

November 16, 2018

Stephen and Donna Bower 2007 Monument Avenue, Unit 3 Richmond, Virginia 23220

Irby Architects, P.C 1205 West Main Street, Suite 205 Richmond, Virginia 23220 Attn: Jim Irby

To Whom It May Concern:

RE: CASE NO. 46-18

You are hereby notified that the Board of Zoning Appeals will hold a public hearing on Wednesday, December 5, 2018 at 1:00 p.m. in the 5th floor conference room, City Hall, 900 East Broad Street, to consider an application for a building permit to construct a front vestibule addition (50 SF) to a single-family detached dwelling at 38 LEXINGTON ROAD (Tax Parcel Number W020-0193/028), located in an R-5 (Single-Family Residential District).

Please be advised that the applicant or the applicant's representative must be present at the hearing. 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.

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 CASE NO. 46-18 Page 2 November 16, 2018

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 http://www.richmondgov.com/PlanningAndDevelopmentReview/civicassociationgroupin formation.aspx. 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.

Please 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. Please note that the Board's Rules of Procedure require payment of a \$150.00 continuance fee if the applicant must request a continuance for the reason that the applicant failed to discuss their case with their neighbors and neighborhood association(s). Please contact your neighborhood association to determine their meeting schedule. Be sure you allow yourself enough time to talk to all concerned parties prior to the hearing before the Board. For your convenience a list of the property owner(s) which have been identified based on the City Assessor's records as being located within a 150' radius of subject property is being provided to you (see attachment).

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

Ry W. Subu

Fax: (804) 646-5789

E-mail: Roy.Benbow@richmondgov.com

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.

Baylor Elizabeth H Trustee 45 Lexington Road Richmond VA 23226 Berkeley William M Jr 5007 C Grove Ave Unit 4 Richmond VA 23226 Boag Nicholas & Nguyen Kim Phuong 28 Lexington Rd Richmond VA 23226

Brackett Alexander J & Carolyn L 30 Albemarle Ave Richmond VA 23226 Busch John R 5009 C Grove Ave Richmond VA 23226 Camp Elizabeth D 5009 D Grove Ave Richmond VA 23226

Chambers Elsie F Revocable Trust Trs 1209 Blackstone Pl Lynchburg VA 24503 Cook Paul & Lynn E 5004 Grove Ave Richmond VA 23226 Goode Joann S 29 Albemarle Ave Richmond VA 23226

Goodridge Nell B C/o Harding & Carbone, Inc 1235 North Loop West Suite 205 Houston TX 77008 Gravatt Sarah Sutton Trust U/a Trs 32 Albermarle Avenue Richmond VA 23226 Grove West Condominium Unit Owners Association 5009 Grove Ave Richmond VA 23226

Howell Christopher P & Therese C 43 Lexington Rd Richmond VA 23226 Hudgins Jeffrey L 311 S Gaskins Rd Richmond VA 23233 Jibsail LLC 5007 Grove Ave Richmond VA 23226

Mills Robert S & Claire C 30 Lexington Rd Richmond VA 23226 Trigg Landon W & Mary S 5007 B Grove Ave Richmond VA 23226 Tucker Nancy H & William T Jr & Robert G Tucker Trs 5007-d Grove Ave Richmond VA 23226

Waters Ann Harlow 5009 B Grove Ave Richmond VA 23226 Wilkins Stiles A 1400 Turnberry Lane Apt 202 Midlothian VA 23112

Property: 38 Lexington Road Parcel ID: W0200193028

Parcel

Street Address: 38 Lexington Road Richmond, VA 23226-1626

Owner: BOWER STEPHEN P AND DONNA C

Mailing Address: P.O. BOX 17132, RICHMOND, VA 23226

Subdivision Name: STONEWALL COURT

Parent Parcel ID:

Assessment Area: 124 - Willway Gdns/Stonewall CT

Property Class: 110 - R One Story

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

Exemption Code: -

Current Assessment

Effective Date: 01/01/2018

Land Value: \$175,000

Improvement Value: \$124,000

Total Value: \$299,000

Area Tax: \$0

Special Assessment District: None

Land Description

Parcel Square Feet: 7173

Acreage: 0.165

Property Description 1: STONEWALL COURT L28 BA

Property Description 2: 0070.00X0108.50 IRG0000.000

State Plane Coords(?<#>): X= 11770716.437702 Y= 3732088.698932

Latitude: 37.56855577, Longitude: -77.50694989

Description

Land Type: Residential Lot B

Topology: Level

Front Size: 70

Rear Size: 108

Parcel Square Feet: 7173

Acreage: 0.165

Property Description 1: STONEWALL COURT L28 BA

Property Description 2: 0070.00X0108.50 IRG0000.000

Subdivision Name: STONEWALL COURT

State Plane Coords(_?<#>): X= 11770716.437702 Y= 3732088.698932

Latitude: 37.56855577, Longitude: -77.50694989

Other

Street improvement: Paved

Sidewalk:

-Ass	essn	nents
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Assessment Year	Land Value	Improvement Value	Total Value	Reason
2019	\$175,000	\$134,000	\$309,000	Reassessment
2018	\$175,000	\$124,000	\$299,000	Reassessment
2017	\$175,000	\$124,000	\$299,000	Reassessment
2016	\$175,000	\$120,000	\$295,000	Reassessment
2015	\$175,000	\$90,000	\$265,000	Reassessment
2014	\$175,000	\$90,000	\$265,000	Reassessment
2013	\$175,000	\$90,000	\$265,000	Reassessment
2012	\$175,000	\$90,000	\$265,000	Reassessment
2011	\$175,000	\$95,000	\$270,000	CarryOver
2010	\$175,000	\$95,000	\$270,000	Reassessment
2009	\$175,000	\$95,000	\$270,000	OfficeReview
2008	\$120,000	\$140,100	\$260,100	Reassessment
2007	\$145,000	\$93,500	\$238,500	Reassessment
2006	\$117,200	\$93,500	\$210,700	Reassessment
2005	\$95,300	\$93,500	\$188,800	Reassessment
2004	\$80,800	\$79,200	\$160,000	Reassessment
2003	\$80,800	\$79,200	\$160,000	Reassessment
2002	\$80,800	\$79,200	\$160,000	Reassessment
2001	\$71,500	\$70,100	\$141,600	Reassessment
2000	\$65,000	\$56,100	\$121,100	Reassessment
1998	\$65,000	\$55,000	\$120,000	Not Available

Transfers

Transfer Date	Consideration Amount	Grantor Name	Deed Reference	Verified Market Sale Description
08/21/2017	\$337,075	HUDGINS JEFFREY & JENNIFER &	ID2017- 17558	1 - VALID SALE-Valid, Use in Ratio Analysis
08/10/2016	\$300,000	LIPSCOMB CAROLE P	ID2016- 15433	1 - VALID SALE-Valid, Use in Ratio Analysis
07/25/1986	\$78,000	Not Available	00087-1536	
06/12/1978	\$42,500	Not Available	000738- 00102	
09/03/1976	\$34,500	Not Available	000711- 01427	
09/03/1976	\$31,000	Not Available	000711- 01424	

-Planning

Master Plan Future Land Use: CM-NB

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

Planning District: Far West Traffic Zone: 1117

City Neighborhood Code: STCT

City Neighborhood Name: Stonewall Court

Civic Code: 0

Civic Association Name: Stonewall Court Civic Association

Subdivision Name: STONEWALL COURT

City Old and Historic District: National historic District: 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	2023	0504002	050400
1990	203	0504002	050400

Schools

Elementary School: Mary Munford

Middle School: Hill High School: Jefferson

Public Safety

Police Precinct: 3
Police Sector: 311
Fire District: 19
Dispatch Zone: 059A

Public Works Schedules

Street Sweep: TBD
Leaf Collection: TBD
Refuse Collection: Monday

Bulk Collection:

Government Districts

Council District: 1
Voter Precinct: 104
State House District: 68
State Senate District: 9

