| 1  | REGULAR MEETING - ZONING BOARD OF APPEALS                                   |
|----|---|
| 2  | CITY OF NOVI  |
| 3  | Tuesday, January 14, 2025   |
| 4  | Council Chambers/Novi Civic Center  |
| 5  | 41725 Novi Road   |
| 6  | Novi, Michigan  |
| 7  |   |
| 8  | BOARD MEMBERS:  |
| 9  | Mike Longo, Secretary   |
| 10 | Siddharth Mav Sanghvi, Member<br>Linda Krieger, Member                      |
| 11 | W. Clift Montague, Member Larry Butler, Member                              |
| L2 | Joe Samona, Alternate Member  |
| 13 | ABSENT UN-EXCUSED:  |
| 14 | Joe Peddiboyina, Chairperson. ABSENT EXCUSED:                               |
| 15 | Michael Thompson, Member  |
| 16 | ALSO PRESENT:   |
| 17 | Elizabeth Saarela, City Attorney<br>Alan Hall, Deputy Community Development |
| 18 | Director<br>Sarah Fletcher, Recording Secretary                             |
| 19 | REPORTED BY:  |
| 20 | Melinda R. Womack   |
| 21 | Certified Shorthand Reporter  |
| 22 |   |
| 23 |   |
| 24 |   |
| 25 |   |



Meeting 01/14/2025 Page 2 AGENDA Page Call to Order Pledge of Allegiance Roll Call Public Hearing Format and Rules of Conduct Minutes - December 2024 Public Remarks Approval of Agenda Public Hearings PZ24-0062 PZ24-0063 Other Matters Adjournment 



- 1 MEMBER MONTAGUE: Call to order the
- 2 meeting of the Zoning Board of Appeals for
- 3 Tuesday, January 14th. I'd like to start with the
- 4 Pledge of Allegiance.
- 5 (Pledge of Allegiance recited)
- 6 MEMBER MONTAGUE: Roll call, please.
- 7 MS. FLETCHER: Chairperson Peddiboyina?
- 8 Absent. Member Sanghvi?
- 9 MEMBER SANGHVI: Here.
- 10 MS. FLETCHER: Member Thompson. Absent
- 11 excused. Member Montague?
- 12 MEMBER MONTAGUE: Here.
- MS. FLETCHER: Member Longo?
- MEMBER LONGO: Here.
- MS. FLETCHER: Member Krieger?
- 16 MEMBER KRIEGER: Here.
- 17 MS. FLETCHER: Member Butler?
- 18 MEMBER BUTLER: Here.
- 19 MS. FLETCHER: And Member Samona?
- 20 MEMBER SAMONA: Here.
- 21 MS. FLETCHER: Thank you. We have a
- 22 Quorum.
- 23 MEMBER MONTAGUE: Thank you. We'll go
- 24 over the rules of conduct a little bit. If you
- 25 have cell phones, put them on silence or turn them



- 1 off. We will ask the applicant to come forward,
- 2 present themselves, give their name, spell their
- 3 name for the secretary and be sworn in. They're
- 4 allowed ten minutes to address their issue. And
- 5 then we will ask for comments from the public, and
- 6 they're limited to three minutes per talk. That's
- 7 the critical things.
- 8 I'm looking for approval of the meeting
- 9 minutes from December 2024. Does anybody have a
- 10 motion?
- 11 MR. LONGO: I move we accept it.
- 12 MEMBER MONTAGUE: Second?
- 13 MEMBER KRIEGER: Second.
- 14 MEMBER MONTAGUE: Everybody say aye if
- 15 you approve.
- 16 THE BOARD: Aye.
- 17 MEMBER MONTAGUE: So they're approved.
- 18 On the agenda tonight we have two cases. Are
- 19 there any modifications to the agenda?
- MR. HALL: No, sir.
- 21 MEMBER MONTAGUE: I will look for a
- 22 motion to approve the agenda then.
- 23 MEMBER KRIEGER: I move to approve the
- 24 agenda tonight.
- 25 MEMBER BUTLER: Second.



