

# CITY OF GROSSE POINTE WOODS ZONING BOARD OF APPEALS MEETING AGENDA

# Monday, November 21, 2022 at 7:00 PM

Robert E. Novitke Municipal Center - Council Chambers/Courtroom, 20025 Mack Plaza, Grosse Pointe Woods, MI 48236 (313) 343-2440

PUBLIC INVITED: IN ACCORDANCE WITH THE PUBLIC ACT 267 OF 1976 (OPEN MEETINGS ACT), ALL MEMBERS OF THE GROUP LISTED ABOVE, AS WELL AS THE GENERAL PUBLIC, ARE INVITED TO ATTEND THIS MEETING.

# <u>AGENDA</u>

# 1. CALL TO ORDER

- A. Administrative Memo: November 17, 2022
- 2. ROLL CALL
- 3. ACCEPTANCE OF AGENDA

# 4. PUBLIC HEARING

- A. Rear Yard Setback Variance: Jason Gula, 694 Peach Tree Lane
  - 1. Application to the Zoning Board of Appeals
  - 2. Record of Neighbor Contact Form
  - 3. House Drawing
  - 4. Site Plan
  - 5. Floor Plan
  - 6. Building Permit Application
  - 7. Building Permit/Receipt
  - 8. Section 50-3.1.B of Zoning Ordinance
  - 9. Memo 11/14/22 Interim Building
  - 10. Memo 11/16/22 Director of Public Services
  - 11. Affidavit of Legal Publication
  - 12. Affidavit of Property Owners Notified
  - 13. Parcel Map

# 5. IMMEDIATE CERTIFICATION OF MINUTES

# 6. NEW BUSINESS/PUBLIC COMMENTS

7. ADJOURNMENT

Paul P. Antolin, MiPMC City Clerk

IN ACCORDANCE WITH PUBLIC ACT 267 (OPEN MEETINGS ACT) POSTED AND COPIES GIVEN TO NEWSPAPERS The City of Grosse Pointe Woods will provide necessary, reasonable auxiliary aids and services, such as signers for the hearing impaired, or audio tapes of printed materials being considered at the meeting to individuals with disabilities. All such requests must be made at least five days prior to a meeting. Individuals with disabilities requiring auxiliary aids or services should contact the City of Grosse Pointe Woods by writing or call the City Clerk's office, 20025 Mack Plaza, Grosse Pointe Woods, MI 48236 (313) 343-2440 or Telecommunications Device for the Deaf (TDD) 313 343-9249

# ZONING BOARD OF APPEALS ADMINISTRATIVE MEMO November 17, 2022

## OFFICE OF THE CITY ADMINISTRATOR

## Subject: Recommendations for ZBA Meeting of November 21, 2022

- Item 1 CALL TO ORDER
- Item 2 <u>ROLL CALL</u> Prerogative of the Chair to request the City Clerk to take attendance.
- Item 3 <u>ACCEPTANCE OF THE AGENDA</u> Prerogative of the Zoning Board of Appeals that all items on tonight's agenda be received, placed on file, and taken in order of appearance.
- Item 4 <u>PUBLIC HEARING Rear Yard Setback Variance: Jason Gula, 694 Peach Tree Lane.</u> Open the Public Hearing. Receive and place on file all communications pertaining to this request. Hear any comments, first in support of, second in opposition to, the request. Close the Public Hearing.

The Petitioner, Jason Gula, is proposing to extend the foot print of his house 2 feet into the rear yard. This proposal does not meet the rear yard setback requirements of their zoning district R-1B. The Minimum rear yard setback in the R-1B district is 28 feet, the plan submitted to the City shows a setback of 26 feet.

The Building Official does not recommend granting this variances as a case cannot be made to justify the findings of a practical difficulty as described in the variance standards.

I concur with his recommendation.

Prerogative of the Zoning Board of Appeals as to action taken.

The following motions are suggested:

**Motion to Grant Variance:** That the Zoning Board of Appeals grant a variance from Sec. 50-3.1.B to permit the extension of 2 feet into the rear yard of 694 Peach Tree Lane.

**Motion to Deny Variance:** That the request for a variance submitted under Sec. 50-3.1.B to allow an extension of 2 feet into the rear yard setback of 694 Peach Tree Lane be denied based upon the comments and concerns raised at the public hearing, and the finding of practical difficulty <u>has not been shown</u> pursuant to the variance standards found in Sec. 50-3.1.B.

Item 5 <u>IMMEDIATE CERTIFICATION OF MINUTES</u> Prerogative of the Zoning Board of Appeals to immediately certify tonight's meeting minutes.

Section 1, Item A.

Respectfully submitted,

Frank Schult

Frank Schulte City Administrator

CITY OF GROSSE POINTE WOODS 20025 MACK PLAZA GROSSE POINTE WOODS MI 48236 (313) 343-2440 – CITY CLERK FAX (313) 343-2785 (313) 343-2426 – BUILDING DEPARTMENT FAX (313) 343-2439

#### APPLICATION TO THE ZONING BOARD OF APPEALS

1. Address of the Property <u>694 PAACH TEEE LANE</u> (Number and Street)

- TO THE ZONING BOARD OF APPEALS
- I (We) JASON GULA S86 491 0068 Name (Please Print) Phone No. (Daytime)

ZOOB<u>5 W BALLANTYNG CT. GAW, MF 482</u>36 Address City State Zip

Hereby appeal to the Zoning Board of Appeals for a variance to:

ADD TWO FEET ON REAR OF HOUSE IN NOOV DINING ROOM TO PROPERLY ALLONMODATE DINING ROOM TABLE AND CHAIRS.

2. DESCRIPTION OF CASE (Fill out only items that apply)

Vier Chr.

13

- a. Present zoning classification of the property  $\underline{R-LB}$ 
  - b. Description of property
    - (1) Size and Area of Lot BOX 110, 8, 800 SQF7.

Payment Validation

(2) Is the lot a corner or interior lot INTERIOR LOT.

