

April 9, 2021

KDZ REALTY LLC 5308 Parker Street Richmond, VA 23231 Attn: Curvey Reid

To Whom It May Concern:

RE: BZA 28-2021

You are hereby notified that the Board of Zoning Appeals will hold an electronic public hearing on Wednesday, May 5, 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 lot split and building permit to construct a new single-family detached dwelling at 5308 PARKER STREET (Tax Parcel Number E010-0139/007), located in an R-5 (Single-Family 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 741 815 968# beginning at 1:00 p.m. For video access by computer, smart phone or tablet visit <a href="https://richmondva.legistar.com/Calendar.aspx.">https://richmondva.legistar.com/Calendar.aspx.</a>
Select the Board of Zoning Appeals drop-down and 2021 drop-down, click meeting details for May 5, 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 <a href="https://william.Davidson@richmondgov.com">william.Davidson@richmondgov.com</a> 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 28-2021 Page 2 April 9, 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 <a href="http://www.richmondgov.com/PlanningAndDevelopmentReview/civicassociationgroupinformation.aspx">http://www.richmondgov.com/PlanningAndDevelopmentReview/civicassociationgroupinformation.aspx</a>. 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

Zoj w. Lanter

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.

Bacon Richard Bradley And Melissa Ann 5316 Salem St Richmond, VA 23231 Brown Vincent And Eugenia 5304 Salem St Richmond, VA 23231 Choi Wai 4910 Francistown Rd Glen Allen, VA 23060

Facka Kathryn 5312 Parker St Richmond, VA 23231 Fisher Dale A 5309 Parker St Richmond, VA 23231 Flowers Sylvenia 5317 Parker St Richmond, VA 23231

George The Dog LLC 5311 Parker St Richmond, VA 23231 Harris James E 5320 Parker St Richmond, VA 23231

Hence David 5300 Salem St Richmond, VA 23231

Jerabeck Heather 5315 Parker St Richmond, VA 23231 Jones Elsie D Estate And Jones Spencer E Jr Estate Po Box 427 Henrico, VA 23075 Judlee Real Estate LLC 413 Yorkshire Dr Williamsburg, VA 23185

Leskin Ross I 2002 Venable St Richmond, VA 23223 Newsome Michael L Po Box 643 Mechanicsville, VA 23111 Payton Barbara J 5306 Parker St Richmond, VA 23231

Roth Kathleen P 5305 Parker St Richmond, VA 23231 Tartakovsky Steve Po Box 25989 Richmond, VA 23260 Tekle Yonas 6811 Rolling Rd Springfield, VA 22152

Vaughan William H Jr 3012 Waddington Drive North Chesterfield, VA 23224 Vaughan William H Jr 5310 Salem St Richmond, VA 23231 Walton Willie J 5302 Parker St Richmond, VA 23231

Williams Michael D 5000 Nutfield Ct Henrico, VA 23231

#### Property: 5308 Parker St Parcel ID: E0100139007

#### Parcel

Street Address: 5308 Parker St Richmond, VA 23231-

Owner: KDZ REALTY LLC

Mailing Address: PO BOX 25051, RICHMOND, VA 23260

Subdivision Name: POWHATAN PLACE

**Parent Parcel ID:** 

Assessment Area: 348 - Fulton Area B

**Property Class:** 115 - R One Story+ (1.25, 1.5, 1.75) **Zoning District:** R-5 - Residential (Single Family)

Exemption Code: -

#### Current Assessment

Effective Date: 01/01/2021 Land Value: \$30,000 Improvement Value: \$131,000

> Total Value: \$161,000 Area Tax: \$0

Special Assessment District: None

#### Land Description

Parcel Square Feet: 11312

Acreage: 0.26

**Property Description 1:** POWHATAN PLACE L6-7 B5 **Property Description 2:** 0070.00X0161.60 0000.000

State Plane Coords( ?): X= 11803255.000008 Y= 3711408.925885 Latitude: 37.51074188 , Longitude: -77.39538017

#### Description

Land Type: Residential Lot A

Topology: Front Size: 70

Rear Size: 161
Parcel Square Feet: 11312
Acreage: 0.26

Property Description 1: POWHATAN PLACE L6-7 B5
Property Description 2: 0070.00X0161.60 0000.000

Subdivision Name: POWHATAN PLACE

State Plane Coords( ?): X= 11803255.000008 Y= 3711408.925885 Latitude: 37.51074188 , Longitude: -77.39538017

#### Other

Street improvement:

Sidewalk:

#### Assessments

Assessment Year	Land Value	Improvement Value	Total Value	Reason
2021	\$30,000	\$131,000	\$161,000	Reassessment
2020	\$25,000	\$131,000	\$156,000	Reassessment
2019	\$25,000	\$116,000	\$141,000	Reassessmen
2018	\$25,000	\$104,000	\$129,000	Reassessmen
2017	\$25,000	\$103,000	\$128,000	Reassessmen
2016	\$25,000	\$60,000	\$85,000	Reassessmen
2015	\$25,000	\$60,000	\$85,000	Reassessmen
2014	\$25,000	\$60,000	\$85,000	Reassessmen
2013	\$25,000	\$64,000	\$89,000	Reassessmen
2012	\$24,000	\$66,000	\$90,000	Reassessmen
2011	\$24,000	\$68,000	\$92,000	CarryOver
2010	\$24,000	\$68,000	\$92,000	Reassessmen
2009	\$24,000	\$68,000	\$92,000	Reassessmen
2008	\$24,000	\$68,000	\$92,000	Reassessmen
2007	\$22,000	\$68,000	\$90,000	Reassessmen
2006	\$11,600	\$57,000	\$68,600	Reassessmen
2005 .	\$11,400	\$49,100	\$60,500	Reassessmen
2004	\$10,200	\$43,800	\$54,000	Reassessmen
2003	\$9,400	\$40,600	\$50,000	Reassessmen
2002	\$9,300	\$40,200	\$49,500	Reassessmen
1998	\$9,000	\$39,000	\$48,000	Not Available

### Transfers

Transfer Date	Consideration Amount	Grantor Name	Deed Reference	Verified Market Sale Description
01/17/2012	\$31,000	BANK OF AMERICA	ID2012-891	2 - INVALID SALE-Foreclosure, Forced Sale etc.
11/18/2011	\$55,201	FREEBURN PAUL D & LAURIE A	ID2011-19754	2 - INVALID SALE-Foreclosure, Forced Sale etc.
09/25/2006	\$131,000	KIRBY TERRY L & LURA J	ID2006-33279	2 - INVALID SALE-Asmnt/Sale Desc Doesn't Match
05/03/2006	\$93,000	BENEFICIAL MORTGAGE CO OF VA	ID2006-14551	
11/07/2005	\$86,500	KEENER RUSSELL JR AND	ID2005-38886	
05/22/1997	\$64,000	Not Available	09701-00981	
06/07/1996	\$0	Not Available	009601- 100615	
06/02/1995	\$20,429	Not Available	000441-00059	

Planning

Master Plan Future Land Use: R

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

Planning District: East Traffic Zone: 1086

City Neighborhood Code: FLTN
City Neighborhood Name: Fulton
Civic Code: 0450

Civic Association Name: Greater Fulton Civic Association

Subdivision Name: POWHATAN PLACE

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	1027	0212001	021200
1990	120	0212001	021200

Schools

Elementary School: Chimborazo2
Middle School: Martin Luther King Jr

High School: Armstrong

Public Safety

Police Precinct: 1
Police Sector: 111
Fire District: 8
Dispatch Zone: 113A

Public Works Schedules

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

Government Districts

Council District: 7
Voter Precinct: 706
State House District: 71
State Senate District: 16
Congressional District: 4

#### **Extension 1 Details**

Extension Name: R01 - Residential record #01

Year Built: 1930 Stories: 1

Units: 0

Number Of Rooms: 8

Number Of Bed Rooms: 5 Number Of Full Baths: 2

Number Of Half Baths: 1

Condition: good for age

Foundation Type: Full Bsmt
1st Predominant Exterior: Alum/Vinyl
2nd Predominant Exterior: N/A

Roof Style: Gable

Roof Material: Comp sh to 235#

Interior Wall: Plaster

Floor Finish: Hardwood-std oak Heating Type: Forced hot air

Central Air: Y

Basement Garage Car #: 0

Fireplace: N

**Building Description (Out Building and** 

Yard Items):