Congressional District: 4

Extension 1 Details

Extension Name: R01 - Residential record #01

Year Built: 1952

Stories: 1

Units: 0

Number Of Rooms: 6

Number Of Bed Rooms: 3

Number Of Full Baths: 2

Number Of Half Baths: 0

Condition: normal for age

Foundation Type: Full Crawl

1st Predominant Exterior: Hardboard

2nd Predominant Exterior: N/A

Roof Style: Gable

Roof Material: Comp sh to 235#

Interior Wall: Plaster

Floor Finish: Hardwood-std oak, Vinyl sheet

Heating Type: Forced hot air

Central Air: Y

Basement Garage Car #: 0

Fireplace: Y

Building Description (Out Building and Residential Shed - Small Utility,

Yard Items): Residential Fencing

Extension 1 Dimensions

Finished Living Area: 1210 Sqft

Attic: 0 Saft

Finished Attic: 0 Sqft

Basement: 0 Sqft

Finished Basement: 0 Sqft

Attached Garage: 0 Sqft

Detached Garage: 0 Sqft

Attached Carport: 0 Sqft

Enclosed Porch: 0 Sqft

Open Porch: 96 Sqft

Deck: 201 Sqft

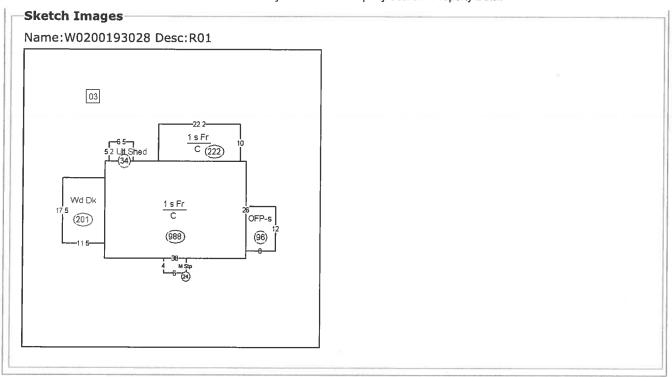


Property Images

Name:W0200193028 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

PROPERTY	TO BE COMPLETE	DBY THE APPLICANT	
OWNER: Stephen	and Douna Bower	PHONE: (Home) ()	(Mobile) (804) 269-4025
ADDRESS: 2007 Me	nument Avenue, Unit 3	FAX: (_)	
	d, Virginia 23220	E-mail Address: sobor	
PROPERTY OWNER		- man 1 2 0 0 1 6 30 1	A MERCAL CHAI
REPRESENTATIVE:	Trhy Architects, P.C.	PHONE: (Trans) ()	00.10343
	1205 West Main Street, Suite 205	PHONE: (Home)	
(tvalue/radi css)		The Research Committee of the Committee	(Work) (804) 359-9644
	Richmond, Virginia 23220	E-mail Address: lpboys@	<u> Paol.com</u>
	Attn: Jim Irby		
PROPERTY ADDRESS	TO BE COMPLETED BY THE ZO S (ES) 38 Lexington Road ON: VARIANCE	SPECIAL EXCEPTION	OTHER
ZONING ORDINANCI	E SECTION NUMBERS(S): <u>30-300, 30</u>		
	IRED FOR: A building permit to const		n (50 SF) to a single-family
TAX PARCEL NUMBE	R(S): <u>W020-0193/028</u> ZONING D	ISTRICT: R-5 (Single-Fami	ily Residential)
	VED FOR THE REASON THAT: The		
twenty-five feet (25') is r	equired; 18.8 feet ± is proposed along t	he Lexington Road frontage.	
DATE REQUEST DISA	PPROVED: October 18, 2018	FE	E WAIVER: YES NO: 🗵
DATE FILED: October 1	8. 2018 TIME FILED: 11:15 a.m. PREPA	RED BY: David Duckhardt	RECEIPT NO. BZAR-043614-2011
S CERTIFIED BY:	NCIV)		(ZONING ADMINSTRATOR)
BASE MY APPLICATI	ION ON		
ECTION 17.20 PARAG	RAPII(S) OF T	THE CHARTER OF THE CI	TY OF RICHMOND
ECTION 15.2 -2309.2	OF THE CODE OF VIRGINIA		
ECTION 1040.3 PARA	GRAPH(S) (I) OF THE ZOI	NING ORDINANCE OF TH	E CITY OF RICHMOND
	TO BE COMPLETED		
	uts, Suggestions for Presenting Your Ga		
have been notified that I	, or my representative, must be present	he the hearing at histon my	equest will be considered.
	R OR AUTHORIZED AGENT:	かたせ	DATE: 10.30 1/8
••• ТО ВІ	COMPLETED BY THE SECRETARY	TO THE BOARD OF ZONIN	
ASE NUMBER: 4	- 8 HEARING DATE: D	termina 6 201B	- 14 1 W/3467

