

AGENDA BOARD OF ZONING APPEALS City Hall, 301 E. Poinsett Street, Greer, SC 29651 March 5, 2018 @ 5:30 PM Public Hearing and Business Meeting

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service or activity of the City of Greer Planning Division, should contact Ruthie Helms, ADA Coordinator at (864) 848-5397 or City Administrator (864) 848-5387 as soon as possible, but no later than 48 hours before the scheduled event.

I. ADVISORY MEETING

A. February 2018 Minutes

II. PUBLIC HEARING

A. Public Hearing Presentation

III. OLD BUSINESS

IV. <u>NEW BUSINESS</u>

- A. BZA 2018-02 (Variance) BZA 2018-02 - Variance - Reduced Setbacks
- BZA 2018-03 (Special Exception)
 BZA 2018-03 Special Exception Used Car Lot
- C. BZA 2018-04 (Special Exception) BZA 2018-04 - Special Exception - Church in C-1, Commercial
- D. BZA 2018-05 (Variance)
 BZA 2018-05 -Variance Reduced number of parking spaces.
- E. BZA 2018-06 (Variance) BZA 2018-06 - Variance - Reduced Front Setback

V. EXECUTIVE SESSION

VI. ADJOURN

Category Number: I. Item Number: A.



AGENDA BOARD OF ZONING APPEALS

<u>3/5/2018</u>

February 2018 Minutes

ATTACHMENTS:

Description

D February 2018 Minutes

Upload Date 2/26/2018

Type Cover Memo



City of Greer Board of Zoning Appeals Minutes February 5, 2018

Members Present: Allison Ringer, Chairman Thomas McAbee, Vice Chairman Steve Griffin Lisa H. Lynn Glendora Massey Robbie Septon

Member(s) Absent: Monica Ragin Hughey

Staff Present:Kelli McCormick, AICP, PlannerBrandon McMahan, Zoning CoordinatorBrandy Blake. Development Coordinator

I. Advisory Meeting

a. Call to Order

Allison Ringer, Chairman, called the meeting to order and read the opening remarks.

Ms. Ringer recognized Kelli McCormick to speak.

Ms. McCormick welcomed two new Board members, Steve Griffin and Robbie Septon.

b. Approval of Minutes from November 6, 2017.

Ms. Lynn made a motion to approve the minutes as submitted. Ms. Massey seconded the motion. The motion carried with a vote of 6 to 0. Dr. Hughey was absent from the vote.

II. Public Hearing

February BZA Case

Brandon McMahan read the docket information for BZA 2018-01 and presented several slides with supporting information.

Ms. Ringer opened the public hearing for BZA 2018-01.

There was no one to speak for or against this case. Ms. Ringer closed the public hearing.

III. Election of Officers for 2018

Ms. Lynn nominated Allison Ringer for Chairman. Ms. Massey seconded the nomination.

Ms. Ringer then requested a nomination for Vice Chairman and that the Board vote on a slate of officers.

Ms. Massey nominated Doctor Thomas McAbee as Vice Chairman. Ms. Lynn seconded the nomination. The motions carried with a vote of 6 to 0.

IV. Old Business - None

V. New Business-

Ms. Ringer read a brief statement about conducting the business and opened the business meeting for BZA 2018-01.

The applicant, Chip Lawrence, gave a brief description of the request. He stated they would be cleaning up the property with landscaping and that they would not be developing the area of the property that is in the flood zone.

Dr. McAbee asked the applicant if hazardous materials, such as flammable gas will be stored in the facilities. Mr. Lawrence advised no, there would not be. He stated that he currently owns two business where people are told up front that flammable materials are not permitted to be stored. Dr. McAbee asked if propane tanks were included in that. Mr. Lawrence advised yes, they have a list of items that are not permitted to be stored and propane tanks is one of those items.

Ms. Ringer asked what happens to the propane tanks that are on RV's that need storage. Mr. Lawrence stated that the tanks are emptied before they can be stored.

Mr. McMahan read the staff analysis and recommendation for BZA 2018-01 as follows:

Section 5:8 C-2, Commercial District

This district is established to provide commercial establishments for the convenience of local residents.

5:8.2 Uses Permitted by Special Exception

Mini-Warehouses subject to the following:

- A. Where sites abut residentially zoned properties, buildings adjacent to perimeter must face inward with their doors oriented to the interior of the site.
- B. The facility shall not be utilized for the manufacture or sale of any commercial commodity or the provision of any service, such as the commercial repair of automobiles, boats, motors, or other items.
- *C. The facility shall not be utilized for the storage of flammable chemical substances.*

5:8.5 Screening

A wall, compact evergreen hedge or other type of evergreen foliage, or a combination of fence and shrubbery at least 6 feet in height when planted or erected shall be provided along the side and rear lot lines where any commercial use is adjacent to a residential district.

