

April 8, 2022

Charles Benjamin Manning 417 Hollybrook Ridge Lane Richmond, Virginia 23223 C/O: Paula Harris

Paul Manning 2716 Fendall Avenue Richmond, VA 23222

To Whom It May Concern:

RE: **BZA 12-2022**

You are hereby notified that the Board of Zoning Appeals will hold a public hearing on Wednesday, May 4, 2022 at 1:00 PM in the 5th floor conference room, City Hall, 900 E. Broad Street to consider an application for a lot split and building permit to construct a new single-family (detached) dwelling at 2716 FENDALL AVENUE (Tax Parcel Number N000-0697/002), located in an R-5 (Single-Family Residential) District. This meeting will be open to in-person participation. To maximize compliance with public health guidance aimed at preventing the spread of COVID-19, the public will have the option to provide their comments by teleconference/videoconference via Microsoft Teams, or in writing via email as indicated below.

Please be advised that the applicant or applicant's representative is required to participate in the subject public hearing either by teleconference/videoconference or in person. For teleconference participation call 804-316-9457 and entering code 196 907 623#. For video access by computer, smart phone or tablet visit https://richmondva.legistar.com/Calendar.aspx. Select the Board of Zoning Appeals drop-down and 2022 drop-down, click meeting details for May 4, 2022 meeting and then click video access. In the event you have difficulty accessing a public hearing you may contact Mr. William Davidson at 804-396-5350 or by email at William.Davidson@rva.gov for assistance. The Board of Zoning Appeals Rules of Procedure provides that in the case of an application for a variance or a special exception, the applicant, proponents or persons aggrieved under §15.2-2314 of the Code of Virginia, shall be permitted a total of six (6) minutes each to present their case. The Board of Zoning Appeals will withhold questions until the conclusion of the respective presentations. For the purposes of the record it also requested that before addressing the Board you identify yourself and spell your name.

Finally, when you submitted your application to the zoning office you were given an handout entitled, Suggestions for Presenting Your Case to the Board, which indicated that you should discuss your request with your neighbor(s) and neighborhood

BZA 12-2022 Page 2 April 8, 2022

association(s) prior to appearing before the Board of Zoning Appeals. Contact information for civic group(s) can be found by navigating to the Civic Group webpage of the City's website at https://www.rva.gov/planning-development-review/civic-groups. Once there, you can search for your property using the interactive map. A dialogue box will provide you with the names of all civic groups within which your property may lie. Once you have those group names, simply scroll down the page to the appropriate group(s) to find the contact information for each. The Board understands that given the current situation it is not practical to conduct face-to-face discussions with either your neighbors or neighborhood association(s) but the Board requests that you make a good faith effort to provide them with relevant information regarding your case.

If you have any questions regarding the Board's procedures or any issue involving presentation of your case, please feel free to contact me.

Very truly yours,

Roy W. Benbow, Secretary Phone: (804) 240-2124

E-mail: Roy.Benbow@rva.gov

Lay w. Lanteer

cc: Zoning Administrator

Notice of this meeting is being sent to the persons whom the Board of Zoning Appeals believes to be property owners in the immediate vicinity of the property concerned in this application. This notice is for their information only, and there is no need for them to appear unless they so desire. The Board will, however, welcome such views as any persons care to express during the hearing on this application.

2705 Griffin Ave Llc 5208 Mount Vernon Memorial Hwy Alexandria, VA 22309

2713 Fendall Llc 324 W Brookland Park Blvd Richmond, VA 23222 Bey Toni P 2707 Griffin Avenue Richmond, VA 23222

Bhavnagri Asif 2721 Fendall Ave Richmond, VA 23222 Bowman Marilyn V And Virginia K Morrow 2801 Griffin Ave Richmond, VA 23222

Cardile Michael And Rebecca 2717 Griffin Ave Richmond, VA 23222

Choe Jung Ae 2710 Fendall Ave Richmond, VA 23222

Crump David A And Laura M And Camden Matthew D And Sharon S 2721 Griffin Ave Richmond, VA 23222