#### Description of EXISTING structures JACANT LOT c.

- (1) Total square footage of accessory building now on premises <u>NA</u>; of main buildings Uses of building on premises <u>NALANT</u> NA
- (2) LOT
- (3) Percentage of lot coverage of all buildings on ground level O %

#### d. **Description of PROPOSED structures**

- (1) Height of proposed structure \_\_\_\_\_\_ Z7
- (2) Height and area of existing structure NA
- (3) Dimensions and area of structure or addition to be constructed SEE ATTACHED FLOUR PLAN
- (4) Percentage of lot coverage of all buildings including proposed 34.7 %

#### Yard setbacks after completion of addition/structure e.

- (1) Front Yard (measured from lot line) <u>30'</u>
- (2) Side Yard (measured from lot line)
- 26 (3) Rear Yard (measured from lot line) \_\_\_\_
- A sketch drawn to scale depicting the above information shall f. Be included herewith.
- **TYPE OF VARIANCE REQUEST: NON-USE Common regulations subject to** 3. non-use variance requests: setbacks, height or parking regulations, lot coverage, bulk or landscaping restrictions. Uniqueness: odd shape, small size, wetland, creek, natural features, big trees or slopes.

The applicant must present evidence to show that if the zoning ordinance is applied strictly, a practical difficulty to the applicant will result, and that all four of the following requirements are met: (please answer all reasons).

a) That the ordinance restrictions unreasonable prevent the owner from using the property for a permitted purpose.

SHOULD THIS VARIANCE BE GRANTED THERE WILL BE SUFFICIENT SPACE IN THE BALKYARD FOR ALL NECESSARY PURPOSES.

176 4

6 <sub>6</sub>

цł.

b) That the variance would do substantial justice to the applicant as well as to other property owners in the district, and a lesser relaxation than that requested would not give substantial relief to the owner of the property or be more consistent with justice to other property owners.

| ADJACENT PROPERTY OWNERS HAVE APPROVED  |
|---|
| OF THIS REQUESTED VARIANCE. THE REQUESTED   |
| VARIANCE IS NOT SUBSTANTIAL AND THE DENIAL<br>OF THIS VARIANCE WILL NOT ALLOW FOR AN  |
| A PPIZOPRIATE DINING AREA.<br>c) That the plight of the landowner is due to the unique circumstances of the<br>property.                        |
| THE PARCEL OF LAND IS NOT SUFFICIENTLY  |
| DEEP TO ALLOMMODATE THE PLANNED   |
| HOAL WITHOUT THIS JARIANCE.<br>d) That the alleged hardship has not been created by any person presently having<br>an interest in the property. |
| THE DIMENSIONS OF THIS PARLEL WERE  |
| CREATED LONG BEFORE THE CUVVENT   |
| OWNER PURCHASZO THIS PARCEL.  |

- \*NOTE: When answering questions pertaining to use and non-use variances, additional paper may be used if necessary.
- 4. TYPE OF VARIANCE REQUEST: USE A use variance permits a use of land that is otherwise not allowed in that zoning district. The applicant must present evidence to show that if the zoning ordinance is applied strictly, an unnecessary hardship to the applicant will result, and that all four of the following requirements are met (please answer all reasons):
  - a) That the property could not be reasonably used for the purpose permitted in that zone.

ż,

15

b) That the appeal results from unique circumstances to the property and not from general neighborhood conditions

c) That the use requested by the variance would not alter the essential character of the area.

d) That the alleged hardship has not been created by any person presently having an interest in the property.

÷

.

When granting any variance, the Board must ensure that the spirit of the ordinance is observed, public safety secured, and substantial justice done.

5. Interpretation of the Zoning Ordinance is requested because:

6. Article and Section of the Zoning Ordinance that is being appealed:

50-3.1.B

1

. 1

914.

12

ł

I hereby depose and say that all the above statements and the statements contained in the papers submitted herewith are true and correct.

Signature of Property Owner \$ignature of Applicant 5] day of Siphenber 20 22 Subscribed and sworn to before me this Notary Public My Commission expires  $\frac{02}{07}/2024$ 

NOTE: The Zoning Board of Appeals meets the first and third Monday of each month at 7:30 PM. The application must be filed with the City Clerk with a fee in the amount of \$375 for residential, or \$500 for commercial, a minimum of <u>14 days</u> prior to council hearing.

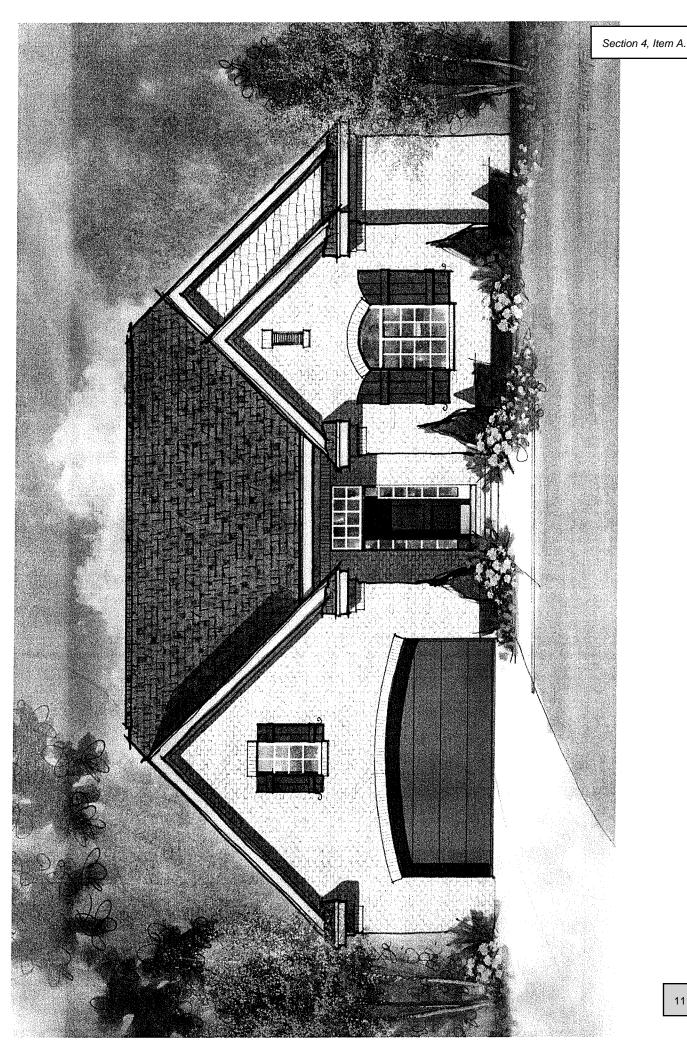
PAUL P. ANTOLIN NOTARY PUBLIC, STATE OF MI COUNTY OF WAYNE MY COMMISSION EXPIRES Feb 7, 2024 ACTING IN COUNTY OF Jank