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- 1 MEMBER MONTAGUE: All right. All in
- 2 favor say aye.
- 3 THE BOARD: Aye.
- 4 MEMBER MONTAGUE: Any nays? Agenda is
- 5 approved. We have an open session for public
- 6 remarks. Are there any remarks from the public?
- 7 All right. I don't see any.
- 8 So we have two cases tonight. The
- 9 first case, PZ24-0062 (Lineage Logistics). The
- 10 applicant is requesting variances from the City of
- 11 Novi Zoning Ordinance Section 5.15.12.b to allow
- 12 52.5 ft wide carports. 40 foot is allowed, so
- 13 it's a variance of 12.5 feet, and to increase the
- 14 maximum allowable height by 5 ft, 12 feet is
- 15 there, so it would be a variance of 5 feet. This
- 16 property is zoned General Industrial (I-2). Do
- 17 the applicants have representatives here? Good
- 18 evening.
- MS. ALLEN: Good evening.
- 20 MEMBER MONTAGUE: Please state and
- 21 spell your name.
- MS. ALLEN: My name is Brittany,
- 23 B-R-I-T-T-A-N-Y, Allen, A-L-L-E-N.
- 24 MEMBER LONGO: Brittany, are you an
- 25 attorney?



- 1 MS. ALLEN: No. I'm a civil engineer.
- 2 MEMBER LONGO: Do you promise to tell
- 3 the truth in this case?
- 4 MS. ALLEN: Yes.
- 5 MEMBER LONGO: Thank you.
- 6 MEMBER MONTAGUE: All right. Present
- 7 your case, please.
- 8 MS. ALLEN: Yeah. So I am a civil
- 9 engineer for the site. I'm with PEA Group. I'm
- 10 joined here tonight by Nick Perge. We previously
- 11 developed, added on a parking Lineage Logistics
- 12 site locate at 46500 Humboldt Drive. And now
- 13 after we've gone through we've added a parking lot
- 14 about five years ago. We want to add carports
- 15 above it that have the capacity to generate
- 16 electricity with them so there will be solar
- 17 panels on top. We are requesting the variance
- 18 because the 40 feet is the length of two like
- 19 stacked parking spaces on top of each other. But
- 20 the previous layout that was approved was to stack
- 21 parking spaces with a walking aisle in between.
- 22 So the extra 12 feet is to allow for the walking
- 23 aisle. And then the height variance is just
- 24 because of the angle of the solar panels that's --
- 25 it's required to add a little bit extra to allow



- 1 cars to get under the --
- 2 MEMBER MONTAGUE: Excuse me. I don't
- 3 mean to interrupt. Do you have something to show
- 4 on the screen that shows the plan or something
- 5 like that?
- 6 MS. ALLEN: I do not. My apologies. I
- 7 do have a plan though here.
- 8 MS. FLETCHER: No, just put it on the
- 9 projector.
- 10 MEMBER MONTAGUE: Then you have
- 11 something to talk to to comment or understand.
- 12 Thank you.
- 13 MS. ALLEN: So this is the overall
- 14 site, this is the overall site layout. The
- 15 parking lot is oriented towards the back of the
- 16 building. Humboldt Drive is down towards this end
- 17 of the site. The two rows that we're looking to
- 18 add the solar panels to are located closest to the
- 19 building here. And let me turn to the next page.
- 20 So this is the closer up view of the two drive
- 21 aisles where we want to add solar panels. So you
- 22 can see that here and here we have the drive --
- 23 the sidewalk here. So that is why we need the
- 24 extra 12 and a half feet just to allow the solar
- 25 panel to cover the entire parking spots.



