

#### COMMUNITY DEVELOPMENT DEPARTMENT

45175 Ten Mile Road Novi, MI 48375 (248) 347-0415 Phone (248) 735-5600 Facsimile www.cityofnovi.org

## ZONING BOARD OF APPEALS STAFF REPORT

FOR: City of Novi Zoning Board of Appeals ZONING BOARD APPEALS DATE: AUGUST 9, 2016

REGARDING: 46100 GRAND RIVER AVE, Parcel # 50-22-27-428-012 & 50-22-16-251-023

**BY:** Larry Butler, Deputy Director Community Development

#### . GENERAL INFORMATION:

#### **Applicant**

SUBURBAN COLLECTION SHOWPLACE

#### Variance Type

**DIMENSIONAL VARIANCE** 

#### **Property Characteristics**

Zoning District: OST & OST WITH EXO OVERLAY

Location: NORTH OF NINE MILE ROAD AND WEST OF NOVI ROAD

Parcel #: 50-22-16-176-022 & 50-22-16-251-023

#### Request

The applicant is requesting multiple variances from the CITY OF NOVI Code of Ordinance; Section 3.1.15.D to reduce the front yard setback from 100 feet to varied range from 85 feet to 98 feet due to recessed building design; Section 3.1.15.D to reduce the parking side setback from 20 feet to a varied range from 0 feet to 15 feet to allow for construction of parking lot across multiple properties; Section 5.3.12 to allow absence of parking lot end islands within off-street parking area to allow for alternate use of parking lot as a Ride and Drive Automotive Research Lot; Section 5.7 to allow for increase of maximum allowed illumination levels along property lines adjacent to non-residential districts as the development is expanded among multiple properties owned by the applicant; Section 5.2.12.C. to allow reduction of minimum required parking spaces to be provided on site(2,979 spaces required, 2,951 spaces provided); Section 5.2.3. to allow increase of minimum distance required from the nearest point of a building to the nearest point of the off-street parking lot on a different parcel (300 feet required, approximately 450' provided). Parcel 50-22-16-176-022 is zoned OST (Office Research and Technology) and parcel 50-22-16-251-023 (OST WITH EXO Overlay with Office Research and Technology).

#### **II. STAFF COMMENTS:**

#### **Proposed Changes**

The applicant is requesting the reduction of the building and parking set-backs due to the recessed nature of the existing building, minimum off-street lighting and the reduction of parking spaces from the minimum parking required due to the unique nature of proposed use.

#### III. RECOMMENDATION:

The Zoning Board of Appeals may take one of the following action	ons:
--	------

1.	I	mo	ve	that	we	grant	the	varianc	e in	Case	No.	PZ16	5-0031,	sou	ght	by for
	diff	icul	ty re	quiring									nas sho	own	pract	
		(a) Without the variance Petitioner will be unreasonably prevented or lim to use of the property because									or limited	d with	n resp	pect		
		(b)	The	-	_			e					_· 			
		(c)	Peti				e the c	ondition I	becaus	e				_		
		(d)					l not	unreasor	nably i	nterfere	with	adja		r suri	round	gnik
		(e)	The	relief	· · · · · · · · · · · · · · · · · · ·			n the sp					- ordinar -	nce	beca	ause
		(f)	The	varian		anted is		ct to:					_•			
				1												
				2												
				3												
				4						·				•		
2.	I	mo	ve	that	we	<u>deny</u>	the	varianc	e in	Case	No.	PZ16	5-0031,	sou	ght	by
	for_			ifficulty										not	t sho	own
	ριο			_												_•
		(a)		uding_		mstance nrougho		and  City.		atures 			the Inique I		prop use t	_
		(b)	The	circur	nstan	ces and	featu	res of the		•	_		varianc —	e rec	quest	are
		(c)	The	failure	to g	rant relie	ef will	result in r	mere in	conven	ience	or ina	 bility to	atta	in hiç	gher

#### Zoning Board Of Appeals SUBURBAN COLLECTION SHOWPLACE Case # PZ16-0031

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economic	or	financial	return 	based	on	Petitioners	statements
(d) The variance		uld result in			ne adj	acent and su	rrounding prop
Бу				·			

Should you have any further questions with regards to the matter please feel free to contact me at (248) 347-0417.