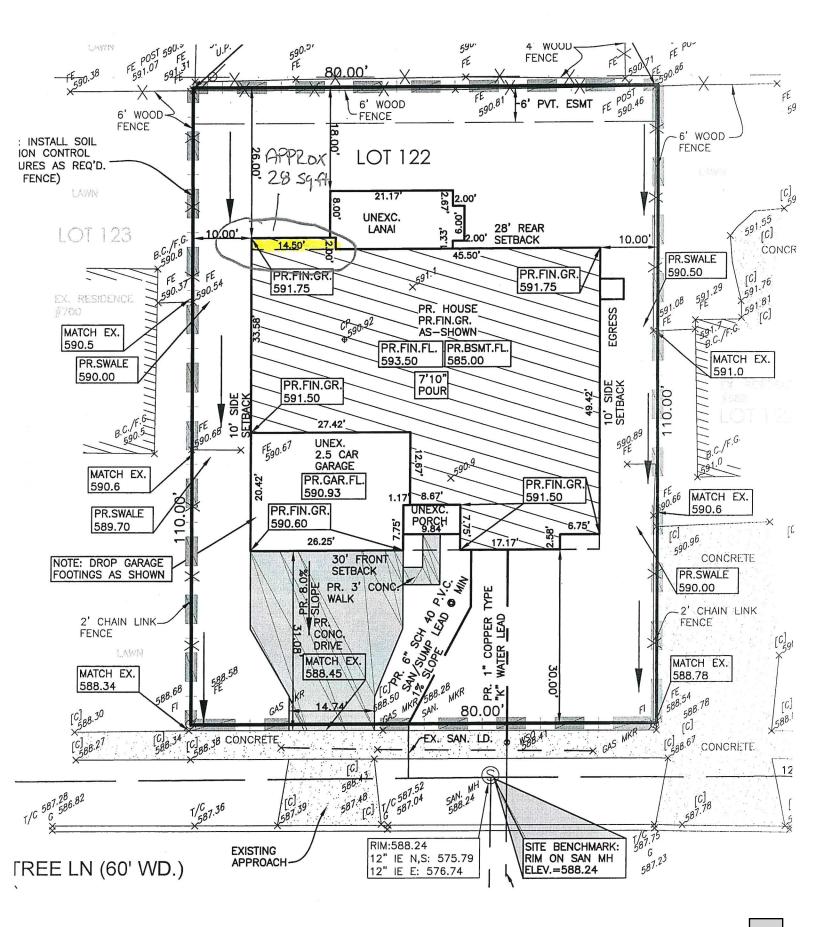
#### Section 4, Item A.

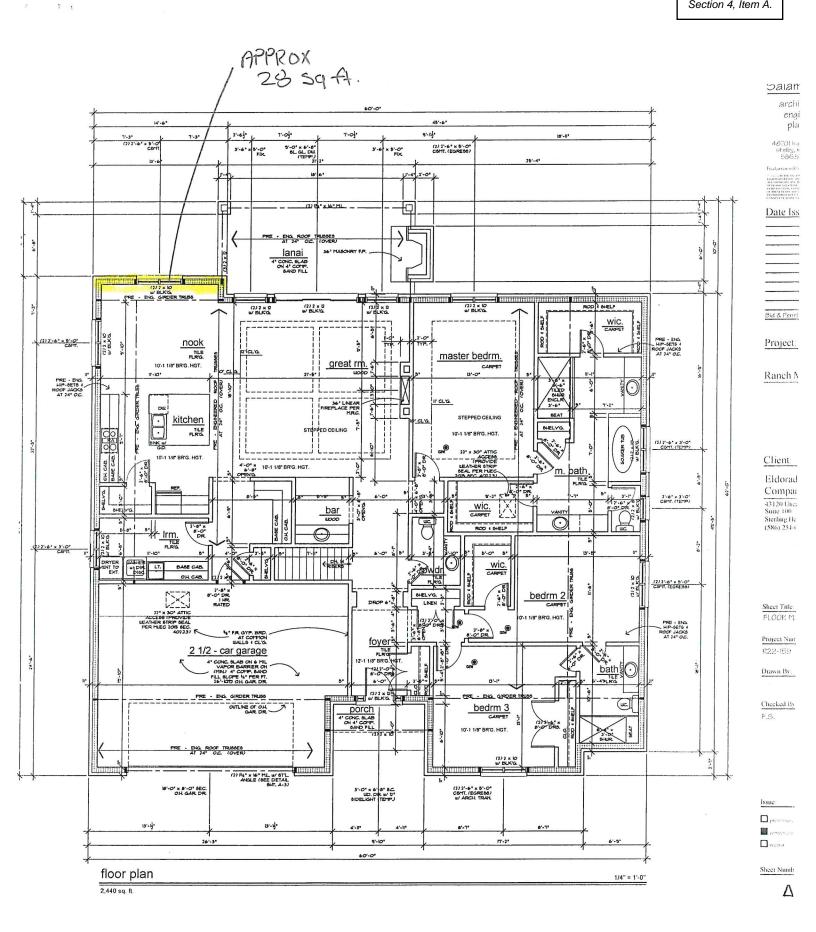
| Variance No: Date:                           |           |         |
|--|-----------|---------|
|  | Consent   | Opposed |
| 19792 Edching L (734)97                      | 4.4036    | ()      |
| 19766 EDS Hall 248369.                       | 5919 7    | ( )     |
| 19780FAShireLn(313) \$1                      | 508952    | ( )     |
| Kevid Prusto Rangh 689 Peach Tree LN. (313): | 530-27.17 | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |
|  | ( )       | ( )     |

Record of Neighbor Contact Form

\*Attach copies of any written comments received from neighbors







Section 4, Item A.