5:8.6 Off- Street Parking

Off-street parking shall be provided in accordance with the provisions set forth in Article 6, Section 6:9.

Staff Recommendation: Approval

Ms. Lynn made a motion to approve BZA 2018-01. Ms. Massey seconded the motion. The motion carried with a vote of 6 to 0.

VI. Executive Session – None

VII. Adjourn

There being no other business, Ms. Massey made a motion to adjourn. Ms. Lynn seconded the motion. The motion carried with a vote of 6 to 0. The meeting adjourned at 5:42pm.

Category Number: II. Item Number: A.



AGENDA BOARD OF ZONING APPEALS

<u>3/5/2018</u>

Public Hearing Presentation

ATTACHMENTS:

Description

D Public Hearing Presentation

Upload Date 2/26/2018

Type Cover Memo



APPLICANT: SC Greer Poinsett, LLC
ADDRESS: 1501 W. Poinsett St
PARCEL ID NUMBER: T017010502400
USE SOUGHT: Variance
REQUEST: Setback *

* A request for a 25-foot setback along Ryan's Corp. Way





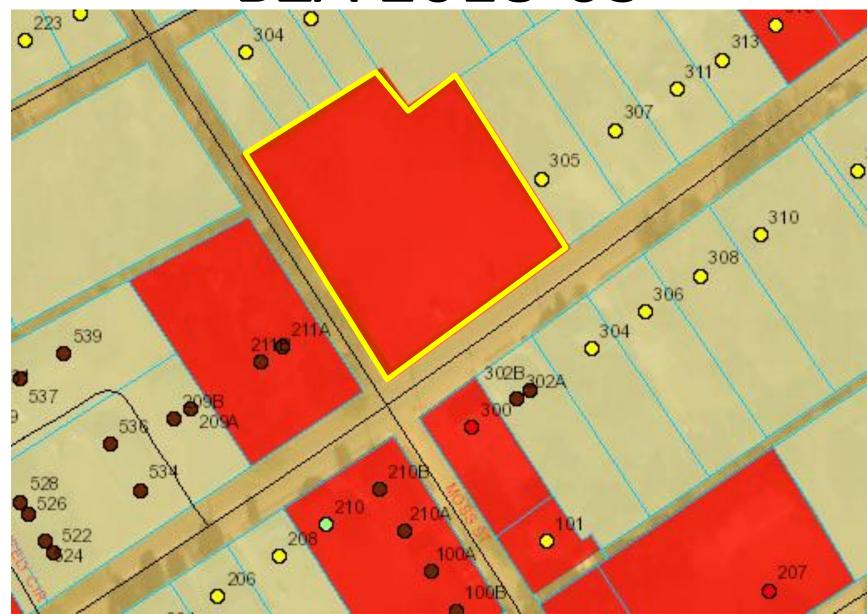




APPLICANT:A.ADDRESS:30PARCEL ID NUMBER:9-USE SOUGHT:USREQUEST:Sp

A. R. Car Lot, Butch Sims 301 Arlington Rd 9-03-13-041.00 Used Car Lot Special Exception *

* Section 5:8.2 Use Permitted by Special Exception in C-2, Commercial









- APPLICANT: Grace Community Church of SC
 ADDRESS: 139 E. Poinsett St
 PARCEL ID NUMBER: G021000101100, G021000101102, G021000101200
 USE SOUGHT: Church
 REQUEST: Special Exception *
- * Section 5:7.3 Use Permitted by Special Exception in C-1, Commercial









APPLICANT: ER Riverside
ADDRESS: 850 E. Suber Rd
PARCEL ID NUMBER: 0535030102729
USE SOUGHT: Variance
REQUEST: Parking*

* Section 6:9.6 Minimum Parking Requirements (Reducing the amount)