- 1 And then as for the height variance,
- 2 you can see that to accommodate the solar panels
- 3 we need to angle the solar panels to better
- 4 capture the sun. So in doing that, it kind of
- 5 just increased the height on this back end that's
- 6 required to get the part underneath it. So that's
- 7 where the extra five feet comes in.
- 8 MEMBER MONTAGUE: Does that cover it.
- 9 MS. ALLEN: That about covers it.
- 10 MEMBER MONTAGUE: All right. We have
- 11 to see if there's one person in the public has any
- 12 comment. No? All right. The city.
- 13 MR. HALL: Thank you, Mr. Chairman. I
- 14 just have a couple questions for you. So the
- 15 angle of the pitch of the roof corresponds to the
- 16 solar panel, is that correct?
- MS. ALLEN: Yes, it does.
- 18 MR. HALL: And so it can't be flat
- 19 because it would render the solar panels
- 20 ineffective, you have to get it up to get the
- 21 perfect angle.
- MS. ALLEN: That's correct.
- MR. HALL: And that angle would be the
- 24 minimum angle that you would need for the solar
- 25 panels to be active. It's not the maximum, it's



- 1 the minimum. So you're only asking for just a
- 2 minimum height increase, is that correct?
- 3 MS. ALLEN: That's correct.
- 4 MR. HALL: Is there any lights that are
- 5 going to be in these carports, like any kind of
- 6 light underneath or shielding on the lights so
- 7 it's not going to be exposed? So what's the plan
- 8 for the lights?
- 9 MS. ALLEN: Yeah. There are -- there
- 10 are proposed lights beneath the car panels to
- 11 light the pathways especially. I believe they do
- 12 meet the code of what's required.
- MR. HALL: So they're not going to have
- 14 any clear issues.
- MS. ALLEN: Yeah, no issue with
- 16 surrounding neighbors or anything like that.
- 17 MR. HALL: And then what are the solar
- 18 panels energizing? Why are you using them?
- 19 MS. ALLEN: So part of it will be sent
- 20 to the building. But then also beneath carports
- 21 there's going to be a few electrical vehicle
- 22 charging stations that will also be charged by it,
- and that's for use not to the public but to
- 24 employees or visitors to the business.
- 25 MR. HALL: Okay. All right. So yeah.



- 1 So they're seeking two variances tonight. One is
- 2 for 12 and a half foot increase for the width as
- 3 we discussed. We're going to get that pedestrian
- 4 aisleway covered with one parking carport roof
- 5 rather than doing two. And then they're also
- 6 requesting a five foot height variance, so there's
- 7 two variances they're asking for tonight. Other
- 8 than that, I don't have any other questions.
- 9 Thank you.
- 10 MEMBER MONTAGUE: Mr. Secretary,
- 11 correspondence?
- MEMBER LONGO: So we sent out 26
- 13 notices, three were returned. There were no
- 14 objections and there were no approvals.
- 15 MEMBER MONTAGUE: All right. Thank
- 16 you. So I'll open it up to the board for
- 17 comments.
- 18 MEMBER SAMONA: Yes. Just a couple of
- 19 questions here. So just to be clear, the only --
- 20 only variance request that you're asking for here
- 21 is in regards to the two rows of parking. The
- 22 third row is not going to have a carport, is that
- 23 correct?
- 24 MS. ALLEN: Yes. Just the two closest
- 25 to the building will have the carports.



- 1 MEMBER SAMONA: I actually drove by the
- 2 property -- I'm sorry. I actually drove by the
- 3 property immediately prior to coming here. Just a
- 4 couple of questions. Is the parking, is it
- 5 strictly going to be employee visitor parking or
- 6 is there going to be storage of any type of
- 7 equipment under those carports?
- 8 MS. ALLEN: No. I think just be
- 9 employee and visitor parking.
- 10 MEMBER SAMONA: Got it. Is there any
- 11 pumps or fans that are, you know, that are going
- 12 to allow the solar panels to generate that may
- 13 create any type of noise or nuisance, I quess, for
- lack of better words, to the budding land users?
- MS. ALLEN: I might have to defer to
- 16 nick with that.
- 17 MR. PERGE: Nick Perge, P-E-R-G-E, and
- 18 I'm with Madison Energy for the system owner.
- 19 MEMBER LONGO: Nick, are you an
- 20 attorney?
- MR. PERGE: No.
- 22 MEMBER LONGO: Do you promise to tell
- 23 the truth in this case?
- MR. PERGE: Yes.
- 25 MEMBER LONGO: Thank you.