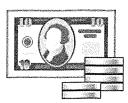
## CITY OF GROSSE POINTE WOODS Building Department 20025 Mack Plaza, Grosse Pointe Woods, MI 48236 Ph 313.343.2426/Fax 313.343.2439

# BUILDING PERMIT APPLICATION ZONING COMPLIANCE AND PLAN REVIEW

COMMERCIAL AND RESIDENTIAL

| <b><u>ZONING COMPLIANCE INCLUDES:</u></b> Drives, Fences, Accessory Structures/Sheds (less than 200 sq ft), Awning,<br>Garage Floors, Patios (non-elevated), Play Structures (NOTE: This list is not all inclusive. If you have any questions,<br>please call the Building Department @ 313-343-2426.  |      |
|--|------|
| Property Owner Name: JASON GULA Date: 9/6/22<br>GP Woods Address: 694 PEACHTRE LANE. e-mail: jgula & Ellorado compranie<br>Work#: Home/Cell#: 586 481 0068   |      |
| GP Woods Address: 694 PEACHTRELLANG. e-mail: jgula OEllorado comprimis   | 1.60 |
| Work#: Home/Cell#: 586 481 0068  |      |
| Contractor/Applicant Name:   | l.   |
| Telephone #         Fax #         Mobile/Cell #  |      |
| Contractor Address:  |      |
| MI Builder's License # : MI Driver's License # :   |      |
| e-mail address:  |      |
| ROUTH AND FINAL GRADZ  |      |
| 226 000 00   |      |
| Value of Construction $225,000.20$   |      |
| Section 23a of State Construction Code Act of 1972, No. 230 of the Public Acts of 1972, being Section 125.1523a of the Michigan Compiled Laws, prohibits a person from conspiring to circumvent the licensing requirements of the State relating to persons who are to perform work on a residential building or a residential structure. Violations of Section 23a are subject to civil fines.  Applicant Signature: I hereby certify that the proposed work is authorized by the owner of record and that I have been authorized by the owner to |      |
| make this application as his authorized agent and we agree to conform to all applicable laws of this jurisdiction.   |      |
| FOR OFFICE USE ONLY  |      |
| Approved: Denied: Zoning Board of Approval Required #  |      |
| Inspector: Date: /////   |      |
| 03/16 SEC, 50 - 3.1.B  |      |

# 00053707



# City of Grosse Pointe Wo

| 20025 Mack Plaza     |                     |
|----------------------|---------------------|
| Grosse Pointe Woods, | MI 48236            |
| Ph: (313) 343-2426   | Fax: (313) 343-2439 |

# Paid By

| ELDORADO-JG, LLC |     |     |      |     |      |       |  |
|------------------|-----|-----|------|-----|------|-------|--|
| 43120            | UTI | CA  | RD   | STI | E 1( | 00    |  |
| STERL            | ING | HEI | IGHI | rs, | MI   | 48314 |  |

10/06/2022

| Туре   | Record   | Category      | Description   |           | Amount  |
|--------|----------|---------------|---|-----------|---|
| Permit | PB220839 | Standard Item | Res ZBA App   |           | \$ 375.00   |
|        |          |               |   |           |   |
|        |          |               |   | Total     | \$ 375.00   |
|        |          |               | 26(3)5647959656496(3)6462566925969999662396999662959946999662964639 | Cash      | ann chair an 1977 ann ann ann ann ann ann ann ann ann a |
|        |          |               |   | Check     | \$ 375.00   |
|        |          |               |   | Credit    |   |
|        |          |               | Tr  | ansferred |   |
|        |          |               | I   | endered   | \$ 375.00   |
|        |          |               |   | Change    | \$ 0.00   |
|        |          |               | To Over   | payment   | \$ 0.00   |

