 15th, 2011 6:30 P.M.

AGENDA

Call to Order:

Pledge of Allegiance:

Introduction:

Approval of Agenda:

Call to the Public: (Please Note: The Board will not begin any new business after 10:00 p.m.)

- 1. 11-03...A request by Maicom/Comcast Cable, Section 11, 6168 E. Grand River, for a use variance to allow in the Genoa Town Center an addition to an existing non-conforming essential public service building with a front yard variance, a building height variance and architectural requirements variance.
- 2. 11-04...A request by Eli Gergics, Sec. 30, 2062 Webster Park Drive, for a front yard and a waterfront variance to construct a 2nd story addition.
- 3. 11-05...A request by Ray Henrickson, Sec. 19, 3856 Beattie Road, for a variance to allow a detached accessory structure in the front yard of a non-conforming lot.

ADMINISTRATIVE BUSINESS:

- A. Approval of minutes for the January 19th, 2011 Zoning Board of Appeals meeting.
- B. Correspondence
- C. Member Discussion
- D. Adjournment

Charter Township of Genoa

ZONING BOARD OF APPEALS FEBRUARY 15th, 2011 CASE #11-03

PROPERTY LOCATION:

6168 E. Grand River

PETITIONER:

Maicom/Comcast Cable

ZONING:

MDR (Medium Density Residential), NSD (Neighborhood Service District),

and TC (Town Center Overlay)

WELL AND SEPTIC INFO:

Water and sewer is available

PETITIONERS REQUEST:

Requesting a use variance to allow in the Genoa Town Center an addition to an existing non-conforming essential public service building with a front yard variance, a building height variance and architectural requirements

variance.

CODE REFERENCE:

Section 9.03.01 – Town Center Overlay – Permitted uses

Section 9.04.01 – Town Center Overlay – Grand River frontage setbacks Section 9.05.01 – Town Center Overlay – Commercial architecture

STAFF COMMENTS:

Petitioner is seeking to expand a nonconforming public utility building within the Town Center Overlay. Due to the restrictions of the Town Center Overlay, the petitioner needs a use variance in addition to the dimensional and architectural requirement variances. Please see the letter from the Township Planning Director for further information.

If the Board decides in favor of the variance from the architecutral requirements then Staff would recommend any motion contain a condition requiring the Planning Commission's approval of the architectural design.

Please note that the front yard setback applies to the building being too far away from the front lot line (Town Center Overlay restricts buildings to within 0-75 feet from the front lot line). Similarly, the building height variance is from the minimum 20 feet for the existing 14 foot high building and the proposed addition.

	Front	One Side	Other Side	Rear	Height	N/A
Setbacks of	Maximum				20 feet	
Zoning	75 feet					
Setbacks	435 feet				14 feet	
Requested						
Variance Amount	360 feet				6 feet	

GENOA TOWNSHIP APPLICATION FOR VARIANCE

2911 DORR RD. BRIGHTON, MI 48116 (810) 227-5225 FAX (810) 227-3420

Case # 11-03 Meeting Date: 2-15-11 @6:30
$ ho.\mathcal{M}$. \square PAID Variance Application Fee (\$125.00 for residential - \$300.00 for commercial/industrial)
☐ Copy of Paperwork to Assessing Department
 Article 23 of the Genoa Township Zoning Ordinance describes the Variance procedure and the duties of the Zoning Board of Appeals. (Please see attached)
Applicant/Owner: MAICOM / COMCAST CABLE
Property Address: 668 GRAND RIVER Phone: 978-265-0831
Present Zoning: MDR + NSD Tax Code: 11-11-300-013
The applicant respectfully requests that an adjustment of the terms of the Zoning Ordinance be made in the case of their property because the following peculiar or unusual conditions are present which justify variance.
1. Variance Requested: DISTRICT USE: Allow ESSELFIAL PUBLIC SERVICE
DIMENSIONAL BED: SET BYCK & BUILDING HEIGHT!
2. Intended property modifications: COUSTRUCT A 9-4 x 24-8
This variance is requested because of the following reasons:
a. Unusual topography/shape of land (explain)
b. Other (explain)
 Variance Application Requires the Following: Plot Plan Drawings showing setbacks and elevations of proposed buildings showing all other pertinent information. Note: Will need 8 copies of any drawings larger than 8½ and 14 in size. Waterfront properties must indicate setback from water for adjacent homes Property must be staked showing all proposed improvements 5 days before the meeting and remain in place until after the meeting Petitioner (or a Representative) most be present at the meeting

Any Variance not acted upon within 12 months from the date of approval is invalid and must receive a renewal from the 25A.

After the decision is made regarding your variance approval contact Adam or Amy at the township office to discuss what your next step is.

GENOA TOWNSHIP APPLICATION FOR VARIANCE

Date 1-21-11

Address: 6168 Grand River

Applicant: Maicom Construction Services/Comcast Cable

This variance is requested because of the follow reasons:

District Use:

1. The existing building received site plan and special land use approval in October 1998 in it's current location and use. Adhering to new MDR would require construction of new facility and relocation of critical telecommunication and emergency services equipment.

Dimensional Requirements:

1. The existing building was granted it's current location (set back) via 1998 site plan approval.

2. To utilize a 20'-0" building height in lieu of the proposed 14'-0" height would pose an unsightly finished product considering the existing building eave height is 9'-0".



Genoa CharterTownship

2911 Dorr Road • Brighton, Michigan 48116 • (810) 227-5225 • Fax (810) 227-3420 • www.genoa.org

February 9, 2011

Zoning Board of Appeals Genoa Charter Township 2911 Dorr Road Brighton, Michigan 48116

Subject: Variance Request Review: Comcast - Equipment Storage Building Addition

Location: 6168 W. Grand River, Brighton

Zoning: MDR / Town Center

Applicant: Maicom Construction Services/Comcast Cable

Dear Board of Appeals:

I have reviewed the above referenced variance application and site plan dated January 10, 2011 for an 476.8 square foot equipment building addition on the west side of the existing building located at 6168 W. Grand River, Brighton. The site is located on the south side of Grand River, east of Dorr Road. I have reviewed the plan for compliance with the criteria applicable to variances as presented in Article 23 of the Zoning Ordinance.

Existing Use: The site is currently being used as an equipment storage building. The site has an underlying zoning of Medium Density Residential (MDR) and is within the Town Center overlay district. Essential Public Service buildings are a special land use in the MDR district. The existing building received site plan and special land use approval in October 1998. The Town Center overlay district does not permit essential public service buildings therefore this is considered a non-conforming use in the Overlay district.

Variance Issues:

- 1. **District/Use:** The Town Center overlay district requires that any expansion of an existing use shall comply with the Town Center Overlay district. Essential Public Service buildings are not permitted in the Town Center district therefore the applicant is requesting a variance to expand the non-conforming use. The criteria applicable to use variances is discussed below:
 - a) Unreasonable Current Zoning Designation. The applicant has demonstrated that the site cannot reasonably be used for any of the uses allowed within the current zoning district designation. The Board of Appeals may require submission of documentation from professionals or certified experts to substantiate this finding.

Genoa Township Zoning Board of Appeals Variance Review – Comcast Storage Building Addition February 10, 2011 Page 2

Due to the design of the existing building and the underground utilities servicing the building it is my opinion that this building and the portion of the property on which it is located could not be used for any of the permitted uses in the Town Center District.

(b) Unique Circumstances. The need for the variance is due to unique circumstances peculiar to the property and not generally applicable in the area or to other properties in the same zoning district. The applicant must prove that there are certain features or conditions of the land that are not generally applicable throughout the zone and that these features make it impossible to earn a reasonable return without some adjustment.