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

PROPERTY	TO BE COMPLETED	BY THE APPLICANT
OWNER: Stepher	and Donna Bower	PHONE: (Home) ((Mobile) (804) 269-4025
ADDRESS: 2007 M	onument Avenue, Unit 3	FAX: (_) (Work) (_)
Richmo	nd, Virginia 23220	E-mail Address: sphower@gmail.com
PROPERTY OWNE	R'S	
REPRESENTATIVE	: Irby Architects, P.C	PHONE: (Home) ((Mobile) (
(Name/Address)	1205 West Main Street, Suite 205	FAX: () (Work) (804) 359-9644
	Richmond, Virginia 23220	E-mail Address: <u>ipbovs@aol.com</u>
	Attn: Jim Irby	
	TO BE COMPLETED BY THE ZON	ING ADMINSTRATION OFFICE
PROPERTY ADDRE	SS (ES) 38 Lexington Road	
TYPE OF APPLICAT	ΓΙΟΝ: VARIANCE S	PECIAL EXCEPTION OTHER
ZONING ORDINANO	CE SECTION NUMBERS(S): 30-300, 30-	410.5(1) & 30-630.9(f)
APPLICATION REQ detached dwelling.	UIRED FOR: A building permit to constr	uct a front vestibule addition (50 SF) to a single-family
TAX PARCEL NUM	BER(S): <u>W020-0193/028</u> ZONING DI	STRICT: R-5 (Single-Family Residential)
REQUEST DISAPPR	OVED FOR THE REASON THAT: The	front yard (setback) requirement is not met. A front yard
twenty-five feet (25') i	s required; 18.8 feet \pm is proposed along th	e Lexington Road frontage.
		3000
DATE REQUEST DIS	SAPPROVED: October 18, 2018	FEE WAIVER: YES \(\square\) NO:
DATE FILED: Octobe	r 18, 2018 TIME FILED: 11:15 a.m. PREPA	RED BY: <u>David Duckhardt</u> RECEIPT NO. <u>BZAR-043614-2</u>
AS CERTIFIED BY:	(MCK)	(ZONING ADMINSTRATO
I BASE MY APPLICA		
SECTION 17.20 PAR		HE CHARTER OF THE CITY OF RICHMOND
SECTION 15.2 -2309.1 SECTION 1040.3 PAR		\ [OR] VING ORDINANCE OF THE CITY OF RICHMOND
SECTION 1040STA	CAGRAI II(5)OF THE EOI	THE ORDINANCE OF THE CITT OF RICHMOND
	TO BE COMPLETED	BY APPLICANT
I have received the har	ndouts, Suggestions for Presenting Your Ca	se to the Board & Excerpts from the Gity Gharter
I have been notified th	at I, or my representative, must be present	at the hearing at which my request will be considered.
SIGNATURE OF OW	NER OR AUTHORIZED AGENT:	DATE:
*** TO	D BE COMPLETED BY THE SECRETARY	TO THE BOARD OF ZONING APPEALS ***

CASE NUMBER: HEARING DATE: December 5, 2018 AT 1:00 P.M.

BOARD OF ZONING APPEALS CASE NO. 46-18 150' Buffer

APPLICANT(S): Stephen and Donna Bower

PREMISES: 38 Lexington Road

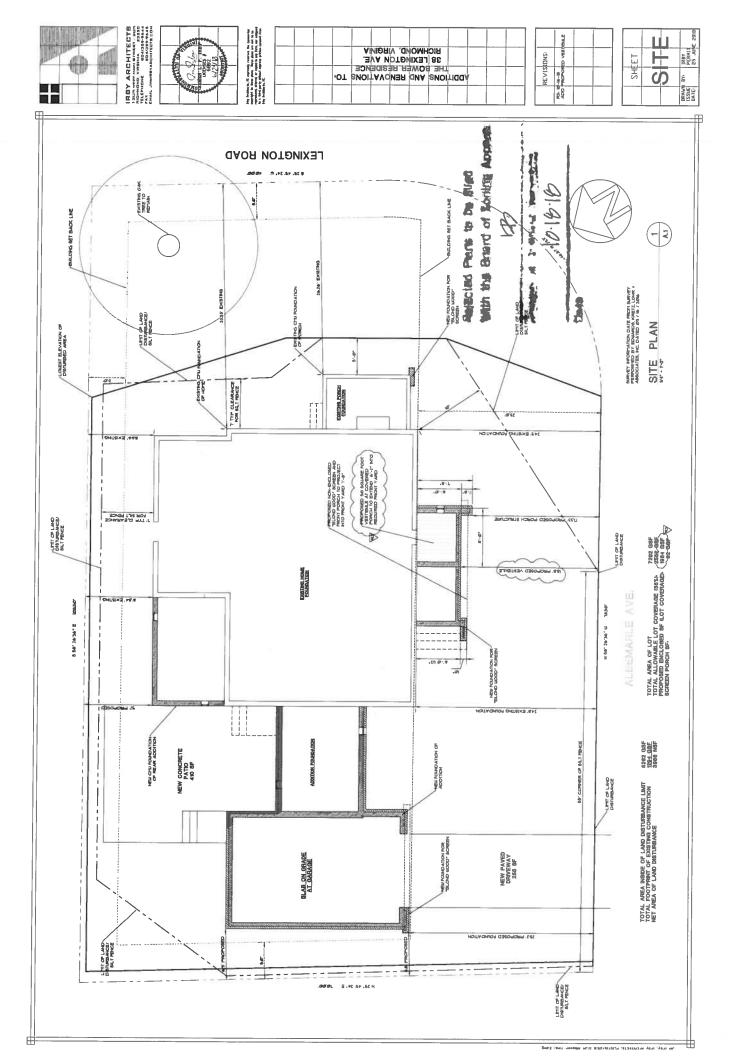
(Tax Parcel Number W020-0193/028)