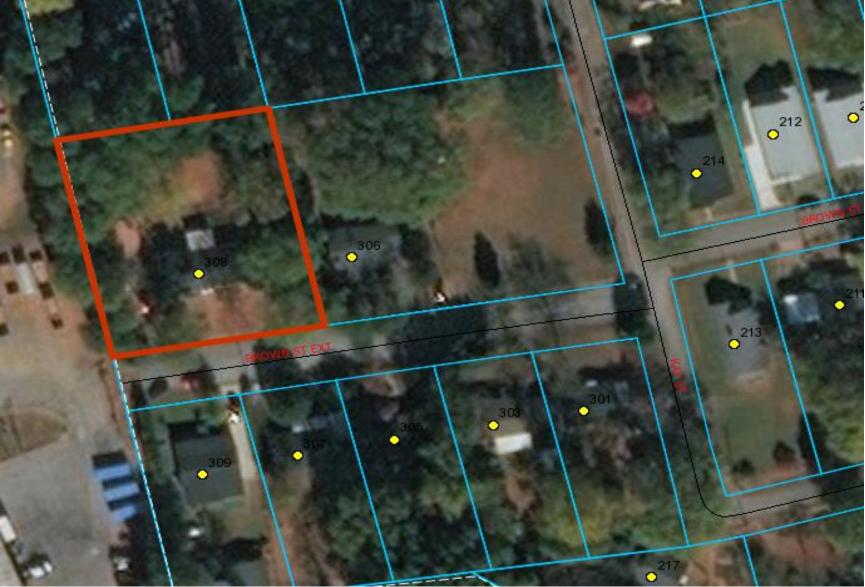


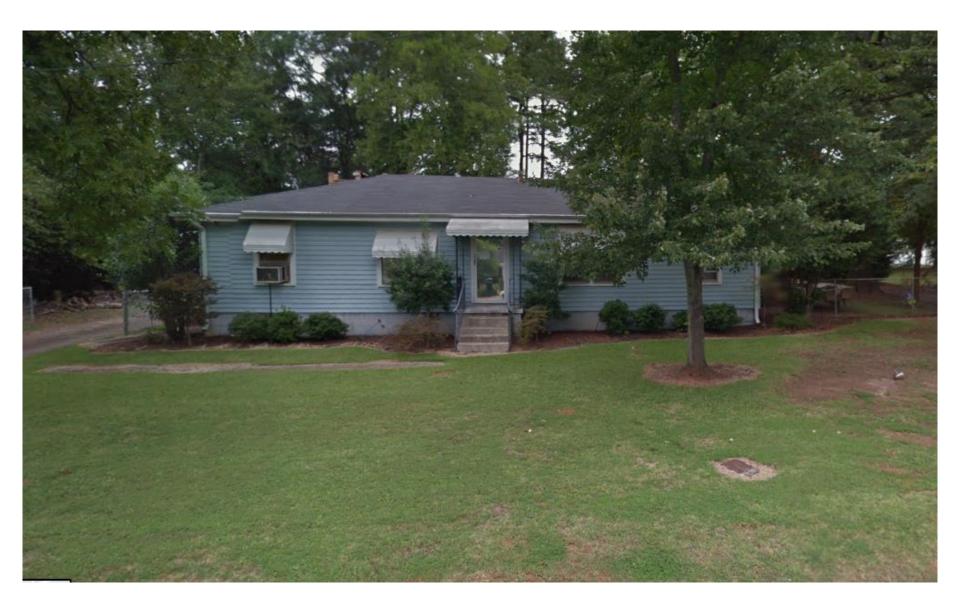


APPLICANT: Nepthali Saldana
ADDRESS: 300 Brown St
PARCEL ID NUMBER: G006000103400
USE SOUGHT: Variance
REQUEST: Setback*

* Section 5:3.3 Minimum Requirements – Residential Lots: requesting a front setback of 12ft from 20ft.









Category Number: III. Item Number: B.



AGENDA BOARD OF ZONING APPEALS

<u>3/5/2018</u>

BZA 2018-02 (Variance)

Applicant:

BZA 2018-02 - Variance - Reduced Setbacks

ATTACHMENTS:

| | Description | Upload Date | Туре |
|---|-------------|-------------|------------|
| D | Application | 2/26/2018 | Cover Memo |
| ۵ | Site plan | 2/26/2018 | Cover Memo |



Board of Zoning Appeals Application

(Variance, Special Exception, Action of Zoning Official)

(All Fees are due at time of submittal. Fees are: <u>\$100</u> for each <u>Residential Request</u> and <u>\$300</u> for each <u>Commercial Request</u>)

The applicant hereby appeals: (Check one)

✓ Variance – Form 1

Special Exception – Form 2

Action of Zoning Official - Form 3

Applicant Information

Name SC Greer Poinsett, LLC Address 550 South Main Street, Suite 300

Greenville, SC 29601

Contact Number (864) 263-5426

Email brogers@realtylinkdev.com

**If not the property owner, an Acting Agent Authorization from will be required at the time of submittal. **

Property Owner Information

 Name
 SC Greer Poinsett, LLC

 Address
 550 South Main Street, Suite 300

 Greenville, SC 29601

 Contact Number
 (864) 263-5426

 Email
 brogers@realtylinkdev.com

Tax Map Number(s) T017010502400

Property Address(s) 1501 West Poinsett Street, Greer SC

Business Name SC Greer Poinsett Retail Development

Complete one of the following attached forms that corresponds with the variance request.

| \mathcal{O} | OFFICE USE ONLY |
|-----------------------|---------------------|
| Received By <u>BB</u> | Date 8 |
| Staff Recommendation | Meeting Date 3-5-18 |
| | |