The subject property is unique in that the existing use was permitted in the underlying zoning district and also in the fact that it is occupied by an essential public service building. This facility houses critical telecommunication and emergency services equipment essential to public health, safety and welfare.

(c) Not Self-Created. The problem and resulting need for the variance has not been self-created. The Board of Appeals shall consider changes made to the property by the applicant and near term predecessors.

The rezoning of the land to the Town Center Overlay was initiated by the Township therefore the need for the variance is not self-created.

(d) Capacity of Roads, Infrastructure and Public Services. The capacity and operations of public roads, utilities, other facilities and services will not be significantly compromised.

The use and the proposed addition to the existing building are not anticipated to compromise roads, infrastructure or public services.

(e) Character of Neighborhood. The use variance will not alter the essential character of the neighborhood nor be a detriment to adjacent properties.

This is an existing use and neither it nor an expansion to it will impact the character of the neighborhood.

2. **Dimensional/Architectural Requirements**: The proposal involves construction of a 476.8 square foot addition at the northwest corner of the existing building. The proposed addition does not comply with the front setback, building height, or architectural standards of the Town Center district as presented in the table below. Following the table, the criteria applicable to dimensional variances as they relate to the Town Center standards are discussed.

Dimensional Requirements:

	Front Setback	Building Height
Required	Minimum 0' / Maximum 75'	Min. 20'
Proposed	435''	14'
Variance Requested	Exceed Max. Setback by 360'	6°

Architectural Requirements:

Architectural R	equirements:	
Building	Nonresidential and mixed-use	a a
types	buildings shall be designed with	
permitted	traditional styles of architecture,	11211111111111111111111111111111111111
	similar to that found in downtown	Traditional architectural
	Brighton and Howell. Buildings shall	styles similar to downtown Brighton and Howell.
	front onto the sidewalk with windows,	
	doors, and architectural detailing	
	customary of traditional storefronts	
	and contain varying materials, and	Mixed use building with
***************************************	appearances.	retail on main level and office or residential on
Front façade	All buildings shall have a main	® ® ® upper floors.
requirements	entrance that is located on at least one	
	street front. Main entrances shall	
	have design details that enhance the	Main pedestrian entrance located on street front.
	appearance and prominence of the	Totaled divined from
	entrance so that it is recognizable	
	from the street and parking areas.	
Windows	(a) Storefront/Ground Floor. No less	
and doors	than 70% of the storefront/ground	Flat roof with traditional
	floor façade shall be clear glass	comice proportionate to building and parapet walf
	panels and doorway. Required	tall enough to screen rooftop equipment.
	window areas shall be either	
	windows that allow views into	Upper story Windows
	retail space, working areas or	comprise less than 50% of facade and are
	lobbies, pedestrian entrances, or	vertical in proportion.
	display windows set into the wall.	
	Windows shall not be blocked	Design separation between 1st and 2nd stories with
	with opaque materials or the back	Cornice or other feature.
	of shelving units. The bottom of	Windows and doors
	the window must be no more than	comprise a minimum of
	4 feet above the adjacent exterior	70% of the first story facing the street.
	grade.	
	(b) The front entranceway shall be	
***************************************	inset a minimum of three feet	***************************************
***************************************	from the front building wall.	
Roof design	(a) Pitched and mansard roofs shall	
0	not be permitted with eaves below	
	a height of 20 feet.	
	,	

Genoa Township Planning Commission Site Plan Review – Comcast Storage Building Addition January 6, 2011 Page 4

The criteria applicable to dimensional variances in Article 23 are discussed below:

(a) **Practical Difficulty/Substantial Justice**. Compliance with the strict letter of the restrictions governing area, setbacks, frontage, height, bulk, density, or other dimensional provisions would unreasonably prevent the use of the property. Granting of a requested variance or appeal would do substantial justice to the applicant as well as to other property owners in the district and is necessary for the preservation and enjoyment of a substantial property right similar to that possessed by other properties in the same zoning district and vicinity of the subject parcel.

Compliance with Town Center front setback would unreasonably prevent the use of the rear of this property because of the depth of the existing parcel. Additionally the maximum setback requirement prohibits the expansion of the existing building on a large parcel thus impacting the property owner's right to use the rear of the property.

In regard to the minimum height requirement, allowing for an addition to match the existing building would do substantial justice to the applicant and other owners in the district by allowing them the right to add on to an existing structure.

Compliance with the Town Center architectural standards would not allow the continued use as an essential public services building. These standards do not contemplate this use and unreasonably restrict the applicants ability expand upon the existing use.

(b) Extraordinary Circumstances. There are exceptional or extraordinary circumstances or conditions applicable to the property or the intended use which are different than other properties in the same zoning district or the variance would make the property consistent with the majority of other properties in the vicinity. The need for the variance was not self-created by the applicant.

This property is occupied by a previously approved essential public service building. Essential public service uses and buildings are unique in that they serve to enhance and protect the public health, safety and welfare. This facility provides for critical telecommunication and emergency services equipment and is the only such parcel with this use in the Town Center district. The need for the variance results from a Township initiated rezoning which was not self-created by the applicant.

(c) **Public Safety and Welfare**. The granting of the variance will not impair an adequate supply of light and air to adjacent property or unreasonably increase the congestion in public streets, or increase the danger of fire or endanger the public safety, comfort, morals or welfare of the inhabitants of the Township of Genoa.

Granting of the variance will promote and improve public safety and welfare.

Genoa Township Planning Commission Site Plan Review – Comcast Storage Building Addition January 6, 2011 Page 5

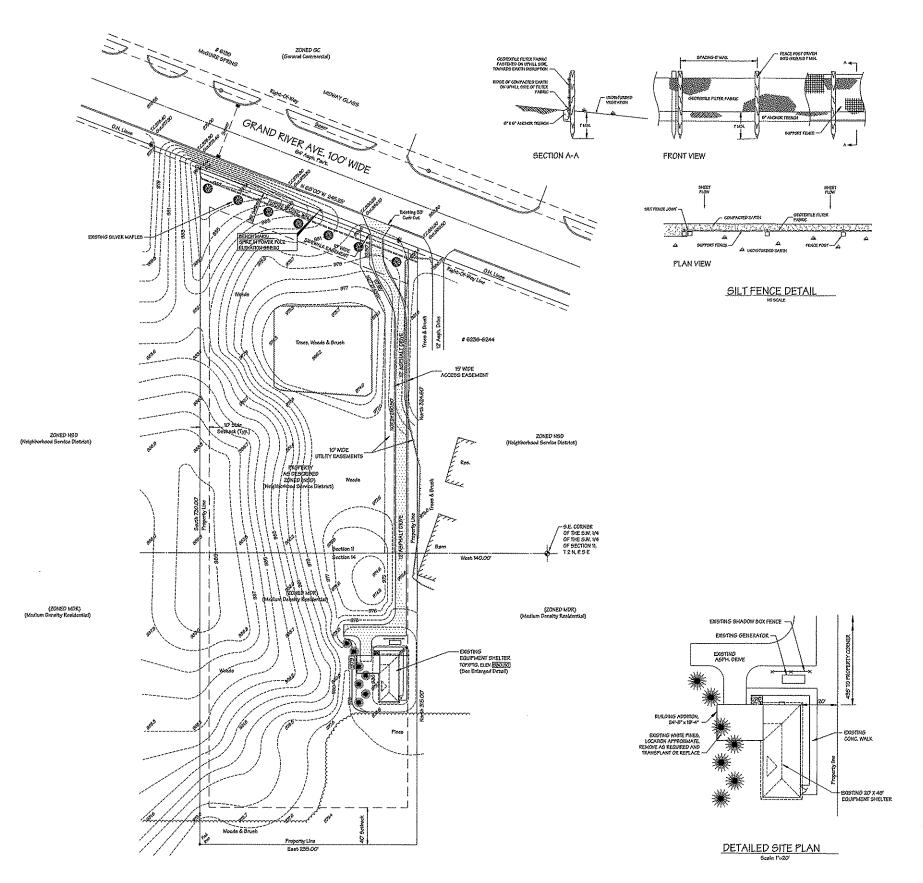
(d) Impact on Surrounding Neighborhood. The variance will not interfere with or discourage the appropriate development, continued use, or value of adjacent properties and the surrounding neighborhood.