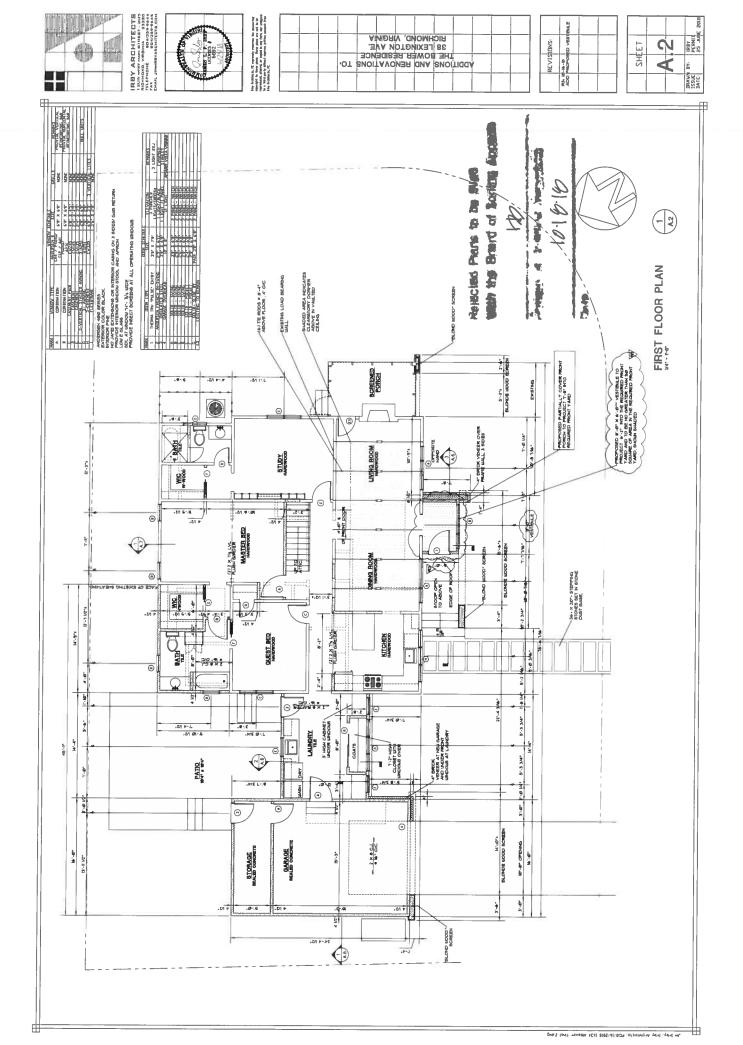
SUBJECT: A building permit to construct a front vestibule addition (50 SF) to a single-family detached dwelling.

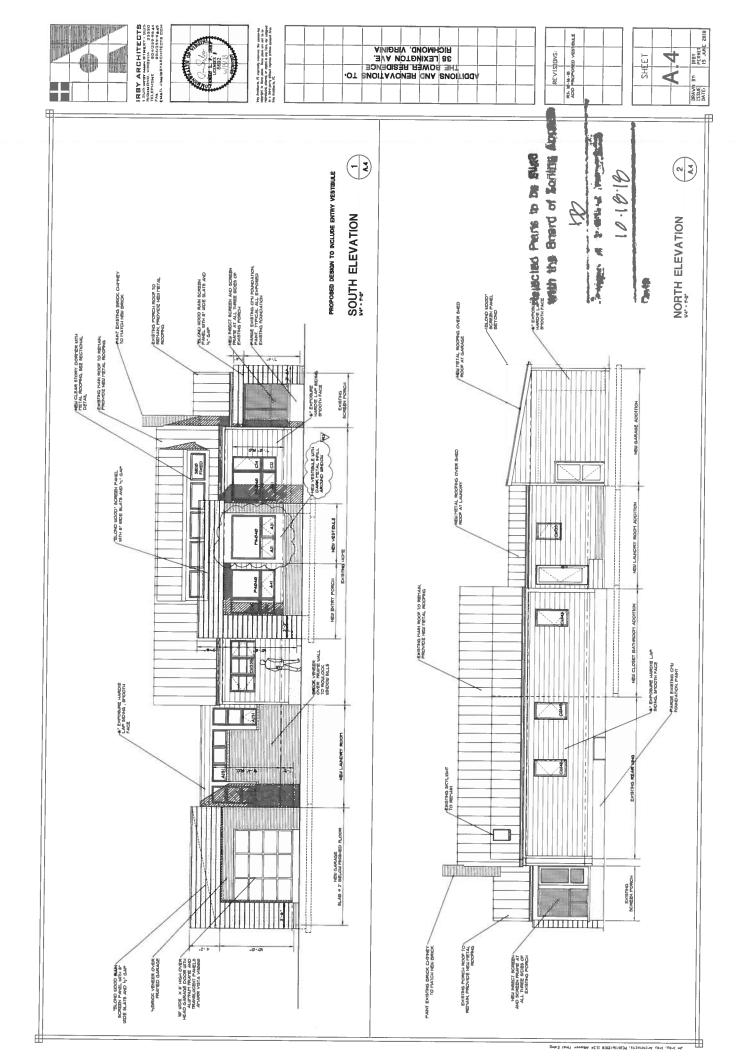
REASON FOR THE REQUEST: Based on Sections 30-300, 30-410.5(1) & 30-630.9(f) of the Zoning Ordinance for the reason that:

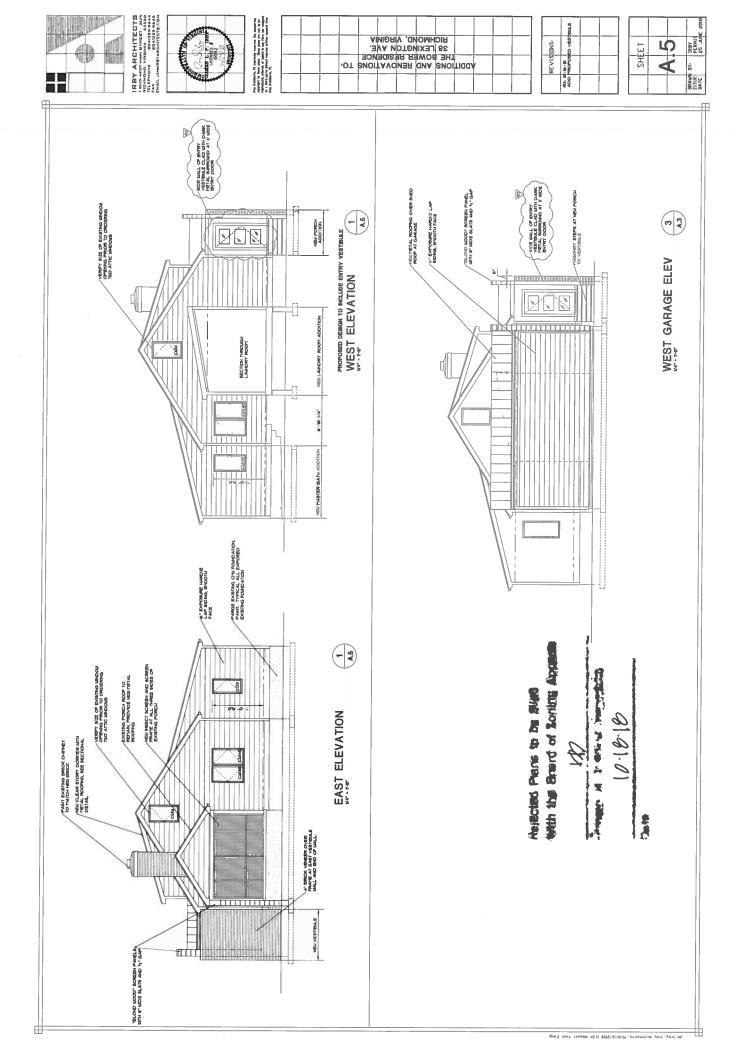
The front yard (setback) requirement is not met.

