## **CITY OF MACKINAC ISLAND**

### **AGENDA**

# ZONING BOARD OF APPEALS HEARING & MEETING - GILMER 7575 MAIN ST.

Wednesday, August 06, 2025 at 3:30 PM City Hall – Council Chambers, 7358 Market St., Mackinac Island, Michigan

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. Additions to / Adoption of Agenda
- V. Correspondence
- VI. New Business
  - <u>a.</u> Discussion and / or action regarding the request to obtain a variance to build a shed addition to the Gilmer residence located at 7575 Main St.
  - <u>b.</u> Letter from the Mackinac Island Planning Commission recommending approval of the variance
- VII. Miscellaneous / General Council Discussion / Additional Agenda Items
- VIII. Adjournment

## City of Mackinac Island

City Hall, 7358 Market Street, P.O. Box 455, Mackinac Island, MI 49757-0455

# Notice of Public Hearing City of Mackinac Island - Zoning Board of Appeals Mackinac Island, MI

As prescribed under Ordinance Number 479, Section 22.08, as amended, notice is now given that the City of Mackinac Island Zoning Board of Appeals will conduct a public hearing on the date indicated for the matter described:

Wednesday, August 6, 2025 at 3:30pm Council Chambers, 2<sup>nd</sup> floor, Community Hall 7358 Market St., Mackinac Island, Michigan 49757

Application has been made by Gary Gilmer to obtain a variance to build a shed addition to his residence located at 7575 Main Street. Property number 051-575-046-00, Lots 7, Block 4, Assessors Plat No. 4, City of Mackinac Island, County of Mackinac, Michigan. The subject property is zoned Shoreline Residential.

The applicant proposes to construct a  $9' - 6'' \times 12' - 0''$  storage shed addition on the Easterly end of an existing residence. The resulting setbacks for the proposed addition, along with the required setbacks, as specified in Section 14.03 of City Ordinance No. 479, as amended, are as follows:

Proposed front yard = 33' - 2'' Required front yard = 40' - 0'' Required rear yard = 60' - 0''

Proposed side yard = 7' - 9'' Required side yard = 20' - 0''

Therefore, front yard, rear yard, and side yard variances will be required to construct the proposed addition.

The Zoning Board of Appeals shall hold at least one public hearing on the request to receive public comment about the request and before making its determination to approve, or deny, the request to expand a structure containing a nonconforming use. Notice of this hearing shall be sent to the property owners and/or residents of record within 300 feet of the subject property before such hearing.

Persons who wish to provide comment on this application may do so by appearing before the Mackinac Island Zoning Board of Appeals at the hearing or by submitting comment by 1:00 pm on the day of the hearing to:

P.O. Box 455 Mackinac Island, MI 49757

Proper Notice is given this 11<sup>th</sup> day of July, 2025 (Published in the St. Ignace News on Wednesday July 16<sup>th</sup> & Wednesday July 23rd, 2025)

#### Section VI, Itemb.

# Mackinac Island

## Planning Commission ★ Historic District Commission ★ Building Department



June 12, 2025

Mayor Margaret M. Doud Members of the City Council City of Mackinac Island PO Box 455 Mackinac Island, MI 49757

Dear Mayor and Council Members,

At the regular meeting of the Mackinac Island Planning Commission held on Tuesday, June 10, 2025, there was a request from Gary Gilmer for a variance to build a shed addition to his home located at 7575 Main Street. The required variance is due to setbacks. There was a motion made and supported to send the request to the Zoning Board of Appeals with the recommendation of approval from the Planning Commission.

Sincerely,

**Katie Pereny** 

Secretary to the Planning Commission

enclosures

THE INU. K535.046.045 (H)	
chibit 5	MAY 2 7 2025
CITY OF MACKINAC ISLAND  PLANNING COMMISSION & RULL DING DEP	
VQ	
tials APPLICATION FOR ZONING ACTION	
	455 Mackinac Island, MI 49757
APPLICANT NAME & CONTACT INFORMATION:  Please comple	ete both sides of application.
Tamara Burns, HopkinsBurns Design Studio  113 S 4th Ave, Ann Arbor, MI 48104  The Fee and fi	ve (5) copies of the application, plans
and all require	ed documents must be submitted to
Dhana Sirenhau Pout Saideana	ministrator fourteen (14) days prior to
the scheduled	Planning Commission Meeting.
Property Owner & Mailing Address (If Different From Applicant)	
Gilmer Cottege LLC	
320 Hummingbird Ln, Kerrville, TX 78028	
Is The Proposed Project Part of a Condominium Association?	No
Is The Proposed Project Within a Historic Preservation District?	Yes
Applicant's Interest in the Project (If not the Fee-Simple Owner):	Architect
s the Proposed Structure Within Any Area That The FAA Regulates Airspa	ice? No.
Is a Variance Required?	Yes
Are REU's Required? How Many?	NO /
Special Land Use Ordinance Am Planned Unit Development Ordinance Inte	endment/Rezoning erpretation
Property Information: A. Property Number (From Tax Statement):051-575-046-00	
3. Legal Description of Property:Lot 7 Block 4 Assessor's Plat No 4	
Address of Property: 7575 Main Street, Mackinac Island, MI 49757	
Zoning District: Shoreline Posidential	
E. Site Plan Checklist Completed & Attached: Yes	
Site Plan Attached: (Comply With Section 20.04 of the Zoning Ordinance) Yes	
S. Sketch Plan Attached: Yes	
d. Architectural Plan Attached: Yes	
Association Documents Attached (Approval of project, etc.):N/A	-
EAA Approval Documents Attached N/A	
Photographs of Existing and Adjacent Structures Attached: Yes	
roposed Construction/Use:	
A. Proposed Construction:	
New Building Alteration/Addition	on to Existing Building
Other, Specify	-