Ellis Carroll H & Owilda B 2800 Fendall Avenue Richmond, VA 23222

Gallahan Melissa 2709 Griffin Ave Richmond, VA 23222

Gipson Katherine Rose And Emily Ruth 2713 Griffin Ave Richmond, VA 23222

Gleason Stephen Chase And Craighill Emily L 2719 Fendall Ave Richmond, VA 23222

Hayes Carolyn S V1 Farmhouse Ln Morristown, NJ 7960

Licklider James M & Lauren M & Licklider Gary M & Mary M 2711 Griffin Ave Richmond, VA 23222

Mcveigh Andrew P Iii 5104 Hill Dr Henrico, VA 23228

Newman Charles L & Dora R 2708 Fendall Ave Richmond, VA 23222

Palmer George A 9200 Beaver Dam Trail Mechanicsville, VA 23116

Payne Leonard M & Dorothy M 2715 Griffin Ave Richmond, VA 23222

Pollard Christopher E Jr And Pollard Chirstopher E Sr 2719 Griffin Ave Richmond, VA 23222

Resendiz Angelica M 2712 Fendall Ave Richmond, VA 23222 Simmons Thomas S & Elizabeth C 2717 Fendall Ave Richmond, VA 23222

Swanson Eva R & Miller Zachary 2711 Fendall Ave Richmond, VA 23222

Trinity Baptist Church Richmond 2811 Fendall Ave Richmond, VA 23222 Turner Christopher D 2715 Fendall Ave Richmond, VA 23222

Property: 2716 Fendall Ave Parcel ID: N0000697002

Parcel

Street Address: 2716 Fendall Ave Richmond, VA 23222-

Owner: MANNING PAUL A

Mailing Address: 2716 FENDALL AVE, RICHMOND, VA 2322200000

Subdivision Name: BROOKLAND PARK

Parent Parcel ID:

Assessment Area: 316 - Battery Court Property Class: 120 - R Two Story

Zoning District: R-5 - Residential (Single Family)

Exemption Code: -

Current Assessment

Effective Date: 01/01/2022 Land Value: \$75,000 Improvement Value: \$130,000 Total Value: \$205,000

Area Tax: \$0

Special Assessment District: None

Land Description

Parcel Square Feet: 11070

Acreage: 0.254

Property Description 1: BROOKLAND PARK L10&11PT12 B4

Property Description 2: 0082.00X0135.00 0000.000

State Plane Coords(?): X= 11791038.500020 Y= 3732220.467869 **Latitude:** 37.56834527 , **Longitude:** -77.43673279

Description

Land Type: Residential Lot A

Topology: Level Front Size: 82 Rear Size: 135 Parcel Square Feet: 11070

Acreage: 0.254

Property Description 1: BROOKLAND PARK L10&11PT12 B4

Property Description 2: 0082.00X0135.00 0000.000
Subdivision Name: BROOKLAND PARK

State Plane Coords(?): X= 11791038.500020 Y= 3732220.467869

Latitude: 37.56834527, Longitude: -77.43673279

Other

Street improvement: Paved

Sidewalk: Yes

-Assessments-

Assessment Year	Land Value	Improvement Value	Total Value	Reason
2022	\$75,000	\$130,000	\$205,000	Reassessment
2021	\$60,000	\$125,000	\$185,000	Reassessment
2020	\$60,000	\$118,000	\$178,000	Reassessment
2019	\$55,000	\$119,000	\$174,000	Reassessment
2018	\$55,000	\$111,000	\$166,000	Reassessment
2017	\$50,000	\$92,000	\$142,000	Reassessment
2016	\$29,000	\$92,000	\$121,000	Reassessment
2015	\$29,000	\$90,000	\$119,000	Reassessment
2014	\$29,000	\$90,000	\$119,000	Reassessment
2013	\$29,000	\$90,000	\$119,000	Reassessment
2012	\$29,000	\$94,000	\$123,000	Reassessment
2011	\$29,000	\$109,000	\$138,000	CarryOver
2010	\$29,000	\$109,000	\$138,000	Reassessment
2009	\$28,500	\$114,500	\$143,000	Reassessment
2008	\$28,500	\$114,500	\$143,000	Reassessment
2007	\$26,000	\$114,500	\$140,500	Reassessment
2006	\$23,900	\$114,500	\$138,400	Reassessment
2005	\$18,100	\$73,900	\$92,000	Reassessment
2004	\$16,000	\$59,800	\$75,800	Reassessment
2003	\$16,000	\$70,600	\$86,600	Reassessment
2002	\$15,200	\$67,200	\$82,400	Reassessment
2001	\$14,380	\$63,370	\$77,750	Reassessment
2000	\$12,500	\$55,100	\$67,600	Reassessment
1998	\$12,500	\$54,000	\$66,500	Not Available