#### **Extension 1 Dimensions**

Finished Living Area: 1480 Sqft

Attic: 0 Sqft

Finished Attic: 0 Sqft

Basement: 728 Sqft

Finished Basement: 500 Sqft
Attached Garage: 0 Sqft
Detached Garage: 0 Sqft

Attached Carport: 0 Sqft
Enclosed Porch: 0 Sqft

Open Porch: 248 Sqft

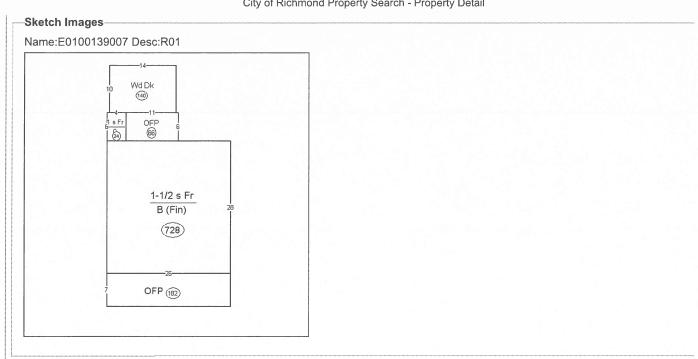
Deck: 140 Sqft

# -Property Images

Name:E0100139007 Desc:R01



Click here for Larger Image



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

	O BE COMPLETED BY THE APPLICANT						
PROPERTY KOZ REALTYLLC	PHONE: (Home) ()(Mobile) (215) 962-2493						
OWNER: SIGN PARKER STREET	FAX: (Home) ( (Mobile) (926)926-8414)						
(Name/Address) RICHMOND, VA 23231         E-mail Address: kdzrealtv@yahoo.com           OWNER'SCURVEY REID         PHONE: (Home) (							
						(Name/Address) RICHMOND, VA 23231	COLD STATE CONTROL OF THE STAT
TO BE CO PROPERTY ADDRESS (ES): 5108 P	IMPLETED BY THE ZONING ADMINSTRATION OFFICE						
ZONING ORDINANCE SECTION NI APPLICATION REQUIRED FOR: A BB the newly created lot.	VARIANCE SPECIAL EXCEPTION OTHER_ UMBERS(5): 30-340, 39-410.4  building permit to split an existing lot and construct a single-family detached dwelling  39/007 ZONING DISTRICT: R-5 Storic-Family Residential						
a.width of 38.09' far lot 6, and a lot are	E REASON THAT: The Let area and width requirements are not met. A lot area of six ridth of fifty feet (50°) are required. One lot, having a lot area of eleven thousand three and a width of seventy feet (70°) currently exists. A lot area of 5,957,46 square feet and a of 5,187,85, square feet and a width of 31,91° for lot 7 is being proposed.						
DATE FILED: 1/18/1021 THE FILE AS CERTIFIED BY:	TO THE WAIVER: YES X NO  TO THE WAIVER: YES X						
	OF THE CHARTER OF THE CITY OF RICHMOND TE CODE OF VIRGINIA [OR] OF THE ZONING ORDINANCE OF THE CITY OF RICHMOND						
I have received the handouts, Suggestion have been notified that I, or my represent	TO BE COMPLETED BY APPLICANT  For Presenting Your Case to the Board & Excepts from the City Charter.  Stative, must be present at the bearing at which my request will be considered.						
SIGNATURE OF OWNER OR AUTHOR	DATE TO ALL						
1/7/1 00 0401	HEARING DATE: May 5, 2021 AT 1:00 P.M.						

# BOARD OF ZONING APPEALS CASE BZA 28-2021 150' Buffer

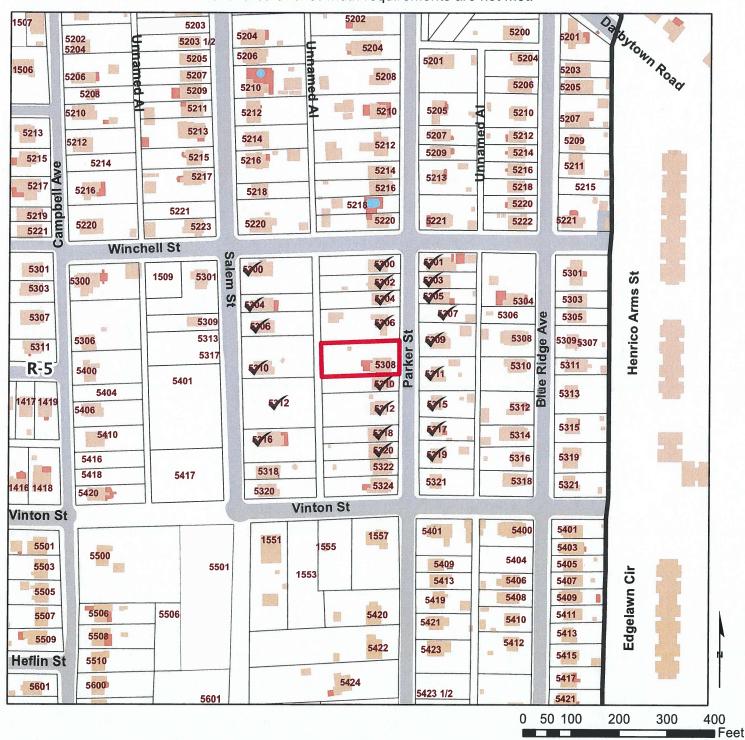
APPLICANT(S): KDZ REALTY LLC

PREMISES: 5308 Parker Street (Tax Parcel Number E010-0139/007)

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.