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- 1 MR. PERGE: They're are no pumps or
- 2 fans. There are electrical inverters that will
- 3 make maybe a low buzz, but nothing that would be
- 4 audible to a neighbor or anything like that.
- 5 MEMBER SAMONA: I guess nothing that
- 6 could be audible outside of the property lines?
- 7 MR. PERGE: Correct.
- 8 MEMBER SAMONA: That's the only
- 9 questions I have.
- 10 MEMBER MONTAGUE: Any other questions?
- 11 MEMBER SANGHVI: Thank you, Mr. Chair.
- 12 I was there yesterday and looked at your property.
- 13 Somehow I felt I have been here before some years
- 14 ago, and that was the same time they were going to
- 15 put in some carport over there, but I didn't see
- 16 them this time. You've got a huge property. This
- 17 is a super idea to put a carport in this weather
- 18 in Michigan. And solar panel is also excellent
- 19 idea saving energy and good for the climate change
- 20 and all that. But I wasn't quite sure what part
- 21 of your parking lot you were going to put this
- 22 carport and the solar panel because it's a huge
- 23 thing, and I don't think you're putting it all
- 24 over. And when you showed those first plans
- 25 there, I think your orientation was, note to self,



- 1 upside down, then you can see because I know I
- 2 came there yesterday so I know the orientation.
- 3 MR. PERGE: This is the actual -- this
- 4 is the office building right here. This is
- 5 Humboldt Drive. And then back behind it are the
- 6 areas where we're going to put the carport.
- 7 MEMBER SANGHVI: So that's on the
- 8 backside you're going to put the panels.
- 9 MS. ALLEN: Correct.
- 10 MEMBER SANGHVI: And the carport and
- 11 everything.
- MR. PERGE: Yes.
- 13 MEMBER SANGHVI: I have no problem with
- 14 your idea, and I think it's a great idea. So I
- 15 wholeheartedly support your request for the
- 16 variance. Thank you.
- 17 MR. PERGE: Thank you.
- 18 MEMBER SANGHVI: Thank you, Mr. Chair.
- 19 MEMBER MONTAGUE: Any other questions?
- 20 I'm going to ask you, what's minimum -- you've got
- 21 the slope. What's the minimum clearance height on
- 22 the low of the slope?
- 23 MS. ALLEN: It is 13 feet minimum.
- 24 MEMBER MONTAGUE: Thank you. Any other
- 25 questions? I quess we're ready to entertain a



- 1 motion.
- 2 MEMBER KRIEGER: For case number
- 3 PZ24-0062 for 46500 Humboldt Drive, the applicant
- 4 is seeking request. I move that we grant the
- 5 variance for this case for the 12.5 feet variance
- 6 for the roofing and the 5 foot variance for the
- 7 maximum because of the angle because of the solar
- 8 panels. That the petitioner has shown practical
- 9 difficulty for their business walking. That to
- 10 cover it for adequate use of the solar panels for
- 11 the business and for charging electric vehicles.
- 12 It's a minimal area that it's not the entire three
- 13 parking areas that they have. Without the
- variance the Petitioner will be unreasonably
- 15 prevented or limited with respect to use of the
- 16 property because of the solar panels for the
- 17 building will be used for assisting the charging
- 18 of the vehicles. The property is unique because
- 19 of its location in the general industrial area.
- 20 The Petitioner did not create the condition
- 21 because the building came as is with the parking
- 22 lot structure as is. The relief granted will not
- 23 unreasonably interfere with adjacent or
- 24 surrounding properties as stated by the
- 25 petitioner, that any noise would be minimal and