В.	Use of Existing and Proposed Structures and Land:  Existing Use (If Non-conforming, explain nature of use and non-conformity):  Residential - Original structure is in setbacks				
	Proposed Use:	Residential. Addition of shed to non-conforming residential building.			
	If Vacant:				
	Previous Use:_				
	Proposed Use:				
STAT	E OF MICHIGAN	1)			
COU	NTY OF MACKINAC	1 ) ss.			
AFFIC	DAVIT				

The applicant agrees that the permit applied for, if granted, is issued on the representation made herein and that the permit issued may be revoked without further notice on any breach of representation or conditions.

The applicant further understands that any permit issued on this application will not grant any right of privilege to erect any structure or to use any premises described for any purposes or in any manner prohibited by the Zoning Ordinance, or by other codes or ordinances or regulations of the City of Mackinac Island.

The Applicant further agrees to furnish evidence of the following before a permit will be granted:

- A. Proof of ownership of the property; and/or other evidence establishing legal status to use the land in the manner indicated on the application.
- B. Proof that all required federal, state, county, and city licenses or permits have been either applied for or acquired.
- C. Other information with respect to the proposed structure, use, lot and adjoining property as may be required by the Zoning Administrator in accord with provisions of the Mackinac Island Zoning Ordinance.

The Applicant further agrees to notify the Zoning Administrator when construction reaches the stage of inspection stated on the permit, if granted. Upon completion of construction to the structure(s) or land the Zoning Administrator shall inspect the premises for compliance with the Mackinac Island Zoning Ordinance and the terms of this permit. Upon determination of compliance, an occupancy permit may be issued. It is further understood that pursuant to the City of Mackinac Island Zoning Ordinance, No. 479 and amendments, adopted November 2013, unless a substantial start on the construction is made within one year, unless construction is completed within one and one-half years from the date of issuance of the permit, this permit shall come under review by the Planning Commission and may either be extended or revoked.

The undersigned affirms that he/she or they is (are) the applicant and the Architect (specify: owner, Lessee, Architect/Engineer, Contractor or other type of interest) involved in the application and that the answers and statements herein attached are in all respects true and correct to the best of his, her or their knowledge and belief. The applicant hereby further affirms that he/she or they has read the foregoing and understands the same. If the applicant is other than the owner, then a notarized affidavit from the owner, giving the applicant permission to seek the requested zoning action on their behalf, shall also be submitted with this application.

Signature		SIGNATURE	SSignature	
Please Print Name	PNS	_	Please Print Name	
LUIS ESCUDERO-FLORES NOTARY PUBLIC - STATE OF MICHIGAN COUNTY OF WASHTENAW My Commission Expires 10/23/2026 Acting in the County of Washknam	Notary Pu	blic Sh knaw	County, Michigan	Warh Kraw
Zoning Permit Issued:	F	OR OFFICE USE ON	ILY	
Inspection Record: Inspection  1. 2. 3. Occupancy Permit Issued	Date	Inspector	Comments	Revised October 2023

		OFFICE USE ONLY		ı
FILE NUMBER:			FEE:	
DATE:	CHECK NO:	INITIALS:		Revised October 2023

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## City of Mackinac Island

7358 Market Street P.O. Box 455 Mackinac Island, MI 49757

# Site Plan Review Checklist Please Submit With The Application for Zoning Action

As a minimum, the following information shall be included on the site plan submitted for review and processing; more complex plans may require additional information as noted.

NOTE: The engineer, architect, planner and/or designer retained to develop the site plan shall be responsible for securing a copy of the City of Mackinac Island Zoning Ordinance (Ord. No. 479, effective November 12, 2013), which can be obtained via the City's website at <a href="https://www.cityofmi.org">www.cityofmi.org</a>.

Site plan review requirements are primarily found within Article 4, General Provisions, and Article 20, Site Plan Review of the City Zoning Ordinance. References are provided whenever possible for the section of the Zoning Ordinance that deals with a particular item. When in doubt, refer to the Zoning Ordinance directly for required information.