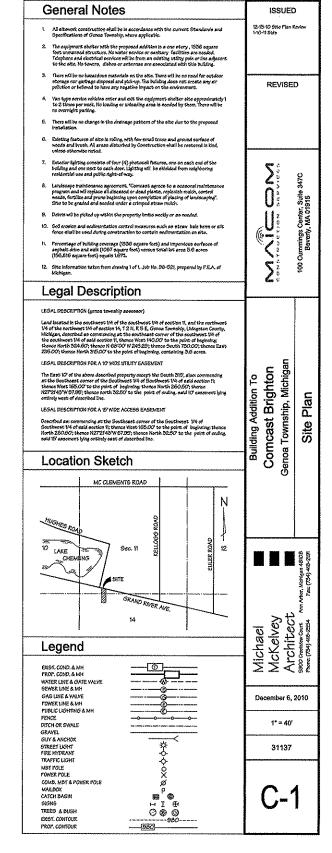
Granting the front setback, height, and architectural standards variances will not have any negative impact on the surrounding neighborhood.

In final, I would like to inform that Zoning Board that staff is taking action to amend the Town Center section of the Zoning Ordinance to allow the Planning Commission more flexibility in regulating form for existing buildings in an attempt to avoid the requirement for so many variances in the future. Should you have any questions concerning this matter, please don't hesitate to contact me at (810) 227-5225.