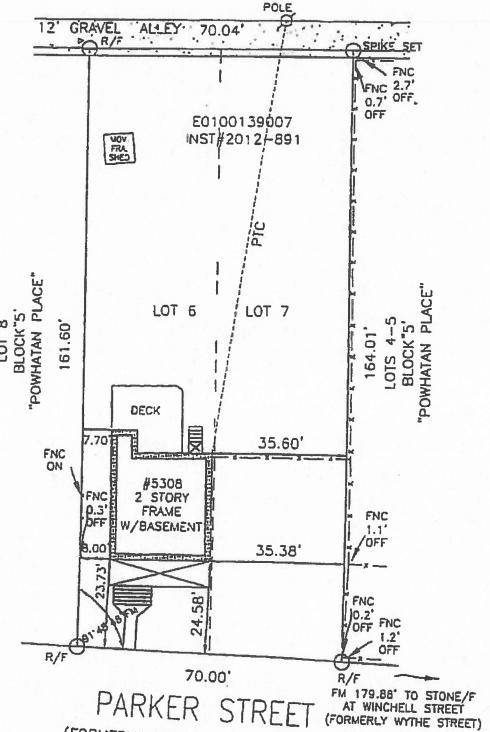
- 1. The powers and duties of the Board of Zoning Appeals (BZA) are specified in Section 17.20 of the City Charter and Article X, Division 5, of the Zoning Ordinance. The Zoning Office will assist you in identifying how your case should be filed. If you have questions regarding your case filing, please contact the Zoning Administration Office (804-646-6340) or at <a href="mailto:PDRZoningAdministration@Richmondgov.com">PDRZoningAdministration@Richmondgov.com</a>. 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 fall 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 requiarly 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 onth. 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:



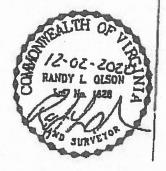


(FORMERLY MONTGOMERY AVENUE)

PARTY IS SUPERT TO MY EARLING OF ACCORD AND OTHER PERIODITY FACTS WHEN A TILL STANDA MOST DESIGNED HAR VEY L. PARKS, INC.

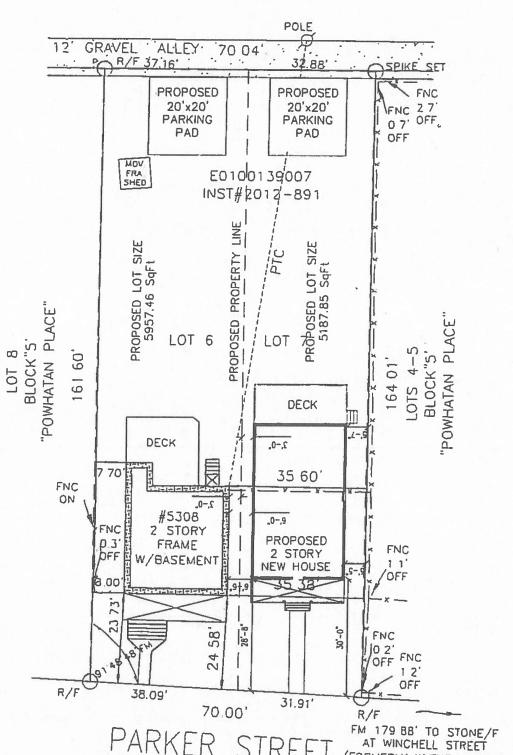
4508 W. MINDRED ROAD
CHESTER, VA.
PROME \$82-74-841

DATE: DECEMBER 1 2010 TIM HE HEAD ONDITO BY ALL F.B.C.: 831, PC. 28 Litte PLAT SHOWING IMPROVEMENTS ON #5308 PARKER STREET LOTS 6 & 7. BLOCK 'S "POWILATAN PLACE" IN THE CITY OF RICHMOND, VIRGINIA