Larry Butler Deputy Director Community Development City of Novi



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## ZONING BOARD OF APPEALS APPLICATION

#### **APPLICATION MUST BE FILLED OUT COMPLETELY**

I. PROPERTY INFORMATION (Add	ress of subject ZBA Co	ise)	Application Fee:	300.00
PROJECT NAME / SUBDIVISION Suburban Collection Showplace Expansion				3-9-16
ADDRESS		LOT/SIUTE/SPACE #	Meeting Date:	7 1 10
46100 Grand River Ave., Novi, MI 48374		101/0/012/01/102 !!		-10031
SIDWELL # 50-22-16 -251 -023		otain from Assessing nt (248) 347-0485	ZBA Case #: PZ	5-0031
CROSS ROADS OF PROPERTY Grand River and Beck				
IS THE PROPERTY WITHIN A HOMEOWNER'S ASS	OCIATION JURISDICTION?	REQUEST IS FOR:		
☐ YES ☑ NO		RESIDENTIAL CO	OMMERCIAL 🗌 VACANT PE	roperty 🗆 signage
DOES YOUR APPEAL RESULT FROM A NOT	ICE OF VIOLATION OR C	CITATION ISSUED?	YES 🗹 NO	
II. APPLICANT INFORMATION	102 01 1102/11011 011 0	,		
	EMAIL ADDRESS		CELL PHONE NO.	
A. APPLICANT	bbowman@suburban	showplace.com		
NAME Plais Rowman			TELEPHONE NO. 2483485600	
Blair Bowman  ORGANIZATION/COMPANY			FAX NO.	
TBON, LLC			17.00.1104	
ADDRESS		CITY	STATE	ZIP CODE 48374
46100 Grand River Ave.		Novi	MI	46374
	ERE IF APPLICANT IS ALSO	THE PROPERTY OWNER		
Identify the person or organization that owns the subject property:	EMAIL ADDRESS		CELL PHONE NO.	
NAME			TELEPHONE NO.	
ORGANIZATION/COMPANY			FAX NO.	
ADDRESS		CITY	STATE	ZIP CODE
III. ZONING INFORMATION			134 V P	H
A. ZONING DISTRICT				
☐ R-A ☐ R-1 ☐ R-2	□ R-3 □ R-4	$\square$ RM-1 $\square$ RM-2	□ MH	
☐ I-1 ☐ I-2 ☐ RC	□ TC □ TC-1	☑ OTHER EXO/OST		
B. VARIANCE REQUESTED				
INDICATE ORDINANCE SECTION (S) AND	VARIANCE REQUESTED:			
	/ariance requested		ands around permanent parkir	ng spaces
2. Section 5.7	/ariance requested	Variance for the proposed ordinance	e deficiencies with regard to lighting	
2 4 45 D	Variance requested		ficiency and building setback deficiency.	
E 0 40 C	/ariance requested	Variance for deviation fr	om minimum parking requi	irements
IV. FEES AND DRAWNINGS  A. FEES				
Single Family Residential (Existing	a) \$200 🗀 (With Viola	tion) \$250 $\square$ Single Fo	amily Residential (New) :	\$250
Multiple/Commercial/Industrial			300 $\square$ (With Violation) $\circ$	
House Moves \$300	•	eetings (At discretion o	•	T
	ITAL COPY SUBMITTED		, 550,0, 4000	
<ul> <li>Dimensioned Drawings and Plans</li> <li>Site/Plot Plan</li> <li>Existing or proposed buildings or c</li> <li>Number &amp; location of all on-site p</li> </ul>	addition on the prope	<ul><li>Existing &amp; propo</li><li>Location of exis</li><li>rty</li><li>Floor plans &amp; ele</li></ul>	used distance to adjacer ting & proposed signs, if evations mation relevant to the Vo	applicable