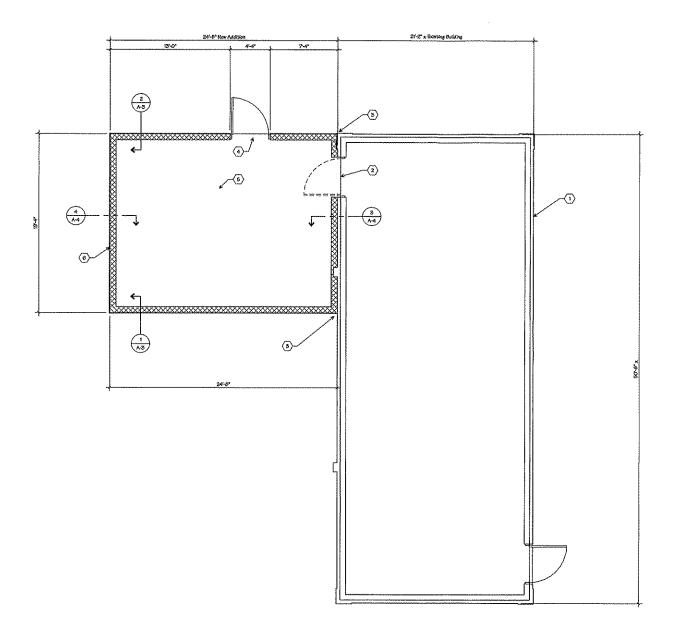
Sincerely,

Kelly VanMarter Planning Director



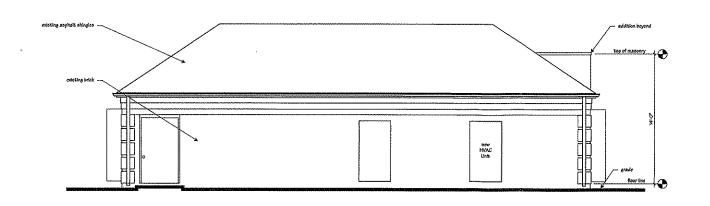


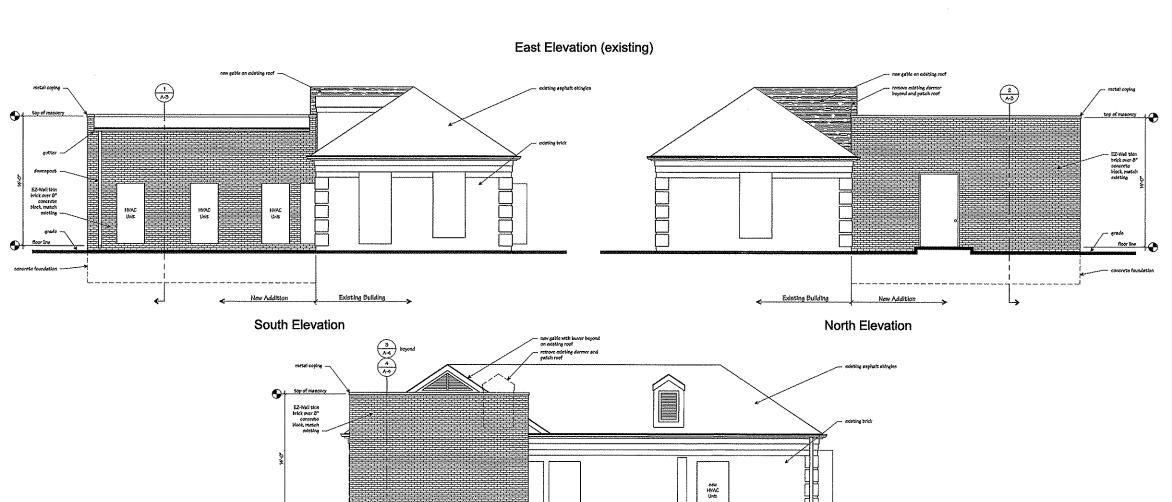




	Name 1 NI - 1		
Ċ	Seneral Notes	ISSUEE 12-13-10 Site Plan	
1.	The Building in Use Group U .	1-10-11 Bide	
2.	The Construction Type is Y-B. Per Table 503 the allowable building area is 5, 500 n.f.		
4	Actual including area, existing + addition, in 1536 e.f.		
5.	Provide fire exitinguishers, insuring the label of an approved agency. In accordance with NFPA 10, the 2000 international Fire Code and as required by the Genes Township Fire Department prior to occupancy.	REVISE	D
6.	interior well and ceiling finishes munt be Class C or better per ASTM ED4. Contractor to submit exidence of compliance.		
7.	All means of agrees doors shall be readly operable from the elde from which agrees is to be made without the use of a key or opecial knowledge or offert.		
8.	Exit algas and power source must comply with Code Section 1003,210. Verify all out sign locations with Fire Marshall and building Inspector.	Em ?	
9.	Emergency lighting what be powered by an emergency electrical system which complian with Code Sections 1003211.	25	347C
10.	Contractor to provide complete details indicating the eith, color, illumination and power course for all required "Ent" signs as well as the illumination and power source of the emergency means of option lighting.	0 %	er, Suite : 01915
11.	All foam plactice (rigid inculation) for own in the foundation and roof construction rates meet the code's outface surning characteristics and be liable. Contractor to cubmit of complance to building official.		100 Cummings Center, Suite 347C Beverly, MA 01915
12.	Roof covering must be Class C minimum. Submit endeace of the roof coverings fire classification when tested in accordance with ASTM EIOS.	Z	O Cummi
	Electrical and mechanical controls and outlete and starm or warning activating devices shall not be more than 40 inches above the floor.	25	5
14.	Handles, gulls, latches, locks and other operating devices on all now required out access doors shall have a stape which is easy to grape with one hand and which does not require tight grapping, pinching or twesting of the wrist to operate.		
	Floor Tile Tun floor tile skall be a 1/2-inch vind composition tile (VCT) in a medium to light contrasting color. Apply a clean protective floor polish.		
	Wall Daoc Apply a 3- or 4-inch ring! resilient wall base to walls, columns, plicators, casework, and other permanent fixtures continuous between door jambs throughout the room.	_	
17.	Wall and Calling Finish: The wall and colling finish shall be emoute and clean. Walls and collings hall be primed and particula With a factory-formulated, off white later semi-gloss or earlin fluish. Undertoke of roof deciding can be painted in a contrasting color or earns color.	on To ghton Michiga	<u>=</u>
18.	Jambo and Doors: Steel doors and jambo shall be primed and painted with comingious, odorices alkyd enamel.	를 <mark>면</mark> 를	급
19.	Workmanelign: Construction methods and procedures shall be in accordance to manufacturers' installation directions and respirements.	Building Addition To Omcast Brighto Ioa Township, Michi	Floor Plar
	> Sheet Keynotes	Buil Corr Genoa	
	ones reynotes	o ဖွ	
٤.	Existing construction		
2	Remove edeting door and frame; patch opening.		
5.	Provide control joint and adjustable wall ties anchored to edeting building @ 32° e.c.		
4.	insulated hollow metal door, 4°-0" x 7°-10", with weatherstripping and threshold, 3°-hr fire resistance rating.		
5. 6.	Conserve slab, EZ-Wall thin brick over 8" concrete block. Brick to match existing		8108 -219
φ.	copy and texture, 4-hr fire resistance.		Vichigan 48108 (734) 418-219
			тыс, Міскідан 48101 Fac (734) 418-219
			₹.
		ઇ જ્	~ %
		£ \$ \$ £	# Ceur
		ichael cKelve	Cr24)
		Michael McKelvey Architect	5900 (Phore:
		December 6,	2010
		1/4" ≃ 1'-0	*
		31137	
		A-′	

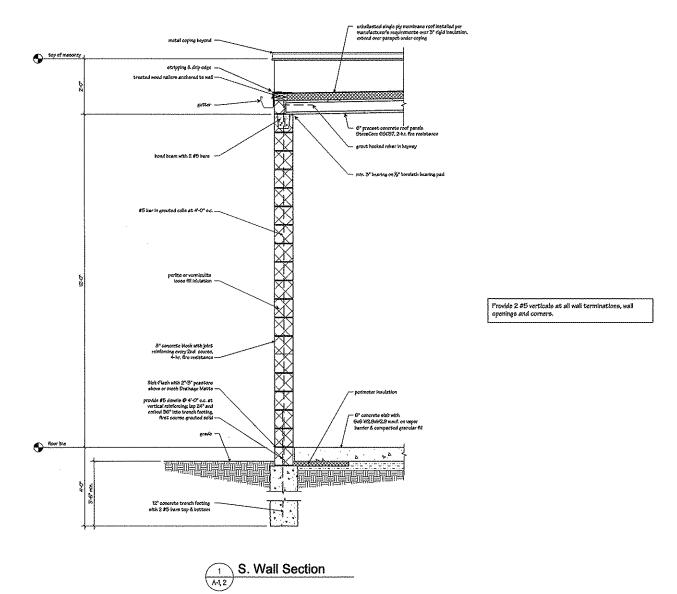






West Elevation

ISSUED 12-13-10 Site Man Review 1-10-11 Bide REVISED December 6, 2010 1/4" = 1'-0" 31137 A-2



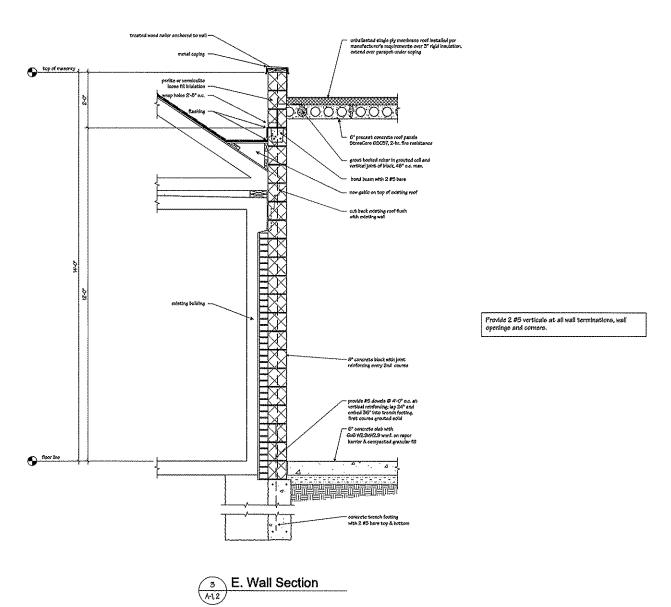
6" procest concrete reef penels, StreeCore 65C67, 2-hr. fire resistance 8" concrete block with Joint reinforcing every 2nd course, 4-hr. fire resistance --- provide #5 denote © 4'-0" e.c. st vertical reinforcing: isp 24" and embed 26" into trench feeting, first course grouted solid 12" concrete trench footing with 2 #5 barn top & bottom

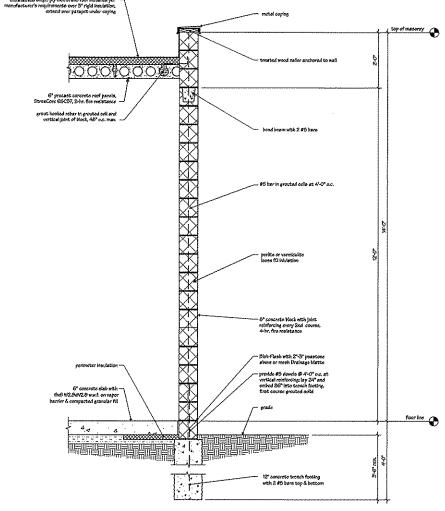
N. Wall Section

ISSUED 1-10-11 Bide REVISED 100 Cummings Center, Suite 347C Beverfy, MA 01915 Building Addition To Comcast Brighton Genoa Township, Michigan Wall Sections 148108 148108 Michael
McKelvey
Architect December 6, 2010 3/4" = 1'-0"

