

BOARD OF ZONING APPEALS CASE SUMMARY FOR VARIANCE REQUEST

1409 Huger Street

January 10, 2017 at 10:00 A.M. City Council Chambers, 1737 Main Street, 3rd Floor Columbia, South Carolina

Case Number: 2016-0087-V

Subject Property: 1409 Huger Street (TMS# 09009-13-01 and 08912-13-01(p))

Zoning District: C-3, -DD (General Commercial District within the Design Development Overlay

District)

Applicant: Robert Thomas, Southeastern

Property Owner: South Carolina Electric & Gas Company (SCE&G)

Council District: 2

Summary Prepared: December 21, 2016

Requested Action: Applicable Sections of Zoning Ordinance: Variance to the maximum height requirement of the C-3 district

§17-275 Maximum height of 50 feet allowed within the C-3 district

§17-275(c) Buildings between the height of 50 and 75 feet may be allowed provided

there is an increase of one foot in side front, and rear yards over the

minimum requirements for each additional three feet in height

§17-112 Standard criteria for variances

Case History: 12/06/16 1409 Huger Street rezoned from M-2, -DD to C-3,-DD, on second

reading approval.

Staff Comments:

The applicant is requesting a variance to the C-3 height requirement in order to construct a new +/- 260,500 sq. ft., six-story, mixed-use building. A maximum height of 50' is normally allowed, however buildings between the height of 50' and 75' may be allowed provided there are proper increases to the side, front, and rear yards. The applicant is proposing a maximum height 85' instead.

Per the plans submitted by the applicant, the proposed building will meet the applicable increases to the side, front, and rear yards that are required for an increase in height.

This proposed six-story mixed-use building will include five-stories of 192 apartment units over a \pm 42,500 sq. ft. grocery store and \pm 7,500 sq. ft. of accessory residential use, with a 4.5-story connected parking structure.

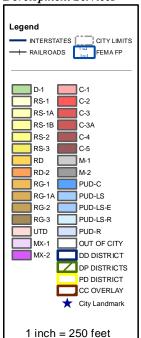
It should also be noted as this project is within the –DD Overlay District, this proposed mixed-use development is subject to site plan and design review by the Design/Development Review Commission (D/DRC); the hearing is scheduled for the January 12th, 2017 meeting of the D/DRC.

An associated application for a special exception to allow a drive-through facility (2016-0088-SE) is also before you today.

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Persons expressing support All documents are attached									tlined be	elow to	o staff
None.											



Department of Planning & Development Services

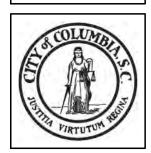


ORIGINAL PREPARATION/DATE: This map was prepared by:

Tabitha Proffitt for January 10, 2017 BoZA meeting

DISCLAIMER:

The City of Columbia Department of Planning and Development Services data represented on this map or plan is the product of compilation, as produced by others. It is provided for informational purposes only and the City of Columbia makes no representation as to its accuracy. Its use without field verification is at the sole risk of the user.











CITY OF COLUMBIA BOARD OF ZONING APPEALS APPLICATION for VARIANCE



OFFICE USE ONLY:	
Date Received 2 14 110	By
Case Number 201(b - 00 81 - V	Fee (CODE 05) \$ INVOICE # 00121263

VERY IMPORTANT – PLEASE READ THIS SECTION THOROUGHLY
APPLICATION MUST BE SUBMITTED AND COMPLETE BY 12:00 NOON ON DEADLINE DATE!

City staff cannot place this application upon the agenda of the Board of Zoning Appeals unless the applicant performs the following tasks prior to the deadline date:

- 1. Answer <u>all</u> questions upon this application.
- 2. Sign and date this application.
- 3. Include a site plan drawn to scale, showing the shape and dimensions of the lot; the location and size of existing and/or proposed structures, if any; the location and size of required parking spaces, if any; and the location of required landscaping and bufferyards, if any.

In addition, City staff recommends that you:

- 1. **Provide photographs** of the subject property and contiguous property.
- 2. Contact the neighborhood association and the property owners of contiguous property and inform each of your application. Opinions of these persons are best communicated to the Board in writing.
- 3. Attach additional paper if you feel that any portion of this application does not provide enough space.

THE APPLICANT MUST BE PRESENT AT THE PUBLIC HEARING!