## **ZONING BOARD OF APPEALS APPLICATION**

V. VARIANCE
A. VARIANCE (S) REQUESTED
🗹 dimensional 🗆 use 🗀 sign
There is a five-(5) hold period before work/action can be taken on variance approvals.
B. SIGN CASES (ONLY) Your signature on this application indicates that you agree to install a Mock-Up Sign ten-(10) days before the schedule ZBA meeting. Failure to install a mock-up sign may result in your case not being heard by the Board, postponed to the next schedule ZBA meeting, or cancelled. A mock-up sign is NOT to be actual sign. Upon approval, the mock-up sign must be removed within five-(5) days of the meeting. If the case is denied, the applicant is responsible for all costs involved in the removal of the mock-up or actual sign (if erected under violation) within five-(5) days of the meeting.
C. ORDINANCE
City of Novi Ordinance, Section 3107 – Miscellaneous
No order of the Board permitting the erection of a building shall be valid for a period longer than one-(1) year, unless a building permit for such erection or alteration is obtained within such period and such erection or alteration is started and proceeds to completion in accordance with the terms of such permit.
No order of the Board permitting a use of a building or premises shall be valid for a period longer than one-hundred and eighty-(180) days unless such use is establish within such a period; provided, however, where such use permitted is dependent upon the erection or alteration or a building such order shall continue in force and effect if a building permit for such erection or alteration is obtained within one-(1) year and such erection or alteration is started and proceeds to completion in accordance with the terms of such permit.
D. APPEAL THE DETERMINATION OF THE BUILDING OFFICIAL
PLEASE TAKE NOTICE:
The undersigned hereby appeals the determination of the Building Official / Inspector or Ordinance made
□ CONSTRUCT NEW HOME/BUILDING □ ADDITION TO EXISTING HOME/BUILDING □ SIGNAGE
□ ACCESSORY BUILDING □ USE □ OTHER
VI. APPLICANT & PROPERTY SIGNATURES
A. APPLICANT  Applicant Signature  Date
B. PROPERTY OWNER
If the applicant is not the owner, the property owner must read and sign below: The undersigned affirms and acknowledges that he, she or they are the owner(s) of the property described in this application, and is/are aware of the contents of this application and related enclosures.
The undersigned affirms and acknowledges that he, she or they are the owner(s) of the property described in this
The undersigned affirms and acknowledges that he, she or they are the owner(s) of the property described in this application, and is/are aware of the contents of this application and related enclosures.  Property Owner Signature  Date
The undersigned affirms and acknowledges that he, she or they are the owner(s) of the property described in this application, and is/are aware of the contents of this application and related enclosures.
The undersigned affirms and acknowledges that he, she or they are the owner(s) of the property described in this application, and is/are aware of the contents of this application and related enclosures.  Property Owner Signature  Date  VII. FOR OFFICIAL USE ONLY
The undersigned affirms and acknowledges that he, she or they are the owner(s) of the property described in this application, and is/are aware of the contents of this application and related enclosures.  Property Owner Signature  Date  VII. FOR OFFICIAL USE ONLY  DECISION ON APPEAL:
The undersigned affirms and acknowledges that he, she or they are the owner(s) of the property described in this application, and is/are aware of the contents of this application and related enclosures.  Property Owner Signature  Date  VII. FOR OFFICIAL USE ONLY  DECISION ON APPEAL:  GRANTED  DENIED

#### **Zoning Board of Appeals Application**

TBON, LLC

Response to Review Standards Dimensional Variance for the purpose of completing TBON, LLC's application for dimensional variances for the planned erection of the Suburban Collection Showplace Expansion.