A-3

31137

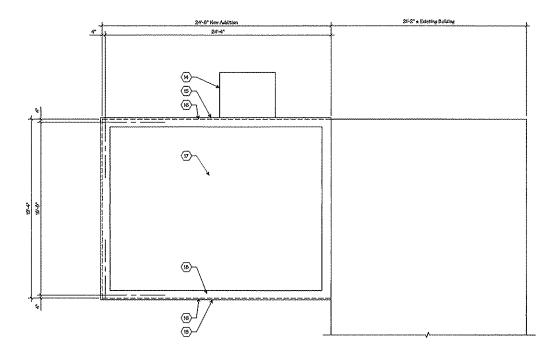




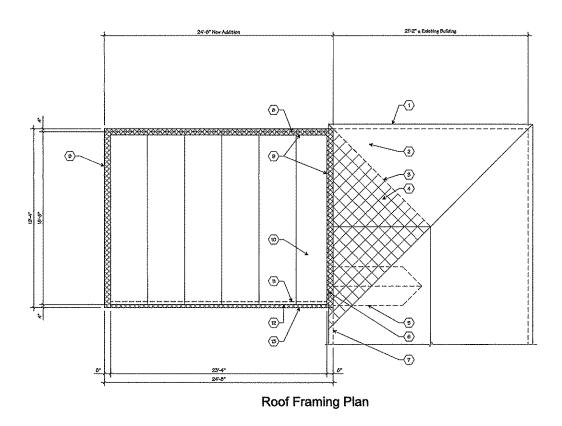
W. Wall Section

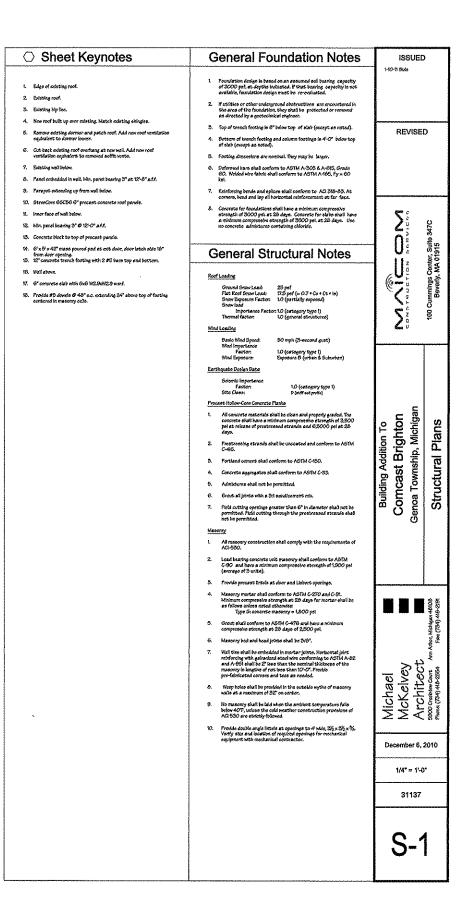
ISSUED 1-10-11 Bide REVISED 100 Cummings Center, Suite 347C Bevery, MA 01915 Building Addition To Comcast Brighton Genoa Township, Michigan Wall Sections 49103 Michael McKelvey Architect December 6, 2010 3/4" = 1'-0" 31137

A-4

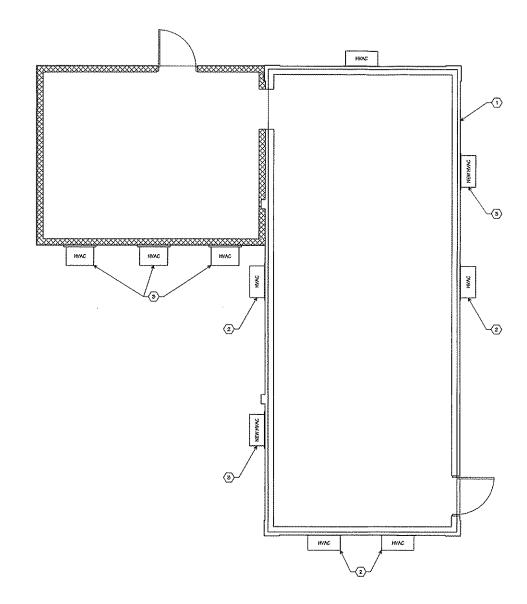


Foundation Plan



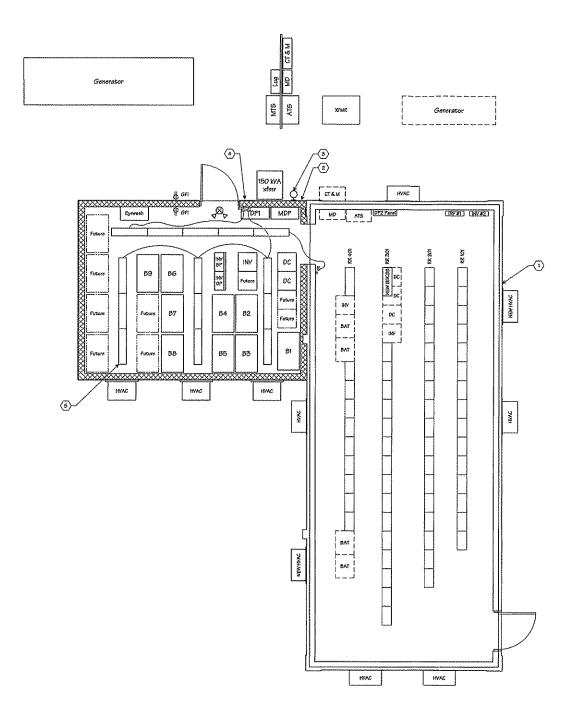






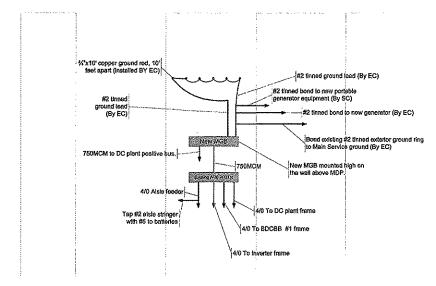
	Michael McKelvey Architect 5800 consolucat and when, well frome (704) 418-25544
	Michigan (8000 Fee (704) 489-2191
Existing Equipment to Remain Existing Equipment To the Removed Now Equipment	Building Addition To Comcast Brighton Genoa Township, Michigan HVAC Plan
Legend	CONSTRUCTION DANGERS 100 Cummings Center, Suite 347C Beverly, MA 01915
	REVISED
Sheet Keynotes Distribution construction Edistring wall mount HYAC unit. New Band G-ton wall assume HYAC unit.	ISSUED 5-10-11 Blde



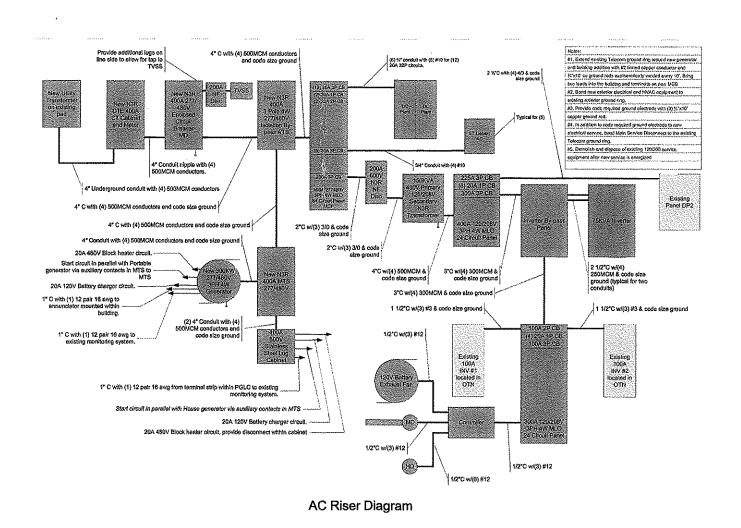


Sheet Keynotes ISSUED 1-10-18 6kde 1. Extering construction			
Relocate evisting Enterior Camera to this location. Relocate Light Fixture from health adepting shoon. Relocate adalying Card Reader and Electric Strike to this location. Relocate adalying Card Reader and Electric Strike to this location. Relocate adalying Card Reader and Electric Strike to this location. Relocate adalying Card Reader and Electric Strike adaltics abided lamps.	REVISED		
Legend	CONSTRUCTION SHAVIESS 100 Curmings Center, Saile 347C		
Existing Equipment to Remain Existing Equipment Nor Equipment Future Equipment 1'x 4'Phoreacent West Around with Shater Bhild Lamp Exit Sign Mids Battery Dackup and Exargency Light Single Pole Switch Duplex Receptoria	Building Addition To Comcast Brighton Genoa Township, Michigan Electrical Plan		
	Michael McKelvey Architect Sooo Catalogue Carr France Carls As 25584 France Carls As 25844 France Carls As 25		
	1/4" = 1'-0"		
	31137		
	E-1		