THE BOARD OF ZONING APPEALS CONDUCTS PUBLIC HEARINGS ON THE SECOND TUESDAY OF EACH MONTH AT CITY HALL, CITY COUNCIL CHAMBERS, THIRD FLOOR 1737 MAIN STREET (Southwest Corner of Main and Laurel Streets) COLUMBIA, SOUTH CAROLINA, 29201

Location/Subject Property: 1409 Huger Street
Tax Map Number (Sheet, Block, and Lot(s)): TMS 09009-13-01/TMS 08912-13-A PORTION OF 01
Zoning District: C-3 -DD
Describe your proposal in detail: Please see attached sheets.
Describe your proposar in detail. Trease see attached sheets.
The Zoning Ordinance classifies this use as a (include SIC Code Number): 541 (GROCERY),
5812 (EATING PLACES), 549 (MISC. RETAIL TRADE) & 881.2 DWELLINGS - MULTI-FAMILY
Area Attributed to Your Proposal (in square feet): 5.88 ACRES (256,133 SF)
Are other uses located upon the subject property? (if YES, list each use and the square feet attributed to each use): 42,500 SF Grocery, 7,500 accessory residential use, 3,300 SF free-standing retail/2,200 SF Eating Place,
210,500 sf of Multi-Family apartments
Total Number of Parking Spaces Upon the Subject Property: 532 spaces

This	proposal does not conform to the Zoning Ordi	
	Zoning Ordinance Section & Requirement	Proposed Instead
	ec. 17-275 Table 2: Max. height: 50' base/75'	85'; DD 3.6 page 3-13
2.		
3.		
4.		
Conin	e demonstrate how you satisfy the following CR g Ordinance). Please note that the members of the things, as they evaluate your application:	RITERIA FOR VARIANCE (see §17-112 (3) b. of the see Board of Zoning Appeals will use your answers, among
	Extraordinary and exceptional conditions per Please see attached sh	rtain to the subject property:
) /*	The conditions noted above do not generally ap Please see attached s	pply to other property in the area:
	Because of the conditions noted above, the requ	irements of the Zoning Ordinance effectively prohibit or
	unreasonably restrict the use of the property:	
	Please see attached sh	eets.
·•	Approval of the variance would not be of subsigood, and the character of the district would Please see attached sho	tantial detriment to adjacent property or to the public not be harmed: eets.
ectio	n 17-112 (3) b.6. asks, "Is the variance the minimum Please see attached sho	um necessary?"
nd §	17-112 (2) b.7. asks, "Is your proposal in harmony	with the purpose and intent of the Zoning Ordinance,
Ť	and will it not be injurious to the neighborhood of Please see attached she	or otherwise detrimental to the public welfare?"
lame ddres lity, S Office cellula o you elatio	r Telephone Number: check email at least once per day? (X) Y () N enship to Property Owner: () Same; () Agent of property owner; () Contract purchaser;	O, SUITE 370 Home Telephone Number: Fax Number:
y sign	the burden of proving conformance with the crite. The proposed use and construction complies or v. Columbia Zoning Ordinance; The Board of Zoning Appeals will render a written possible following the public hearing; and Any time frames related to an appeal of a decision date that the written final decision is signed by the	rstand all that it includes; eals will carefully review and consider this application, eria for grant of variance rests with me; will comply with all other requirements of the City of en final decision regarding my application as soon as on of the Board of Zoning Appeals shall start from the

BOARD OF ZONING APPEALS – APPLICATION FOR VARIANCE

1409 Huger Street, Columbia, SC December 14, 2016

Describe your proposal in detail:

The proposed mixed use center includes a 42,500 sf grocery, 192 multifamily units with 7,500 sf residential (storefront) accessory use, surface and structured parking and a free standing retail building. Proposed parking would accommodate an eating place of approximately 2,200 sf of the 5,500 sf building. A variance is requested for the height of the main building from 75' to 85'.

CRITERIA FOR VARIANCE

1. Extraordinary and exceptional conditions pertain to the subject property:

Certain aspects of the development potential of the site are significantly reduced by VCC remediation limits on excavation and the number and location of utility easements; a unique hardship not likely to be found on other sites. This physically reduces the developable area of the site and the ability to manipulate grades to lower the height of the proposed building. A height variance is requested to offset these hardships and help achieve the development potential envisioned in the Design Development overlay.

- 2. The conditions noted above **do not generally apply to other property** in the area:

 The number, location and size of SCE&G easements are directly related to the proximity to the Williams Street sub-station and SCE&G ownership of the site. A 72" storm interceptor bisects the site. The VCC remediation and subsequent limitations are related to historic use. This combination of restrictions does not exist for other properties.
- 3. Because of the conditions noted above, the requirements of the Zoning Ordinance effectively prohibit or unreasonably restrict the use of the property:

 Building location and area (footprint) are restricted by existing utility easements. VCC remediation prohibits excavation which could otherwise offset the reduced buildable area. To achieve the "density, urban scale and character desired for City Center" (DD5.3.1), a

height variance is requested.