Transfers

Transfer Date	Consideration Amount	Grantor Name	Deed Reference	Verified Market Sale Description
12/20/2021	\$0	MANNING CHARLES BENJAMIN	IW2021-959	2 - INVALID SALE-Relation Between Buyer/Seller
11/15/2017	\$0	MANNING MICHAEL & CHARLES B	ID2017-24066	2 - INVALID SALE-Relation Between Buyer/Seller
08/06/1997	\$0	Not Available	09700-17182	
10/01/1990	\$0	Not Available	000248-01033	

Planning-

Master Plan Future Land Use: R

Zoning District: R-5 - Residential (Single Family)

Planning District: North
Traffic Zone: 1022
City Neighborhood Code: NBHG

City Neighborhood Name: Northern Barton Heights

Civic Code: 4001

Civic Association Name: Battery Park Civic Association

Subdivision Name: BROOKLAND PARK

City Old and Historic District:

National historic District: Brookland Park

Neighborhoods in Bloom: Redevelopment Conservation Area:

Economic Development

Care Area: -

Enterprise Zone:

Environment

100 YEAR Flood Plain Flag: Contact the Water Resources Division at 646-7586.

500 YEAR Flood Plain Flag: N

Resource Protection Flag: Contact the Water Resources Division at 646-7586.

Wetland Flag: N

Census

Census Year	Block	Block Group	Tract
2000	1000	0111001	011100
1990	101	0111001	011100

Schools

Elementary School: Barack Obama

Middle School: Henderson High School: Marshall

Public Safety

Police Precinct: 4
Police Sector: 412
Fire District: 14
Dispatch Zone: 084A

Public Works Schedules

Street Sweep: TBD
Leaf Collection: TBD
Refuse Collection: Wednesday
Bulk Collection: TBD

Government Districts

Council District: 3 Voter Precinct: 305 State House District: 79

State Senate District: 18 Congressional District: 4

Extension 1 Details

Extension Name: R01 - Residential record #01

Year Built: 1916

Stories: 2

Units: 0

Number Of Rooms: 8

Number Of Bed Rooms: 4

Number Of Full Baths: 1

Number Of Half Baths: 0

Condition: normal for age

Foundation Type: 1/2 Bsmt, 1/2 Crawl

1st Predominant Exterior: Brick

2nd Predominant Exterior: N/A

Roof Style: Hip

Roof Material: Slate or tile

Interior Wall: Plaster

Floor Finish: Hardwood-std oak

Heating Type: Hot water or steam

Central Air: N

Basement Garage Car #: 0

Fireplace: Y

Building Description (Out Building and Residential Detached Garage, Residential Detached

Yard Items): Garage

Extension 1 Dimensions

Finished Living Area: 2048 Sqft

Attic: 1024 Sqft

Finished Attic: 0 Sqft

Basement: 512 Sqft

Finished Basement: 0 Sqft

Attached Garage: 0 Sqft

Detached Garage: 724 Sqft

Attached Carport: 0 Sqft

Enclosed Porch: 0 Sqft

Open Porch: 416 Sqft

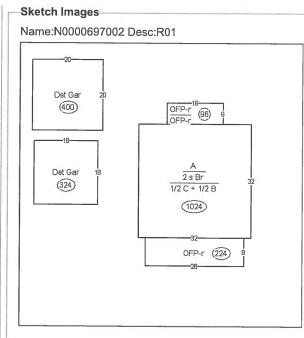
Deck: 0 Sqft

Property Images

Name:N0000697002 Desc:R01



Click here for Larger Image



RICHMOND BOARD OF ZONING APPEALS APPLICATION FORM



THE RICHMOND ZONING ADMINISTRATION OFFICE ROOM 110, CITY HALL, 900 EAST BROAD STREET RICHMOND, VIRGINIA 23219 (804) 646-6340

