

BOARD OF ZONING APPEALS

February 5, 2021

1308 ½ W Clay Street, LLC 4900 Augusta Avenue, Suite 100 Richmond, VA 23230 Attn: Zach Kennedy

To Whom It May Concern:

RE: **BZA 12-2021**

You are hereby notified that the Board of Zoning Appeals will hold an electronic public hearing on Wednesday, March 3, 2021 due to the disaster represented by the spread of COVID-19 pursuant to and in compliance with Ordinance 2020-232 to consider an application for a building permit to construct a new single-family detached dwelling at 1308 ½ WEST CLAY STREET (Tax Parcel Number N000-0572/026), located in an R-7 (Single-And Two-Family Urban Residential) District.

Please be advised that the applicant or applicant's representative is required to participate in the electronic public hearing by calling 804-316-9457 and entering code 802 929 136# beginning at 1:00 p.m. 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 2021 drop-down, click meeting details for March 3, 2021 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@richmondgov.com
for assistance. In accordance with Ordinance No. 2020-232, please be advised that an inability to access one of the enumerated public hearing through video means shall not be considered a prerequisite for participating in the subject public hearing. It will be necessary for you to stay on the line until such time as your case is called. 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 12-2021 Page 2 February 5, 2021

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/civicassociationgroupinformation.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. 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

Fax: (804) 646-5789

E-mail: Roy.Benbow@richmondgov.com

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.

1300 W Clay St LLC 2314 W Main St Richmond, VA 23230

1320.5 West Clay Street Lp 8500 Courthouse Rd Chesterfield, VA 23832 901 Kinney LLC Po Box 70367 Richmond, VA 23255

Bab Holdings LLC Po Box 5322 Richmond, VA 23223 Bilder Development LLC 17 South Belmont Ave Richmond, VA 23221 Bush Ernest F Jr And Nancy A 8500 Courthouse Rd Chesterfield, VA 23832

Busic Benjamin 1304 W Clay St Richmond, VA 23220

Canterbury Townhouses Llc & Tompkins Gregory 10321 Holly Hill Rd Glen Allen, VA 23059

Canterbury Townhouses Llc & Tompkins Gregory 10344 Holly Hill Rd Glen Allen, VA 23059

Carver Homes LLC 304 E Main Street Richmond, VA 23219

Chen Qing 13425 Shelbourne Dr Henrico, VA 23233 Cheneys Creek LLC 6700 Stuart Ave Richmond, VA 23226

Christian Joan B 1608 S Meadow St Richmond, VA 23220

Cornish Norton Condominium Unit Owners Association 2606 Kings Lynn Road Midlothian, VA 23113 Cornish Norton LLC 754 Warrenton Rd #113-139 Fredericksburg, VA 22406

Creative Development Properties LLC 20101 Blackwolf Run Ashburn, VA 20147 Davis Rhonda G H 1320 W Clay Street Richmond, VA 23220

Dobrin 2 LLC 304 E Main Street Richmond, VA 23219

Eco Marble & Granite Inc 4297 Carolina Ave Richmond, VA 23222 Falter Daniela And Nelly Gahona Freese 2606 Kings Lynn Rd Midlothian, VA 23113

Ham Properties LLC 3903 Hill Monument Parkway Richmond, VA 23227

Henderson Keith M 313 N 2nd Street Richmond, VA 23219 Holt David Powell Jr And Christine K 4632 Hanover Ave Rihcmond, VA 23226

Johnston Kyle H Po Box 4917 Richmond, VA 23220

Jsc Properties LLC 5405 Dickens Rd Richmond, VA 23230

Kamat Sunil And Mamata 812 Norton St Richmond, VA 23220 Knipe Edward E Revocable Trust Trs 1301 W Clay St Richmond, VA 23220

Kohler Management LLC Po Box 4754 Richmond, VA 23220 Legions Jerome Jr 1308 W Clay St Richmond, VA 23220

