

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: October 12, 2021

REGARDING: 43465 Ellesmere Circle, Parcel # 50-22-10-281-026 (PZ21-0058)

BY: Larry Butler, Deputy Director Community Development

I. GENERAL INFORMATION:

Applicant Matthew Bedikian

<u>Variance Type</u> Dimensional Variance

Property Characteristics

Zoning District: Location: Parcel #: Single Family Residential West of Old Novi Road and North of Twelve Mile Road 50-22-10-281-026

<u>Request</u>

The applicant is requesting a variance from the City of Novi Zoning Ordinance Section 4.19.1.E(i) for a proposed 984 square feet of total accessory structure space (maximum of 850 square feet allowed by code, variance of 134 square feet). This variance would accommodate the building of a 360 square foot freestanding patio canopy. This property is zoned Single Family Residential (R-4).

II. STAFF COMMENTS:

III. RECOMMENDATION:

The Zoning Board of Appeals may take one of the following actions:

١.	Ι	move	that	we	<u>grant</u>	the	variance	in	Case	No. F	221-00	58 , so	ught	by for
								_ b	ecause	Petitione	er has	shown	prac	tical
	di	fficulty re	quiring											

(a) Without the variance Petitioner will be unreasonably prevented or limited with respect to use of the property because_____

(b) The property is unique because_____

(c) Petitioner did not create the condition because_____

2.

	(d)				ause					nterfere				or su	rround	ding
	(e)	The	relief	if	consist	ent w	ith the	e spirit	and	d inter	nt of	the	ordino -	ance	becc	use
	(f)	The	variar	ice g	ranted	l is subj	ect to:									
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			2											_·		
			3											_·		
			4													
Ι	mo	ve	that						in	Case	No.	PZ21	-0058	, sou	ught	by
for										becau	use Pe	etition	er ho	, as no	ot sha	own
pro	actic	cal d	ifficulty	/ requ	uiring _											_·
	(a)		Jding_							tures		not u				
		exis ⁻	r gene	rally 1	nroug	nout th	e City.									
	(b)								-	rty rela	-			ce re	quest	are
	(c)		failure nomic	-			ll result retu			conveni on				to atto temer	-	gher that
	(d)						interfe			he adjo	acent	and s	urroun	iding p	orope	rties
	(e)		-							ith the	-	and int	tent of	f the c	ordina	nce
													_•			

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 (Address of subject ZBA Ca	se)	Application Fee:				
PROJECT NAME / SUBDIVISION Bedition Freestending Awing / Bollingbrook	D.					
ADDRESS 43465 Ellesmere Circle	LOT/SIUTE/SPACE #	Meeting Date:				
SIDWELL # May be ob 50-22-10 - 281 - 026 May be ob Decortmen	tain from Assessing t (248) 347-0485	ZBA Case #: PZ				
CROSS ROADS OF PROPERTY UND USU: Rd	1 [240] 347-0403					
IS THE PROPERTY WITHIN A HOMEOWNER'S ASSOCIATION JURISDICTION?	REQUEST IS FOR;					
YES INO	RESIDENTIAL COM	MERCIAL 🗌 VACANT PR				
DOES YOUR APPEAL RESULT FROM A NOTICE OF VIOLATION OR CI		s 🖉 no				
II. APPLICANT INFORMATION						
A. APPLICANT EMAIL ADDRESS Mattbedikian	Rgmail.com	CELL PHONE NO. 248.943.13	(
Matthew Bedixian	0	TELEPHONE NO.				
ORGANIZATION/COMPANY		FAX NO.				
ADDRESS 13465 Ellesmere Circle	ູ ປາວົ	STATE	ZIP CODE 48377			
B. PROPERTY OWNER CHECK HERE IF APPLICANT IS ALSO T	HE PROPERTY OWNER					
Identify the person or organization that EMAIL ADDRESS owns the subject property:		CELL PHONE NO.				
NAME		TELEPHONE NO.				
ORGANIZATION/COMPANY		FAX NO.				
ADDRESS	ТҮ	STATE	ZIP CODE			
III. ZONING INFORMATION						
A. ZONING DISTRICT $\square R-A \square R-1 \square R-2 \square R-3 \square R-4 $		-				
		□ MH				
□ +1 □ +2 □ RC □ TC □ TC-1 B. VARIANCE REQUESTED	OTHER					
INDICATE ORDINANCE SECTION (S) AND VARIANCE REQUESTED:						
1. Section 4. 19E: Variance requested	134 se ft fr	984 total st	welve			
2. SectionVariance requested						
3. SectionVariance requested						
4. SectionVariance requested						
IV. FEES AND DRAWNINGS						
A., FEES						
Single Family Residential (Existing) \$200 🗋 (With Violatic	on) \$250 🗌 Single Famil	v Residential (New) \$2	50			
	on) \$400 🗍 Signs \$300					
	lings (At discretion of Boo					
B. DRAWINGS 1-COPY & 1 DIGITAL COPY SUBMITTED AS	S A PDF	•				
 Dimensioned Drawings and Plans Site/Plot Plan 	Existing & proposed	distance to adjacent	property lines			
 Site right from the property Existing or proposed buildings or addition on the property 	 Location of existing Floor plans & elevati 	& proposed signs, if ap	oplicable			
 Number & location of all on-site parking, if applicable 		n relevant to the Vari	ance application			