4. Approval of the variance would not be of substantial detriment to adjacent property or to the public good, and the character of the district would not be harmed:

The proposed development adheres to the design intent specified in the DD overlay to the fullest extent possible under the site restrictions. The proposed scale and mass is similar to the ATT/AFLAC building at 1600 Huger St, which is 6 and 7 stories of 12' height or approximately 84'.

Section 17-112 (3) b.6. asks, "Is the variance the minimum necessary?"

Yes

And §17-112 (2) b.7. asks, "Is your proposal in harmony with the **purpose and intent of the Zoning Ordinance**, and will it not be injurious to the neighborhood or otherwise detrimental to the public welfare?"

The proposed development plan provides a significant contribution to the pedestrian and urban context of Huger Street by creating a destination with storefront retail and commercial use, generous sidewalks, street trees, public green space and outdoor patios along the street frontage. The gateway edge of City Center is enhanced by the visibility and wayfinding aspects of the proposed building.



12.13.2016

LETTER OF AGENCY

DAT	E:
TO:	ZONING ADMINISTRATOR, CITY OF COLUMBIA
I, the or I a prope	undersigned PROPERTY OWNER below, do hereby attest that I am the person that holds, am authorized to act on behalf of the party that holds, fee simple interest in the following erty:
COM	MON STREET ADDRESS(ES): 1409 HUGER STREET
also	known by TAX MAP NUMBER(S): TMS 09009-13-01/TMS 08912-13-APORTION OF 01 .
for th public	er, I hereby authorize the person listed as AUTHORIZED AGENT below to act on my behalf e purpose of submitting documents, amending documents, meeting with staff, attending meetings and hearings, and as otherwise may be necessary and proper to fulfill the red steps to request (CHECK ALL THAT APPLY):
×	a variance from the Board of Zoning Appeals;
M	a special exception from the Board of Zoning Appeals;
۵	an appeal of the decision of the Zoning Administrator from the Board of Zoning Appeals;
۵	a change to the Zoning Maps of the City of Columbia from City Council, rezoning the property listed above from to;
	site plan review by the Planning Commission;
	a minor subdivision; and/or
	other (describe)
PRINT Street City, S	ATURE OF PROPERTY OWNER: 139: Ray w 2 DATE: 12-14-16 Name of Property Owner: 100 SCANA PKWY State, ZIP of Property Owner: CAYCE, SC 29023-3701 hone Number of Property Owner: 803.217.9289
SIGN/ PRINT	TURE OF WITNESS: Thursday DATE: 12/14/16 Name of Witness to Signature of Property Owner: Unnifer Johnson
PRINT Comp Street City, S	ATURE OF AUTHORIZED AGENT:







LOOKING WEST FROM THE NORTHWEST CORNER



LOOKING NORTH FROM THE NORTHWEST CORNER



LOOKING SOUTH FROM THE MIDDLE OF HAMPTON ST.