#### Variances Requested:

- 1. Building Setbacks (Sec. 3.1.15.D)
- 2. Parking Lot Setbacks (Sec. 3.1.15.D)
- 3. End Islands (Sec. 5.3.12)
- 4. Exterior Lighting (5.7)
- 5. Minimum Parking Required (5.2.12.C)
- 6. Minimum Distance Required (5.2.3)

#### 1. Building Setbacks (Sec. 3.1.15.D)

Front building setbacks shall be a minimum of 100 ft for EXO zoning. The proposed site plan is deviating from the minimum required setback distance at multiple locations at the southwest corner of the addition due to the recessed natures of the building footprint. The deviations vary from 2ft. to approximately 12 ft. less than the minimum, 100 ft.

#### Response:

• Variance is only required due to a technical reading of the differences between a front and side setback in the pertinent locations.

#### 2. Parking Lot Setback (Sec. 3.1.15.D):

All parking must be setback a minimum of 20 feet from adjacent properties. The OST site has not been combined with the larger Suburban Collection Showplace property and the setback for new pavement at the eastern property line varies from 0 ft. to 15 ft. The setbacks on the western property as well do not meet the minimum required.

#### Response:

• There is common ownership between the two relevant adjacent parcels.

#### 3. End Islands (Sec. 5.3.12):

All off-street parking areas are required to have landscaped islands.

#### Response:

• Due to the unique nature and use of the Showplace, particularly for the Fifth Third Bank Michigan State Fair and automotive ride and drive and research uses, we request a variance for the requirement that there be landscaped islands in the identified off street parking location.

#### 4. Exterior Lighting (Sec. 5.7):

The minimum illumination for off-street parking is 0.2 foot candles. The applicant must submit a photometric plan demonstrating compliance with Section 5.7 of the Zoning Ordinance with the Final Site Plan submittal. The applicant indicated in the pre-application meeting that no additional parking lot lighting will be provided in the new paved area due to the nature of the proposed use.

#### Response:

• Property owner is seeking a variance due to the unique nature of the proposed use identified above in response to #3.

#### 5. Minimum Parking Required (Sec. 5.2.12.C):

The parking requirements for an exposition facility may be satisfied by construction of seventy-five (75) percent of the minimum required spaces, provided that an area sufficient to construct the remaining twenty-five (25) percent of required spaces is reserved on the site, or on a site owned by the applicant which is within three hundred (300) feet of the site pursuant to Section 5.2.3. Thereafter, the applicant shall on an annual basis submit a report to the Building Division listing each event held at the facility, the number of attendees, the total number of vehicles parked on site each day for the event, and the peak number of vehicles parked on site at a given time during the event. The Building Division shall also have provided to it by City consultants and departments, any additional information pertinent to the reasonable adequacy of the usable parking at the facility. The Building Division shall make a determination on an annual basis as to whether additional parking shall be constructed on the land reserved or a portion of the land reserved'

The site plan requires at least 75 percent of the required spaces to be provided on site(2979 required on site, 2951 provided). A reduction of 28 spaces from minimum Required

#### Response:

• Property owner is requesting a variance due to the unique nature of the proposed use identified above in #3, the amount of additional parking provided, as well as the limited number of deficient spaces.

#### 6. Minimum Distance Required (Sec. 5.2.3):

Off-street parking for other than residential use shall be either on the same parcel of and or within three-hundred (300) feet of the building it is intended to serve, measured along a pedestrian walkway from the nearest point of such building to the nearest point of the off-street parking lot. The pedestrian walkway shall be on the applicant's property or within a dedicated right-of-way, provided that a pedestrian walkway approved by the planning commission may cross intervening parcels of land under separate ownership where the applicant has secured necessary permanent easements from the owners of the intervening parcels and the walkway provides a reasonably safe method of pedestrian access between the parking area and the building served.

#### Response:

• Property owner is combining parcels one and two as requested.