TO BE COMPLETED BY THE APPLICANT					
PROPETY OWNER:	Charles Benjamin Manning	PHONE: (Home) ()	(Mobile) (<u>804</u>) <u>467-1308</u>		
ADDRESS	C/O: Paula Harris	FAX: ()	(Work) ()		
	417 Hollybrook Ridge Lane				
	Richmond, Virginia 23223	E-mail Address:			
PROPERTY	OWNER'S				
REPRESEN	TATIVE: Paul Manning	PHONE: (Home)	_ (Mobile) (804) 405-4754		
(Name/Addr	ess) 2716 Fendall Avenue	FAX: (_)	(Work) (_)		
	Richmond, VA 23222	E-mail Address: paul@paul			
	TO BE COMPLETED BY THE ZO	ONING ADMINSTRATION OF	FICE		
PROPERTY	ADDRESS (ES) 2716 Fendall Avenue				
TYPE OF AF	PPLICATION:	SPECIAL EXCEPTION	OTHER		
ZONING OR	EDINANCE SECTION NUMBERS(S): <u>30-300 & 3</u>	30-410.4			
APPLICATION	ON REQUIRED FOR: A building permit to cons	truct a new single-family detache	ed dwelling.		
TAX PARCE	L NUMBER(S): <u>N000-0697/002</u> ZONING	DISTRICT: <u>R-5 (Single-Famil</u> y	Residential)		
REQUEST D	ISAPPROVED FOR THE REASON THAT: The	e lot area and lot width requiren	ients are not met. A lot area of		
	square feet (6,000 SF) and a lot width of fifty feet				
lot area of 11.	.069.97 square feet currently exists; a lot area of 3	,682.19 and a lot width of 28.20	feet is proposed for #2714.		
DATE REQU	JEST DISAPPROVED: March 21, 2022	FEE	WAIVER: YES \(\square\) NO: \(\square\)		
DATE FILED: March 14, 2022/TIME FILED: 2:00 p.m. PREPARED BY: David DuckhardtRECEIPT NO. BZAR-108439-2022					
AS CERTIFIE	ED BY: WILL C	(ZONING ADMINSTRATOR)		
I BASE MY A	I BASE MY APPLICATION ON:				
SECTION 17.20 PARAGRAPH(S) OF THE CHARTER OF THE CITY OF RICHMOND					
SECTION 15.2 -2309.2 OF THE CODE OF VIRGINIA [OR]					
SECTION 1040.3 PARAGRAPH(S)OF THE ZONING ORDINANCE OF THE CITY OF RICHMOND					
TO BE COMPLETED BY APPLICANT					
I have received the handouts, Suggestions for Presenting Your Case to the Board & Excerpts from the City Gharter					
I have been notified that I, or my representative, must be present at the hearing at which my request will be considered.					
SIGNATURE OF OWNER OR AUTHORIZED AGENT: Told DATE; 3/30/22					
*** TO BE COMPLETED BY THE SECRETARY TO THE BOARD OF ZONING APPEALS ***					
CASE NUM	77417 2427		AT 1:00 P.M.		