Lucas Maggie L 2207 Seminary Ave Richmond, VA 23220 May William M 819 Kinney St Richmond, VA 23220 Ogre Iii LLC 3510 Lansdowne Road Midlothian, VA 23113

Rent Me Rva LLC 3903 Hill Monument Pkwy Richmond, VA 23227

Samborski Jeffrey L And Jacklyn L 3910 Seminary Ave Richmond, VA 23227

Sanford Laura Louise 219 Henry St Richmond, VA 23220 Sterling Bilder LLC 17 S Belmont Ave Richmond, VA 23221

Taylor Alvin M Jr 815 Kinney St Richmond, VA 23220

Tdz Properties LLC 4297 Carolina Ave Richmond, VA 23222 Tocci Anthony And Terese 5419 Standing Oak Rd Midlothian, VA 23112

Vo Hien 1306 W Clay Street Richmond, VA 23220 Property: 1308 1/2 W Clay St Parcel ID: N0000572026

Parcel

Street Address: 1308 1/2 W Clay St Richmond, VA 23220-

Owner: 1308.5 W CLAY STREET LLC

Mailing Address: 4900 AUGUSTA AVE #100, RICHMOND, VA 23230

Subdivision Name: NONE

Parent Parcel ID:

Assessment Area: 212 - Carver / Newtowne West
Property Class: 101 - R Single Family Vacant (R1-R7)

Zoning District: R-7 - Residential (Single & 2 Family Urban)

Exemption Code: -

Current Assessment

Effective Date: 01/01/2021 Land Value: \$65,000

Improvement Value:

Total Value: \$65,000 Area Tax: \$0

Special Assessment District: None

Land Description

Parcel Square Feet: 3000

Acreage: 0.069

Property Description 1: 0020.00X0150.00 0000.000

State Plane Coords(?): X= 11786714.9243 Y= 3727207.5785 **Latitude:** 37.55464548 , **Longitude:** -77.45201757

Description

Land Type: Residential Lot A

Topology: Level Front Size: 20 Rear Size: 150 Parcel Square Feet: 3000

Acreage: 0.069

Property Description 1: 0020.00X0150.00 0000.000

Subdivision Name: NONE

State Plane Coords(?): X= 11786714.9243 Y= 3727207.5785

Latitude: 37.55464548 , Longitude: -77.45201757

Other

Street improvement: Paved

Sidewalk: Yes

Assessments

Assessment Year	Land Value	Improvement Value	Total Value	Reason
2021	\$65,000	\$0	\$65,000	Reassessmen
2020	\$55,000	\$0	\$55,000	Reassessment
2019	\$55,000	\$0	\$55,000	Reassessment
2018	\$40,000	\$0	\$40,000	Reassessment
2017	\$35,000	\$0	\$35,000	Reassessment
2016	\$35,000	\$0	\$35,000	Reassessment
2015	\$35,000	\$0	\$35,000	Reassessment
2014	\$35,000	\$0	\$35,000	Reassessment
2013	\$33,000	\$0	\$33,000	Reassessment
2012	\$33,000	\$0	\$33,000	Reassessment
2011	\$33,000	\$0	\$33,000	CarryOver
2010	\$33,000	\$0	\$33,000	Reassessment
2009	\$33,000	\$0	\$33,000	Reassessment
2008	\$33,000	\$0	\$33,000	Reassessment
2007	\$30,000	\$0	\$30,000	Reassessment
2006	\$18,000	\$0	\$18,000	
2005	\$5,000	\$0		Reassessment
2004	\$5,500	\$0	\$5,000	Reassessment
2003	\$5,500		\$5,500	Reassessment
2002	\$5,000	\$0	\$5,500	Reassessment
2000		\$0	\$5,000	Reassessment
1998	\$5,000	\$0	\$5,000	Reassessment
1330	\$5,000	\$0	\$5,000	Not Available

Transfers

Transfer Date	Consideration Amount	Grantor Name	Deed Reference	Verified Market Sale Description
10/30/2019	\$35,000	MASSENBURG HERMAN	ID2019-22696	2 - INVALID SALE-Special Financing/Terms, etc.
09/23/1988	\$1,000	Not Available	00179-2000	
07/09/1986	\$2,000	Not Available	000085-01852	