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## REVIEW STANDARDS DIMENSIONAL VARIANCE

The Zoning Board of Appeals (ZBA) will review the application package and determine if the proposed Dimensional Variance meets the required standards for approval. In the space below, and on additional paper if necessary, explain how the proposed project meets each of the following standards. (Increased costs associated with complying with the Zoning Ordinance will not be considered a basis for granting a Dimensional Variance.)

## Standard #1. Circumstances or Physical Conditions.

а	•	effective date of the	allowness or shape of a specific property  Zoning Ordinance or amendment.  If applicable, describe below:						
	This variance relates to Builling	Setbacks (Sec.3.1.15.D).							
	This deviation only technically occurs at what is the rear yard of the adjoining property. The proposed building is literally hundreds of feet set back from Grand River which is the actual front yard. The shape, size, and flow of the building has been adjusted to the minimum point possible for the safe and orderly flow of pedestrians and vehicles in and around the corner section of the structure.								
		and/o	•						
b	<ul> <li>b. Environmental Conditions. Exceptional topographic or environmental conditions of other extraordinary situations on the land, building or structure.</li> <li>Not Applicable</li></ul>								
	and/or								
C	to the subject proper of the Zoning Ordina Not Applicable	erty would prohibit thance or would involve	ent of the property immediately adjacent e literal enforcement of the requirements e significant practical difficulties. If applicable, describe below:						
	See answer #1(a) above.								

Describe the immediate practical difficulty causing the need for the Dimensional Variance, that the need for the requested variance is not the result of actions of the property owner or previous property owners (i.e., is not self-created).

This is due to a technical reading of the different "yards" within the ordinances and regulations. The property divisions were done long ago.

## Standard #3. Strict Compliance.

Explain how the Dimensional Variance in strict compliance with regulations governing area, setback, frontage, height, bulk, density or other dimensional requirements will unreasonably prevent the property owner from using the property for a permitted purpose, or will render conformity with those regulations unnecessarily burdensome.

The structure as proposed and layout meets with the spirit and intent of the ordinance. To further adjust the building footprint or layout would affect the safe, orderly, and functional use of the facility.

## Standard #4. Minimum Variance Necessary.

Explain how the Dimensional Variance requested is the minimum variance necessary to do substantial justice to the applicant as well as to other property owners in the district. See #1(a).

## Standard #5. Adverse Impact on Surrounding Area.

Explain how the Dimensional Variance will not cause an adverse impact on surrounding property, property values, or the use and enjoyment of property in the neighborhood or zoning district.

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## Standard #1. Circumstances or Physical Conditions.

Explain the circumstances or physical conditions that apply to the property that do not apply generally to other properties in the same zoning district or in the general vicinity. Circumstances or physical conditions may include:

a.	<ul> <li>Shape of Lot. Exceptional narrowness, shallowness or shape of a specific property in existence on the effective date of the Zoning Ordinance or amendment.</li> <li>✓ Not Applicable</li></ul>
	and/or
b.	Environmental Conditions. Exceptional topographic or environmental conditions of other extraordinary situations on the land, building or structure.  ☐ Not Applicable ☐ Applicable If applicable, describe below:
	and/or
	Abutting Property. The use or development of the property immediately adjacent to the subject property would prohibit the literal enforcement of the requirements of the Zoning Ordinance or would involve significant practical difficulties.  Not Applicable  Applicable  If applicable, describe below:

The Applicant intends to submit for a parcel combination/reconfiguration with the City Assessor's office. Such application shall be submitted prior to the August 9 meeting of the ZBA. This, as we understand it, will eliminate the variance necessary for the immediate adjacent westerly property. However, to the furtest west where the addition of surfaced driveway and parking/fairgrounds area will be installed, the abutting property will remain in a technically separate ownership which has common ownership with the Applicant. The overall plan is to have the adjacent millings/aggregate areas available for support uses, overflow parking, and other outdoor function areas.