LOOKING EAST FROM THE NORTHEAST CORNER





LOOKING NORTH FROM THE NORTHEAST CORNER









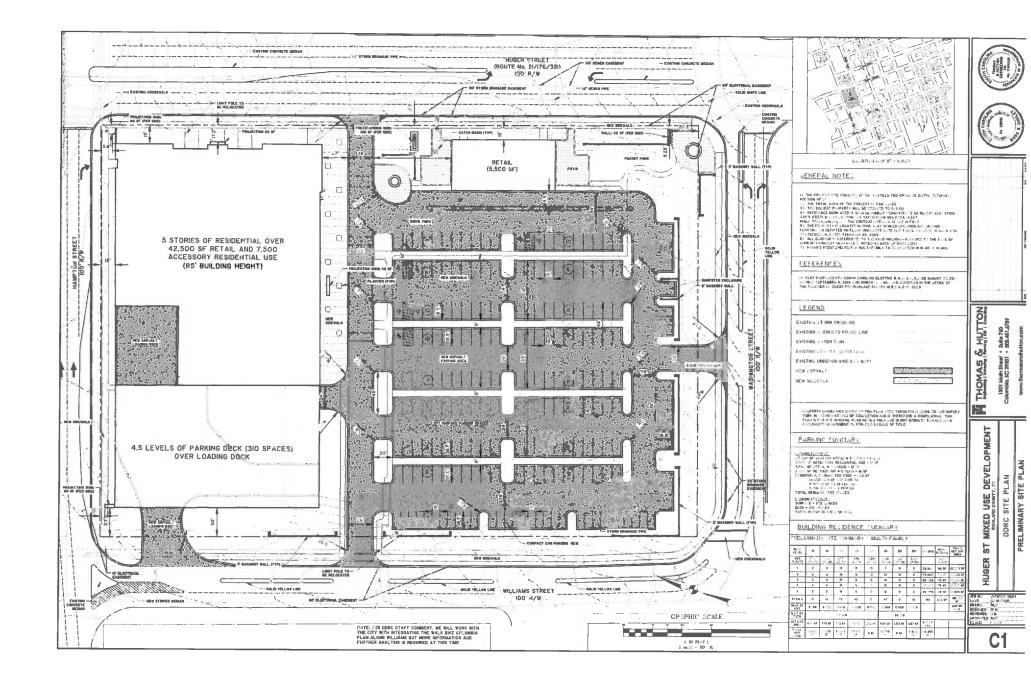


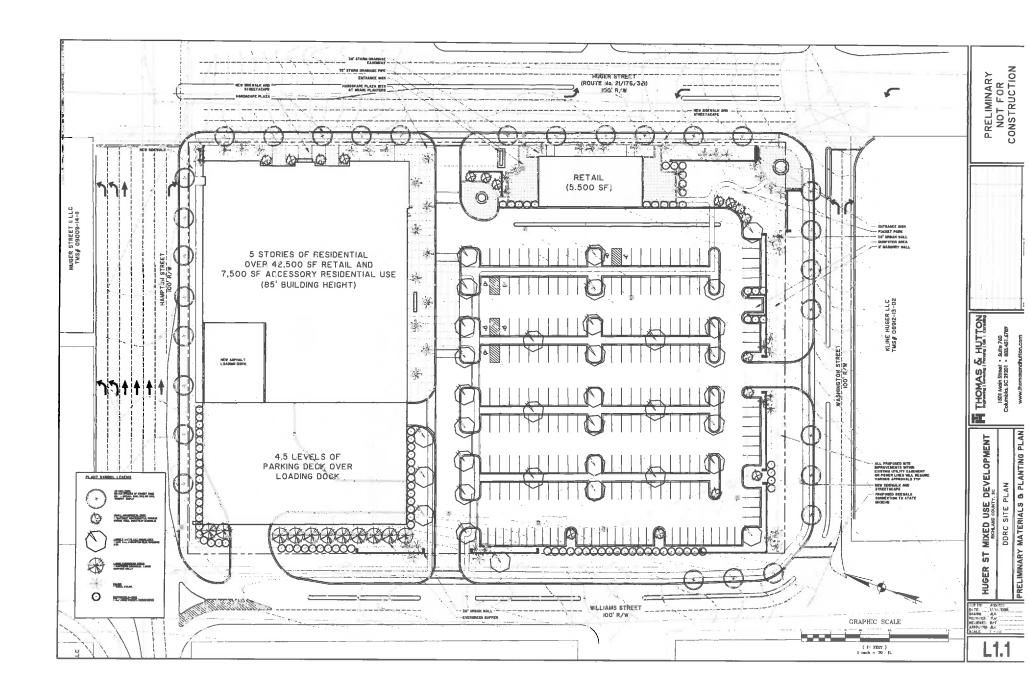




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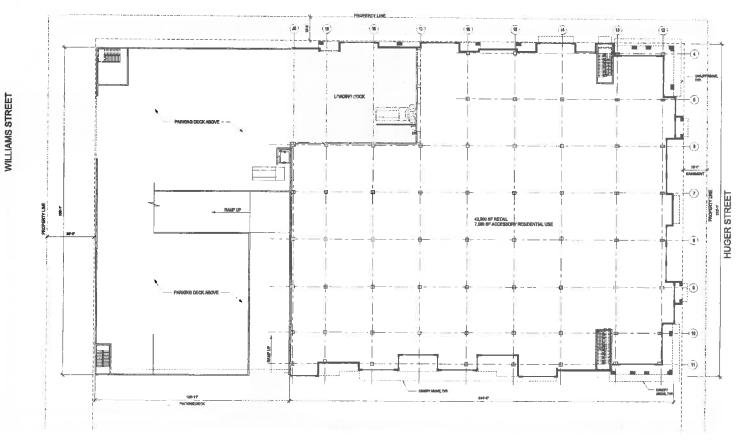




16-101

A0.01

HAMPTON STREET







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FLOOR PLAN -TYPICAL LEVEL

BZA SUBMITTAL | Bidg_Lered | SI | All | All | All | All | All | Bid DECEMBER 14, 2016 CK MEL R.C.