30-

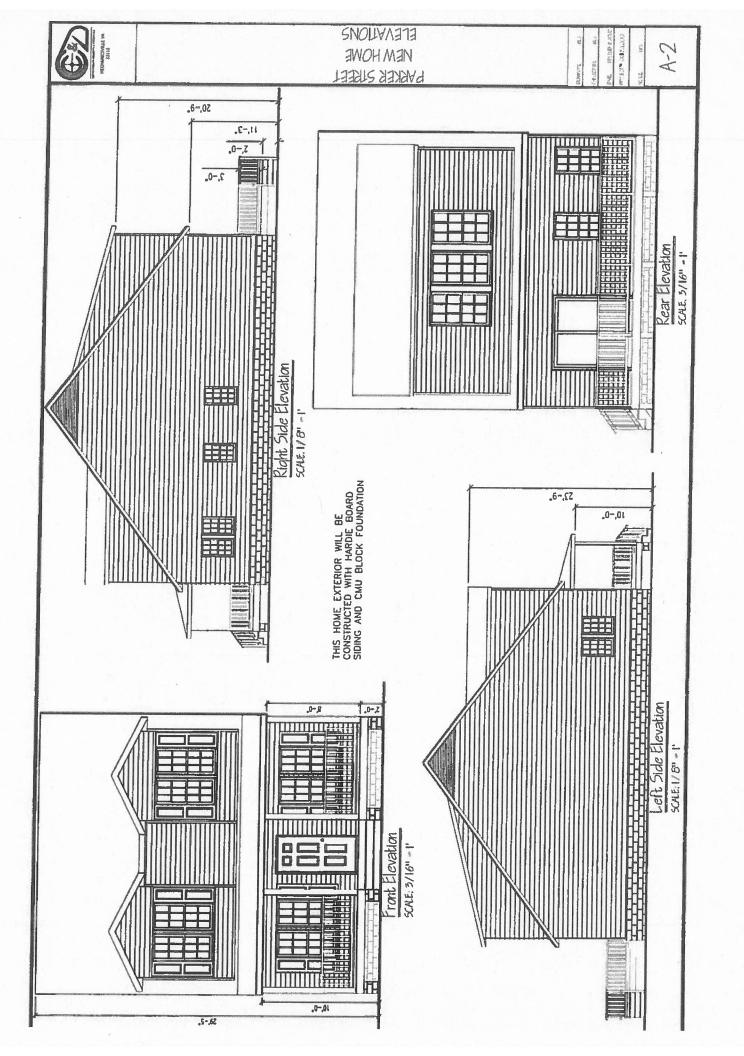


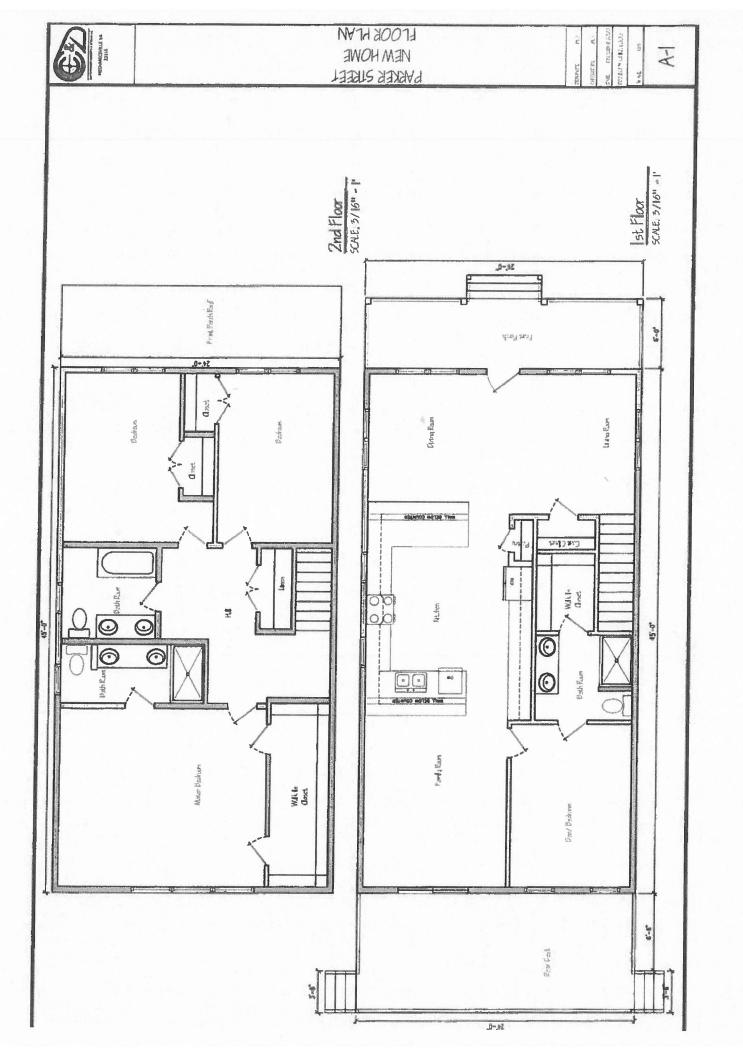


PARKER ST

FM 179 BB' TO STONE/F AT WINCHELL STREET (FORMERLY WYTHE STREET)

(FORMERLY MONTGOMERY AVENUE)







DEPARTMENT OF
PLANNING AND DEVELOPMENT REVIEW
ZONING ADMINISTRATION

November 9, 2020

KDZ Realty, LLC P.O. Box 25051 Richmond, Virginia 23260

Altn: Curvey Reid

RE: 5308 Parker Street

Tax Parcel: E0100139007

Mr. Reid:

Thank you for your request of a *Zoning Confirmation Letter* regarding the above referenced property. In response to your request, as of the date of this letter, be advised of the following:

The property is located within an R-5 (Single-Family Residential) zoning district. The R-5 District requires a minimum lot area of not less than six thousand square feet (6,000 SF) and a minimum lot width of not less than fifty feet (50') for single-family detached dwellings. According to the City Assessor's records and deeds, the subject property has a lot width of seventy feet (70'), and a lot depth of one hundred sixty one feet and 6 tenths of an inch (161,60'), which results in a lot area of 11,312 square feet. The property is currently improved with a one-story single-family dwelling that was constructed circa 1930.

According to a April 4, 2006, Deed (most current) the parcel has been conveyed as "All those two certain lots or parcels of land, lying and being in the County of Henrico Virginia, (Now the City of Richmond), in the plan known as Powhatan Place, of record in the Clerk's Office of the Circuit Court, Henrico County, Virginia, in Plat Book 11, Page 25, and being known as Lots Number Six and Seven (6&7) on Block Number Five (5) in said plat, said lots frontling; Seventy (70) feet on the west line of Parker Street (formerly Montgomery Avenue), and extending back between lines, one of which is 164.01 feet and the other is 161.50 feet respectively, the first of which is the line nearest Winchell Street (formerly Wythe Street).