For further information, contact Mr. Dennis Dombroski, City Building Official/Zoning Administrator, at (906) 847-4035.

## Optional Preliminary Plan Review Informational Requirements (Section 20.03)

<u>lte</u>	<u>m</u>	<u>Provided</u>	Not Provided or Applicable
1.	Name and address of the applicant or developer, including the names and addresses of any officers of a corporation or partners of a partnership		x
2.	Legal description of the property		X
3.	Sketch drawings showing tentative site plans, property boundaries, placement of structures on the site, and nature of development		X

# Site Plan Informational Requirements (Section 20.04, B and C)

Ge	neral Information	Provided	or Applicable
1.	Name and address of the applicant or developer, including the names and addresses of any officers of a corporation or partners of a partnership. For condominium subdivision project site plans, also include the name and address of the planner, design engineer or surveyor who designed the project layout and any interest he holds in the land.	x	
2.	Name and address of the individual or firm preparing the site plan	x	
3.	Scale of not greater than one 1 in = 20 ft for a development of not more than three acres and a scale of not less than 1 in = 100 ft for a development in excess of three acres	х	
4.	Legend, north arrow, scale, and date of preparation	X	
5.	Legal description of the subject parcel of land	X	
6.	Lot lines and general location together with dimensions, angles, and size correlated with the legal description of the property	X	
7.	Area of the subject parcel of land	Х	
8.	Present zoning classification of the subject parcel	X	
9.	Written description of the proposed development operations		x
10,	Written description of the effect, if any, upon adjoining lands and occupants, and any special features which are proposed to relieve any adverse effects to adjoining land and occupants		Х
11.	A freight hauling plan shall be shown to demonstrate how the materials, equipment, construction debris, and any trash will be transported to and from the property, what, if any motor vehicles may be needed for the project. (Applicant is responsible for ensuring frost laws do not delay necessary actions of this plan).		X

12	A construction staging plan shall be shown to demonstrate where and how materials, equipment, construction debris, trash, dumpsters and motor vehicles will be stored and secured during construction. This plan shall ensure the site is kept clean, show how construction debris and trash_will be controlled, and how safety issues will be secured including any necessary fencing or barriers that will be needed.	X	
13.	Proposed construction start date and estimated duration of construction.	X	
14.	Other information pertinent to the proposed development, specifically required by the Zoning Ordinance, and/or as may be determined necessary by the City Planning Commission	х	
			Not Provided
Nat	tural Features	Provided	or Applicable
15.	Location of natural features such as wood lots, streams, wetlands, unstable soils, bluff lines, rock outcroppings, and similar features (see also Section 4.26)	x	
16.	Topography of the site with at least two- to five-foot contour intervals	X	
17.	Proposed alterations to topography or other natural features		X
18.	Earth-change plans, if any, as required by state law		x
	Physical Features		
		Provided	Not Provided or Applicable
19.	Location of existing manmade features on the site and within 100 feet of the site	x	
	Location of existing and proposed principal and accessory buildings, including proposed finished floor and grade line elevations, height of buildings, size of buildings (square footage of floor space), and the relationship of buildings to one another and to any existing structures on the site	x	
	For multiple family residential development, a density schedule showing the number of dwelling units per acre, including a		х

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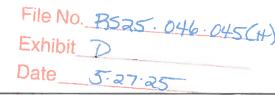
	dwelling schedule showing the unit type and number of each such units		
22.	Existing and proposed streets, driveways, sidewalks and other bicycle or pedestrian circulation features	X	
23.	Location, size and number of on-site parking areas, service lanes, parking and delivery or loading areas (see also Section 4.16)		x
24.	Location, use and size of open spaces together with landscaping, screening, fences, and walls (see also Section 4.09 and Section 4.21)	Х	
25.	Description of Existing and proposed on-site lighting (see also Section 4.27)	x	
<u>Uti</u> l	ity Information	Provided	Not Provided or Applicable
26.	Written description of the potential demand for future community services, together with any special features which will assist in satisfying such demand		x
27.	Proposed surface water drainage, sanitary sewage disposal, water supply and solid waste storage and disposal (see also Section 4.13)		x
28.	Location of other existing and proposed utility services (i.e., propane tanks, electrical service, transformers) and utility easements (see also Section 4.13)	x	
29.	Written description and location of stormwater management system to be shown on a grading plan, including pre- and post-site development runoff calculations used for determination of stormwater management, and location and design (slope) of any retention/detention features (see also Section 4.		X