Planning

Master Plan Future Land Use: NMU

Zoning District: R-7 - Residential (Single & 2 Family Urban)

Planning District: Near West

Traffic Zone: 1042

City Neighborhood Code: CRVR City Neighborhood Name: Carver

Civic Code: 4026

Civic Association Name: Carver Area Civic Improvement League

Subdivision Name: NONE

City Old and Historic District:

National historic District: Carver Residential Neighborhoods in Bloom: Carver/Newtowne West

Redevelopment Conservation Area: Carver Area #14

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	1005	0402001	040200		
1990	205	0402002	040200		

Schools

Elementary School: Carver
Middle School: Hill
High School: Jefferson

Public Safety

Police Precinct: 4
Police Sector: 412
Fire District: 10
Dispatch Zone: 072A

Public Works Schedules

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

Government Districts

Council District: 2
Voter Precinct: 213
State House District: 71
State Senate District: 9
Congressional District: 4

Property Images

Name:N0000572026 Desc:



Click here for Larger Image

Sketch Images——	City	oi Richmona Propert	ty Search - Property D	etail	
lame: Desc:					
lmag	ge Not Available				

AT 1:00 P.M.

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 COM	PLETED BY THE APPLICANT	
PROPETY		ZZZZZZZZZZZZZZZZZZZZZZZZZZZZZZZZZZZZZZ	
OWNER:	1308 ½ W Clay Street, LLC	PHONE: (Home) ()	(Mobile) (804) 980-7377
ADDRESS	4900 Augusta Avenue, Suite 100	FAX: ()	
	Richmond, Virginia 23230	E-mail Address: zlkennedy16	
	Attn: Zach Kennedy		1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -
PROPERTY	OWNER'S		
REPRESENT	TATIVE:	PHONE: (Home)	(Mobile) (
(Name/Addre	288)	FAX: ()	
		E-mail Address:	
	TO BE COMPLETED BY	THE ZONING ADMINSTRATION	OFFICE
PROPERTY	ADDRESS (ES) 1308 1/4 West Clay Str		
	PPLICATION: VARIANCE		OTHER
ZONING OR	RDINANCE SECTION NUMBERS(S): 3		
	ON REQUIRED FOR: A building perm		anghad day dil
	L NUMBER(S): <u>N000-0572/026</u> ZON		
REQUEST D	ISAPPROVED FOR THE REASON TI	IAT: The front vard (setback) requir	ement is not met. A front yard of
	stablished by the average depth of the fr	ont yards of the adjacent buildings (#.	3108 & 3110) is required; twenty-
five feet (25')	is proposed.		
	EST DISAPPROVED: Junuary 15, 2021		EE WAIVER: YES NO: 🗵
DATE FILED:	January 11, 20724 TIME FILED: 08:00 a.m	n. PREPARED BY: David Duckhardt Ri	ECEIPT NO. <u>BZAR-085004-2021</u>
AS CERTIFII	1 1011/01 . / 5 /6/		_ (ZONING ADMINSTRATOR)
BASE MY A	PPLICATION ON:		Virging to the
	20 PARAGRAPH(S)	OF THE CHARTER OF THE C	ITY OF RICHMOND
SECTION 15.		VIRGINIA [OR]	7 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
ECTION 104	0.3 PARAGRAPH(S) 1 OF	THE ZONING ORDINANCE OF TH	E CITY OF RICHMOND
V.	TO BE COM	IPUETED BY APPLICANT	
have received	the handouts, Suggestions for Presentin	g Your Gase to the Board & Excerpts for	rott the City Charler
	tifled that I, or my representative, must		
	OF OWNER OR AUTHORIZED AGEN		DATE: 1/27/21
	** TO BE COMPLETED BY THE SEC	RETARY TO THE BOARD OF ZON	SING APPEALS ***

