

MEMORANDUM

TO: John DeFalco, ZBA Chairperson
ZBA Members

FROM: Michelle Kulikowski, AICP
Planner I

DATE: July 26, 2006

SUBJECT: ZBA 06-13: 501 N. Garfield

The petitioner of the above noted case is requesting a continuance to the August 23, 2006 meeting so that the petition can be readvertised to include an additional variation request. The request is for a variation from Section 155.205(A)(1)(e)(2) to allow a solid fence within a clear line of sight area.

The petitioner's original request was to increase the maximum allowable fence height in a corner side yard from 4 feet to 6 feet. As you are aware, the petitioner has already installed the fence, and the portion of the fence installed along the driveway does not meet the 75% open construction requirement for fences within a clear line of sight area. Staff has notified the petitioner about the portion of the fence that is not in compliance and noted that he must either correct the portion of the fence that is not in compliance with the open construction requirements, or apply for a second variation. The petitioner has chosen to apply for a second variation to allow a solid fence within a clear line of sight area.