- 1 not disturb the neighbor. It is general
- 2 industrial area. The relief is consistent with
- 3 the spirit and intent of the ordinance because it
- 4 will help the business and not disturb neighboring
- 5 businesses.
- 6 MEMBER SANGHVI: Second.
- 7 MEMBER MONTAGUE: Roll call, please.
- 8 MS. FLETCHER: Member Sanghvi?
- 9 MEMBER SANGHVI: Yes.
- MS. FLETCHER: Member Montague?
- 11 MEMBER MONTAGUE: Yes.
- MS. FLETCHER: Member Longo?
- 13 MEMBER LONGO: Yes.
- MS. FLETCHER: Member Krieger?
- 15 MEMBER KRIEGER: Yes.
- MS. FLETCHER: Member Butler?
- 17 MEMBER BUTLER: Yes.
- 18 MS. FLETCHER: Member Samona?
- 19 MEMBER SAMONA: Yes.
- 20 MS. FLETCHER: Thank you. Motion
- 21 carries.
- 22 MEMBER MONTAGUE: Thank you. The
- 23 second case tonight, PZ24-0063 Audi. The
- 24 applicant is requesting a variance from City of
- 25 Novi Sign Ordinance Section 28-5(a) to allow an



- 1 additional wall sign for this tenant (2 allowed,
- 2 variance of 1). This property is zoned General
- 3 Business (B-3). Is the applicant here to present?
- 4 MS. LONG: Yes.
- 5 MEMBER MONTAGUE: Spell your name.
- 6 MS. LONG: Tammy Long, T-A-M-Y,
- $7 \quad L-O-N-G.$
- 8 MEMBER LONGO: Tammy, are you an
- 9 attorney?
- MS. LONG: No.
- 11 MEMBER LONGO: Do you promise to tell
- 12 he truth in this case?
- MS. LONG: Yes.
- 14 MEMBER LONGO: Thank you.
- MS. LONG: Audi Dealership is wanting
- 16 to put a service sign above where the service
- 17 department is going. Without that, without the
- 18 variance, they will not be able to put that so
- 19 people will not know where the service station is
- 20 at for their cars when they come in for oil change
- 21 and everything. So we are asking the city to
- 22 grant them this petition so they can have that
- 23 sign put up.
- 24 MEMBER MONTAGUE: Okay. Do you have
- 25 something you can put to show the sign?



- 1 MS. LONG: Right there. Audi decided
- 2 to make their three signs into one for the Audi
- 3 Novi. It's supposed to be Audi for the sign, Novi
- 4 second in the service one. But we talked to Audi
- 5 decided to make their Audi Novi into one sign so
- 6 we have to get a variance on that. So we're just
- 7 asking for that service sign to be able to be put
- 8 up.
- 9 MEMBER MONTAGUE: All right. City?
- 10 MR. HALL: Thank you, Chairman. Just
- 11 have a couple of questions for you. How is the
- 12 sign lit?
- 13 MS. LONG: It channel letter lit.
- MR. HALL: So they're internally lit in
- 15 the letters?
- MS. LONG: Yes.
- 17 MR. HALL: So there's no light shining
- 18 on it.
- MS. LONG: If you allow me to get my
- 20 phone, I got a picture. I can put it underneath
- 21 there.
- MR. HALL: Would you mind showing the
- 23 recording secretary the picture before you put it
- 24 on, please?
- MS. LONG: This is how that sign is