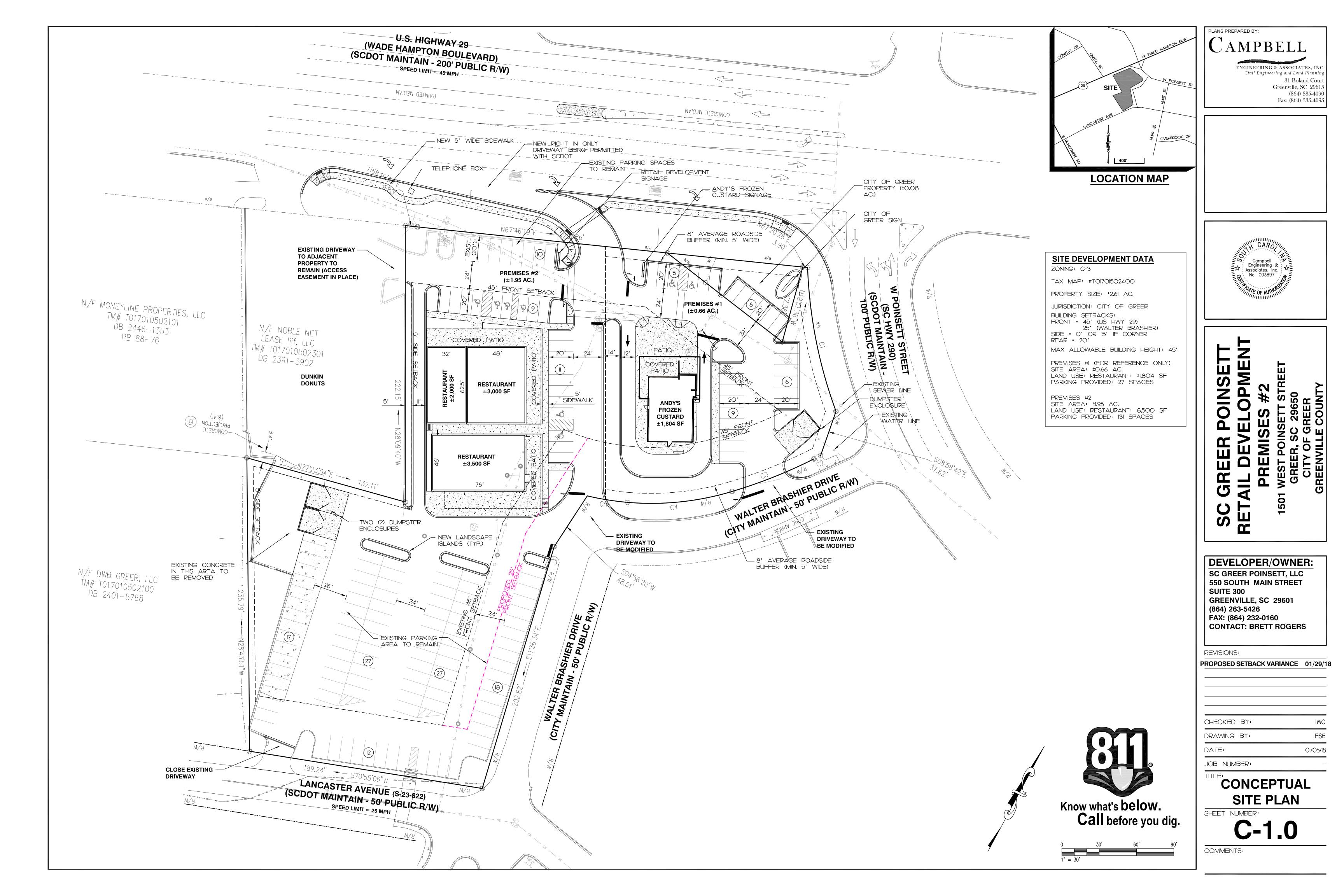
Variance

- 1. Applicant hereby appeals to the Board of Zoning Appeals for a variance from the strict application to the property described in the Notice of Appeal of the following provisions of the Zoning Ordinance in Section(s): 5:9.4-1 Front Setback so that a zoning permit may be issued to allow use of the property in a manner shown on the attached plot plan, described as follows: Utilize 25' front setback along Walter Brashier Drive for which a permit has been denied by a zoning official on the grounds that the proposal would be in violation of the cited section(s) of the Zoning Ordinance.
- 2. The application of the ordinance will result in unnecessary hardship, and the standards for a variance set by State law and the ordinance are met by the following facts.
 - a. There are extraordinary and exceptional conditions pertaining to the particular piece of property as follows: The unusual lot configuration of the property and the alignment of Walter Brashier Drive creates
 an extremely narrow lot width in the area of the covered patio area and 45' setback from the r/w.
 - b. These conditions do not generally apply to other property in the vicinity as shown by: Other properties in the area do not have the issue created by the alignment of Walter Brashier Drive.
 - c. Because of these conditions, the application of the ordinance to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property as follows: Without relief to the current 45' setback the rear building would not be able to constructed to meet the tenant requrements.
 - d. The authorization of the variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance for the following reasons:
 Redeveloping the site in accordance with City of Greer standards should improve the character of the district. The

variance request for setback is along an adjacent public roadway, therefore no adjacent property will be impacted by proposed redevelopment.