CASE NUMBER: BZA (2-202) HEARING DATE: March 3, 2021

BOARD OF ZONING APPEALS CASE BZA 12-2021 150' Buffer

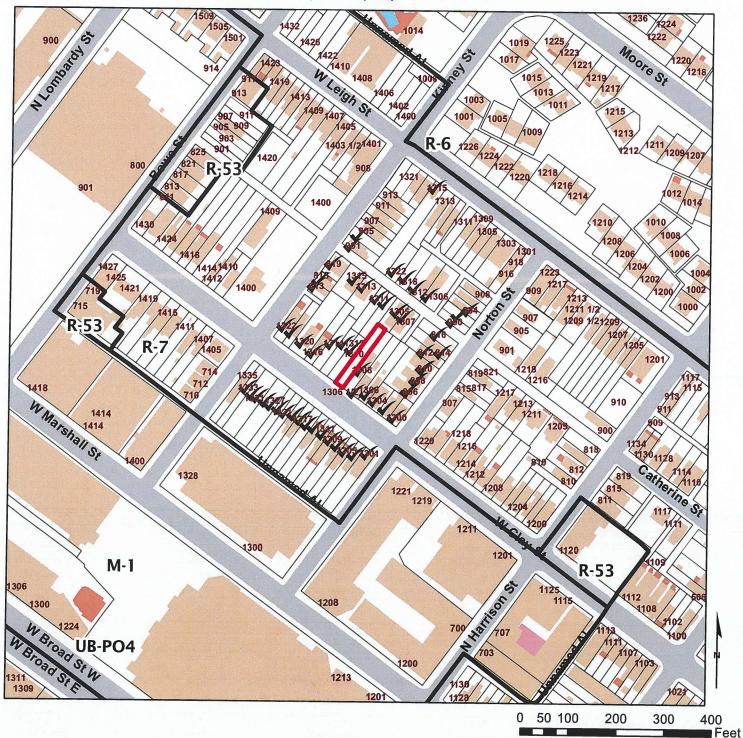
APPLICANT(S): 1308 1/2 W Clay Street, LLC

PREMISES: 1308 ½ WEST CLAY STREET (Tax Parcel Number N000-0572/026)

SUBJECT: A building permit to construct a new single-family detached dwelling.

REASON FOR THE REQUEST: Based on Sections 30-300, 30-413.6(1) & 30-630.2(a)(2) of the Zoning Ordinance for the reason that:

The front yard (setback) requirement is 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.

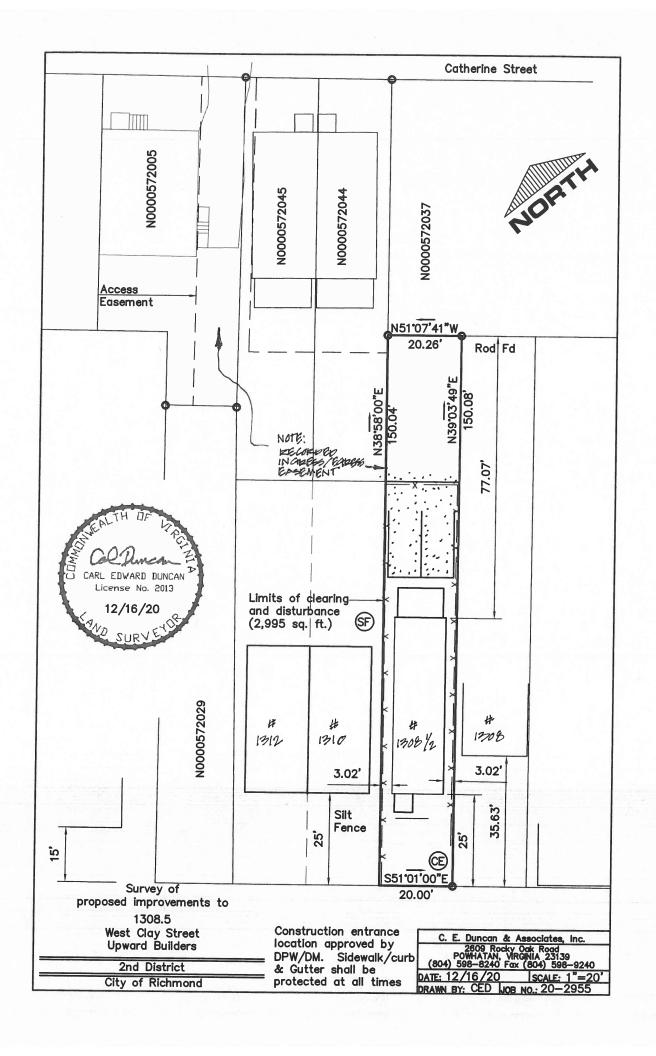
- 1. The powers and duties of the Board of Zoning Appeals (BZA) are specified in Section 17.20 of the City Charter and Article X, Division 5, of the Zoning Ordinance. The Zoning Office will assist you in identifying how your case should be filed. If you have questions regarding your case filing, please contact the Zoning Administration Office (804-646-6340/6701). 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 \$175.00 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:

Revised: November 4, 2020



FIRST FLOOR PLAN

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

SK-05 1/13/21 PROJECT NO.: 20014

> PROPOSED FIRST FLOOR PLAN 1308 1/2 W CLAY STREET RESIDENCE

3-0x8-0 5-0x5-0 LIVING RM 13'-5" X 16'-7" 2-6x5-U Ţ-Đ₩ 選 選 KITCHEN 5 PWDER 5.0% 2-6x5-0 DINING RM 10'-1" X 18'-6" FOYER 5'4" X 7'2" 5-0x1-4 3-0x8-0 14'-0"

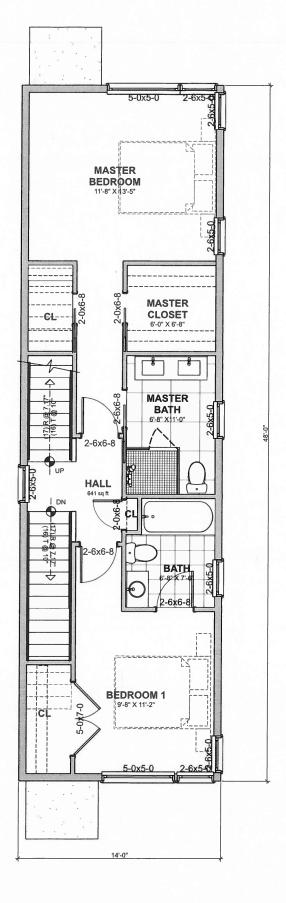


SECOND FLOOR PLAN

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

SK-06 1/13/21 PROJECT NO.: 20014

PROPOSED SECOND FLOOR PLAN 1308 1/2 W CLAY STREET RESIDENCE





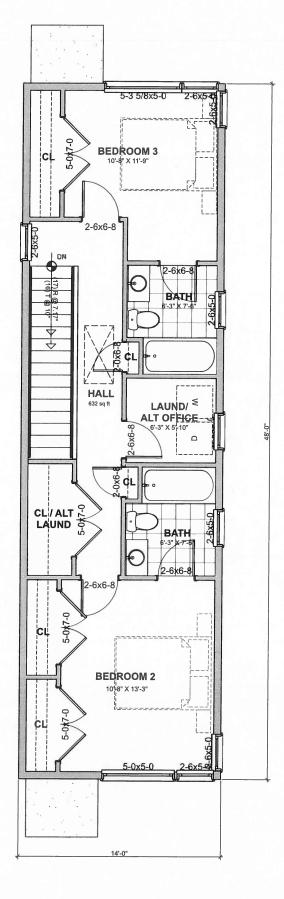
THIRD FLOOR PLAN

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

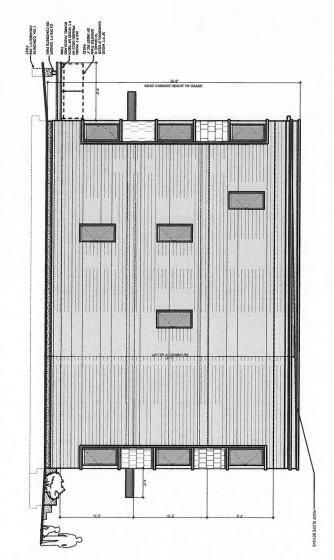
SK-07 1/13/21 PROJECT NO.: 20014

PROPOSED THIRD FLOOR PLAN 1308 1/2 W CLAY STREET RESIDENCE

RICHMOND, VIRGINIA







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LOW SLOPE ROOF
PRE-FINISHED CLAD
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TURN CORNER W/ FRY REGLET EXTRUSION

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PROPOSED RIGHT SIDE ELEVATION

SCALE: 1/8" = 1'-0"

PROJECT NO.: 20014 SK-13 1/13/21

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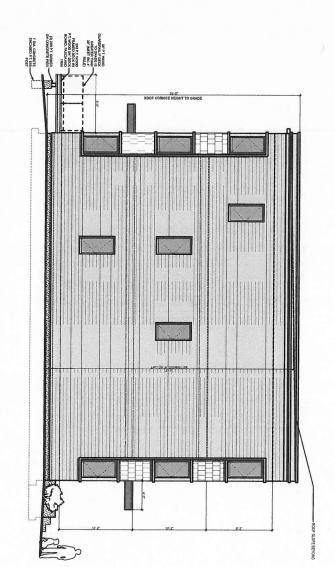
ELEV + 10°-7"
2ND FINISHED FLOOR

TURN CORNER W/ FRY REGLET EXTRUSION

SCALE: 1/8" = 1'-0"

PROPOSED LEFT SIDE & FRONT ELEVATION 1308 1/2 W CLAY STREET RESIDENCE