- 1 going to be lit right there.
- 2 MR. HALL: So there's no animation in
- 3 the lighting, it's just a simple lit sign.
- 4 MS. LONG: Simple sign.
- 5 MR. HALL: So she's asking for an
- 6 additional sign variance tonight. Thank you. No
- 7 questions.
- 8 MEMBER MONTAGUE: Mr. Secretary,
- 9 correspondence?
- 10 MEMBER LONGO: Yes. We mailed out 25.
- 11 We have two returns. There were no objections and
- 12 there are no approvals.
- 13 MEMBER MONTAGUE: All right. I'll open
- 14 it up to the board.
- 15 MEMBER SAMONA: So the service door, is
- 16 the service door itself an average -- is the
- 17 service door itself an average height of what
- 18 service doors typically are at dealerships? I'm
- 19 trying to correlate that to how high up the sign
- 20 is.
- MS. LONG: Let me see.
- 22 MEMBER SAMONA: Or in the alternative
- 23 is the service sign the same height and level as
- 24 the Audi Novi sign?
- MS. LONG: It's going to be the same as



- 1 the Audi Novi sign. It's going to be level with
- 2 that one.
- 3 MEMBER SAMONA: It's going to be level
- 4 with that one. Okay. That answers mine.
- 5 MEMBER MONTAGUE: Any other questions?
- 6 MEMBER BUTLER: No.
- 7 MEMBER MONTAGUE: I just have one.
- 8 You've got this plan that basically looks like it
- 9 shows seven signs and you said you're combining
- 10 three of them?
- MS. LONG: No. We only combined one.
- 12 We had three going up on the south elevation. It
- 13 was going to be Audi, and then separate word Novi
- 14 and then the rings. They decided not to put the
- 15 rings up and we combined Audi and Novi into one
- 16 sign. So now the other sign service is the only
- one that they had an issue with because be on the
- 18 south side as well. The other set of rings are
- 19 going to go on the east elevation, so that was
- 20 already approved.
- 21 MEMBER MONTAGUE: Okay. Got it.
- 22 MEMBER SANGHVI: Thank you. I came and
- 23 visited your place on Saturday and drove around.
- 24 There used to be a dealership there before Audi,
- 25 your company, came there. And I am looking at



- 1 some of the information you have provided, and one
- 2 of this chart you are showing seven different
- 3 signs on the list.
- 4 MS. LONG: Yes. We combined them down
- 5 to five.
- 6 MEMBER SANGHVI: As far as I'm aware,
- 7 two of those signs, exterior signs have been
- 8 approved with wall signs. How big is going to be
- 9 your service sign?
- 10 MS. LONG: That is going to be 5.27
- 11 square feet.
- 12 MEMBER SANGHVI: Maybe we should put it
- on the record here the size of the sign. And once
- it is done, I have no problem because you require
- 15 less sign than the previous one. Thank you.
- MS. LONG: You're welcome.
- 17 MEMBER MONTAGUE: Any other comments?
- 18 All right. Then I guess we're ready for a motion.
- 19 MEMBER LONGO: I move that we grant the
- 20 variance in case number PZ24-0063 sought by Audi
- 21 Novi for an additional sign because the petitioner
- 22 has shown practical difficulty including customers
- 23 being where they want to go, requiring a third
- 24 sign. The failure to grant the relief will
- 25 unreasonably prevent or limit the use of the



- 1 property and will result in substantially more
- 2 than mere inconvenience or inability to attain a
- 3 higher economic or financial return because the
- 4 customers can be confused as to where to go for
- 5 service. The grant of relief will not result in a
- 6 use or structure that is incompatible with or
- 7 unreasonably interferes with the adjacent or
- 8 surrounding properties, will result in substantial
- 9 justice being done to both the applicant and the
- 10 adjacent and surrounding properties, and is not
- 11 inconsistent with the spirit and intent of this
- 12 chapter because it is a simple wall sign.
- 13 MEMBER SAMONA: Support.
- 14 MEMBER MONTAGUE: Roll call.
- MS. FLETCHER: Member Samona?
- MEMBER SAMONA: Yes.
- 17 MS. FLETCHER: Member Butler?
- 18 MEMBER BUTLER: Yes.
- MS. FLETCHER: Member Krieger?
- 20 MEMBER KRIEGER: Yes.
- 21 MS. FLETCHER: Member Longo?
- 22 MEMBER LONGO: Yes.
- MS. FLETCHER: Member Montague?
- 24 MEMBER MONTAGUE: Yes.
- MS. FLETCHER: And Member Sanghvi?