BOARD OF ZONING APPEALS CASE BZA 12-2022 150' Buffer

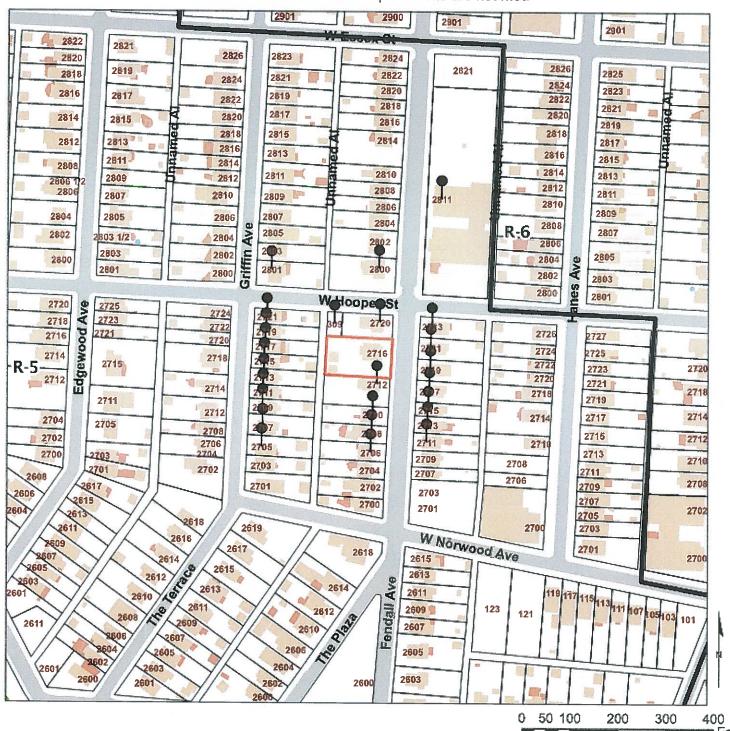
APPLICANT(S): Charles Benjamin Manning

PREMISES: 2716 Fendall Avenue (Tax Parcel Number N000-0697/002)

SUBJECT: A lot split and building permit to construct a new single-family (detached) dwelling.

REASON FOR THE REQUEST: Based on Sections 30-300 & 30-410.4 of the Zoning Ordinance for the reason that:

The lot area and lot width requirements are not met.





BOARD OF ZONING APPEALS PRESENTATION SUGGESTIONS

CITY OF RICHMOND, VIRGINIA

When presenting your request for a variance or exception to the Board of Zoning Appeals, it is important that you consider the points outlined below. The City Charter requires that every decision of the Board must be based upon a finding of fact that the Board must determine from sworn testimony, together with pertinent evidence, presented at its public hearing. It is essential that the Board receive thorough and complete information in order for it to adequately consider your case and make an informed decision.

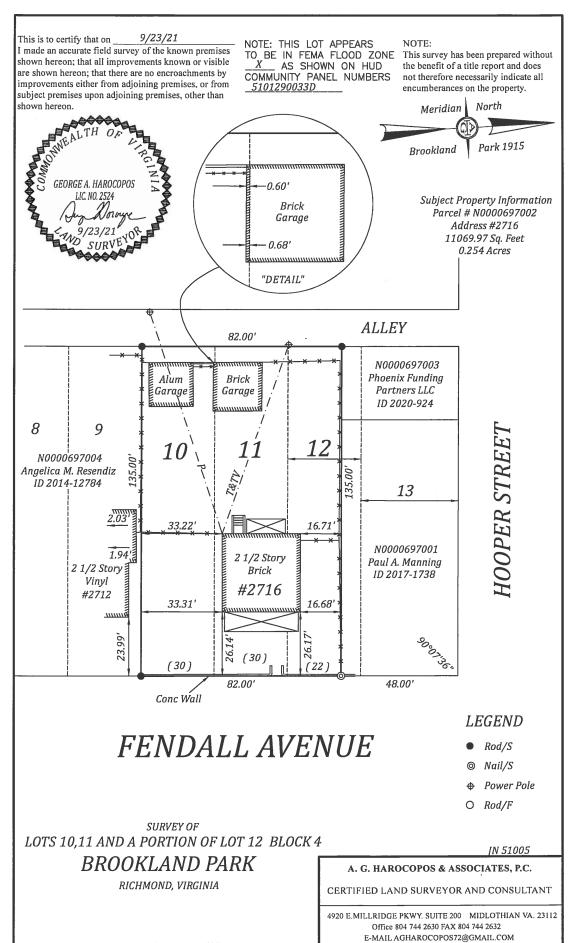
- 1. The powers and duties of the Board of Zoning Appeals (BZA) are specified in Section 17.20 of the City Charter and Article X, Division 5, of the Zoning Ordinance. The Zoning Office will assist you in identifying how your case should be filed. If you have questions regarding your case filing, please contact the Zoning Administration Office (804-646-6340) or at PDRZoningAdministration@Richmondgov.com. Please review the applicable provisions of the City Charter or the Zoning Ordinance thoroughly and address them when presenting your case to the Board to show that the applicable requirements have been satisfied.
- 2. The Board of Zoning Appeals is a quasi-judicial board whose decisions are controlled by statutory law and also take into consideration applicable case law that has been handed down by the Richmond Circuit Court and the Virginia Supreme Court. The Board suggests that if you have any legal questions regarding statutory or case law as it may apply to your application, that those legal issues should be discussed with an attorney before you make your final decision to submit an application to the Board.
- 3. The Board considers it essential that you discuss your case with nearby residents (notification letters are sent to all property owners within a 150-foot radius of your property) and any nearby civic association(s). Information regarding your neighborhood association(s) and/or contact person(s) may be obtained here. Once on the page, you can search for your property using the interactive map. A dialogue box will provide you with the names of all civic groups within which your property may lie. Once you have those group names, scroll down the page to the appropriate group(s) to find the contact information for each.