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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** <u>ten-(10)</u> <u>days</u> 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 TAK	E NOTICE:
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The undersigned hereby appeals the d	etermination of the Building Official / Inspector or Ordinance made

				IONAOL
	🗋 USE	OTHER		
VI. APPLICANT & PROPERTY SIG	GNATURES			
A. APPLICANI	2-3-			
S				9-1-121
Applicant Signature				Date
If the applicant is not the owner. The undersigned affirms and ackr application, and is/are aware of	nowledges that h	ne, she or they are th	e owner(s) of the	
Property Owner Signature				Date
VII. FOR OFFICIAL USE ONLY				
DECISION ON APPEAL:				
	ANTED		INIED	
The Building Inspector is hereby di	irected to issue c	permit to the Applic	cant upon the follo	wing and conditions:
		- 4 5	•	0
Chairperson, Zoning Board of Appeals				



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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.

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. 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 or other extraordinary situations on the land, building or structure.

□ Not Applicable □ Applicable If applicable, describe below:

Bolingbrooke is a new subdivision and has little to no tree coser for our yard. Our property faces east to west so there is significant son exposure in our back yord. The freestending auning and/or Will essible with sun cover

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.

 Not Applicable
 X Applicable
 If applicable, describe below:

Our property about & Noui Rd. While dere is free and some trees, here is little to Noxover from road mise The truestending away will help cover our beckyord area and Page 1 of 2 Building 113 ZBA Review Standards Dimensional Revised 06/15

Standard #2. Not Self-Created.

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).

Bolingbrooke is a new subdisision and has little to mo Loser from trees. Our property abits bos. toad which is bosy and noisey. The freesteds, awing will assist in providing shall

Standard #3. Strict Compliance. 5 privacy

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.

I am not sore hosts ensure this goestion.

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.

Bolingbrokke is a ware subdivision with homes that range from \$ (\$50,000.00 to a million dollars. Our proposed freestudy aving will increase the volue of our home as well as our neishbirs homes 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.

There is no adverse impact to the property or surrounding Greas. The true stending awning is an expessive unit that is visually appecting. Along with the other work we have completed in our yard it is expeted to add a lot of velve to our home and the neighborrhood as a whole given the volves of the prones in Bolinsbrooke

Page 2 of 2

Building 113 ZBA Review Standards Dimensional Revised 06/15

BOLINGBROOKE

Architectural Review Committee 7125 Orchard Lake Road, Suite 200 West Bloomfield, Michigan 48322

- Date September 11, 2020
- TO: Matt and Tamar Bedikan

SUBJECT: Architectural Review Committee Approval/Rejection of Final Plans and Specifications Bolingbrooke Site Condominiums Novi, Michigan

You are hereby notified that Plans received by this office dated <u>September 11, 2020</u>, as prepared by <u>Ventures</u> covering the proposed construction of <u>Landscaping/Patio</u> on Site <u># 26</u>, address <u>43456 Ellesmere Circle, Novi</u>, Michigan, in the Bolingbrooke Site Condominium project have been reviewed and determined to be:

(X) APPROVED AS BEING IN COMPLIANCE WITH THE ARCHITECTURAL GUIDELINES OF THE SITE CONDOMINIUM AND THE MASTER DEED REQUIREMENTS, SUBJECT TO THE FOLLOWING STIPULATIONS:

Stone patio, Pergola, and Landscaping approved as of now. Please submit structural detail for deck showing footing locations and floor joist layout. See attached example.

