

## BOARD MEMBERS

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**JAMES W. RIBBRON**

Director

## BOARD OF ZONING APPEALS STAFF:

THOMINA DAVIDSON  
APRIL PUROFOY  
DEJA SAMMONS

## REGULAR MEETING OF **MAY 15, 2023**

Pursuant to the City of Detroit Health Department Emergency Epidemic Order in Response to the COVID-19 Pandemic Per MCL 333.2453, Declaration of Continued Emergency Due to COVID-19, to Extend Remote Public Access to Open Meetings and Prohibit Gatherings at Meetings that Risk the Personal Health and Safety of Members of the Public and Public Bodies, effective from January 1, 2022 to March 31, 2022, the City of Detroit, Board of Zoning Appeals (BZA) will be:

**IN-PERSON IN THE ERMA L. HENDERSON AUDITORIUM ON THE 13<sup>TH</sup> FLOOR, OF THE COLEMAN A. YOUNG MUNICIPAL CENTER, 2 WOODWARD AVE., DETROIT, MI 48226**

**VIRTUAL ATTENDANCE IS STRONGLY ENCOURAGED.**

As pursuant to public health guidelines, the meeting room will be subject to space limitations, and there are NO additional opportunities for public viewing within the building. For the safety of attendees and participants, it is recommended that the public participate by means of one of the methods listed below:

1. In person. Please be advised due to COVID restrictions the space is limited to 15 people. Petitioners will be given first preference. Once the limit is reached you will not be allowed to enter the building.
2. The Board of Zoning Appeals Hearings may be viewed in the following manner.

Join Zoom Meeting

<https://cityofdetroit.zoom.us/j/84422726457>

Meeting ID: 844 2272 6457

Dial by your location

- +1 267 831 0333 US (Philadelphia)
- +1 301 715 8592 US (Washington DC)
- +1 312 626 6799 US (Chicago)
- +1 213 338 8477 US (Los Angeles)
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)

### **PUBLIC COMMENT ZOOM / IN-PERSON MEETINGS:**

#### **Public Comment Zoom:**

1. Telephone participants: Raise your hand by pressing \*9
2. Web participants: Raise your hand by clicking **raise hand** in the application or pressing
  - a. Windows computer = [ALT] + [Y]
  - b. Apple computers = [OPTION] + [Y]

#### **Public Comment In-Person:**

- You will be called on in the order in which your hand is raised, a public comment sign-in card will be issued.
- All time limits set by the meeting Chair will still be enforced
- Any hands raised after the Chair ends submission of public comments, will not be able to speak at the meeting

All interested persons are invited to be present and be heard as to their views. Persons making oral presentations are encouraged to submit written copies to the BZA Office **IN ADVANCE OF THE HEARING:**

<https://app.smartsheet.com/b/form/f8a9187464f4464689094092a1952bc8>

(You can also email the department at the link below for the smartsheet link)  
via smartsheet, or email to [BOARDOFZONING@DETROITMI.GOV](mailto:BOARDOFZONING@DETROITMI.GOV) for the record.

**PLEASE SEE THE LINK BELOW TO REVIEW THE BOARD OF ZONING APPEALS CALENDARS:**

<https://detroitmi.gov/government/boards/board-zoning-appeals/board-zoning-appeals-meetings>

**DOCKET**

**I. OPENING:**

- A. CALL TO ORDER.....9:00 A.M.**
- B. ROLL CALL**

**II. PROCEDURAL MATTERS:**

**III. MINUTES:**

- A. APPROVAL OF MINUTES: May 8, 2023**

**IV. COMMUNICATIONS:**

**V. MISCELLANEOUS BUSINESS:**

**VI. PUBLIC HEARING**

9:15 a.m. **CASE NO.:** 16-23

**APPLICANT:** CAROLYN PATRICK WANZO

**LOCATION:** 23466 Grand River, between Grayfield and Codding in an B4 General Business District City Council #1

**LEGAL DESCRIPTION OF PROPERTY:** N GRAND RIVER 6 W 25 FT 5 SUPERVISORS STATE SUB L58 P69 PLATS, W C R 22/532 75 X 143.52

**PROPOSAL:** Carolyn Patrick Wanzo appeals the decision of the Buildings Safety and Engineering and Environmental Department (BSEED Case PIN: 22007784) which **DENIED** the Establishment of a Marijuana Retail/Provisioning Facility at 23466 Grand River in a B4 General Business District. This case is appealed because the Board of Zoning Appeals shall hear and decide appeals from and review any order, requirement, decision, or determination that is made by an administrative official in the administration of this Zoning Ordinance, or any decision made by the Buildings and Safety Engineering Department involving Conditional Uses, Regulated Uses, or Controlled Uses, or any denial of a site plan by the Planning and Development Department; the review has determined that the proposed Marijuana Retail/Provisioning facility is located within approximately 446 radial feet from Rogell Park located at 18601 Berg Rd. Marijuana facilities cannot exist within 1,000 feet of a Drug Free Zone. **(Sections 50-4-101 Jurisdiction Over Appeals of Administrative Decisions and 50-3-281- General Approval Criteria).**

With advance notice of seven calendar days, the City of Detroit will provide interpreter services at public meetings, including language translation and reasonable ADA accommodations. Please contact the Civil Rights, Inclusion and Opportunity Department at **(313) 224-4950**, through the TTY number 711, or email at [crio@detroitmi.gov](mailto:crio@detroitmi.gov) to schedule these services.