Be advised that if you fail to discuss your request with your neighbors and neighborhood association(s), you should anticipate that your case will be continued until the Board's next regularly scheduled meeting. It is highly recommended that you contact your neighborhood association as soon as possible to determine their meeting schedule in order to be sure you allow yourself enough time to talk to all concerned parties prior to the hearing before the Board. The Board's Rules of Procedure require payment of a one-hundred fifty dollar (\$150) continuance fee if the applicant must request a continuance for the reason that the applicant failed to discuss their case with their neighbor(s) or neighborhood association(s).

- 4. You are also strongly encouraged to discuss your pending case with the Secretary of the Board, Roy Benbow at (804) 240-2124 well before the hearing. The BZA Secretary can be helpful by explaining the BZA public hearing requirements and process.
- 5. Utilizing photographs, plans, maps, diagrams and such other written or graphic evidence as needed to fully explain your request can be a great help to the Board in understanding your request and thereby improve your chances for success. Remember . . . a picture is worth a thousand words.
- 6. Note that, although the Board is not authorized to grant a waiver from the zoning regulations based on financial circumstances alone, it may be a factor to be taken into consideration along with other facts in a case. If your case involves such a factor, please provide the Board with complete and relevant financial information for its review.
- 7. The Board's hearings are informal, although all testimony is taken under oath. You are not required to be represented by an attorney in presenting your case. However, if you choose, you may have legal representation and/or may utilize such technical experts or other persons to testify on your behalf as you feel are needed to adequately explain your request to the Board.

Acknowledgement of Receipt by Applicant or Authorized Agent: 1

Revised: November 10, 2020



Scale __1"=30'

Date <u>9/23/21</u> Drawn by <u>GAH</u>

NOTE: PLAT PREPARED FOR THE EXCLUSIVE
USE OF PAUL MANNING

9/23/21 This is to certify that on

GEORGE A. HAROCOPOS

I made an accurate field survey of the known premises shown hereon; that all improvements known or visible are shown hereon; that there are no encroachments by improvements either from adjoining premises, or from subject premises upon adjoining premises, other than shown hereon.

NOTE: THIS LOT APPEARS TO BE IN FEMA FLOOD ZONE AS SHOWN ON HUD COMMUNITY PANEL NUMBERS

5101290033D

NOTE:

This survey has been prepared without the benefit of a title report and does not therefore necessarily indicate all encumberances on the property.



Pacel Information

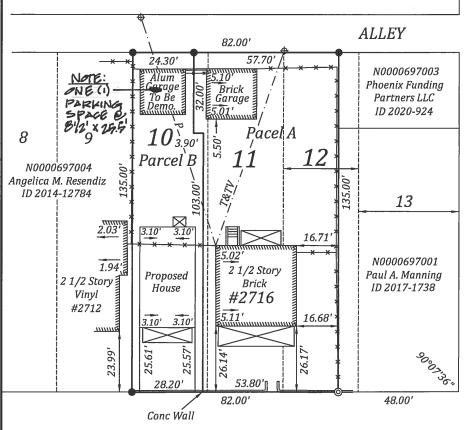
Pacel A 7387.78 Sq. Feet

0.170 Acres Being Lot 11 And A Portion Of Lots 10 And 12

Parcel B

3682.19 Sq. Feet 0.085 Acres Being A Portion Of Lot 10 Subject Property Information Parcel # N0000697002 Address #2716 11069.97 Sq. Feet 0.255 Acres

Note: All Side Lines Parallel With Hooper Street. All Front, Rear And 3.90' Property Lines Parallel With Fendall Avenue.