## Site Plan Informational (Demolition) Requirements (Section 20.04, D)

	Demolition	Provided	Not Provided or Applicable
1.	Site plan of property where demolition is going to take place. This plan shall include structure(s) being demolished, location of utilities, septic tanks, an itemized statement of valuation of demolition and restoration work to be performed, or other such items as may be required by the building official.		х
2.	Copy of asbestos survey if required by EGLE or other state department.		X
3.	Results of a pest inspection and, if necessary, a pest management plan.		X
4.	Plans for restoring street frontage improvements (curb closure, sidewalk replacement, street patch, or other items as required by the building official). These items will not be required if building permits for redevelopment have been applied for or if redevelopment is planned within six months. In such case, the cash bond will be held until building permits for redevelopment are issued or improvements are complete. Completion shall not be deferred more than six months. Temporary erosion control and public protection shall be maintained during this time.		Х
5.	A written work schedule for the demolition project. Included in this may be, but are not limited to, street closures, building moving dates, right-of-way work, or other items as required by the building official.		х
6.	Acknowledgment that if any unknown historic or archeological remains discovered while accomplishing the activity authorized by a permit granted by the City, all work must immediately stop and notification of what was discovered must be made by the applicant to the City as well as any other required offices. The City will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.	X	

# Architectural Review Informational Requirements (Section 18.05)

<u>lte</u>	<u>m</u>	Provided	or Applicable
1.	Name and address of the applicant or developer, including the names and addresses of any officers of a corporation or partners of a partnership	X	
2.	Legal description of the property	x	
3.	Drawings, sketches and plans showing the architectural exterior features, heights, appearance, color and texture of the materials of exterior construction and the placement of the structure on the lot, and any additional information determined necessary by the planning commission to determine compliance with the architectural standards (see also Section 18.06)	х	
4.	Photographs of existing site conditions, including site views, existing buildings on the site, streetscape views in all directions, and neighboring buildings within 150 feet of the site.	x	



SUBMITTAL FOR PLANNING COMMISSION &

# GILMER RESIDENCE

GILMER

PC/HDC

GILMER RESIDENCE RENOVATION

Section Х Itema.

**Sheet List** 

GENERAL

COVER SURVEY

SITE PLAN EXISTING PLAN

PROPOSED PLAN NORTH ELEVATION

SOUTH ELEVATION EAST ELEVATION

**PHOTOGRAPHS** 

Legal Description

LOT 7 BLOCK 4 ASSESSOR'S PLAT NO 4

Zonina

ZONING DISTRICT: SHORELINE RESIDENTIAL

**Historic District** 

WEST END

PROPOSED CONSTRUCTION START DATE: NOVEMBER 01, 2025 ESTIMATED DURATION OF CONSTRUCTION: 6 MONTHS

AREA OF WORK. EXISTING RESIDENCE. SEE SITE PLAN. PARCEL: 051-575-046-00

ARCHITECT

HopkinsBurns Design Studio 113 S Fourth Ave. Ann Arbor, Michigan 48103 (734)424-3344 www.hopkinsburns.com

OWNER:

PC/HDC

GILMER COTTAGE LLC

PROPERTY ADDRESS

7575 MAIN STREET

MACKINAC ISLAND, MICHIGAN 49757

PARCEL #:

051-575-046-00

HISTORIC DISTRICT COMMISSION

#### **Project Description**

This project entails alterations to a non-contributing residential structure located in the West End historic district. The property will continue to serve as a single-family residence. Interior modifications include updates to the Kitchen and Laundry Room, Exterior improvements include the expansion of the West Deck, relocating the door and modifying the window configuration, new exterior access stairs and relocation of the existing transformer. All windows will be replaced. This work has gotten Historic District Commission and Planning Commission approvals. Scope added to the project and the subject of this submission is the addition of a shed on the east side of the house.