PROPOSED RIGHT SIDE ELEVATION

SCALE: 1/8" = 1'-0"

PROPOSED REAR ELEVATION

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CORNICE

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SCALE: 1/8" = 1'-0"

PROPOSED RIGHT SIDE & REAR ELEVATION
1308 1/2 W CLAY STREET RESIDENCE



SK-14 1/13/21 PROJECT NO.: 20014 RÎCHMOND

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

PERMIT NO	 	
В		

THIS IS AN APPLICATION ONLY. IT IS NOT AUTHORIZATION TO START ANY WORK. NO WORK SHALL START UNTIL A PERMIT IS POSTED ON THE JOB SITE.

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01_			(NAME OF AP	DI ICANTI				©CERTIFY TO	HAT TH	IE BUILDING A	г		DDECCE-	FLOST	2.01.11	
HAS BEEN IN	SPECTED OR MEETS TO OR THE HAZARDOUS	HE EXCEPTION	INS OF SECTON 11	IO.3, THE VIRG	INIA UNIFOR NDARDS FOI	RM STATEWIDE BU R CONSTRUCTION	ILDING COL WORKERS	DE. THE ASBESTO	S ABATI	EMENT WILL BE	OONE AS PER			, FLOOR O		AL EMISSION
				NATURE _												
ARTS DIST	RICT YES □ NO		HISTORICAL DI		VO.	VIOLATION	ON PROP	ERTY		DELINQUENT T			ICC	TYPE OF C	CONSTRUCT	ION
EXISTING L			ED USE GROUP		FEE CALC	C. TYPE	PERM	MIT FEE	FE	E RECEIVED	RECEIPT		CASH	☐ CHEC	ск 🗆 сп	EDIT CARD
IS PROPER FLOOD PLA	TY IN 100 YR IN?	FLOOD E	LEV.		SITE ELE] U В П	c	CHESAPEA	KE BAY	PROTECTION	AREA?	CHES	SAPEAKE	BAY MANA	GEMENT AR	EA?
☐ YES						DATE		APPLICATION	☐ YE)			YES	□ NO	
						37112		.ar Eloanon	, DIOMP	, HOVED BY					DATE	