**\*This Meeting is open to all members of the public under Michigan’s Open Meetings Act\***

MAY 15, 2023  
DOCKET CONTINUED

9:30 a.m. **CASE NO.:** 17-23 aka BSEED SLU2022-00003  
**APPLICANT:** STONEFIELD ENGINEERING AND DESIGN  
**LOCATION:** 1931 & 1935 25<sup>TH</sup> Street, between Vernor and Toledo in a R2 zone (Two Family Residential District). City Council #6  
**LEGAL DESCRIPTION OF PROPERTY:** Property exempt from Ad Valorem taxes and assessed on the Special Act Roll pursuant to PA 261 of 2003 expiring 12/30/2021. W 25<sup>th</sup> E 95 FT OF S 30 FT 41 SCOTTEN, LOVETT & DAVIS SUB L2 P19 PLATS, WCR 12/289 30X95 & W W 54 FT OF S 30 FT 41 SCOTTEN, LOVETT & DAVIS SUB L2 P19 PATS, WCR 12/289 30X54 (PIN 12009633 & 12009634)  
**PROPOSAL:** Stonefield Engineering and Design appeals the decision of the Buildings Safety and Engineering and Environmental Department SLU2023-00003 which DENIED permission to develop a 13-space accessory parking lot on existing vacant land to serve an adjacent multi family dwelling at 512 W. Grand Blvd within an R2 Two-Family Residential District. The Board of Zoning Appeals shall hear and decide appeals from and review any order, requirement, decision, or determination that is made by an administrative official in the administration of this Zoning Ordinance, or any decision made by the Buildings and Safety Engineering Department involving Conditional Uses, Regulated Uses, or Controlled Uses, or any denial of a site plan by the Planning and Development Department; At the time of the inspection, there were numerous piles of dirt, concrete and asphalt on the site. The applicant does not have the correct screening to shield the residential neighborhood, thus could pose an adverse public health, noise, and safety hazard for residents. (Sections 50-4-101 Jurisdiction Over Appeals of Administrative Decisions and 50-3-171 thru 50-3-281- General Approval Criteria.) AP

10:00 a.m. **CASE NO.:** 94-19 aka BSEED 147-17  
**APPLICANT:** Mike Semma  
**LOCATION:** 13777 Plymouth between Freeland and Schaefer in a M4 Zone (Intensive Industrial District)City Council #7  
**LEGAL DESCRIPTION OF PROPERTY:** S PLYMOUTH E 90 FT OF W 406 FT A EXCEPT N 33 FT E 340 FT OF W 406 FT BC&D LYG N WLY OF PENN R R LOUD SPUR R/W PLAT OF THE ESTATE OF JOHN KEAL L543 P404 DEEDS, W C R 22/586 78322 SQ FT  
**PROPOSAL:** Kazem Jawad appeals the decision of the Buildings Safety and Engineering and Environmental Department (BSEED 147-17 effective date August 8, 2019) which DENIED a (re-submission) to add a Junkyard with dismantling to an existing used auto parts facility and used motor vehicle sales lot on a combined 2.39-acre site in a M4 Zone (Intensive Industrial District). The Board of Zoning Appeals shall hear and decide appeals from and review any order, requirement, decision, or determination that is made by an administrative official in the administration of this Zoning Ordinance, or any decision made by the Buildings and Safety Engineering Department involving Conditional Uses, Regulated Uses, or Controlled Uses, or any denial of a site plan by the Planning and Development Department. Also, the establishment, maintenance, location and operation of the proposed Conditional Use will be detrimental, the current use of used auto parts sales does not have a certificate of compliance, business license nor legal building permits and the establishment of the conditional use will impede the normal and orderly development and improvement of the surrounding properties. (Sections 50-12-341 - Junkyards Setbacks 50-4-132 - Other variances and 50-2-231 Approve Criteria –Conditional Land Use.)AP

10:15 a.m. **CASE NO.:** 64-22 ADJOURNED FROM APRIL 3, 2023

**APPLICANT:** Janice Jackson

**LOCATION:** 4505 Lodewyck between Cornwall and Munich in a R1 (Single-Family Residential District)-City Council District #4

**LEGAL DESCRIPTION OF PROPERTY:** E MARSEILLES 60&61 LODEWYCK SUB L46 P67 PLATS, W C R 21/816 67.3 X 206.88

**PROPOSAL:** Janice Jackson is requesting and appealing to seek relief from regulations in this zoning ordinance on the basis that the denial of the application (Hardship Relief Petition) for a Women Domestic Violence Shelter in a R1 Single-Family Residential District. This case is appealed because the Board of Zoning Appeals shall hear and decide appeals from and review any order, requirement, decision, or determination that is made by an administrative official in the administration of this Zoning Ordinance, or any denial of a site plan by the Planning and Development Department. Also, any applicant for development may file a Hardship Relief Petition with the Buildings and Safety Engineering Department which seeks relief from any regulations in this zoning ordinance on the basis that the denial of the application has deprived the applicant of all reasonable use of his or her property and shall forward the application to the Board of Zoning Appeals. Prior to any public hearing, the Board shall review, through its staff, the submitted documents with the Law Department as to their completeness and relevance to the claim that the subject property has been subject to a denial of all reasonable economic use. (Sections **50-4-85 Appeals of Administrative Decisions, 50-4-151 Deprivation of Use of Property, 50-4-171 Review and Consultation with the Law Department, 50-4-194 Application of the "All Reasonable Economic Use" standard, 50-4-195. Burden of proof, 50-4-196 Findings of the Board of Zoning Appeals 50-4-197 Additional forms of relief and 50-4-121 Approval Criteria (if Hardship is approved)**).

**VII. Public Comment / New Business**

Next Hearing Date: May 22, 2023

**VIII. ADVISEMENTS / OLD BUSINESS**

**IX. MEETING ADJOURNED**