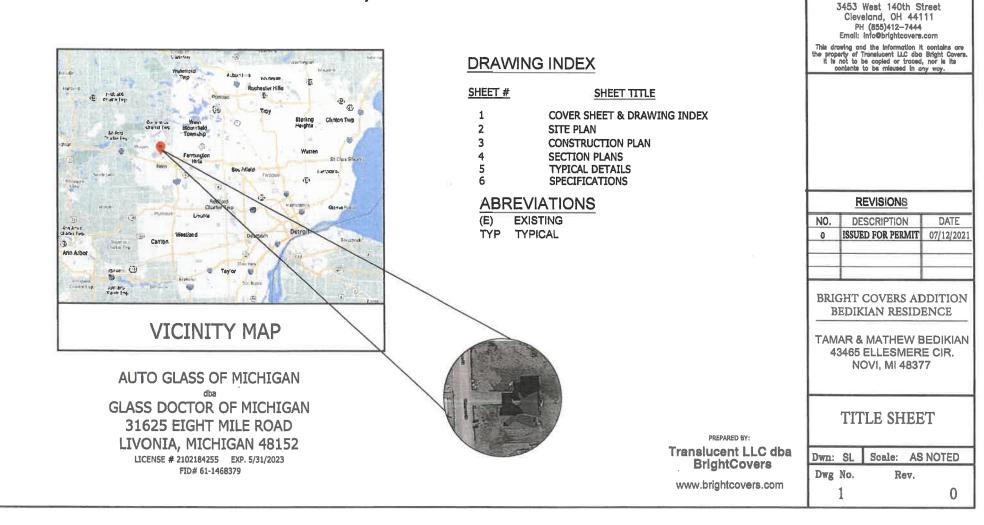
() REJECTED AS NOT BEING IN COMPLIANCE WITH THE ARCHITECTURAL GUIDELINES OF THE SITE CONDOMINIUM AND THE MASTER DEED REQUIREMENTS FOR THE FOLLOWING REASONS:

If approved, you are notified that such approval is for size, style and appearance only for the purposes of compliance with the Architectural Guidelines and the Master Deed. Such approval does not constitute our endorsement or approval of the plans and specifications as being in compliance with the requirements of the City of Novi for issuance of a Building Permit, or any other governing agencies, purchasers, lenders or other interested parties, nor does such approval constitute our endorsement or acceptance of such plans and specifications as to structural soundness or integrity of the proposed structure.

By:__

Authorized Committee Member

BEDIKIAN RESIDENCE 43465 ELLESMERE CIRCLE NOVI, MI 48377



TRANSL

BrightCovers"