Applicant Signature

Date 1/3//18



Category Number: III. Item Number: C.



AGENDA BOARD OF ZONING APPEALS

<u>3/5/2018</u>

BZA 2018-03 (Special Exception)

Applicant:

BZA 2018-03 - Special Exception - Used Car Lot

ATTACHMENTS:

| | Description | Upload Date | Туре |
|---|-------------|-------------|------------|
| D | Application | 2/26/2018 | Cover Memo |



(Variance, Special Exception, Action of Zoning Official)

(All Fees are due at time of submittal. Fees are: <u>\$100</u> for each <u>Residential Request</u> and <u>\$300</u> for each <u>Commercial Request</u>)

The applicant hereby appeals: (Check one)

Variance – Form 1

Special Exception – Form 2

Action of Zoning Official – Form 3

**If not the property owner, an Acting Agent Authorization from will be required at the time of submittal. **

| Applicant Information | Property Owner Information |
|-----------------------------|----------------------------|
| Name Buten Sims | Name |
| Address ION Stoke St | Address SAMC |
| Greer SC 29651 | |
| Contact Number 864 354 3300 | Contact Number |
| Email | Email |
| | |
| | / |

| Tax Map Number(s) _ | 9-1 | 03-13 | - 041 | - 00 | \checkmark |
|-----------------------|-----|-------|-------|------|--------------|
| Property Address(s) _ | 301 | ARLIN | GTON | Rd | |
| Business Name | A.R | - Car | Lot | 6 | |

| | 62 |
|---------------------------------|----------------|
| OFFICE USE ONLY | P |
| Received By | _ Date3018 |
| Staff Recommendation _ Approval | _ Meeting Date |
| 13 | |



Special Exception

or lot

1. Applicant hereby appeals to the Board of Zoning Appeals for a special exception for use of the property described in the Notice of Appeals as: ______

which is a permitted special exception under the district regulation in Section(s) _________ of the Zoning Ordinance.

- 2. Applicant will meet the standards in Section(s) ______ of the Zoning Ordinance which are applicable to the proposed special exception in the following manner:
- 3. Applicant suggests that the following conditions be imposed to meet the standards in the Zoning Ordinance:

Applicant Signature

Date_____

Category Number: III. Item Number: D.



AGENDA BOARD OF ZONING APPEALS

<u>3/5/2018</u>

BZA 2018-04 (Special Exception)

Applicant:

BZA 2018-04 - Special Exception - Church in C-1, Commercial

ATTACHMENTS:

| | Description | Upload Date | , |
|---|-------------|-------------|---|
| D | Application | 2/26/2018 | (|

Type Cover Memo



(Variance, Special Exception, Action of Zoning Official)

(All Fees are due at time of submittal. Fees are: <u>\$100</u> for each <u>Residential Request</u> and <u>\$300</u> for each <u>Commercial Request</u>)

| The applicant hereby appeals: (Check one) | **If not the property owner, an |
|---|--|
| Variance – Form 1 | Acting Agent Authorization from |
| Special Exception – Form 2 | will be required at the time of submittal. ** |
| Action of Zoning Official – Form 3 | |
| Applicant Information Name <u>Grace Community Charliet South</u> Address <u>2801 Palhan Rd</u> Carolma <u>Greenville S.C. 29615</u> Contact Number <u>864.420.2504</u> Email <u>Incondulation Ograce churchscoorg</u> 5/0 Tett Rouddigt | Property Owner Information Name Mutual Home Store of Greer S.C. Address P.O. Box 506 Greer S.C. 29652 Contact Number 864.630.5519 Email |
| Tax Map Number(s) 602 000 101 200 6 | 02100010100 662100010102 |
| Property Address(s) 139/141 E. Pousett | Street Greer, S.C. |
| Business Name Grace Community Chu | the of South Carolina |
| 1 | |

| | OFFICE USE ONLY |
|----------------------|-----------------|
| Received By | Date |
| Staff Recommendation | Meeting Date |
| | |



Special Exception

1. Applicant hereby appeals to the Board of Zoning Appeals for a special exception for use of the property described in the Notice of Appeals as: ____ Church

which is a permitted special exception under the district regulation in Section(s) 5.7.3 of the Zoning Ordinance.

2. Applicant will meet the standards in Section(s) 5.73 of the Zoning Ordinance which are applicable to the proposed special exception in the following manner:

n/A

 Applicant suggests that the following conditions be imposed to meet the standards in the Zoning Ordinance:

NA

Applicant Signature

Date Feb 9 2018

Category Number: III. Item Number: E.



