



City of Smyrna

City of Smyrna
A. Max Bacon City Hall /
Council Chambers
2800 King Street
Smyrna, GA 30080
770-434-6600
www.smyrnacity.com

Legislation Details (With Text)

File #: V18-002 **Version:** 1 **Name:** V18-002 - 3438 Creatwood Trail
Type: Variance Request **Status:** Passed
File created: 1/8/2018 **In control:** License and Variance Board
On agenda: 1/10/2018 **Final action:** 1/10/2018
Title: Public Hearing - Variance Request - V18-002 - Allow increase in fence height from four feet to six feet in front yard on corner lot - Land Lot 670 - 0.26 acres - 3438 Creatwood Trail - Lloyd and Allison Fisher

Sponsors:

Indexes:

Code sections:

Attachments: 1. VarMemoV18-002.pdf, 2. APPLICATION.pdf

Date	Ver.	Action By	Action	Result
1/10/2018	1	License and Variance Board	Approved with Condition(s)	Pass

WARD: 6

COMMITTEE: Community Development

\$ IMPACT: N/A

Public Hearing - Variance Request - V18-002 - Allow increase in fence height from four feet to six feet in front yard on corner lot - Land Lot 670 - 0.26 acres - 3438 Creatwood Trail - Lloyd and Allison Fisher

The applicant is requesting a variance to increase the allowable fence height in a front yard from four feet to six feet at 3438 Creatwood Trail. The maximum height for a fence in the front yard is required based upon the standards associated with Section 501.10 of the Zoning Code. The subject parcel is a corner lot with frontage on Walker Street and Mathews Street, thus creating two front yards.

BACKGROUND: None.

RECOMMENDATION/REQUESTED ACTION: The applicant is requesting to deviate from the City's maximum allowable fence height in the front yard (Section 501.10 of the Zoning Ordinance) at 3438 Creatwood Trail. According to Section 1403 of the Zoning Ordinance, variances must be reviewed under the following standards: (1) Whether there are unique and extraordinary circumstances applying to the property; (2) Whether any alleged hardship is self-created by any person having an interest in the property; (3) Whether strict application of the relevant provisions of the code would deprive the applicant of reasonable use of the property; and (4) Whether the variance proposed is the minimum variance needed. Community Development has reviewed the request against the variance review standards and found it to be in compliance. Community Development does believe there are sufficient privacy and security concerns that justify approval of the request. Finally, several variances have been granted for similar requests throughout the City. At the time of this report Community Development has not received any opposition regarding the request. Therefore, Staff recommends **approval** of the requested variance.

REQUESTED ACTION: The License and Variance Board hold a public hearing per Section 1400 of the Smyrna Code.