The future is

	A	LUMINUM COMPON	ENT PROPER	TIES						
Lexen* International Building Code (IBC) Compliance		MEMBER	DIE NO.	ALLOY	AREA	S _z	S _V	k,	l _{v.}	
LEXAN* Thermoclear and Corrugated Sheat products meet the international Correquirements for light transmitting plastice as cultined in chapter 26 of the IBC. T include standards for self-ignition, burn rate, smoke density, frame spread and as	hese requirements	Side Fascia	24089	6063-T5	(in²) 0.609	(in ³) 0.473	(in ³) 0.0709	(in ⁴) 1.131	(in ⁴) 0.071	
The IBC limits the use of approved plastic materials. Limitations include the size tance between panels, as well as building type, height, and location. Consult the ensure compliance.	ofeach panel, dis-	Heavy Duty T-Bar	-	6061-76	1.424	0.607	0.428	2.201	0.672	
Self-Ignition Temperature (ASTM D 1929)										
Plastic material must have a self-ignition temperature of 850 F or greater. LEXA and Corrugated Sheet have a self-ignition temperature of about 1000 F.	V* Thermoclear	Square Post	24250	6061-T6	0.832	0.713	0.713	0.980	0.980	
Horizontal Burn Rate (ASTM D 635)		W. Dave Barr	24354	6004 ×0						
Plastic material that have a burning extent of 1 inch or less have a CC1 classified tertals that have a burning rate of 2.5 inches per minute or less have a CC2 class Thermoclear and Corrugated sheet have a CC1 classification since they self extended the self extended of the self extended to the self extended of the self extended tert is the self extended to the self extended to the self extended tert is the self extended to the self extended to the self extended tert is the self extended to the self extended tert is the self extended to the self extended tert is the self e	ification. LEXAN*	T-Ber Cep	24251	6061-T6	0.392	0.166	0.110	0.168	0 1 30	
0.4 and 1 Inch.		F-Section	24252	6053-13	0.146	0.008	0.031	0.004	0.029	
Smoke Density (ASTM D 2843)										- H
Plastic material must have a emoke density rating no greater than 75 where test intended for use. LEXAN* Thermoclear, Thermoclick, and Corrugated sheet to emoke density value between 40-73.	ed in the thickness pically generate a	Hanging Rail	24255	6061-76	1.064	1.349	0.348	3.264	0.678	
Flame Spread and Smoke Development (ASTM £84)		Top Shoe	24729	6061-76	1.064	0.118	0.450	0.131	0.563	
in order to obtain the Fiame Spread Classification, results must fall into a range	between 0 and	100 21100		0001-10	1.004	0.118	0.450	V.131	0.303	
25 to be Class A, 28-75 for Class B, and 78-200 for Class C . In all cases, Smoke Development must be isse than 450. Lexan* Thermoclasr, Thermoclick, and Corrugated sheet products have a class A classification.		Bottom Shoe	24882	6061-16	0.846	0.140	0.657	0.178	1.810	
* Seg some Favorent of all SARC (Motoline Facult in Elimination and Sec Eliminati	ALBRING BY, FTE BUBBEDEAR- SCLINGSVELV UNCOR Nich das be located at http:// TYY: SCOPERES D.B. MAPLED.	Colonial Gutter	30111	6063-15	1,229	0.430	1.890	1.279	5.807	
verw uble-jugen Signapping under Signapping Signapping under Signapping under Signapping Signapping under Signapping under Signapping under Signapping Signapping under Signapping under Signapping Under Signapping under Signappi	IABALITY OR PITNESS POR STOMER'S APPLICATEON. RELIEVE Industries for the	Heavy Duty 1-Beam	30278	6061-16	1.680	3.426	0.691	11357	1.037	

PANEL TOLERANCES

GAUGE/WEIGHT	STRUCTURE	WEIGHT	GAUGE	WIDTH	LENGTH	LENGTH
0 177in 0.205/b/ft2	2RS	+1.1%	4/-7%		< 20FT/6M	> 20FT/6M
4.6mm 1.0 kg/m2	<u>4</u> 153	41.24 7.26	4/*/%)	+7-0.3%	+0,472in	+1.81in
0,236/n 0,266 b/h2	285	+/- 140	11.00	LL D EN	+12mm	+30mm
6.0mm 1.3 kg/m2	2113	#f+ 7.0	+/-840	+/-0.5%	+0.472in +12mm	+1.81h
0.315ia 0.346 lb/ft2	285/375	+1-196	+/-5%	+/-0.5%	+0.472in	+30mm +1.81in
8.0mm 1.7 kg/m2	B1101010	77. 870	41.3.42	A1-015-M	+12mm	+30mm
0.394in 0.409 (b/ft2	2R\$/3TS	4/- 194	+/-\$%	+/-0.5%	+0.472in	+1.81in
\$6.0mm 2.0 kg/m2	0.0010.10	.,	41.0.14	11.019-0	+12mm	+30mm
0.63m 0.873 b/ft2	315	41-2%	+/-3%	+/-0.5%	+0.472in	41.81in
16.0mm 2.5 kg/m2					+12mm	+30mm
0.787in 0.614 b/ft2	375	+/- 296	+/-395	+1-0.5%	+0.472in	+1.81h
20.0mm 3.0 kg/m2					+12mm	+30mm
0.984in 0.655 ib/ft2	315	+2-256	4/-312	+/-0,5%	+0,472m	+1.51in
25.0mm 3.2 kg/m2					+12mm	+30mm