HUGER MIXED USE
SITE SUMMARY - MULTI-FAMILY
Sonboaten Development
12/13/2016
16-101

16-101

A0.02

342'-1"

1 LEVEL 2 - FLOOR PLAN (LEVELS 3 - 6 SIMILAR) SOME: 1/10"=1/10"



GRAPHIC SCALE
0 12 24 36

CONCEPTUAL ELEVATION - HAMPTON STREET (NORTH ELEVATION) 3/32" = 1'-0"

-(1

DEPARTMENT OF STREET

AVERAGE GRADE

MIL RALING

MIL R



CONCEPTUAL ELEVATION - HUGER STREET (EAST ELEVATION)

3/32" = 1'-0"



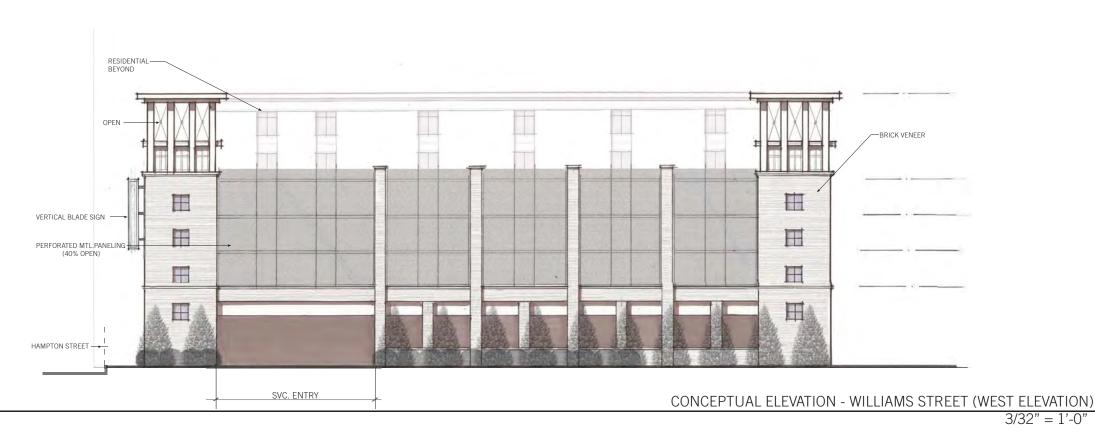




GRAPHIC SCALE

CONCEPTUAL ELEVATION - SOUTH ELEVATION 3/32" = 1'-0"

(3)



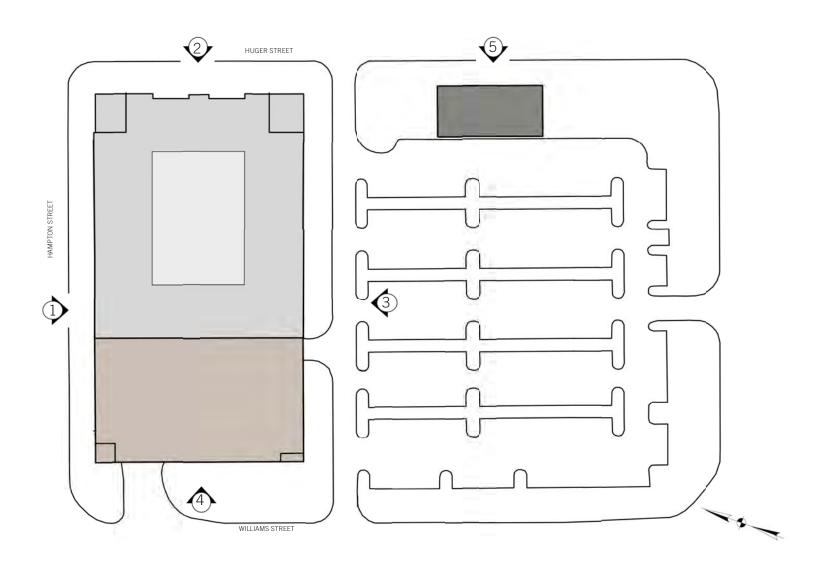






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3/32" = 1'-0"



BRICK VENEER

