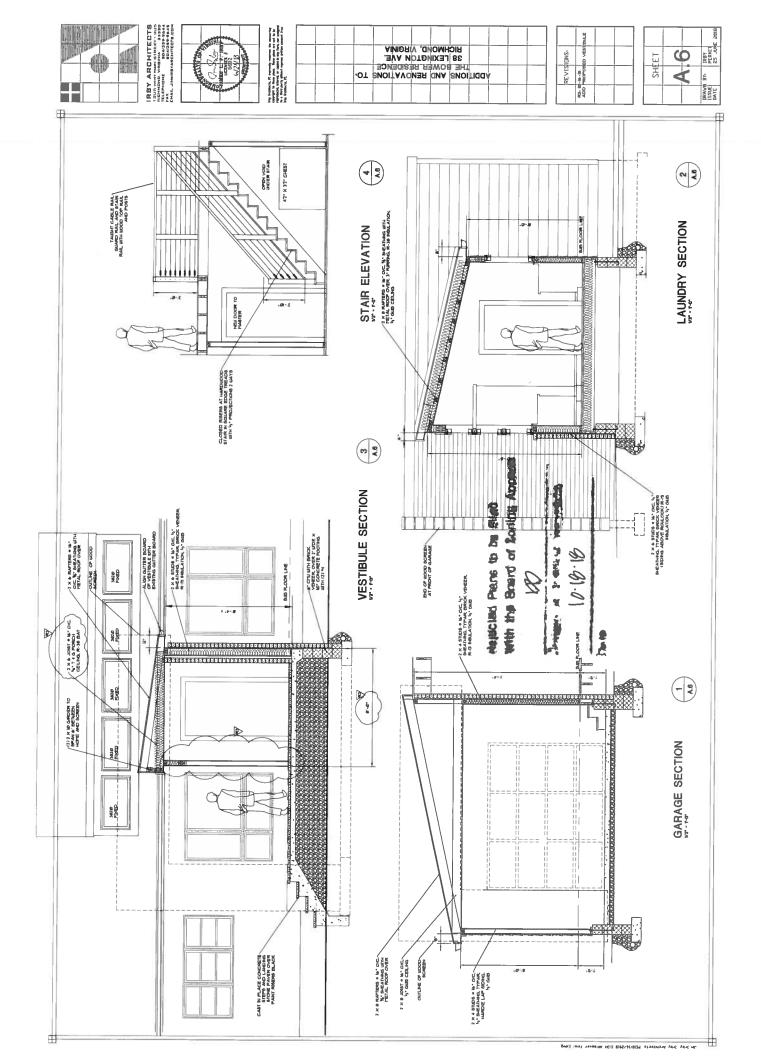


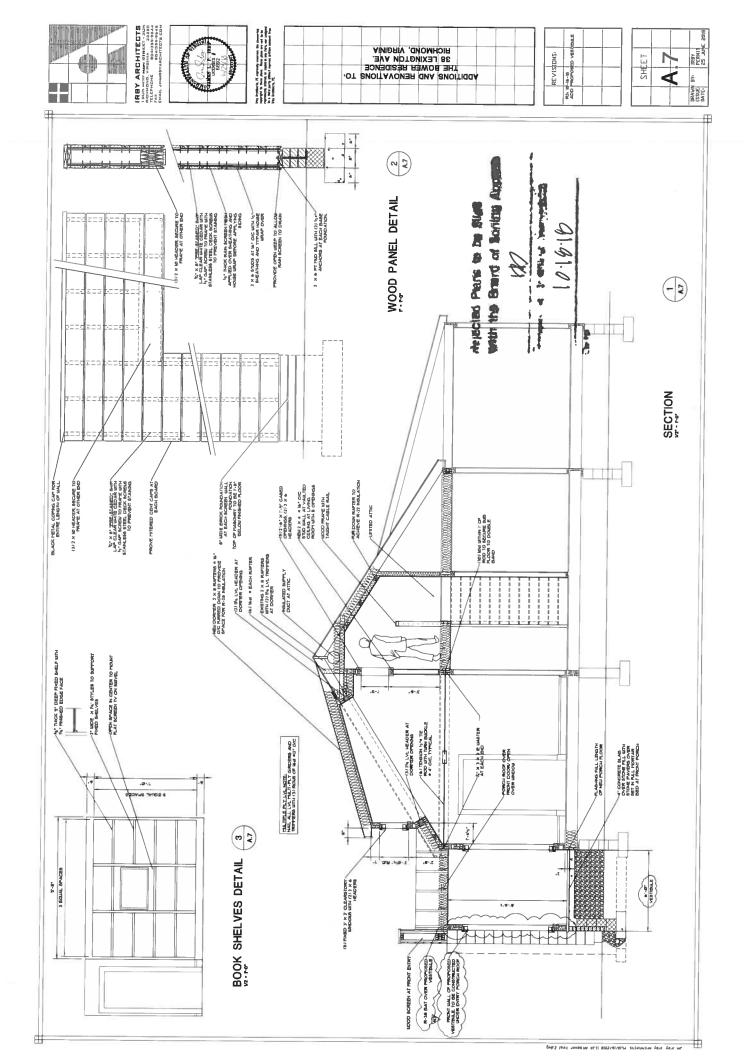




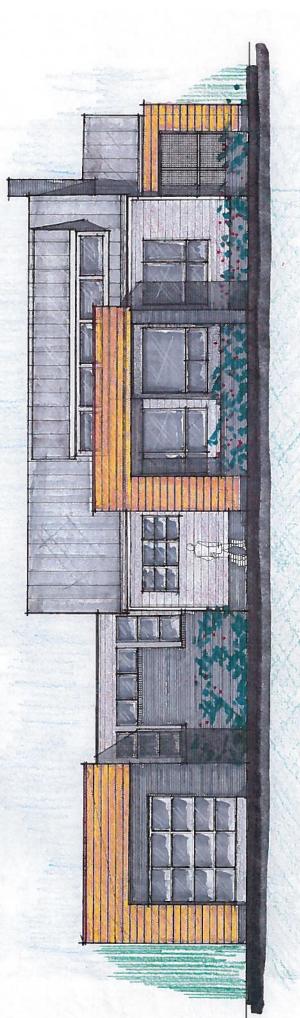








38 LEXINGTON ROAD RICHMOND, VA 23226



respected Prens to be Bused with the Brand of Boning Appare

Z

31.91.01

2

Variance to zoning code request

Owners: Stephen and Donna Bowers

spbower@gmail.com

38 Lexington Road

Richmond, VA.

Zoning: R-4

Architect: Irby Architects, PC

ipboys@aol.com

Phone: 804-869-9730

The Owners are asking the BZA to consider a variance to the Zoning Ordinance of Richmond, Va. The section of the zoning ordinance is **Sec. 30-630.9**. **Permitted projections and encroachments in yards and courts. subparagraph (f).** This section states "Except in the R-7 and R-8 districts, an enclosed vestibule containing not more than 40 square feet in area may project into a required front yard a distance of not more than four feet. (Ord. No. 2010-18-30, § 5, 2-22-2010)"

The Owners have designed and obtained a building permit for whole house renovation of a 1934 square foot, 3 bedroom single floor residence. One of the features of this renovation is the addition of a covered front entry porch that will encroach into the required front yard by 7'-8", which is permissible by Sec. 30-630.9. Permitted projections and encroachments in yards and courts. subparagraph (e).

The Owners would like to include an enclosed vestibule at the front entry that would be 50 SF of area including walls and project into the required front yard 6'-2" which would exceed the limit established by Sec. 30-630.9. Permitted projections and encroachments in yards and courts. subparagraph (f). Therefore, the Owners ask the Board of Zoning Appeals to allow the Owners to exceed the square footage limit by 10 SF and the linear encroachment into the front yard by 2'-2". The proposed vestibule would be within the limits of the new covered porch that is already approved as a part of the project.

The Owners ask the BZA to consider the following:

- The existing home is built on and existing corner lot in a developed neighborhood, Stonewall Court. The City has determined that required front yard setback along Albemarle Ave. is 25' and the required side yard setback along Lexington Road is 10'.