HOOPER STREET

FENDALL AVENUE

LEGEND

- Rod/S
- Nail/S
- Power Pole
- Rod/F

SURVEY OF A PROPOSED DIVISION OF LOTS 10.11 AND A PORTION OF LOT 12 BLOCK 4

IN 51005

BROOKLAND PARK

RICHMOND, VIRGINIA

A. G. HAROCOPOS & ASSOCIATES, P.C.

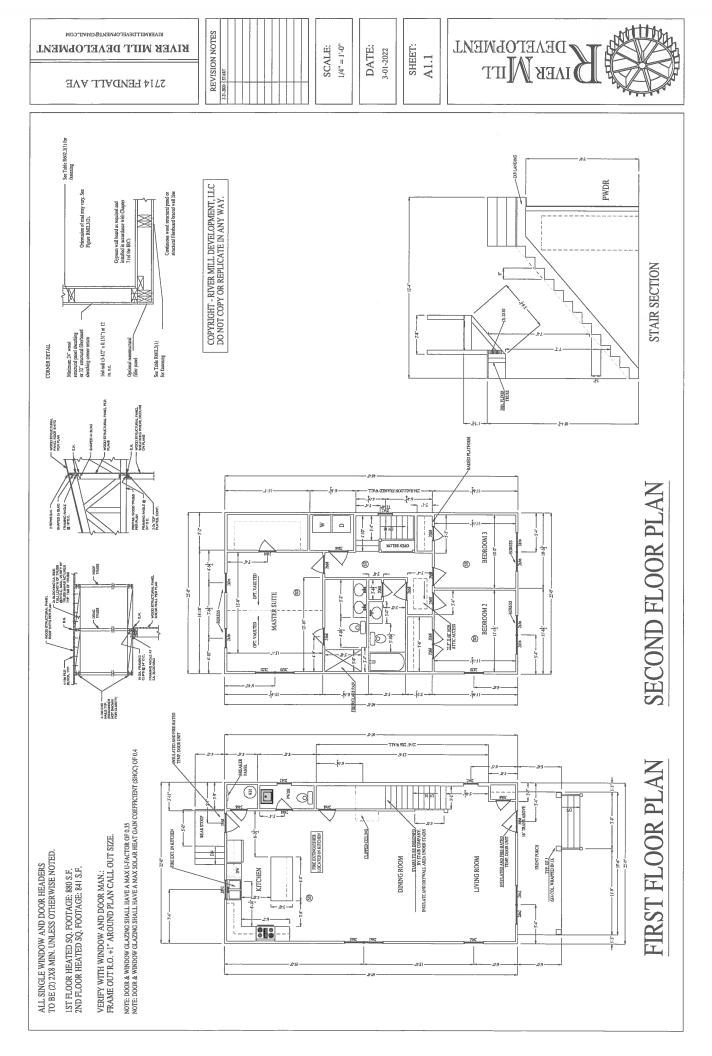
CERTIFIED LAND SURVEYOR AND CONSULTANT

4920 E.MILLRIDGE PKWY. SUITE 200 MIDLOTHIAN VA. 23112 Office 804 744 2630 FAX 804 744 2632 E-MAIL AGHAROCOPOS72@GMAIL.COM

NOTE: PLAT PREPARED FOR THE EXCLUSIVE USE OF PAUL MANNING

Scale <u>1"=</u>30'