NOTES:

- 1. THE LEXAN THERMOCLEAR 15 POLYCARBONATE SHEETS (TM) ARE MANUFACTURED BY SAUDI BASIC INDUSTRIES CORPORATION (SABIC).
- ALL TESTS, INCLUDING TOLERANCES, IMPACT TESTING, WEATHER RESISTANCE AND FIRE RATING, ON THE LEXAN THERMOCLEAR 15 POLYCARBONATE SHEETS (TM) HAVE BEEN CONDUCTED BY SABIC. ALL CONCLUSSIONS AND CALCULATIONS HEREIN ARE PROVIDED BY SABIC PRODUCT DATA.

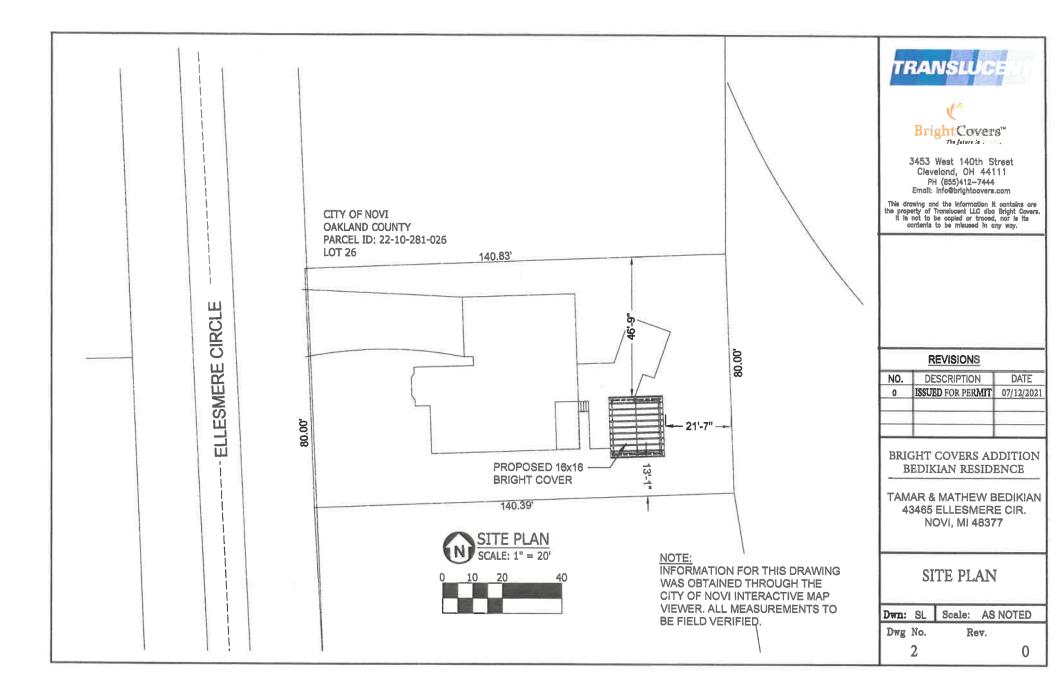
- **SPECIFICATIONS**
- A. DESIGN CRITERIA