Ground Riser Diagram



ISSUED 1-10-71 Blds)
REVISE	 D
	-
SONSTRUCTION DERVICES	100 Cummings Center, Sulte 347C Beverly, MA 01915
Building Addition To Comcast Brighton Genoa Township, Michigan	Riser Diagrams
Michael McKelvey Architect	5900 Creation Court Ann Arton, Nacheson 48108 From: (734) 418-2554 For (734) 418-2031
December 6,	2010
No Scale	'
31137	
E-2	2

Charter Township of Genoa

ZONING BOARD OF APPEALS FEBRUARY 15th, 2011 CASE #11-04

PROPERTY LOCATION:

2062 Webster Park Drive

PETITIONER:

Eli Gergics

ZONING:

LRR (Lakeshore Resort Residential)

WELL AND SEPTIC INFO:

Well and Septic

PETITIONERS REQUEST:

Requesting a waterfront and front yard variance to construct a 2nd

story addition.

CODE REFERENCE:

Table 3.04.01 - Dimensional Standards - LRR (Lakeshore Resort

Residential)

STAFF COMMENTS:

Petitioner is seeking a variance to construct a second story addition on an existing nonconforming structure. In addition, due to the neighbor being set so far back on the south, an additional waterfront variance

is needed.

	Front	One Side	Other Side	Rear	Height	Waterfront
Setbacks of Zoning	35	10	5	40	25	178
Setbacks Requested	0	11	9	94	21	94
Variance Amount	35					84

GENOA CHARTER TOWNSHIP APPLICATION FOR VARIANCE

2911 DORR RD. BRIGHTON, MI 48116 (810) 227-5225 FAX (810) 227-3420 Meeting Date: 2-15-11 @ 6'.30 Case # A PAID Variance Application Fee \$125.00 for residential - \$300.00 for commercial/industrial Copy of paperwork to Assessing Department Article 23 of the Genoa Township Zoning Ordinance describes the Variance procedure and the duties of the Zoning Board of Appeals. (Please see attached) Applicant/Owner: ELI GERGICS: LORI BILLIS-GERGICS Property Address: 2062 WEBSTER PARK DRhone: ELI Call The applicant respectfully requests that an adjustment of the terms of the Zoning Ordinance be made in the case of their property because the following peculiar or unusual conditions are present which justify variance. INTO BEDROOM OF 1. Variance Requested: TO CONVERT ATTIC FROM THE UNPAVED ROAD This variance is requested because of the following reasons: Unusual topography/shape of land (explain) Other Other (explain) THE HOUSE (EXISTING STRUCTURE) SITS A 12 FEET FROM THE WYAVED ROAT Variance Application Requires the Following: Plot Plan Drawings showing setbacks and elevations of proposed buildings showing all other pertinent information. Note: Will need 8 copies of any drawings larger than 81/2 and 14 in size.

- Waterfront properties must indicate setback from water for adjacent homes
- A Land Use Permit Application to be submitted with ZBA Variance Application.
- Property must be staked showing all proposed improvements 5 days before the meeting and remain in place until after the meeting
- Petitioner (or a Representative) must be present at the meeting

Any Variance not acted upon within 12 months from the date of approval is invalid and must receive a renewal from the ZBA.

After the decision is made regarding your variance approval contact Adam or Amy at the township office to discuss what your next step is.

2062 Webster Park Drive Howell MI 48843 – Plot Drawing for Genoa Charter Township Zoning Department

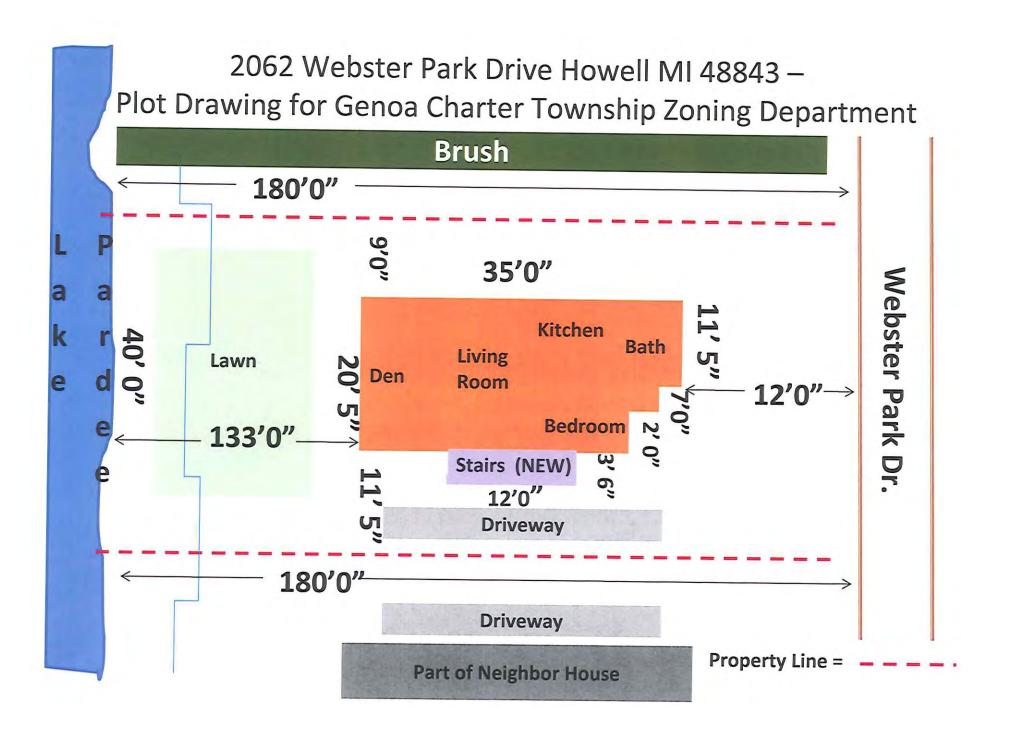
Scope Of Presentation – February 15th Meeting

- To: Genoa Charter Township Zoning Department Members
 - Mr. Michael Archinal, Township Manager
 - Ms. Kelly VanMarter, AICP Planning Director
 - Mr. Adam VanTassell, Code Enforcement Officer



Goal:

- Earn approval for Land variance to convert attic of 1 bedroom house into additional bedroom for recent addition to family (baby).
- Existing house structure is near rural road

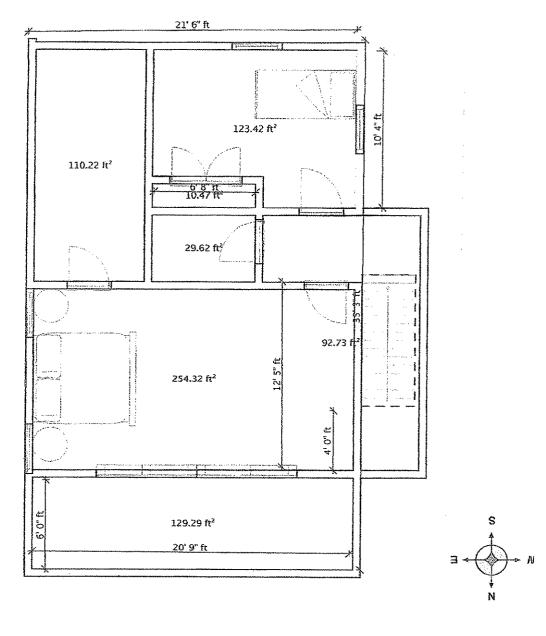


2062 Webster Park Drive Howell MI 48843 – Plot Drawing for Genoa Charter Township Zoning Department

Scope Of Presentation – February 15th Meeting

- Questions...
 - Eli Gergics (313)401-4327; eli.gergics@yahoo.com

Thank You!!



