



ZONING BOARD OF ADJUSTMENT

APPLICATION FOR APPEAL

CALENDAR # _____ (FOR OFFICE USE ONLY)

WHEN COMPLETED, MAIL TO:

CITY OF PHILADELPHIA
DEPARTMENT OF LICENSES AND INSPECTIONS
BOARDS ADMINISTRATION
MUNICIPAL SERVICES BUILDING, 11TH FLOOR
1401 JOHN F. KENNEDY BLVD.
PHILADELPHIA, PA 19102

APPLICANT MUST COMPLETE ALL INFORMATION BELOW. PRINT CLEARLY AND PROVIDE FULL DETAILS

LOCATION OF PROPERTY (LEGAL ADDRESS)

4331 Fleming Street

PROPERTY OWNER'S NAME:

Fleming Street Properties LLC

PHONE #:

E-MAIL:

PROPERTY OWNER'S ADDRESS (INCLUDE CITY, STATE, AND ZIP)

16 Carriage House Drive
Holland PA, 18966

A CORPORATION MUST BE REPRESENTED BY AN ATTORNEY LICENSED TO PRACTICE IN PENNSYLVANIA

APPLICANT:

Roger F. Perry, Esq

FIRM/COMPANY:

PHONE #: 215 922 2094

APPLICANT'S ADDRESS (INCLUDE CITY, STATE, AND ZIP)

734 S 4th Street
Philadelphia, PA 19147

E-MAIL: rfentonperry@aol.com

RELATIONSHIP TO OWNER: TENANT/LESEE ATTORNEY DESIGN PROFESSIONAL CONTRACTOR EXPEDITOR OTHER

APPEAL RELATED TO ZONING/USE REGISTRATION PERMIT APPLICATION # 606194

IF A VARIANCE IS REQUESTED, PLEASE PROVIDE AN EXPLANATION OF EACH OF THE FOLLOWING CRITERIA AS REQUIRED FOR THE GRANTING OF A VARIANCE:

Does compliance with the requirements of the zoning code cause an unnecessary hardship due to the size, shape, contours or physical dimensions of your property? Did any action on your part cause or create the special conditions or circumstances? Explain.

With new construction the expectation is to include off street parking which in this instance should not remove any parking space from street.

Will the variance you seek represent the least modification possible of the code provision to provide relief from the requirements of the zoning code? Explain.

Yes

Will the variance you seek increase congestion in public streets or in any way endanger the public? Explain.

No, infact will remove car from street parking.

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Will the variance you seek substantially or permanently harm your neighbors' use of their properties or impair an adequate supply of light and air to those properties? Explain.

No, there will be no effect on adjoining sites.

Will the variance you see substantially increase traffic congestion in public streets or place undue burden on water, sewer, school park or other public facilities? Explain.

No, in fact will remove one car from street parking.

Will the variance you seek create environmental damage, pollution, erosion, or siltation or increase the danger of flooding? Explain.

No

REASONS FOR APPEAL:

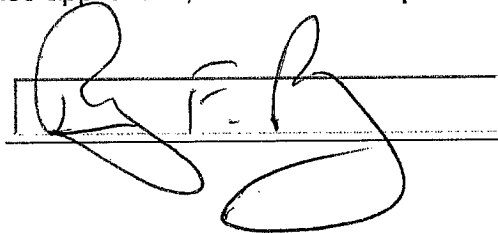
This is new construction and expectation in sales of new homes is to provide off street parking which will not impact on street parking, freeing up one space on street.

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SECRETARY

I hereby certify that the statements contained herein are true and correct to the best of my knowledge and belief. I understand that if I knowingly make any false statements herein I am subject to possible revocation of any licenses issued as result of my false application, and such other penalties as may be prescribed by law.

Applicant's Signature:



Date:

06
MONTH

12
DATE

2015
YEAR

| | | | |
|---|---|--|-------------------------|
| NOTICE OF: <input checked="" type="checkbox"/> REFUSAL <input type="checkbox"/> REFERRAL | CITY OF PHILADELPHIA DEPARTMENT OF LICENSES & INSPECTIONS Municipal Services Building, Concourse Level 1401 John F. Kennedy Boulevard Philadelphia, PA 19102 | DATE OF REFUSAL 6/1/2015 | APPLICATION # 606194 |
| | | ZONING DISTRICT(S) RSA-5 RESIDENTIAL DISTRICT | |

ADDRESS/LOCATION: 4331 FLEMING STREET, PHILADELPHIA, PA

APPLICANT: RUSTIN OHLER ADDRESS: 631 N 12TH ST, PHILADELPHIA, PA 19123

APPLICATION FOR THE ERECTION OF AN ATTACHED STRUCTURE (NTE 38' HIGH) FOR A SINGLE FAMILY HOUSEHOLD LIVING WITH ONE (1) ACCESSORY PARKING GARAGE FOR ONE (1) CAR (ACCESSED BY A FRONT STREET) AT FIRST FLOOR.

SIZE AND LOCATION AS SHOWN IN THE APPLICATION.

PERMIT FOR THE ABOVE LOCATION CANNOT BE ISSUED BECAUSE IT IS NOT IN COMPLIANCE WITH THE FOLLOWING PROVISIONS OF THE PHILADELPHIA CODE. (CODES CAN BE ACCESSED ON LINE AT WWW.PHILA.GOV)

| | |
|---|--|
| <u>CODE REFER</u> SECTION 14-803(1)(C) | <u>THE PROPOSED USE IS REFUSED FOR THE FOLLOWING:</u> ACCESSORY PARKING FOR ANY SINGLE FAMILY USE IN AN ATTACHED BUILDING IN THE RSA-5 ZONING DISTRICT SHALL BE PROHIBITED ACCESSED FROM A FRONT STREET |
|---|--|

ONE(1) USE REFUSAL
 FEE TO FILE APPEAL: \$125

Cc:

FLEMING STREET PROPERTIES
 16 CARRIAGE HOUSE DRIVE
 HOLLAND, PA 18966

Cheli Dahal

 CHELI DAHAL
 PLANS EXAMINER

 6/1/2015
 DATE

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NOTICE TO APPLICANT:

AN APPEAL FROM THIS DECISION MUST BE MADE TO THE ZONING BOARD OF ADJUSTMENT, MUNICIPAL SERVICES BUILDING, 11TH FLOOR, 1401 JFK BOULEVARD, PHILADELPHIA, PA 19102, WITHIN THIRTY (30) DAYS OF DATE OF REFUSAL.

PRIOR TO THE HEARING BEFORE THE ZONING BOARD OF ADJUSTMENT, YOU ARE REQUIRED TO MEET WITH THE REGISTERED COMMUNITY ORGANIZATION (R.C.O.) FOR ALL REFUSALS AND SPECIAL EXCEPTIONS. FOR A LIST OF THE REGISTERED COMMUNITY GROUPS AND CONTACT INFORMATION, VISIT: http://www.phila.gov/cityplanning/projectreviews/pdf/list_of_rcos.pdf