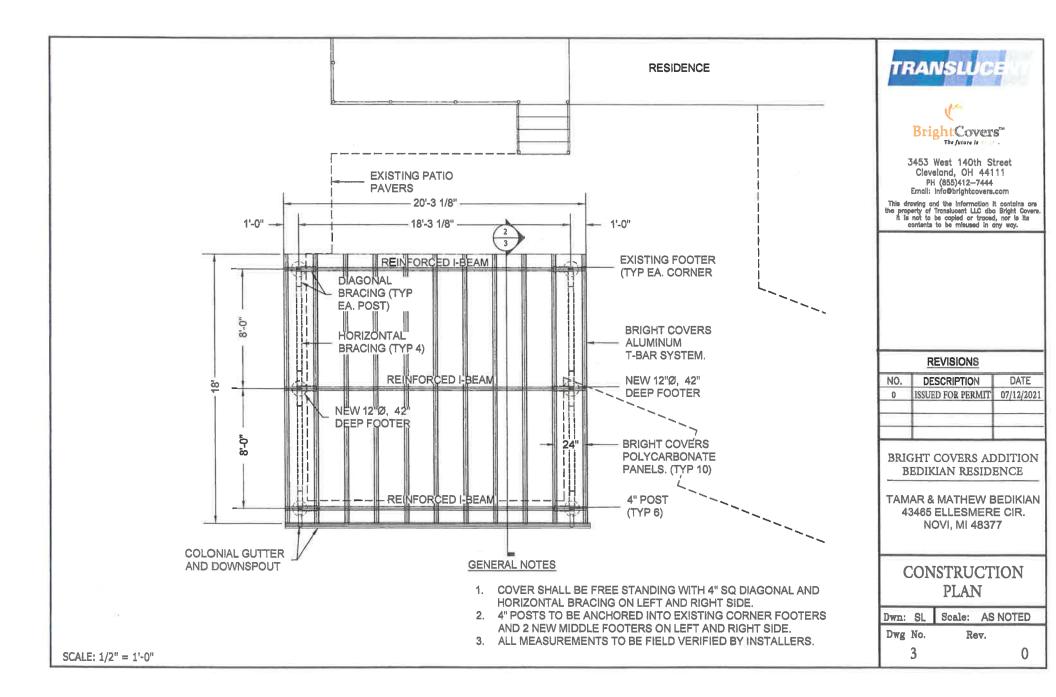
1. WHERE HEAVY DUTY I-BEAM IS MENTIONED, THIS INCLUDES ALL BEAMS; REINFORCED,

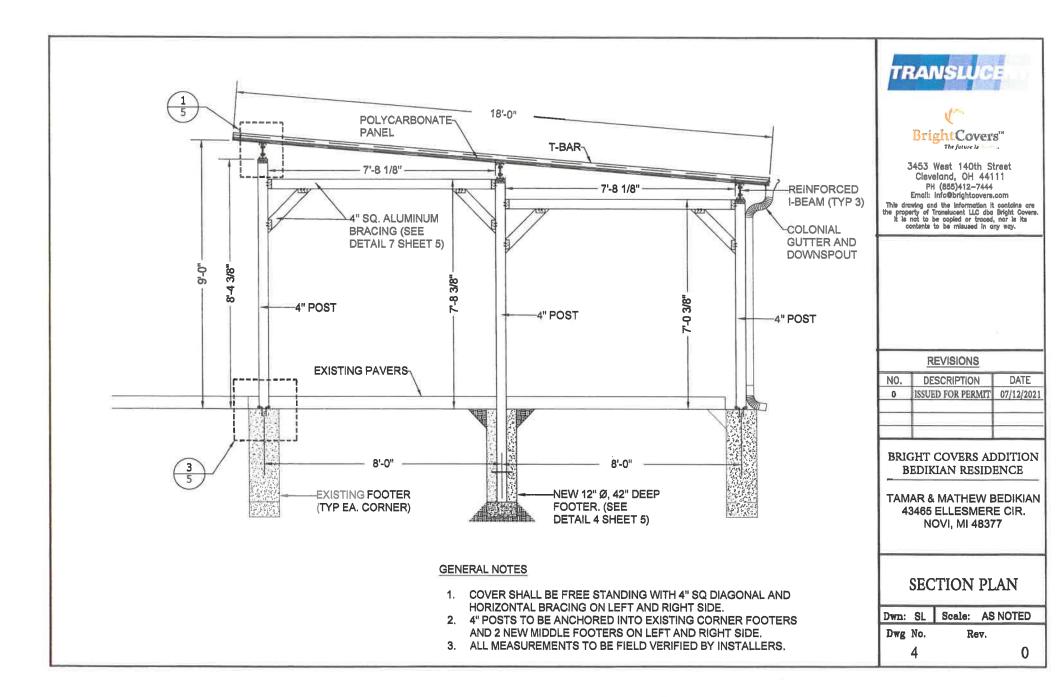
6" CHANNEL BEAMS AND 8" CHANNEL BEAMS.