| 014 06 0122 000<br>Name Informati<br>Owner:<br>Occupant:<br>Applicant:<br>Contractor:                                    | GF<br>on   | 4 PEACH TREE LN<br>ROSSE POINTE WOODS MI, 48236               | Subdivision:          |                    |  |   |
|--|--|---|-----------------------|--------------------|--|---|
| Owner:<br>Occupant:<br>Applicant:  | on   |   | Lot:                  |                    | Block:   |   |
| Dwner:<br>Dccupant:<br>Applicant:  |  |   |                       |                    |  |   |
| Applicant:   | GFF KEAL   | ESTATE INVESTMENTS LLC  | Pho                   | ne:                | ·  |   |
|  |  |   | Pho                   | ne:                |  |   |
|  | GFF REAL   | ESTATE INVESTMENTS LLC  | Pho                   | ne:                |  |   |
|  |  |   | Pho                   | ne:                |  |   |
| icensee:   |  |   | Pho                   | ne:                |  |   |
| icense Issued:   |  |   |                       |                    |  |   |
| icense Expires:  |  |   |                       |                    |  |   |
| Permit Informat  | ion  |   |                       |                    |  |   |
| Date Issued:   |  | Date Expires:   |                       | Status:            | HOLD (FEE)                                       |   |
| Vork Description:  |  |   |                       |                    |  |   |
|  |  | ruction must comply with the 2009 Mi                          | chigan Uniform E      |                    | = (MOEC) - Walls R-20, Cl                        | its to be AFCI protected<br>eiling R-38, R-30 floors, |
| R-10 foundati  | on.  | raction must comply with the 2009 M                           | chigan Uniform E      |                    |  | eiling R-38, R-30 floors,                             |
| R-10 foundati<br>Plan review Inspec  | on.<br>ction   Bruce Eck   | ruction must comply with the 2009 Mi                          |                       | an the sec         | ad a fight for 184 differences and a             | eiling R-38, R-30 floors,                             |
| R-10 foundati<br>Plan review Inspec<br>Status: Co  | on.<br>ction   Bruce Eck<br>ompleted   |   | Result:               | Disappr            | oved   | eiling R-38, R-30 floors,                             |
| R-10 foundati<br>Plan review Inspec<br>Status: Cc<br>Scheduled: 09   | on.<br>ction   Bruce Eck   |   |                       | Disappr            | ad a fight for 184 differences and a             | eiling R-38, R-30 floors,                             |
| R-10 foundati<br>Plan review Inspec<br>Status: Cc<br>Scheduled: 09<br>Violations:  | on.<br>ction   Bruce Eck<br>ompleted<br>0/20/2022 10:00                          | AM  | Result:<br>Completed: | Disappr<br>09/14/2 | oved   | eiling R-38, R-30 floors,                             |
| R-10 foundati<br>Plan review Inspec<br>Status: Cc<br>Scheduled: 09   | on.<br>ction   Bruce Eck<br>ompleted<br>0/20/2022 10:00                          |   | Result:<br>Completed: | Disappr<br>09/14/2 | oved   | eiling R-38, R-30 floors,                             |
| R-10 foundati<br>Plan review Inspec<br>Status: Cc<br>Scheduled: 09<br>Violations:  | on.<br>ction   Bruce Eck<br>ompleted<br>0/20/2022 10:00                          | AM  | Result:<br>Completed: | Disappr<br>09/14/2 | oved   | eiling R-38, R-30 floors,                             |
| R-10 foundati<br>Plan review Inspec<br>Status: Co<br>Scheduled: 09<br><b>Violations:</b><br>Uncorrected                  | on.<br>ction   Bruce Eck<br>ompleted<br>0/20/2022 10:00                          | AM  | Result:<br>Completed: | Disappr<br>09/14/2 | oved   | eiling R-38, R-30 floors,                             |
| R-10 foundati<br>Plan review Inspec<br>Status: Co<br>Scheduled: 09<br>Violations:<br>Uncorrected                         | on.<br>ction   Bruce Eck<br>ompleted<br>0/20/2022 10:00                          | AM  | Result:<br>Completed: | Disappr<br>09/14/2 | oved   | eiling R-38, R-30 floors,                             |
| R-10 foundati<br>Plan review Inspec<br>Status: Cc<br>Scheduled: 09<br>Violations:<br>Uncorrected<br>ee Information       | ion.<br>ction   Bruce Eck<br>ompleted<br>0/20/2022 10:00<br>Bump                 | AM<br>out encumbers 2' of rear yard setbac                    | Result:<br>Completed: | Disappr<br>09/14/2 | oved<br>022 12:15 PM<br>450,000.00<br>450,000.00 | eiling R-38, R-30 floors,<br>900.00<br>4,565.00       |
| R-10 foundati<br>Plan review Inspec<br>Status: Co<br>Scheduled: 09<br>Violations:<br>Uncorrected<br>ee Information<br>Si | ion.<br>ction   Bruce Eck<br>ompleted<br>9/20/2022 10:00<br>Bump<br>tandard Item | AM<br>out encumbers 2' of rear yard setbac<br>Plan Review Fee | Result:<br>Completed: | Disappr<br>09/14/2 | oved<br>022 12:15 PM<br>450,000.00               | eiling R-38, R-30 floors,                             |

#### Section 4, Item A.

# 50-3.1.B R-1B One-Family Residential

## 1. Purpose

The R-1B one-family residential district is established as a district in which the principal use of land is for single-family dwellings and related educational, cultural and religious uses where found appropriate and harmonious with the residential environment. For this single-family residential district, in promoting the general purpose of this chapter, the specific intent of this district is to:

- a. Encourage the construction of and the continued use of the land for single-family dwellings.
- b. Prohibit business, commercial or industrial use of the land, and prohibit any other use which would substantially interfere with development or maintenance of single-family dwellings in the district.
- c. Encourage the discontinuance of existing uses that would not be permitted as new uses under the provisions of this district.
- d. Discourage any land use that would generate traffic on minor or local streets, other than normal traffic to serve the residences on those streets.
- e. Discourage any use which, because of its character or size, would create requirements and costs for public services, such as fire and police protection, water supply and sewerage, substantially in excess of such requirements and costs if the district were developed solely for single-family dwellings.

User Note: Click on Blue for use-specific standards or refer to Article 4 Use Standards.

#### 2. Principal permitted uses

- a. One-family detached dwellings
- b. Municipally owned and operated libraries, parks, parkways and recreational facilities
- c. Temporary construction buildings<sup>™</sup>
- d. Accessory buildings<sup>™</sup> §50-5.1
- e. Off-street parking §50-5.3
- f. Mixed occupancy §50-4.2
- g. Storage of boats, recreational vehicles,<sup>™</sup> and trailers<sup>™</sup> §50-4.3
- h. Nonconforming uses<sup>[2]</sup> §50-4.5

#### 3. Special land uses

- Municipal buildings and uses, including pumping stations, sewage treatment plants and other such pertinent facilities §50-4.6
- b. Public utility buildings, telephone exchange buildings, electric transformer stations and substations, and gas regulator stations when operating requirements necessitate their location within the district in order to serve the immediate vicinity §50-4.6

6.

Administration & Enforcement

Standards

3-6

7.

Section 4, Item A.

Purpose & Intent

2

Definitions

4

Use Standards

S

Site

Standards

б.

Procedures

7.