Date <u>9/23/21</u> Drawn by <u>GAH</u>





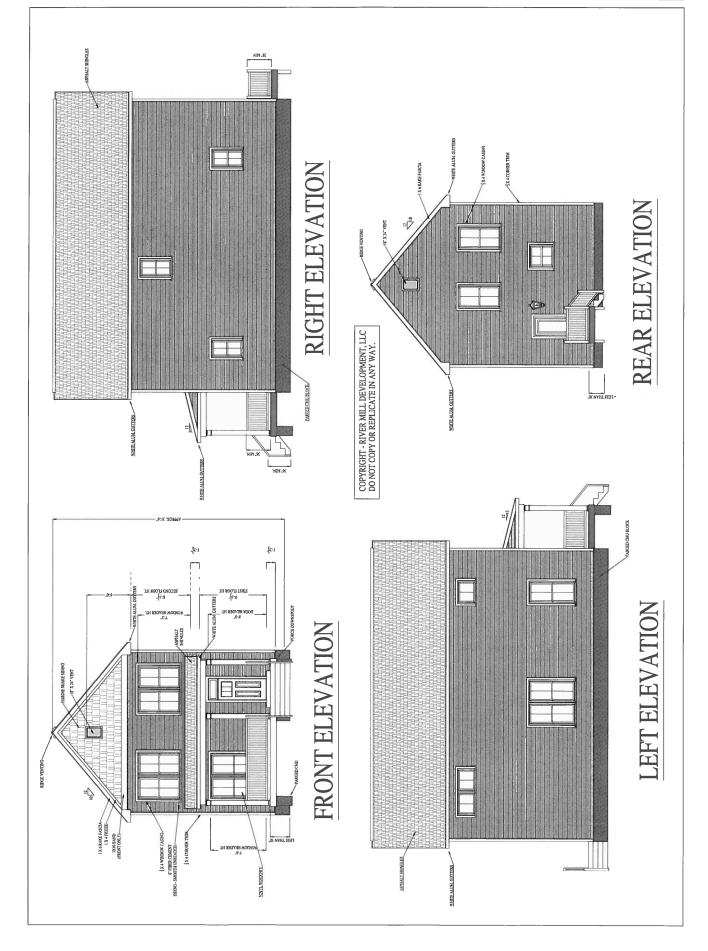
SCALE: 1/4" = 1'-0"

DATE: 3-01-2022

REVISION NOTES

RIVER MILL DEVELOPMENT

5114 EENDYTT VAE



17- 24066

CONSIDERATION:\$ EXEMPT
PREPARED BY:
L. ANDERSON HUGHES, JR. VSB #17859
1326 ALVERSER PLAZA
MIDLOTHIAN, VA 23113
TAX ID# #N0000697002

Title Company: NONE PREPARED WITHOUT THE BENEFIT OF A TITLE EXAMINATION AND WITHOUT KNOWLEDGE OF THE MARITAL STATUS OF THE GRANTOR.

THIS DEED OF GIFT, made this 15th day of August, 2017, by and between MICHAEL MANNING, herein called Grantor, party of the first part, and CHARLES BENJAMIN MANNING, herein called Grantee;

WITNESSETH:

THAT, for and in consideration of the love and affection that the Grantor has for the Grantee, the Grantor hereby makes this gift and does grant and convey with GENERAL WARRANTY and ENGLISH COVENANTS OF TITLE, except as hereinafter noted, unto the Grantee, his one-half undivided interest in and to the real estate described in Schedule "A" attached hereto and made a part hereof, in fee simple.

Plural shall be substituted for singular and the singular for the plural wherever the context hereof so requires.

This conveyance is made subject to the restrictions, conditions, easements and agreements of record, if any, to the extent that same may lawfully affect the above real estate.

THIS DEED IS MADE PURSUANT TO VIRGINIA CODE SECTION 58.1-811(D).

Schedule A

THAT certain lot or parcel of land situated in the City of Richmond, Virginia, with all improvements thereon, known as No. 2716 Fendall Avenue, and being Lots 10 and 11 and the southern 22 feet of Lot 12, in Block 4, Plan of Brookland Park, plat of which is recorded in Plat Book 6, page 87, Clerk's Office, Circuit Court of Henrico County, and more particularly described as follows:

BEGINNING at a point on the west line of Fendall Avenue, distant 48 feet south of Hooper Street, thence extending southwardly along the said west line of Fendall Avenue and fronting thereon 82 feet; thence extending back from said front in a westerly direction and between parallel lines 135 feet to an alley 15 feet wide.

BEING the same one-half interest conveyed to Michael Manning by deed from Michael Manning and Charles Benjamin Manning dated May 27, 1997, and recorded August 6, 1997, as Instrument Number 970017182.

Grantee's address:

2716 Fendall Avenue Richmond, VA, 23222 INSTRUMENT 170024066
RECORDED IN THE CLERK'S OFFICE OF
CITY OF RICHMOND CIRCUIT COURT ON
November 15, 2017 AT 12:39 PM
EDWARD F. JEWETT , CLERK
RECORDED BY: JRO