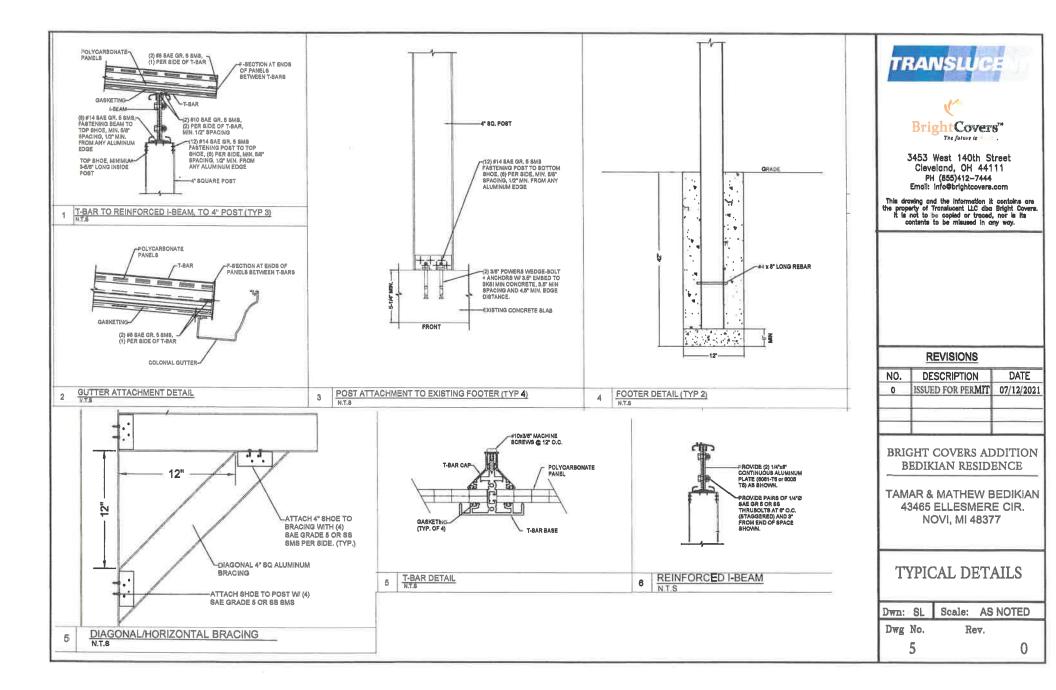
- ALL STRUCTUAL ELEMENTS AND SYSTEMS MADE OF ALUMINUM CONFORM TO AA ALUMINUM DESIGN MANUAL (ADM) 2020 REQUIREMENTS.
- ALL ALUMINUM ALLOYS CONFORM TO THE AA ALUMINIMUM STANDARDS AND DATA 2017.
- THE DESIGNS HEREIN HAVE BEEN MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE 2015 INTERNATIONAL BUILDING CODE (IBC) AND THE 2016 INTERNATIONAL RESIDENTIAL CODE (IRC) AS WELL AS CURRENT STATE AND LOCAL CODES.
- THE APPLICABLE STRUCTURAL LOADS HAVE BEEN TAKEN INTO ACCOUNT IN ACCORDANCE WITH THE ASCE 7-05 (MINIMUM DESIGN LOADS FOR BUILDINGS AND OTHER STRUCTURES).
- 5. THE CONTRACTOR/OWNER MUST COMPLY WITH ALL APPLICABLE GOVERNING BUILDING CODE REGULATIONS AND BY-LAWS.