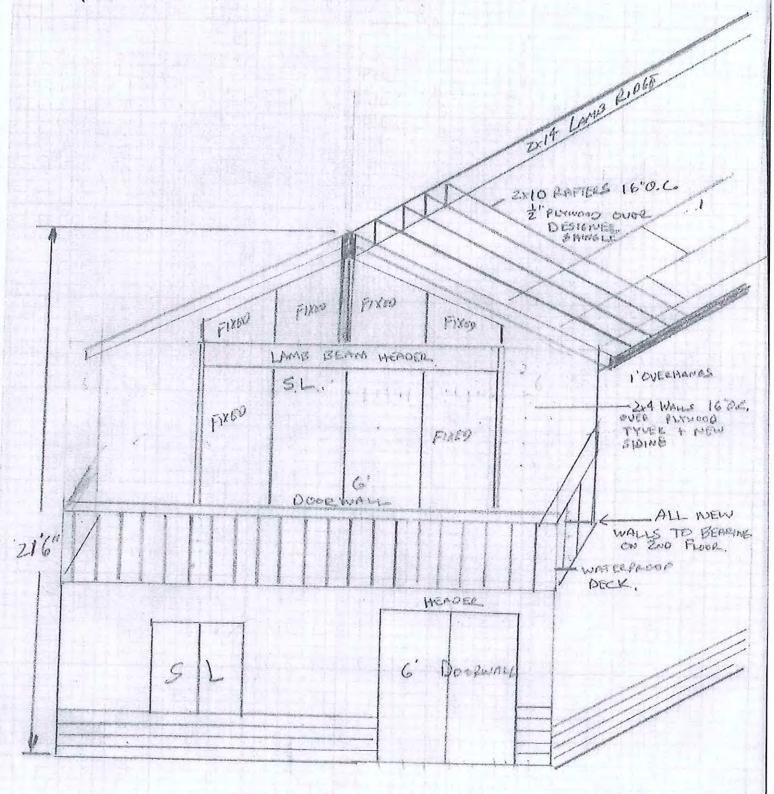
Moposed Fronz PARK D

PLEMOUING COMPLETS UPPER PARTY TO I'S

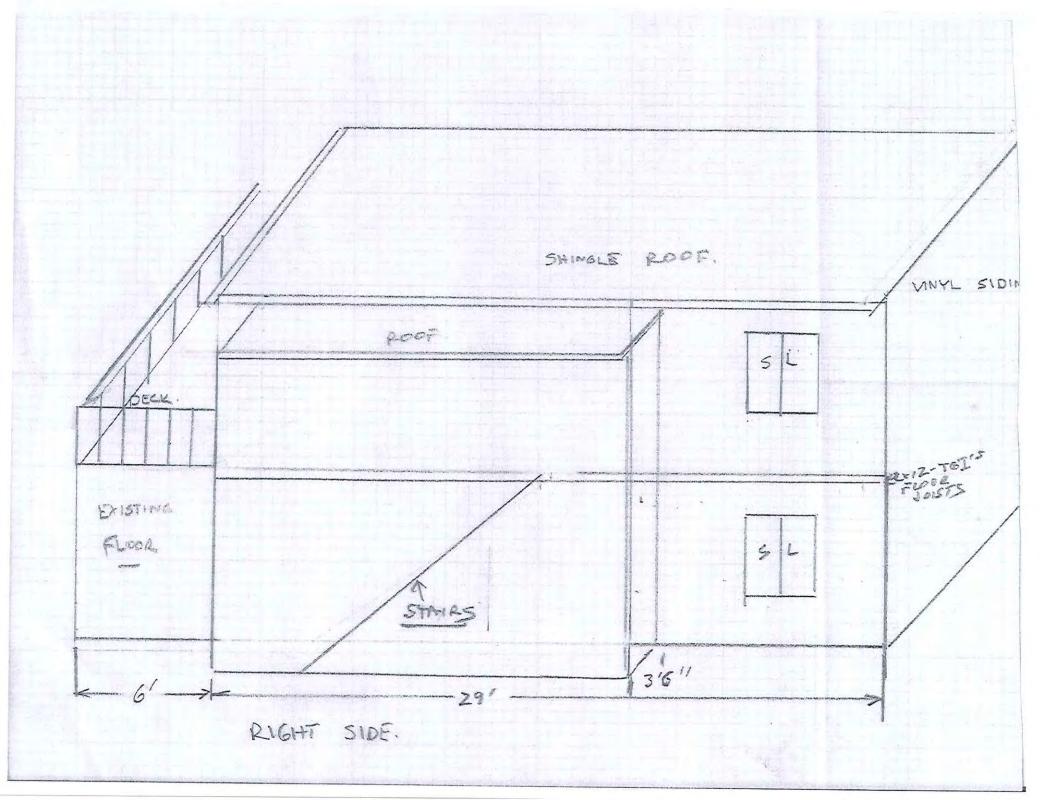
ALL PLOOF JOIST TO BEHEVE. WHILS TOI'S

PLOOF JOINTS 16" O.C WITH \$ THE

PLL WORK TO COOR +



LAKE VIEW-FRONT



Charter Township of Genoa

ZONING BOARD OF APPEALS FEBRUARY 15th, 2011 CASE #11-05

PROPERTY LOCATION:

3856 Beattie

PETITIONER:

Ray Henrikson

ZONING:

CE (Country Estates)

WELL AND SEPTIC INFO:

Well and Septic

PETITIONERS REQUEST:

Requesting a variance to allow a detached accessory structure in the

front yard of a non-conforming lot.

CODE REFERENCE:

Section 11.04.01 (c) (2)

STAFF COMMENTS:

Petitioner is seeking to construct a detached garage in the front yard. While the petitioner's lot is in CE which allows structures in the front yard, the lot itself is nonconforming as it is 2.17 acres while CE lots

are to be no less than 5 acres.