- The site is rectilinear, 108.5' x 70'. The City has determined the long leg of the site (108.5' that fronts Albemarle) is the front yard and, the short leg of the rectangle (70' that fronts Lexington) is the side yard. This is not consistent with typical residential lots in the City where the shorter leg is typically the front yard.
- The existing home's south face is located along the 25' set back line parallel to Albemarle.
- The street address for the property is 38 Lexington Road, which is the 70' short leg of the site, side line of the site as determined by the City.
- The property directly across Lexington, 43 Lexington, is a similar size and oriented lot and its home fronts Lexington Road, the short leg of it site.
- There is no other adjacent property along Albemarle before the road turns 90 degrees; therefore, no streetscape of home fronts is established by other nearby existing homes.
- If the front yard was considered to be the 70' Lexington leg, and the side yard was considered to be the side yard, the proposed vestibule would be in compliance with the zoning for R-4and would not require a variance
- The proposed vestibule will basically enclose 48 Square feet of space under the new covered porch roof. Two walls will be added to the existing proposed design. The other two walls of the proposed vestibule are already proposed under the approved design for the covered porch. All other work remains the same.

Attached is the present construction documents that has been approved for a building permit, **BOWER PERMIT rev-7-17-18**, and a set of revised construction documents with six revised sheets showing the vestibule, **38 LEXINGTON- VESTIBULE 10-16-18**. This later set illustrates the proposed changes to include the vestibule work to the approved building permit set. Also attached is a colored rendering of the home with the proposed vestibule included.



DEPARTMENT OF PLANNING AND DEVELOPMENT REVIEW
BUREAU OF PERMITS AND INSPECTION ROOM 110 CITY HALL 900 E. BROAD STREET RICHMOND, VIRGINIA 23219 PHONE (804) 646-4169 FAX (804) 646-1569

BUILDING PERMIT/CERTIFICATE **APPLICATION**





THIS IS AN APPLICATION ONLY. IT IS NOT AUTHORIZATION TO START ANY WORK.

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