Describe the immediate practical difficulty causing the need for the Dimensional Variance, that the need for the requested variance is not the result of actions of the property owner or previous property owners (i.e., is not self-created).

This circumstance is not self-created.

## Standard #3. Strict Compliance.

Explain how the Dimensional Variance in strict compliance with regulations governing area, setback, frontage, height, bulk, density or other dimensional requirements will unreasonably prevent the property owner from using the property for a permitted purpose, or will render conformity with those regulations unnecessarily burdensome.

The intention is to have the properties seamlessly flow into each other physically. While the existing property divisions are technically and artificially overlapped on the west side, given the commonality of ownership between the two parcels and keeping them technically distinct this does require a technical variance.

## Standard #4. Minimum Variance Necessary.

Explain how the Dimensional Variance requested is the minimum variance necessary to do substantial justice to the applicant as well as to other property owners in the district.

See items above.

## Standard #5. Adverse Impact on Surrounding Area.

Explain how the Dimensional Variance will not cause an adverse impact on surrounding property, property values, or the use and enjoyment of property in the neighborhood or zoning district.



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## Standard #1. Circumstances or Physical Conditions.

a.	Shape of Lot. Exceptional narrowness, shallowness or shape of a specific property in existence on the effective date of the Zoning Ordinance or amendment.  ✓ Not Applicable ☐ Applicable ☐ If applicable, describe below:
	and/or
b.	Environmental Conditions. Exceptional topographic or environmental conditions of other extraordinary situations on the land, building or structure.  ✓ Not Applicable ☐ Applicable If applicable, describe below:
	and/or
c.	Abutting Property. The use or development of the property immediately adjacent to the subject property would prohibit the literal enforcement of the requirements of the Zoning Ordinance or would involve significant practical difficulties.  I Not Applicable

Describe the immediate practical difficulty causing the need for the Dimensional Variance, that the need for the requested variance is not the result of actions of the property owner or previous property owners (i.e., is not self-created).

This variance relates to End-Islands Requirements (Sec. 5.3.12).

In addition to supporting critical parking functions, the surfaced area in question will support additional uses such as set up of the midway and related pedestrian circulation and gathering for the Michigan State Fair as well as on a regular basis being used as a larger scale ride-and-drive automotive research lot. End-islands, by their very nature, are inconsistent with these intended uses particularly as it relates to the evolution of and growth of the State Fair having the ability to plan and layout elements and attractions with the highest degree of flexibility is critical.

## Standard #3. Strict Compliance.

Explain how the Dimensional Variance in strict compliance with regulations governing area, setback, frontage, height, bulk, density or other dimensional requirements will unreasonably prevent the property owner from using the property for a permitted purpose, or will render conformity with those regulations unnecessarily burdensome.

See item # 2 above.

## Standard #4. Minimum Variance Necessary.

Explain how the Dimensional Variance requested is the minimum variance necessary to do substantial justice to the applicant as well as to other property owners in the district.

See items above.

## Standard #5. Adverse Impact on Surrounding Area.

Explain how the Dimensional Variance will not cause an adverse impact on surrounding property, property values, or the use and enjoyment of property in the neighborhood or zoning district.

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## REVIEW STANDARDS DIMENSIONAL VARIANCE

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## Standard #1. Circumstances or Physical Conditions.

a.	in existence on the		owness or shape of a specific property oning Ordinance or amendment.  If applicable, describe below:					
	This variance relates to Exterior	Lighting (Sec.5.7).						
	It is the Applicant's intention to install additional parking lot lighting in the area of the new surfaced lot at the west side of the site. Given the need for minimizing the number of poles and the large area being serviced, there are likely going to be some required deviations from technical city standards. Photometric plans have been submitted and any required techical variances will be more formally identified by the August 9 meeting.  and/or							
b.	other extraordinary	litions. Exceptional top situations on the land, I Applicable	•					
	and/or							
C.	to the subject prope of the Zoning Ordina	erty would prohibit the	t of the property immediately adjacent literal enforcement of the requirements significant practical difficulties. If applicable, describe below:					

Describe the immediate practical difficulty causing the need for the Dimensional Variance, that the need for the requested variance is not the result of actions of the property owner or previous property owners (i.e., is not self-created).