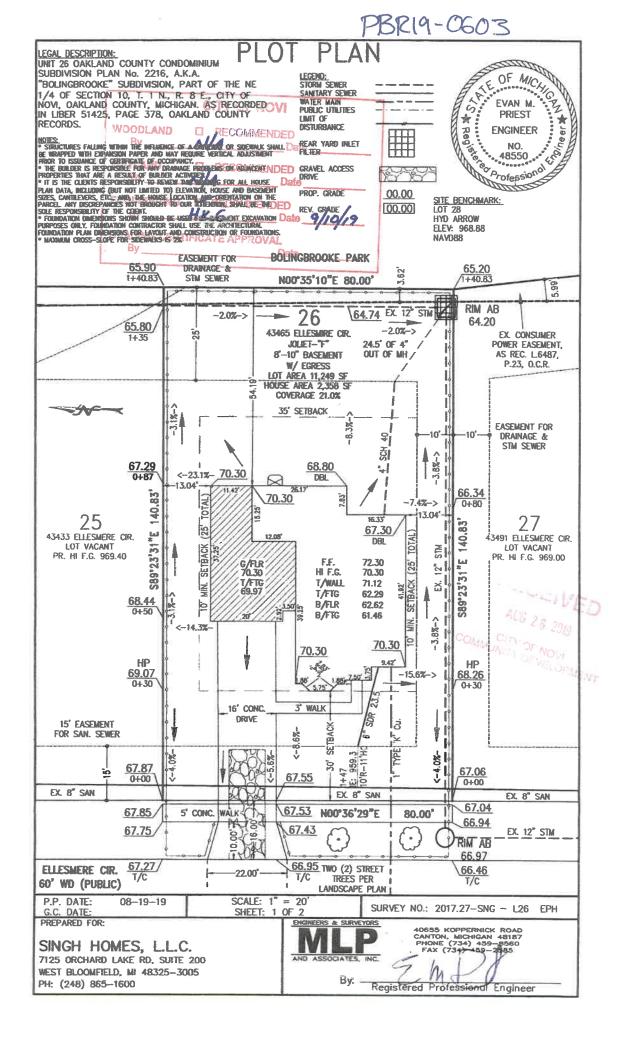
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BrightCovers TM The future is the second									
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		_							
BRIGHT COVERS ADDITION BEDIKIAN RESIDENCE									
	TAMAR & MATHEW BEDIKIAN 43465 ELLESMERE CIR. NOVI, MI 48377								
TAM	3465	ELLES	MER	E CII					
 TAM/ 43	8465 N(ELLES	MER 4837	E CII 7	२.				
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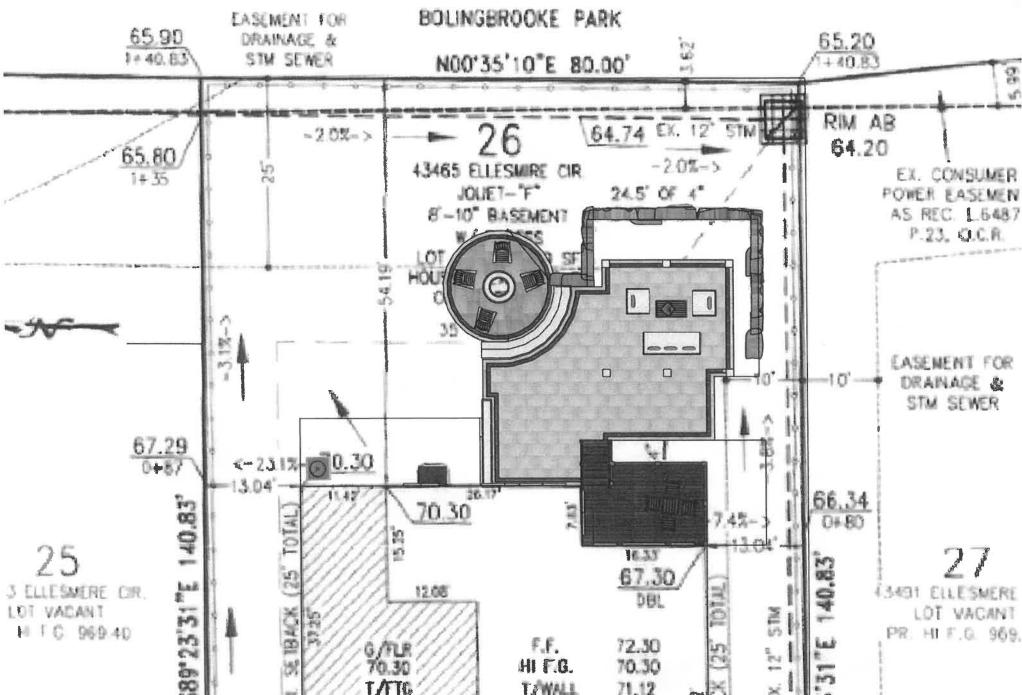












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