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- 1 MEMBER SANGHVI: Yes.
- 2. MS. FLETCHER: Thank you. Motion
- 3 carries.
- 4 MS. LONG: Thank you.
- 5 MEMBER MONTAGUE: Thank you very much.
- 6 Any other matters anybody would like to bring up?
- 7 MEMBER KRIEGER: I have a question.
- For doing the cases do -- can the Chair ask or 8
- assign cases or do we have to --9
- 10 MS. SAARELA: Assign for what purpose?
- 11 MEMBER KRIEGER: Making the motion.
- 12 MS. SAARELA: You can.
- MEMBER KRIEGER: In the past people 13
- 14 would just sit there, you have to wait and wait.
- 15 Then they got into the assigning. So then just
- 16 wanting re-clarification.
- 17 MS. SAARELA: You can if you want.
- It's just procedural. 18
- 19 MEMBER SAMONA: If we did that, would
- that maybe create a preconceived notion? 20
- 21 MS. SAARELA: No, because you can
- 22 approve or deny.
- 23 MEMBER SAMONA: Motion one way or
- 24 another. Trying to think like a lawyer.
- 25 MEMBER SANGHVI: One comment. I'd like



| 1  | to welcome the two new members in the family.   |
|----|---|
| 2  | Larry has been a member of this family in a     |
| 3  | different capacity and I want to welcome to the |
| 4  | family of City Members.                         |
| 5  | MEMBER SAMONA: Thank you. It's a                |
| 6  | pleasure to be here.                            |
| 7  | MEMBER MONTAGUE: All right. Then I              |
| 8  | will entertain a motion to adjourn.             |
| 9  | MEMBER BUTLER: Second.                          |
| 10 | MEMBER MONTAGUE: All in favor Aye.              |
| 11 | THE BOARD: Aye.                                 |
| 12 | (The meeting was adjourned at 7:26 p.m.)        |
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| 1  | CERTIFICATE OF NOTARY                              |
|----|--|
| 2  |  |
| 3  | STATE OF MICHIGAN )                                |
| 4  | ) SS   |
| 5  | COUNTY OF OAKLAND )                                |
| 6  |  |
| 7  | I, Melinda R. Womack, Certified                    |
| 8  | Shorthand Reporter, a Notary Public in and for the |
| 9  | above county and state, do hereby certify that the |
| 10 | above deposition was taken before me at the time   |
| 11 | and place hereinbefore set forth; that the witness |
| 12 | was by me first duly sworn to testify to the       |
| 13 | truth, and nothing but the truth, that the         |
| 14 | foregoing questions asked and answers made by the  |
| 15 | witness were duly recorded by me stenographically  |
| 16 | and reduced to computer transcription; that this   |
| 17 | is a true, full and correct transcript of my       |
| 18 | stenographic notes so taken; and that I am not     |
| 19 | related to, nor of counsel to either party nor     |
| 20 | interested in the event of this cause.             |
| 21 | Melencle R. Woman                                  |
| 22 | ruse acce P. Domock                                |
| 23 | Melinda R. Womack, CSR-3611                        |
| 24 | Notary Public, Oakland County, Michigan            |