Administration Enforcement

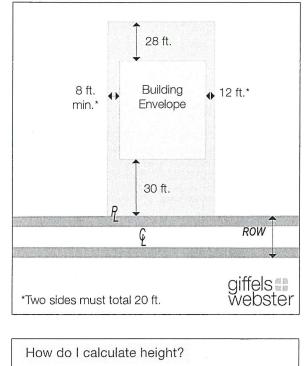
00

18

# 50-3.1.B R-1B One-Family Residential

# 4. Development standards

| Lot size per unit 📎<br>Minimum area (square feet):<br>Minimum width (feet):  | 8,500<br>75 |
|--|-------------|
| Lot coverage <sup>CA</sup><br>Maximum percentage:  | 35%         |
| Setbacks (in feet) 📎   |             |
| Minimum front yard:  | 30          |
| Minimum side yard  |             |
| Least one:   | 8           |
| Total of two:  | 20          |
| Minimum rear yard:   | 28          |
| Maximum building height 📎<br>in stories<br>in feet   | 2.5<br>30   |
| <ol> <li>story minimum floor area per unit<br/>(square feet)</li> <li>1½- and 2-story total minimum area,<br/>2 floors per unit (square feet)</li> </ol> | 1,300       |
| 2 hours per unit (square leet)   | 1,020       |



2.5 stories or 30 ft. max. giffels

See §50-3.8 for more information.



User Note: Click on Blue for use-specific standards.

# 5. Additional requirements

These are links to additional, but not comprehensive, requirements for the district.

| A.   | tic | ·In | 5 |
|------|-----|-----|---|
| 1.21 | 814 | 10  | ~ |

## Article 6

Residential parking and semicircular drives §50-5.5 Site plan review §50-6.1 Parking or storage of commercial vehicles §50-5.6 Special land use approval §50-6.2 Multiple use of yards §50-5.10 Lot splits §50-6.4 Street frontage and access requirements for WCF approval process; application for permit §50dwellings §50-5.12 6.6 Projections on buildings §50-5.14 Open porches §50-5.15 Essential services §50-5.16 Chimneys, towers and similar structures §50-5.17 Greenbelts §50-5.19 Building grades §50-5.20

clearzoning

# MEMORANDUM CITY OF GROSSE POINTE WOODS BUILDING DEPARTMENT

| DATE:    | November 14, 2022                                      |
|----------|--|
| TO:      | City Council   |
| FROM:    | Bruce Eck, Interim Building Official                   |
| SUBJECT: | Zoning Board of Appeals Recommendation- 694 Peach Tree |

The owner of 694 Peachtree Jason Gula, intends to extend the footprint of his house 2 feet into the rear yard. This proposal does not meet the rear yard set setback requirements of their zoning district R-1B. The minimum rear yard setback in the R-1B district is 28 feet, the plan submitted to the City shows a setback of 26 feet.

After reviewing the plans and the ordinance, the Building Department does not determine a hardship based on the evidence presented in this case. Therefore, the Building Department is recommending a denial based on the applicant not providing a proof of hardship.

I have attached the City's setback chart for reference.

Sincerely,

Bruce Eck, Interim Building Official

# **District Summary Table**

Below is a reference table that summarizes district regulations.

Consult Article 3 Zoning Districts for additional requirements and exceptions to the information below.

# **Residential districts**

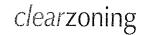
| STANDARD   | R-1A           | R-1B           | R-1C           | R-1D           | R-1E           | R-2        | R-3      | R-4        |
|--|----------------|----------------|----------------|----------------|----------------|------------|----------|------------|
| Minimum lot size per unit<br>(sq. ft.)                   | 8,500          | 8,500          | 7,200          | 6,200          | 5,000          | 13,000     |          | 13,000*    |
| Minimum lot width (ft.)                                  | 75             | 75             | 60             | 55             | 50             | 90         | 90       | 90         |
| Maximum lot coverage                                     | 35%            | 35%            | 35%            | 35%            | 35%            | 30%*       | 25%      | 30%*       |
| Minimum front yard setback                               | 40             | 30             | 30             | 30             | 25             | 30         | 50*      | 25*        |
| Minimum side yard setback<br>Least one:<br>Total of two: |                | 8<br>20        | 6<br>16        | 6<br>16        | 5<br>15        | 5*<br>16*  | 50*      | 12*<br>27* |
| Minimum rear yard setback                                | 28             | 28             | 28             | 28             | 28             | *          | 50*      | 15*        |
| Maximum building height<br>in stories<br>in feet         | 2.5<br>30      | 2.5<br>30      | 2<br>30        | 2<br>30        | 2<br>30        | 2.5<br>30* | *        | 2<br>35    |
| Minimum floor area per unit<br>(sq. ft.)                 |                |                |                |                |                | 1,000      | §50-3.10 |            |
| 1-story<br>1½- and 2-story, 2 floors<br>per unit         | 1,400<br>1,960 | 1,300<br>1,820 | 1,299<br>1,680 | 1,100<br>1,150 | 1,000<br>1,150 |            |          |            |

\* See respective district's development standards for additional requirements/restrictions.

# Non-residential districts

| STANDARD   | G.F.           | С             | C-2      | RO-1           | P-1  |
|--|----------------|---------------|----------|----------------|--|
| Maximum lot coverage                                     |                |               |          | 40%            |  |
| Minimum front yard setback                               | 75             | §50-3.14      |          | §50-3.16       |  |
| Minimum side yard setback<br>Least one:<br>Total of two: | 75<br>§50-3.12 | §50-3.14      |          | §50-3.16       | §50-4.30 (structure)                                   |
| Minimum rear yard setback                                | 75             | §50-3.14      |          | §50-3.16       |  |
| Maximum building height<br>in stories                    |                | §50-3.14<br>2 |          | §50-3.16<br>2* |  |
| in feet  | 35<br>§50-3.13 | 28            | §50-3.15 | 28             | 15* (shelter, §50-3.17)  <br>30* (structure, §50-4.30) |





# MEMO 22-48

TO: Paul Antolin, City Clerk

From: James Kowalski, Director of Public Services Q.K.

Date: November 16, 2022

SUBJECT: Variance- Addition at 694 Peach Tree Lane

I have reviewed the application from resident Jason Gula requesting a variance for two additional feet on the rear of the home at 694 Peach Tree Lane. The addition variance will have no impact on the Department of Public Services or its utilities.

Please contact me if you have any questions.