It is not self-created.

## Standard #3. Strict Compliance.

Explain how the Dimensional Variance in strict compliance with regulations governing area, setback, frontage, height, bulk, density or other dimensional requirements will unreasonably prevent the property owner from using the property for a permitted purpose, or will render conformity with those regulations unnecessarily burdensome.

Strict compliance is made impractical due to the factors described in items listed above in #1(a).

## Standard #4. Minimum Variance Necessary.

Explain how the Dimensional Variance requested is the minimum variance necessary to do substantial justice to the applicant as well as to other property owners in the district.

See items above.

## Standard #5. Adverse Impact on Surrounding Area.

Explain how the Dimensional Variance will not cause an adverse impact on surrounding property, property values, or the use and enjoyment of property in the neighborhood or zoning district.

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## Standard #1. Circumstances or Physical Conditions.

a.	Shape of Lot. Exceptional narrowness, shallowness or shape of a specific property in existence on the effective date of the Zoning Ordinance or amendment.  ☐ Not Applicable ☐ Applicable If applicable, describe below:							
	See attached.							
	and/or							
b.	Environmental Conditions. Exceptional topographic or environmental conditions of other extraordinary situations on the land, building or structure.  ✓ Not Applicable ☐ Applicable If applicable, describe below:	or						
	and/or							
c.	Abutting Property. The use or development of the property immediately adjacent to the subject property would prohibit the literal enforcement of the requirements of the Zoning Ordinance or would involve significant practical difficulties.  I Not Applicable							

Describe the immediate practical difficulty causing the need for the Dimensional Variance, that the need for the requested variance is not the result of actions of the property owner or previous property owners (i.e., is not self-created).

See Item #1(a) above.

## Standard #3. Strict Compliance.

Explain how the Dimensional Variance in strict compliance with regulations governing area, setback, frontage, height, bulk, density or other dimensional requirements will unreasonably prevent the property owner from using the property for a permitted purpose, or will render conformity with those regulations unnecessarily burdensome. See Item #1(a) above.

## Standard #4. Minimum Variance Necessary.

Explain how the Dimensional Variance requested is the minimum variance necessary to do substantial justice to the applicant as well as to other property owners in the district.

The amount of surfaced area shown on the plan was developed from a practical limit standpoint and a past experience standpoint as far as number of occupants per vehicle and expected levels of attendance.

## Standard #5. Adverse Impact on Surrounding Area.

Explain how the Dimensional Variance will not cause an adverse impact on surrounding property, property values, or the use and enjoyment of property in the neighborhood or zoning district.

#### Standard #1 a.

This variance worksheet is related to a combination of Minimum Parking Required (Sec. 5.2.12.C) and Minimum Distance Required (Sec. 5.2.3). In addition, to the extent it is within the purview and jurisdiction of the ZBA, the existing and proposed future condition of the adjacent proposed property for overflow parking, support uses and outdoor gatherings/functions.

The proposed surface area identified on the plan provides adequate parking for the vast majority of the current and future contemplated events at the Showplace/Fairgrounds. In those few circumstances where additional parking is required, such as the Motor City Comic-Con, and where additional outdoor function space as well as parking is required, such as during the Michigan State Fair, the additional property immediately adjacent to the west is proposed to provide a safe, level, and maintainable, non-traditionally surfaced area (millings/aggregate surface) to serve these functions. For a number of reasons including environmental considerations, practical considerations and future master planning development opportunities it is not reasonable to require pavement of areas to meet a maximum period demand that will occur infrequently.