My Commission expires: 06-22-2025

25

|                               | _ , act                   |
|-------------------------------|---------------------------|
| 1                             | add                       |
| <b>1</b> 16:2                 | ado                       |
| <b>12</b> 5:14 6:22 7:24 10:2 | ado                       |
| <b>12.5</b> 5:13 14:5         | ado                       |
| <b>13</b> 13:23               | ade                       |
| <b>14th</b> 3:3               | adj                       |
|                               | —  adj                    |
| 2                             | adj                       |
| <b>2</b> 16:1                 | age                       |
| <b>2024</b> 4:9               | aisl                      |
| <b>25</b> 18:10               | aisl                      |
| <b>26</b> 10:12               | aisl                      |
| <b>28-5(a)</b> 15:25          | Alle                      |
| 4                             | —   <b>Alle</b><br>—   8: |
| <b>40</b> 5:12 6:18           | allo                      |
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### 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 MEETING DATE: February 11, 2025

REGARDING: 21494 Equestrian Trail #50-22-32-401-086 (PZ24-0064)

BY: Alan Hall, Deputy Director Community Development

#### GENERAL INFORMATION:

### **Applicant**

Justin Gusick

### **Variance Type**

Dimensional Variance

### **Property Characteristics**

Zoning District: This property is zoned Residential Acreage (R-A)

Location: north of Eight Mile Road, west of Beck Road

Parcel #: 50-22-32-401-086

### Request

The applicant is requesting a variance from the City of Novi Zoning Ordinance Section 4.19.E.iii to allow 2,327 sq ft aggregate total for accessory structures (1,500 sq ft allowed, variance of 827 sq ft).

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

The applicant is seeking a variance to construct a 680 Sq. Ft.  $(34' \times 20')$  accessory structure which will exceed the maximum aggregate square footage allowance.

The attached garage is 1,647 Sq. Ft. + 680 Sq. Ft. for the new accessory structure = 2,327 sq. Ft. Therefore 2,327 - 1,500 (allowed for R-A Zoning District) = **827 Sq. Ft. variance required.** The architecture is in keeping with the home, the mean height is 11'-8" (14'-0" height allowed) - good

### III. RECOMMENDATION:

| The | Zoning | Board c | of Ap | peals | may | take | one | of the | following | g actions: |
|-----|--------|---------|-------|-------|-----|------|-----|--------|-----------|------------|
|     |        |         |       |       |     |      |     |        |           |            |

|    |        |                |             |         |       | varianc                 |         |          |        |        |        |         |          |
|----|--------|----------------|-------------|---------|-------|-------------------------|---------|----------|--------|--------|--------|---------|----------|
| be | ecause | Petit          | ioner       | has sh  | nown  | , for _<br>practice     | al diff | iculty r | equiri | ng     |        |         |          |
|    |        |                | pect        | to use  | of th | etitioner v<br>ne prope | rty b   | ecause   | e      |        |        |         |          |
|    | (b)Th  | e pro          | perty       | is unic | que b | pecause <u>.</u>        |         |          |        |        |        |         |          |
|    | (c) Pe | etitione       |             |         |       | e the cor               |         |          |        |        |        |         |          |
|    |        |                | _           |         |       | not ur<br>pecause       |         |          |        |        |        | •       |          |
|    | (e)Th  | e relie        | ef if c     | onsiste | nt wi | ith the sp              | oirit a | nd inte  | ent of | the or | rdinan | ce beco | <br>esuk |
|    | (f) Th | e vari         | ance        | grant   | ed is | subject <sup>-</sup>    | to:     |          |        |        |        |         | ·        |
|    |        | 1.<br>2.<br>3. | -<br>-<br>- |         |       |                         |         |          |        |        |        |         | ·        |

| (a) | The circumstances and features of the property including  |
|-----|---|
| , , | are not unique because they exist generally throughout the City.  |
| (b) | The circumstances and features of the property relating to the variance request are self-created because  |
| (c) | The failure to grant relief will result in mere inconvenience or inability to attain higher economic or financial return based on Petitioners statements that |
| (d) | The variance would result in interference with the adjacent and   |

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

Alan Hall – Deputy Director Community Development - City of Novi