### AFFIDAVIT OF LEGAL PUBLICATION

Urosse Pointe News 16980 Kercheval Pl Grosse Pointe, Michigan 48230 (313)882-3500

COUNTY OF WAYNE STATE OF MICHIGAN, SS.

Melanie Mahoney being duly sworn deposes and says that attached advertisement of

City of Grosse Pointe Woods

was duly published in accordance with instructions, in the GROSSE POINTE NEWS on the following date:

November 3, 2022

#4 GPW 11/3 ZBA 694 PEACH TREE LANE

and knows well the facts stated herein, and that she is the <u>Administrative Assistant</u> of said newspaper.

# City of Grosse Hointe Woods, Michigan

NOTICE IS HEREBY GIVEN that the City Council, meeting as Zoning Board of Appeals under the provisions of Michigan Zoning Enabling Act PA 110 of 2006, MCL 125.3101 et seq, will meet in the Council-Court Room of the Municipal Building, 20025 Mack Plaza Dr., on Monday, November 21, 2022, at 7:00 p.m. to hear the appeal of Jason Gula, 20085 W. Ballantyne Ct., Grosse Pointe Woods, MI, who is appealing the denial of the Building Official to issue a building permit for 694 Peach Tree Lane, Grosse Pointe Woods, MI, due to noncompliance with Section 50-3.1.B of the Zoning Ordinance regarding Rear Yard Setbacks.

The public hearing materials are available for public inspection at www.gpwmi.us. All interested persons are invited to attend and will be given opportunity for public comment. The public may appear in person or be represented by counsel. Written comments will be received in the City Clerk's office, up to the close of business preceding the hearing. A group spokesperson is encouraged on agenda items concerning organized groups. Individuals with disabilities requiring auxiliary aids or services at the meeting should contact the Grosse Pointe Woods Clerk's Office at 313 343-2440 seven days prior to the meeting.

Paul P. Antolin, MiPMC

City Clerk

Melanie Mahoney

Notary Public

JOSEPH A. KUHN NDTARY PUBLIC - STATE OF MICHIGAN COUNTY OF MACOMB My Comm. Exp. 05/05/2023 Acting in the County of <u>Lagues</u> Date <u>L</u> / <u>L</u> / <u>L</u>



#### G.P.N.: 11/3/22

# **AFFIDAVIT OF PROPERTY OWNERS NOTIFIED**

Re: 694 Peach Tree Lane Jason Gula

State of Michigan )

) ss. County of Wayne )

county of wayne )

I HEREBY CERTIFY that the notice of Hearing was duly mailed First Class Mail on 11/03/22 to the following property owners within a 300 foot radius of the above property in accordance with the provisions of the 2017 City Code of Grosse Pointe Woods. A Hearing fee of \$375.00 has been received with receipt # 477514.

Paul P. Antolin, MiPMC City Clerk

See attached document for complete list.

# City of Grosse Pointe Woods, Michigan

NOTICE IS HEREBY GIVEN that the City Council, meeting as Zoning Board of Appeals under the provisions of Michigan Zoning Enabling Act PA 110 of 2006, MCL 125.3101 et seq, will meet in the Council-Court Room of the Municipal Building, 20025 Mack Plaza Dr., on Monday, November 21, 2022, at 7:00 p.m. to hear the appeal of Jason Gula, 20085 W. Ballantyne Ct., Grosse Pointe Woods, MI, who is appealing the denial of the Building Official to issue a building permit for 694 Peach Tree Lane, Grosse Pointe Woods, MI, due to noncompliance with Section 50-3.1.B of the Zoning Ordinance regarding Rear Yard Setbacks.

The public hearing materials are available for public inspection at www.gpwmi.us. All interested persons are invited to attend and will be given opportunity for public comment. The public may appear in person or be represented by counsel. Written comments will be received in the City Clerk's office, up to the close of business preceding the hearing. A group spokesperson is encouraged on agenda items concerning organized groups. Individuals with disabilities requiring auxiliary aids or services at the meeting should contact the Grosse Pointe Woods Clerk's Office at 313 343-2440 seven days prior to the meeting.