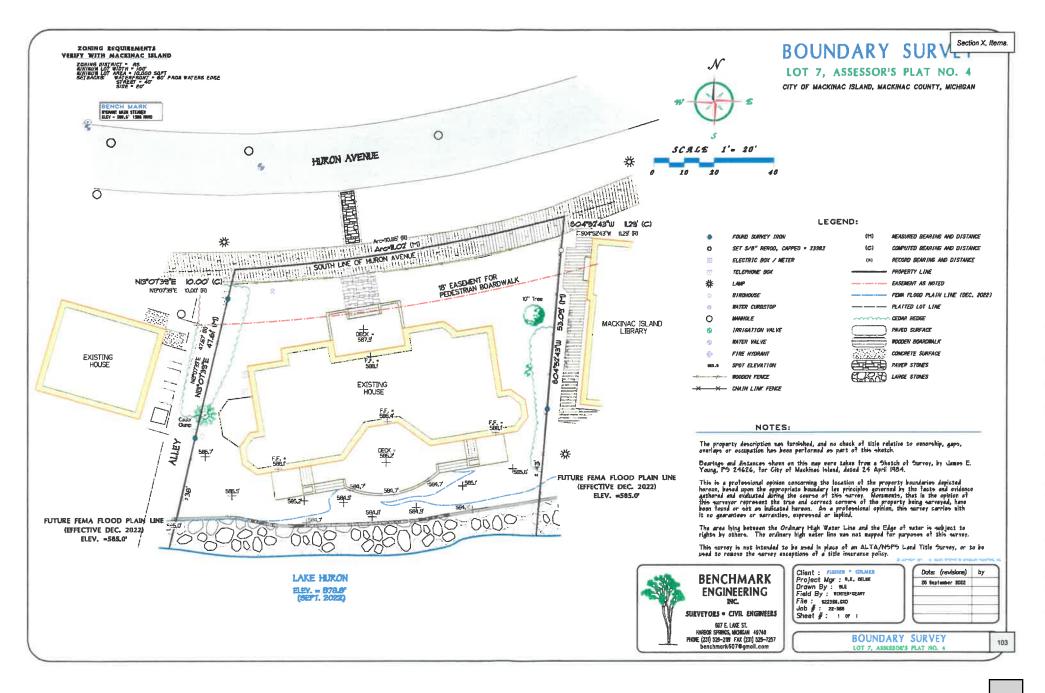
Requirements

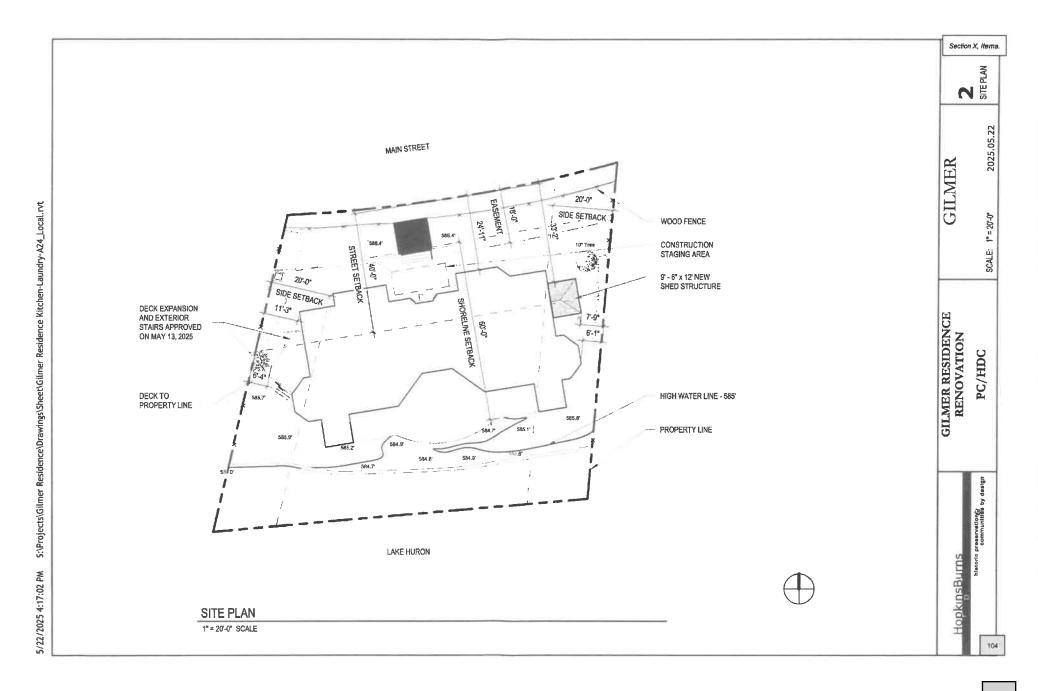
MIN. LOT SIZE:	10,000 SF	12,500 SF		
SETBACKS FROM TYARD SIDE YARD SIDE YARD REAR YARD	REO'D 40' 20' 20' 60'	EXISTING 19'-11" 11'-3" 6'-1' VARIES	PROPOSED NO CHANGE NO CHANGE NO CHANGE NO CHANGE	
	APPROX. 0' TO 10' - 0"			