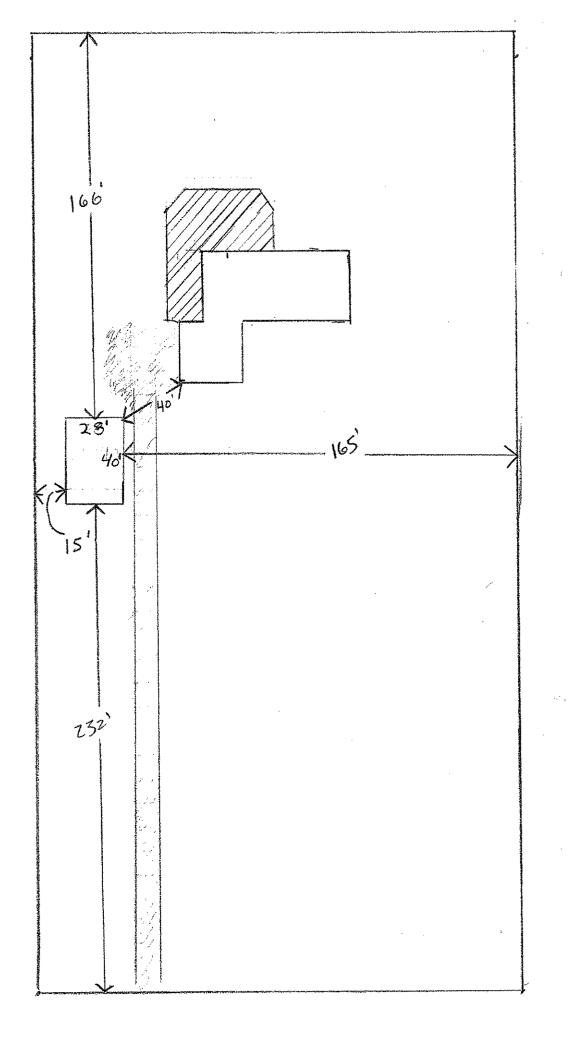
DETACHED ACCESSORY STRUCTURE	Principal building setback	One Side	Other Side	Front	Size	Height
Setbacks of Zoning	10	40	40	232	1120	14
Setbacks Requested	40	15	165			
	10	10	100			
Variance Amount		VV-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-				

GENOA TOWNSHIP APPLICATION FOR VARIANCE

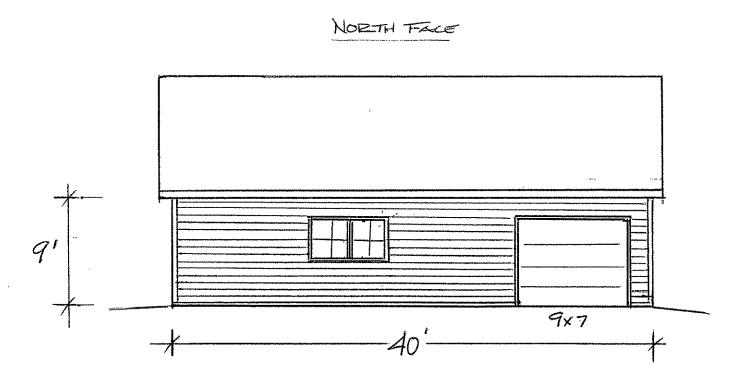
2911 DORR RD. BRIGHTON, MI 48116 (810) 227-5225 FAX (810) 227-3420

Case # 11-03 Meeting Date: 2-5-1663 PAID Variance Application Fee \$125.00 for residential - \$300.00 for commercial/industrial
Copy of paperwork to Assessing Department
• <u>Article 23</u> of the Genoa Township Zoning Ordinance describes the Variance procedure and the duties of the Zoning Board of Appeals. (Please see attached)
Applicant/Owner: RAY HENRIKSON
Property Address: 38 S6 BEATTIE Phone: 517-545-2361
Present Zoning: COUNTRY SSTATES Tax Code: 4711-19-300-007
The applicant respectfully requests that an adjustment of the terms of the Zoning Ordinance be made in the case of their property because the following peculiar or unusual conditions are present which justify variance.
1. Variance Requested: BUILD DET ACTED GARAGE
INFRONT OF OUR HOUSE AND CLOSER TO SIDE YARD
2. Intended property modifications:
This variance is requested because of the following reasons:
a. Unusual topography/shape of land LOCATION OF HOUSE ON PROPERTY
LOCATED IN BACK YOUF PROPERTY NARROW PROPERTY
b. Other (explain)
Variance Application Requires the Following:
 Plot Plan Drawings showing setbacks and elevations of proposed buildings showing all other pertinent information. Note. Will need 8 copies of any drawings larger than 81/2 and 14 in size.
 Waterfront properties must indicate setback from water for adjacent homes Property must be staked showing all proposed improvements 5 days before the meeting and remain in place until after the meeting Petitioner (or a Representative) must be presented the properties of the prop
Petitioner (or a Representative) must be present at the meeting Date: Signature: Signature:
Any Variance not acted upon within 12 months from the date of approval is invalid and must receive a renewal from the ZBA.

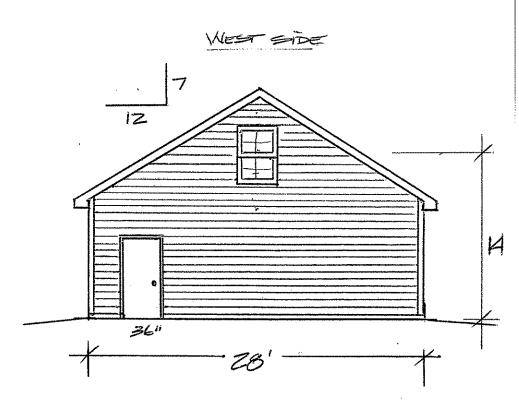
After the decision is made regarding your variance approval contact Adam or Amy at the township office to discuss what your next step is.



HENRIKSON REGIDENCE 3856 EXATTIE ED. HOWELL, MI



TEXTURED SHINGLES HOPIZONTAL SIDING



18"=1"

GENOA CHARTER TOWNSHIP ZONING BOARD OF APPEALS JANUARY 19th, 2011 6:30 P.M.

MINUTES

Chairman Dhaenens called the regular meeting of the Zoning Board of Appeals to order at 6:30 p.m. at the Genoa Charter Township Hall. The Pledge of Allegiance was then said. The board members in attendance were as follows: Marianne McCreary, Chris Grajek, Barbara Figurski and Jeff Dhaenens and Steve Wildman. Also present was Township staff member Adam VanTassell and 2 persons in the audience.

Moved by Figurski, supported by McCreary, to approve the agenda as submitted. **Motion carried unanimously.**

11-01...A request by BMH Realty, Section 09, 4525 E. Grand River for a side and size variance to construct an additional kerosene tank.

Mark Jeffries, BMH Realty, 775 N. Second Street, Brighton was present for the petitioner. Mr. Jeffries related that the size of the tank has changed from 2,000 gallons to 500 gallons.

A call to the public was made with no response.

Moved by Wildman, supported by Grajek, to approve the variance with a 20 foot side yard setback for a variance of 55 feet and a size variance of 500 gallon tank for a variance of 200 gallons. The approval is conditioned upon approval of Township Planner of a horseshoe-like vegetation screening around the tank (open at the front for access and visibility from the store). Practical difficulty is the relation of the tank to the building for security and the advance in tank technology allowing for safer tanks that can be closer to lot lines. **Motion carried unanimously.**

11-02...A request by Liberty Tax, Section 09, 4072 E. Grand River for a front yard variance to construct an addition.

Steve Schenk, 4072 E. Grand River, was present for the petitioner.

A call to the public was made with no response.

Moved by Grajek, supported by Wildman, to approve the petitioner's request for a (1) year period with 2 banners, 2 windfeathers and balloons for an additional 3 weeks from the allowed 2 weeks per the ordinance. The finding of fact is the temporary type of seasonal business and the hardship of the

1-19-11 Unapproved ZBA Minutes

location off the road. Motion carried as follows: yeas: Dhaenens, Wildman, Grajek. Nays: Figurski, McCreary.

Moved by Figurski, supported by, Wildman to approve the December 14th, 2010 Zoning Board of Appeals meeting minutes with corrections. **Motion carried unanimously.**

Motion to adjourn: Figurski, Wildman. 7:01 pm

Respectfully Submitted:

Adam VanTassell