Paul P. Antolin, MiPMC City Clerk

|                         |                                     | 034 FEALIN TEE LN - 300 IL. BUTTER - PUDIICATION.CSV | ation.csv               |                               |
|-------------------------|-------------------------------------|--|-------------------------|-------------------------------|
| Property Address        | OwnerName                           | Ownername2   | OwnerAddress            | CityStateZip                  |
| 715 PEAR TREE LN        | LOPORTO JOHN J                      | JOHN J. LOPORTO                                      | 715 PEAR TREE LN        | GROSSE POINTE WOODS, MI 48236 |
| 19831 EDSHIRE LN        | MORREALE, JOSEPH                    | JOSEPH MORREALE                                      | 19831 EDSHIRE LN        | GROSSE POINTE WOODS. MI 48236 |
| 703 PEAR TREE LN        | BUTLER TIMOTHY & BEVERLY LIFE ESTAT | TIMOTHY & BEVERLY BUTLER                             | 703 PEAR TREE LN        | GROSSE POINTE WOODS MI 48736  |
| 693 PEAR TREE LN        | GREENING ROBERT E                   | ROBERT E. GREENING                                   | 693 PEAR TREE LN        | GROSSE POINTE WOODS, MI 48736 |
| <b>19817 EDSHIRE LN</b> | CORONA GARY                         | GARY CORONA  | 19817 EDSHIRE LN        | GROSSE POINTE WOODS, MI 48736 |
| 940 CRESCENT LN         | VADUVA JON                          | JON VADUVA   | 940 CRESCENT LN         | GROSSE POINTE WOODS, MI 48236 |
| 19806 WEDGEWOOD DR      | EUGENIO ROY A                       | ROY A. EUGENIO                                       | 19806 WEDGEWOOD DR      | GROSSE POINTE WOODS, MI 48236 |
| 19832 EDSHIRE LN        | ARJESKI, EUGENE                     | EUGENE ARJESKI                                       | <b>19832 EDSHIRE LN</b> | GROSSE POINTE WOODS, MI 48236 |
| 681 PEAR TREE LN        | KRENGAL, BRENNAN                    | BRENNAN KRENGAL                                      | 681 PEAR TREE LN        | GROSSE POINTE WOODS, MI 48236 |
| 19805 EDSHIRE LN        | SHUMAKER, MARGARET M                | MARGARET M. SHUMAKER                                 | <b>19805 EDSHIRE LN</b> | GROSSE POINTE WOODS, MI 48236 |
| 669 PEAR TREE LN        | CLARK PHIL                          | PHIL CLARK   | 669 PEAR TREE LN        | GROSSE POINTE WOODS, MI 48236 |
| 676 PEACH TREE LN       | MOCERI DOMINIC                      | DOMINIC MOCERI                                       | 676 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 19794 WEDGEWOOD DR      | WAGNER STEPHEN                      | STEPHEN WAGNER                                       | 19794 WEDGEWOOD DR      | GROSSE POINTE WOODS, MI 48236 |
| 19818 EDSHIRE LN        | LUCIDO JOSEPH A                     | JOSEPH A. LUCIDO                                     | <b>19818 EDSHIRE LN</b> | GROSSE POINTE WOODS, MI 48236 |
| 670 PEACH TREE LN       | BESSERT LINK H                      | LINK H. BESSERT                                      | 670 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 19793 EDSHIRE LN        | WELC, TERESA MARIE                  | TERESA MARIE WELC                                    | <b>19793 EDSHIRE LN</b> | GROSSE POINTE WOODS, MI 48236 |
| 19806 EDSHIRE LN        | PAQUETTE COURTNEY M                 | COURTNEY M. PAQUETTE                                 | <b>19806 EDSHIRE LN</b> | GROSSE POINTE WOODS, MI 48236 |
| 19778 WEDGEWOOD DR      | GUEST MICHAEL J                     | MICHAEL J. GUEST                                     | 19778 WEDGEWOOD DR      | GROSSE POINTE WOODS, MI 48236 |
| 662 PEACH TREE LN       | SHERER SAMUEL B                     | SAMUEL B. SHERER                                     | 662 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 682 PEACH TREE LN       | PERRY EDWARD G                      | EDWARD G. PERRY                                      | 682 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 19779 EDSHIRE LN        | BALCIRAK DAVID                      | DAVID BALCIRAK                                       | 19779 EDSHIRE LN        | GROSSE POINTE WOODS, MI 48236 |
| 654 PEACH TREE LN       | ZACHARIAS JEFFREY                   | JEFFREY ZACHARIAS                                    | 654 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 19792 EDSHIRE LN        | JAYAKAR GANDAM S                    | GANDAM S. JAYAKAR                                    | 19792 EDSHIRE LN        | GROSSE POINTE WOODS, MI 48236 |
| 19766 WEDGEWOOD DR      | MANCILL, GOWANA                     | GOWANA MANCILL                                       | 19766 WEDGEWOOD DR      | GROSSE POINTE WOODS, MI 48236 |
| 646 PEACH TREE LN       | BRESCIAMI ANGELA                    | ANGELA BRESCIAMI                                     | 646 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 688 PEACH TREE LN       | PRUSH KEVIN D                       | KEVIN D. PRUSH                                       | 688 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 19767 EDSHIRE LN        | ASSUMPTION GREEK ORTHODOX CHURCH    | ASSUMPTION GREEK ORTHODOX CHURCH                     | 21800 MARTER RD         | SAINT CLAIR SHORES, MI 48080  |
|                         |                                     | OCCUPANT   | <b>19767 EDSHIRE LN</b> | GROSSE POINTE WOODS, MI 48236 |
| 19/80 EDSHIRE LN        | BUCKLEY LAURA M                     | LAURA M. BUCKLEY                                     | <b>19780 EDSHIRE LN</b> | GROSSE POINTE WOODS, MI 48236 |
| 694 PEACH IKEE LN       | ALEXANDER PATRICIA LYNN             | PATRICIA LYNN ALEXANDER                              | PO BOX 171              | WARREN, MI 48090              |
|                         |                                     | OCCUPANT   | 694 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 655 COOK RD             | COOK ROAD 2017 LLC                  | COOK ROAD 2017 LLC                                   | 20250 HARPER AVENUE     | HARPER WOODS, MI 48225        |
|                         |                                     | OCCUPANT   | 655 COOK RD             | GROSSE POINTE WOODS, MI 48236 |
| 119/66 EDSHIRE LN       | AMORI JAMES                         | JAMES AMORI  | <b>19766 EDSHIRE LN</b> | GROSSE POINTE WOODS, MI 48236 |
| 679 PEACH TREE LN       | NANNAPANENI RAGHU R                 | RAGHU R. NANNAPANENI                                 | 679 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 665 PEACH TREE LN       | BEJIN WILLIAM                       | WILLIAM BEJIN  | 665 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 700 PEACH TREE LN       | BROWN RODERICK D                    | RODERICK D. BROWN                                    | 700 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 653 PEACH TREE LN       | JANSON MELINDA M                    | MELINDA M. JANSON                                    | 653 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 689 PEACH TREE LN       | TENAGLIA, THERESA                   | THERESA TENAGLIA                                     | 689 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
| 670 COOK RD             | EVOLA BEN                           | BEN EVOLA  | 670 COOK RD             | GROSSE POINTE WOODS, MI 48236 |
| 699 PEACH IREE LN       | BURDEN GARY L                       | GARY L. BORDEN                                       | 699 PEACH TREE LN       | GROSSE POINTE WOODS, MI 48236 |
|                         | NELSON, SHAWN PETER - CARLA MARIE   | SHAWN & CARLA NELSON                                 | 660 COOK RD             | GROSSE POINTE WOODS, MI 48236 |



Copyright 1999 - 2021 The City of Grosse Pointe Woods, MI\*

Copyright 1999 - 2021 Anderson, Eckstein & Westrick, Inc.\* \*All Rights Reserved



Subject: 694 Peach Tree Lane