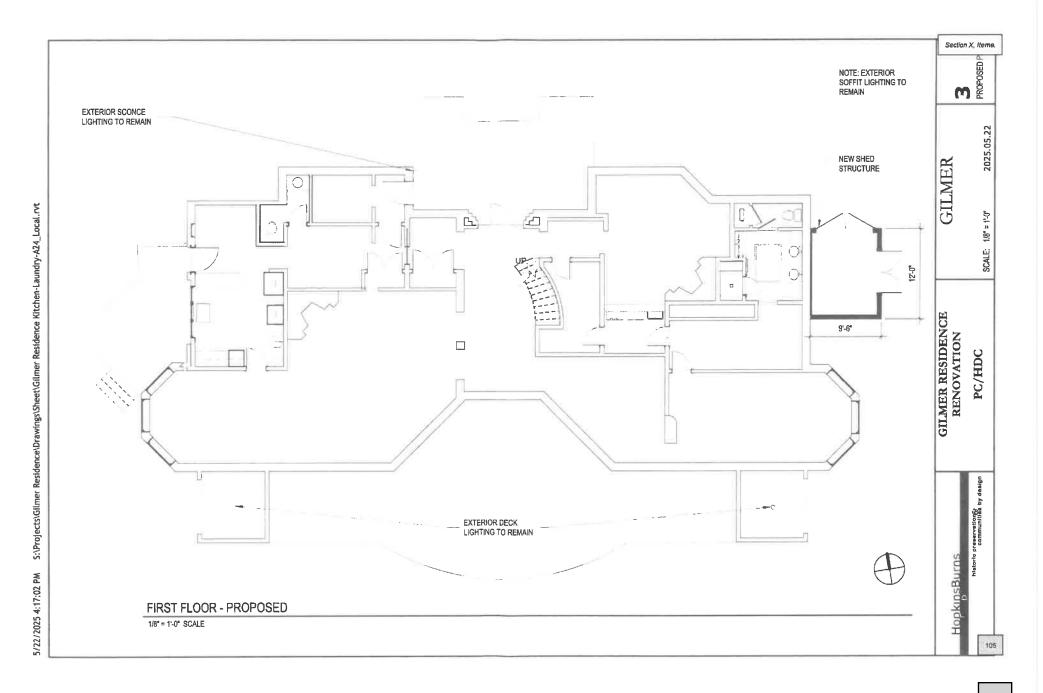
HEIGHT	ALLOWED	EXISTING	PROPOSED
STORIES MIN.	1	2	NO CHANGE
STORIES MAX.	1.5	2	NO CHANGE
FEET MIN.	12"	32"	NO CHANGE
FEET MAX.	20"	32'	NO CHANGE
	ALL OUTED	PHOTILIA	
LOT COVERAGE	ALLOWED	EXISTING	PROPOSED
SQ. FT. (INCLUDING	3,750 SF	3,550 SF	3,637 SF
PORCHES AND DECKS)			
PERCENTAGE	30%	28.4%	29.1%

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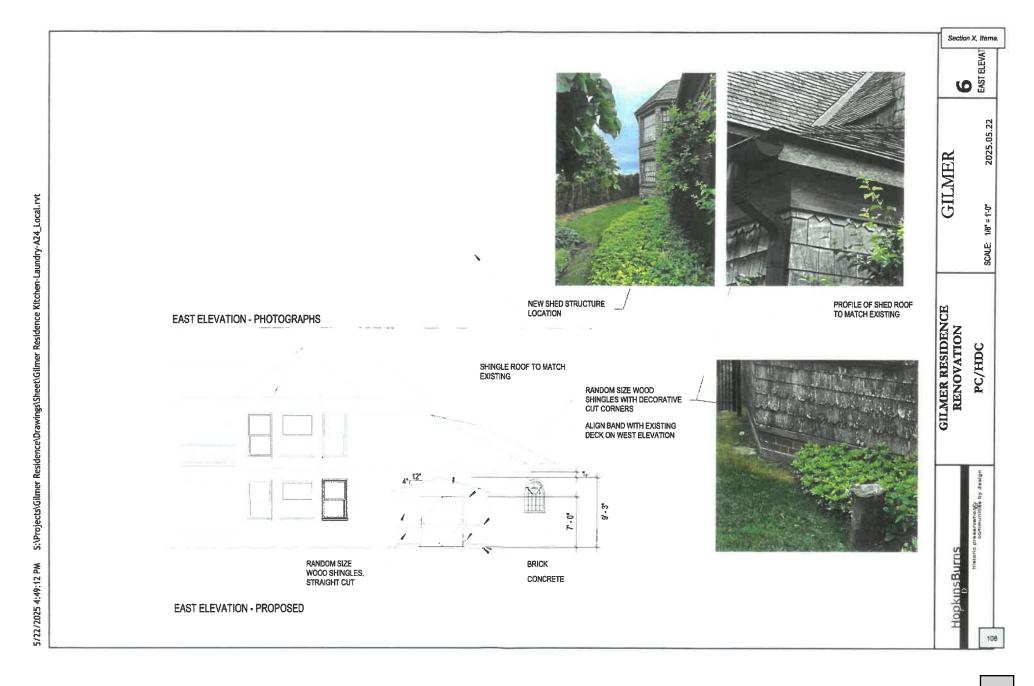