Based on the information available to me at this time, the tax parcel is deeded as one (1) independent lot of record and has been since the property was annexed to the City of Richmond in 1942. Per Section 114-1220 of the Zoning Ordinance, a lot is defined as "a single lot of record or a combination of contiguous lots of record." Once parcels are combined, any subsequent division thereof must be done in compliance with applicable regulations. As proposed, your intent is to determine whether the tax parcel can be split to enable construction of a future single-family detached dwelling. It is my determination that splitting the lot shall not be allowed by right, from a zoning perspective, as to do so would create two lots, neither of which would meet lot area and lot width requirements for the R-5 Single-Family Residential district.

Requesting and obtaining a special exception from the Board of Zoning Appeals (BZA) or perhaps a Special Use Permit (SUP) from City Council may be a possibility. Be advised, it may be difficult to obtain approval from the BZA unless you can prove that the lots will be consistent with the predominate lot widths within the block. For information concerning the BZA process, please contact the Zoning Administration Office at 646-6340. For information concerning the SUP process, please contact the Land Use Administration Office at 646-6304.

Upon submittal of specific development plans, including detailed floor plans and survey for any proposed use(s), this office will evaluate for conformance with all zoning requirements in effect at that time.

You are hereby advised that you have thirty (30) days from this notice in which to appeal this decision to the Board of Zoning Appeals, in accordance with §15.2-2311 of the Code of Virginia and §17.19 of the Richmond City Charter, or this decision shall be final and unappealable. Such appeal must be in writing and must be filed with the Secretary to the Board of Zoning Appeals. Said appeal shall indicate in specific terms the grounds for the appeal and must be accompanied by a filing fee of two hundred fifty dollars (\$250.00).

I hope this information is sufficient. Should you have any additional questions, please contact Planner Associate, Andrea Cuffee by E-mail at: andrea.cuffee@richmondgov.com or by telephone at: (804) 646-4025.

Sincerely,

William C. Davidson

Zoning Administrator