AGENDA BOARD OF ZONING APPEALS

<u>3/5/2018</u>

BZA 2018-05 (Variance)

Applicant:

BZA 2018-05 - Variance - Reduced number of parking spaces.

ATTACHMENTS:

| | Description | Upload Date | Туре |
|---|-------------|-------------|------------|
| D | Application | 2/26/2018 | Cover Memo |
| D | Site Plan | 2/26/2018 | Cover Memo |



(Variance, Special Exception, Action of Zoning Official)

(All Fees are due at time of submittal. Fees are: <u>\$100</u> for each <u>Residential Request</u> and <u>\$300</u> for each <u>Commercial Request</u>)

The applicant hereby appeals: (Check one)

Variance – Form 1

Special Exception – Form 2

Action of Zoning Official – Form 3

**If not the property owner, an Acting Agent Authorization from will be required at the time of submittal. **

| Applicant Information | Property Owner Information |
|-------------------------------------|----------------------------|
| Name ES AVERADO, UC | Name |
| Address 9115 HARAG CORDERS FRANT | Address |
| SOTTE 210, CHARLOTTE, NC 28269 | |
| Contact Number (704) 363-6609 | Contact Number |
| Email CLAMACKO ELELATEN PERCO | Email |
| | |
| | |
| Tax Map Number(s) 05350300 | 2729 |
| Property Address(s) 650 E. 608EP Pu | 240 |
| Business Name AVER DE CREEN | E GHOTTHE CENTER |

| | OFFICE USE ONLY | |
|----------------------|-----------------|----------------|
| Received By | | _ Date |
| Staff Recommendation | | _ Meeting Date |
| | | |



<u>Variance</u>

- 2. The application of the ordinance will result in unnecessary hardship, and the standards for a variance set by State law and the ordinance are met by the following facts.
 - a. There are extraordinary and exceptional conditions pertaining to the particular piece of property as follows: <u>PESTACTED SIZE DOB TO TEROSPHY & DOKE</u> <u>PROVED SIZE DOB TO TEROSPHY & DOKE</u>
 - b. These conditions do not generally apply to other property in the vicinity as shown by:
 - c. Because of these conditions, the application of the ordinance to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property as follows: BUDDELE ADDI WOULD BE LIMITED DEE TO STRE & CHOOSEN STOPE
 - d. The authorization of the variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance for the following reasons: PARAMO FOR GRADUAD FACILITE

12 WAY BE IMPLOTED

Applicant Signature

Date <u>2/9/18</u>



Action of Zoning Official

1. Applicant hereby appeals to the Board of Zoning Appeals from the action of the Zoning Official affecting the property described in the Notice of Appeal on the ground that:

granting an application for a permit to PLERUE BEENENT DEDETTON

FORM 3

denial of an application for a permit to ____

was erroneous and contrary to provisions of the zoning ordinance in Section 69.6

or other action or decision of the Zoning Official was erroneous as follows:

AN OFUS FULL AT THE TE TAN WITH AT PLOULING DID 1 DT

2. Applicant is aggrieved by the action or decision in that:

WE TO SLIE OF THE PROPERTY IT DEGRES TO CORRECT ISOUE WITH THIS BEDUEST

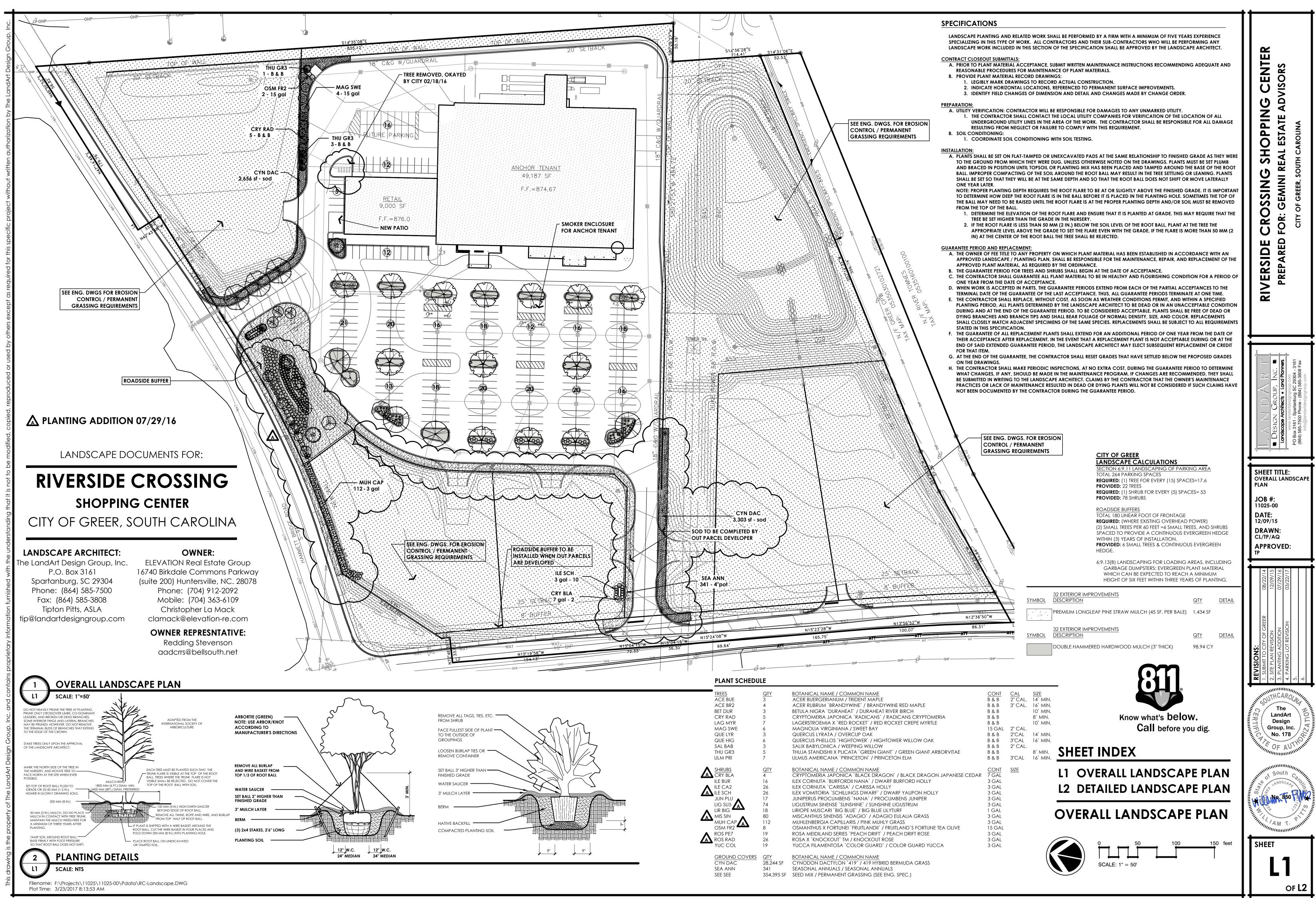
3. Applicant contends that the correct interpretation of the zoning ordinance as applied to the property is:

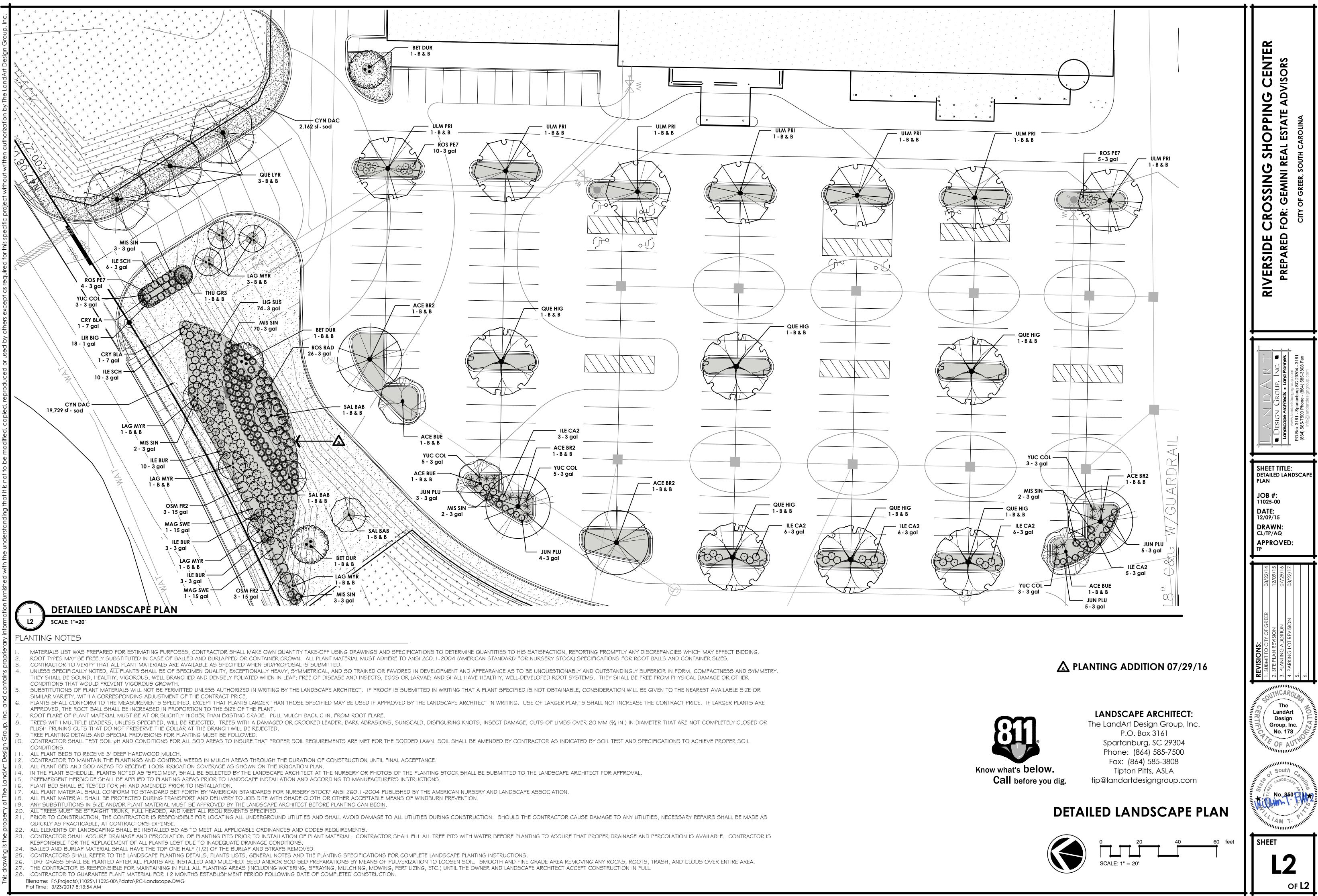
THORAL PLAUNO DES NOT ALA 1D 100 Mo ATE

4. Applicant request the following relief:

-6 REQUITES PERI SF.OP adk Date

Applicant Signature





Category Number: III. Item Number: F.



AGENDA BOARD OF ZONING APPEALS

<u>3/5/2018</u>

BZA 2018-06 (Variance)

Applicant:

BZA 2018-06 - Variance - Reduced Front Setback

ATTACHMENTS:

| | Description | Upload Date | Туре |
|---|-------------|-------------|------------|
| D | Application | 2/26/2018 | Cover Memo |
| D | Site Plan | 2/26/2018 | Cover Memo |



(Variance, Special Exception, Action of Zoning Official)

(All Fees are due at time of submittal. Fees are: \$100 for each Residential Request and \$300 for each Commercial Request)

The applicant hereby appeals: (Check one)

Variance – Form 1

Special Exception – Form 2

Name NEPTHALL

GREER

Address 308

Contact Number

Email

Action of Zoning Official – Form 3

**If not the property owner, an Acting Agent Authorization from will be required at the time of submittal. **

| Applicant Information | Property Owner Information | | |
|-----------------------|-------------------------------|--|--|
| PTHALI SALDANA | Name NEPTHALI SALDANA | | |
| 08 BROWN ST | Address 308 BROWN ST | | |
| ER SC 29650 | GREER SC 29650 | | |
| 1ber 864-567-6628 | Contact Number 864 - 567 6628 | | |
| a | Email | | |
| | | | |

| Tax Map Number(s) 600 | 40001034 | 100 | | | | _ |
|--------------------------------|----------|-------|----|-------|----|---|
| Property Address(s) <u>308</u> | BROWN ST | GREER | SC | 29650 | 10 | |
| Business Name | | | | | | |

| | OFFICE USE ONLY |
|----------------------|-----------------|
| Received By | Date |
| Staff Recommendation | Meeting Date |
| | |



Variance

- 1. Applicant hereby appeals to the Board of Zoning Appeals for a variance from the strict application to the property described in the Notice of Appeal of the following provisions of the Zoning Ordinance in Pursuit Section(s): <u>Jand development regulation atticle 8.3</u>, to take so that a zoning permit may be issued to allow use of the property in a manner shown on the attached plot plan, described as follows: <u>A open carport extending 1544</u>, for the provided of the property in a manner shown on the attached of the property in the property of the propert
- 2. The application of the ordinance will result in unnecessary hardship, and the standards for a variance set by State law and the ordinance are met by the following facts.
 - a. There are extraordinary and exceptional conditions pertaining to the particular piece of property as follows: Please see attached
 - b. These conditions do not generally apply to other property in the vicinity as shown by: (Please see attached)
 - c. Because of these conditions, the application of the ordinance to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property as follows:
 - d. The authorization of the variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance for the following reasons: (Please See attached)

Date 02-12-18

Applicant Signature

Greenville County, SC





Disclaimer: This Map is not a LAND SURVEY and is for reference purposes only. Data contained in this map are prepared for the inventory of Real Property found within this jurisdiction, and are compilied from recorded deeds, plats, and other public records. Users of this map are hereby notified aforementioned public primary information sources should be consulted for verification of the information contained in this map. Greenville County assumes no legal responsibility for the information contained in this map.

Map Scale **1 inch = 40 feet** 2/12/2018