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Section X, Itema

2025.05.22

SCALE





























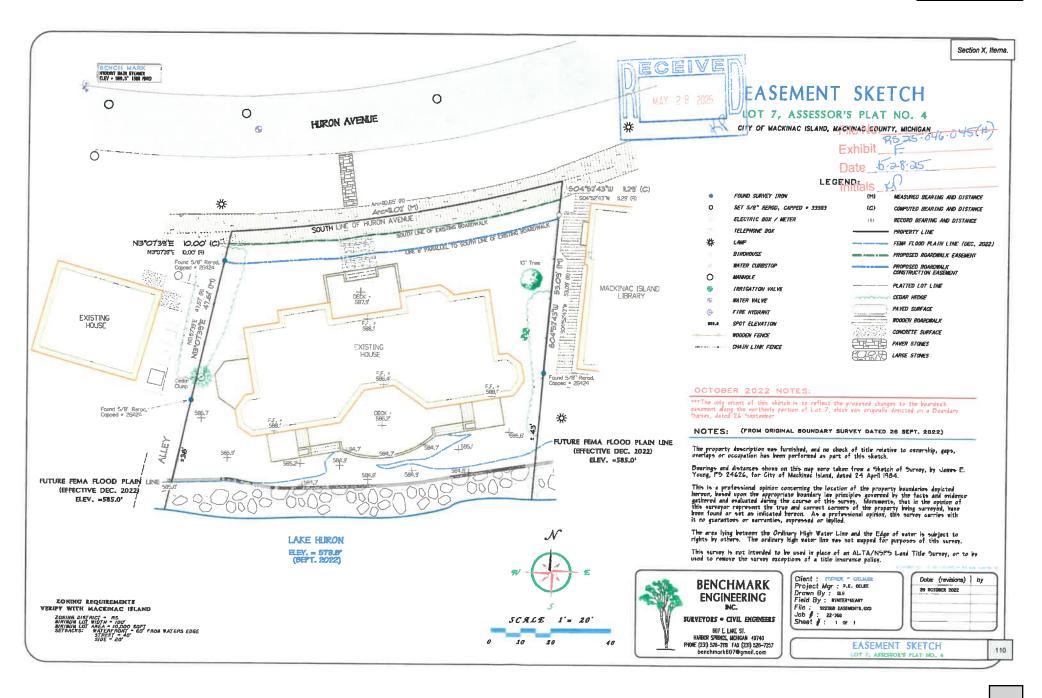
VIEWS OF HOUSE

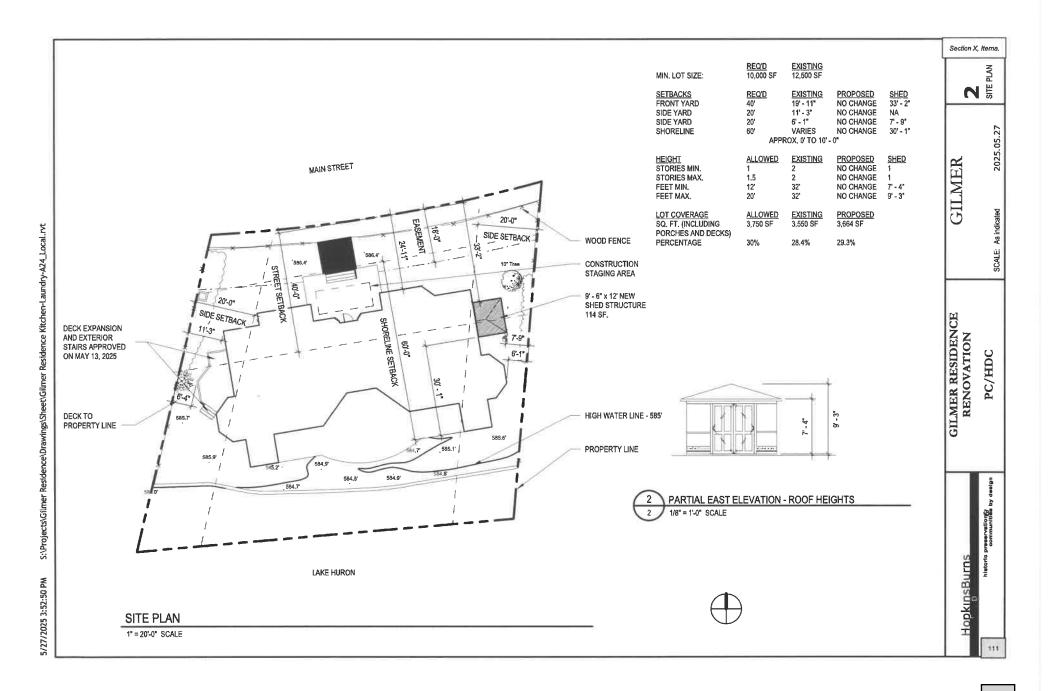
GILMER RESIDENCE RENOVATION

GILMER

PC/HDC

HopkinsBurns





PC/HDC

GILMER RESIDENCE RENOVATION

SUBMITTAL FOR PLANNING COMMISSION & HISTORIC DISTRICT COMMISSION



## **Legal Description**

LOT 7 BLOCK 4 ASSESSOR'S PLAT NO 4

#### Zoning

ZONING DISTRICT: SHORELINE RESIDENTIAL

WEST END

#### Construction

ESTIMATED DURATION OF CONSTRUCTION: 6 MONTHS

AREA OF WORK. EXISTING RESIDENCE. SEE SITE PLAN. PARCEL: 051-575-046-00

Ann Arbor, Michigan 48103

www.hopkinsburns.com

(734)424-3344

# **Sheet List**

GENERAL COVER SURVEY SITE PLAN PROPOSED PLAN NORTH ELEVATION SOUTH ELEVATION

EAST ELEVATION PHOTOGRAPHS EXISTING PLAN

### **Historic District**

PROPOSED CONSTRUCTION START DATE: NOVEMBER 01, 2025

#### ARCHITECT

#### HopkinsBurns Design Studio

113 S Fourth Ave.

## **Project Description**

PROPERTY ADDRESS

OWNER:

PARCEL #:

PC/HDC

This project entails alterations to a non-contributing residential structure located in the West End historic district. The property will continue to serve as a single-family residence. Interior modifications include updates to the Kitchen and Laundry Room. Exterior improvements include the expansion of the West Deck, relocating the door and modifying the window configuration, new exterior access stairs and relocation of the existing transformer. All windows will be replaced. This work has gotten Historic District Commission and Planning Commission approvals. Scope added to the project and the subject of this submission is the addition of a shed on the east side of the house.

GILMER COTTAGE LLC

MACKINAC ISLAND, MICHIGAN 49757

7575 MAIN STREET

051-575-046-00

#### Requirements

MIN. LOT SIZE:	<u>REQ'D</u> 10,000 SF	EXISTING 12,500 SF		
SETBACKS FRONT YARD	REQ'D 40'	EXISTING 19' - 11"	PROPOSED NO CHANGE	SHED 33' - 2"
SIDE YARD	20'	11' - 3"	NO CHANGE	NA
SIDE YARD	20'	6' - 1"	NO CHANGE	7' - 9"
SHORELINE	60'	VARIES	NO CHANGE	30' - 1"
APPROX. 0' TO 10' - 0"				
HEIGHT	ALLOWED	EXISTING	PROPOSED	SHED
STORIES MIN.	1	2	NO CHANGE	1
STORIES MAX.	1.5	2	NO CHANGE	1
FEET MIN.	12"	32'	NO CHANGE	7' - 4"
FEET MAX.	20'	32'	NO CHANGE	9' - 3"
LOT COVERAGE	ALLOWED	EXISTING	PROPOSED	
SQ. FT. (INCLUDING	3,750 SF	3,550 SF	3,664 SF	
PORCHES AND DECKS) PERCENTAGE	30%	28.4%	29.3%	

5.\Projects\Gilmer Residence\Drawings\Sheet\Gilmer Residence Kitchen-Laundry-A24\_Local.rvt 5/27/2025 3:51:37 PM **Section 22.05 - Variances.** Subject to the provisions of <u>section 22.06</u>, the board, after public hearing, shall have the power to decide applications filed as hereafter provided, for variances:

A. Where, by reason of the exceptional narrowness, shallowness or shape of a specific piece of property on the effective date of this ordinance, or by reason of exceptional topographic conditions or other extraordinary situation or condition of the land, building or structure, or of the use of development of property immediately adjoining the property in question, the literal enforcement of the requirements would involve practical difficulties; provided, that the board shall not grant a variance on a lot of less area than the requirements of its zone district, even though such lot existed at the time of passage of this ordinance if the owner or members of his immediate family owned adjacent land which would without practical difficulties be included as part of the lot.

- B. Where there are practical difficulties in the way of carrying out the strict letter of such ordinance relating to the construction, structural changes in equipment, or alterations of buildings or structures, so that the spirit of this ordinance shall be observed, public safety secured, and substantial justice done.
- C. For the vertical extension of a building existing at the time of enactment of this ordinance of such height as the original drawings of said building indicated, provided such building was actually designed and constructed to carry additional stories necessary for said height limit.
- D. To permit the erection or structural alteration, in a district where such use is permitted, of a structure to a height above the limit specified for such district.

Nothing herein contained shall be construed to give or grant to the board of zoning appeals the power or authority to alter or change the text or stated intent of any part of this ordinance. The board of zoning appeals shall not have the power to alter or change the zoning district classification of any property, nor to permit any use in a district in which it is not permitted.

#### Section 22.06 - Criteria for variances.

No variance in the provisions or requirements of this ordinance shall be authorized by the board unless the board finds from reasonable evidence that all the following facts and conditions exist:

- A. That there are exceptional or extraordinary circumstances or conditions applying to the property in question as to the intended use of the property that do not apply generally to other properties in the same zoning district.
- B. That such variance 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 in the vicinity.

The possibility of increased financial return shall not of itself be deemed sufficient to warrant a variance.

- C. That the authorizing of such variance will not be of substantial detriment to adjacent property, and will not materially impair the intent and purposes of this ordinance or the public interest.
- D. That the condition or situation of the specific piece of property, or the intended use of said property, for which the variance is sought is not of a general or recurrent nature as to make reasonably practicable the formulation of a general regulation for such conditions or situation.

### Section 22.07 - Conditions of approval.

In authorizing a variance, the board may, in addition to the specific conditions of approval called for in this ordinance, and pursuant to standards in <u>section 4.17</u>, attach thereto such other conditions regarding the location, character, landscaping or maintenance reasonable necessary to the furtherance of the intent and spirit of this ordinance and the protection of the public interest.