NOV 01 2022

CITY OF PROVIDENCE ZONING BOARD OF REVIEW

APPLICATION FOR VARIANCE OR SPECIAL USE PERMIT

Check Each Type Zoning Relief Sought:	Variance – Use * Variance – Dimensional* Special Use Permit **
* Attach Appendix A to apply for a Use or I **Attach Appendix B to apply for a Special	
Applicant: Montessori Children's House, Ir E-mail Phone Coneill@montessorichildren 401-331-6120 Home/Office	Zip Code <u>02906</u>
Owner: Same as above E-mail Phone Home/Office	Address Zip Code Mobile (Cell)
E-mailPhone:	Address Zip Code
Does the proposal require review by any of the proposal representation of the proposal representation of the proposal representation repr	Committee ct Commission
 Location of Property: 518 Lloyd A Street Addition Zoning District(s): R-1 Special purpose or overlay district(s): 	
3a. Date owner purchased the Property:3b. Month/year of lessee's occupancy:	July 20, 1999

3.	Dimensions of eacl	h lot:				
	Lot # 170	Frontage 50'	depth <u>137'</u>	_ Tota	l area <u>6,477 </u>	sq. ft.
	Lot #	Frontage	depth	_ Tota	l area	sq. ft.
	Lot #	Frontage	depth	_ Tota	l area	sq. ft.
4.	Size of each struct	ure located on	the Property:			
	Principal Stru	cture:	Total gross square foot	tage	6,815 gsf	
	Footpu	int 3,177 gsf	Height 33'		Floors 2.5	
	Accessory Structure: Total gross square footage					
	Footpr	·int	Height	<u></u>	Floors	
<u> </u>	Size of numbered a	tunatura(s):	Total arose sauara foot	tano	7,461 gsf	
Э,	Footny	int 3,509 gsf	Total gross square foot Height 33'	iage.	$\frac{7,101 \text{ gs.}}{\text{Floors}}$ 2.5	
	rootpr	Int o,coo ger			110013	
6a.	Existing Lot cover	age: (include a	ll buildings, decks, etc.) <u>5</u>	6.3%		
	_					
6b.	Proposed Lot cove	rage: (include)	new construction) 59.1%			
	Dungant Has of Dus	mantu (aaak la	t/aturatura).			
/a.	Present Use of Pro Educational institut		i/structure):			
	<u> Ladadional monta</u>	non (concor)				
7b.	Legal Use of Pron	erty (each lot/s	tructure) as recorded in	Dept.	of Inspection &	& Standards:
	Educational institut		·	_		
8.	Proposed Use of P					
	Same as 7a and 7	b				
9.	Number of Curre	nt Parking Spa	ces: 0			
10.			ion or alterations (each l			
	Construct one stor	y addition abov	e existing porch. Construc	t two s	tory addition in	front of existing
	porch. Construct o	ne story additio	n at location of existing ex	terior i	amp (ramp to b	e replaced).

11	Are there outstan	ding violations	concerning the Property	v unde	r any of the fol	lowing:
11,		g Ordinance	tometimg me x reperty	,		B -
		te Building Cod	le			
		ence Housing C				
	-				_	
12.		of the Zoning	Ordinance from which 1	relief i	s sought and d	lescription of each
	section:		ıl I .			
	402	Rear yard set				
			Iding coverage			
		ıvıaxımum imp	pervious surface coverage	;		

The Applicant proposes to expand existing classroom space by approx. 421 gsf (136 gsf on first floor and 285 gsf on second floor). The second floor addition would be partially above existing porch. The Applicant also proposes to enclose approx. 224 gsf, currently occupied by exterior ramp (ramp to be replaced). Additions total 645 gsf. The undersigned acknowledge(s) and agree(s) that members of the Zoning Board of Review and its staff

13. Explain the changes proposed for the Property.

The undersigned acknowledge(s) and agree(s) that members of the Zoning Board of Review and its staff may enter upon the exterior of the Property in order to view the Property prior to any hearing on the application.

The undersigned further acknowledge(s) that the statements herein and in any attachments or appendices are true and accurate, and that providing a false statement in this application may be subject to criminal and/or civil penalties as provided by law, including prosecution under the State and Municipal False Claims Acts. Owner(s)/Applicant(s) are jointly responsible with their attorneys for any false statements.

Owner(s):	Applicant(s):	
Claire O'Neill		
Type Name Ua MM	Type Name	
Signature	Signature	
Type Name	Type Name	
Signature	Signature Signature	

All requirements listed and described in the Instruction Sheet must be met or this application will not be considered complete.

APPENDIX A

APPLICATION FOR VARIANCE(S)

Rhode Island General Laws § 45-24-41(c) requires that the Applicant for a variance demonstrate:

- (1) That the hardship from which the applicant seeks relief is due to the unique characteristics of the subject land or structure and not to the general characteristics of the surrounding area; and is not due to a physical or economic disability of the applicant, excepting those physical disabilities addressed in § 45-24-30(16);
- (2) That the hardship is not the result of any prior action of the applicant and does not result primarily from the desire of the applicant to realize greater financial gain;
- (3) That the granting of the requested variance will not alter the general character of the surrounding area or impair the intent or purpose of the zoning ordinance or the comprehensive plan upon which the ordinance is based;
- (4) That the relief to be granted is the least relief necessary; and
- (5) (a) For a use variance: That the land or structure cannot yield any beneficial use if it is required to conform to the provisions of the zoning ordinance;
 - (b) For a dimensional variance, that the hardship suffered by the owner of the subject property if the dimensional variance is not granted amounts to more than a mere inconvenience.

Please provide the following information:

Specify any and all unique characteristics of the land or structure that cause the hardship?				
The square footage of the property; The pre-existing nonc	onforming si	e characteristics		
(a) Is the hardship caused by an economic disability?	Yes	No_X		
(b) Is the hardship caused by a physical disability?	Yes	No X		
(c) If the response to subsection (b) is "yes," is the phy with Disabilities Act of 1990 (ADA), 42 U.S.C. § 121 Yes No		ity covered by the Ame		
		Property that resulted		

Э.	primarily in order to obtain greater financial gain.				
	The Applicant is seeking to maximize learning spaces in areas that were reduced in size due to interior renovations to the building brought about by Covid 19 concerns.				
6.	State any and all facts that support your position that you are seeking the least relief necessary to lessen or eliminate the hardship (for example, why there are no viable alternatives to your proposed plan).				
	See Attachment A				
7.	If you are seeking a USE VARIANCE, set forth all facts that demonstrate that the Property cannot have any beneficial use if you are required to use it in a manner allowed in the zoning district. N/A				
8.	If you are seeking a DIMENSIONAL VARIANCE, set forth all facts that indicate that if the variance is not granted, the hardship the owner/applicant will suffer is more than a mere inconvenience.				
	If the variance is not granted, the Applicant will suffer more than a mere inconvenience. Without the required modifications, interior building functionality will suffer. This will ultimately negatively impact the quality of education that the Applicant can provide, which runs counter to the Applicant's goals and mission.				

ATTACHMENT A

No. 1.

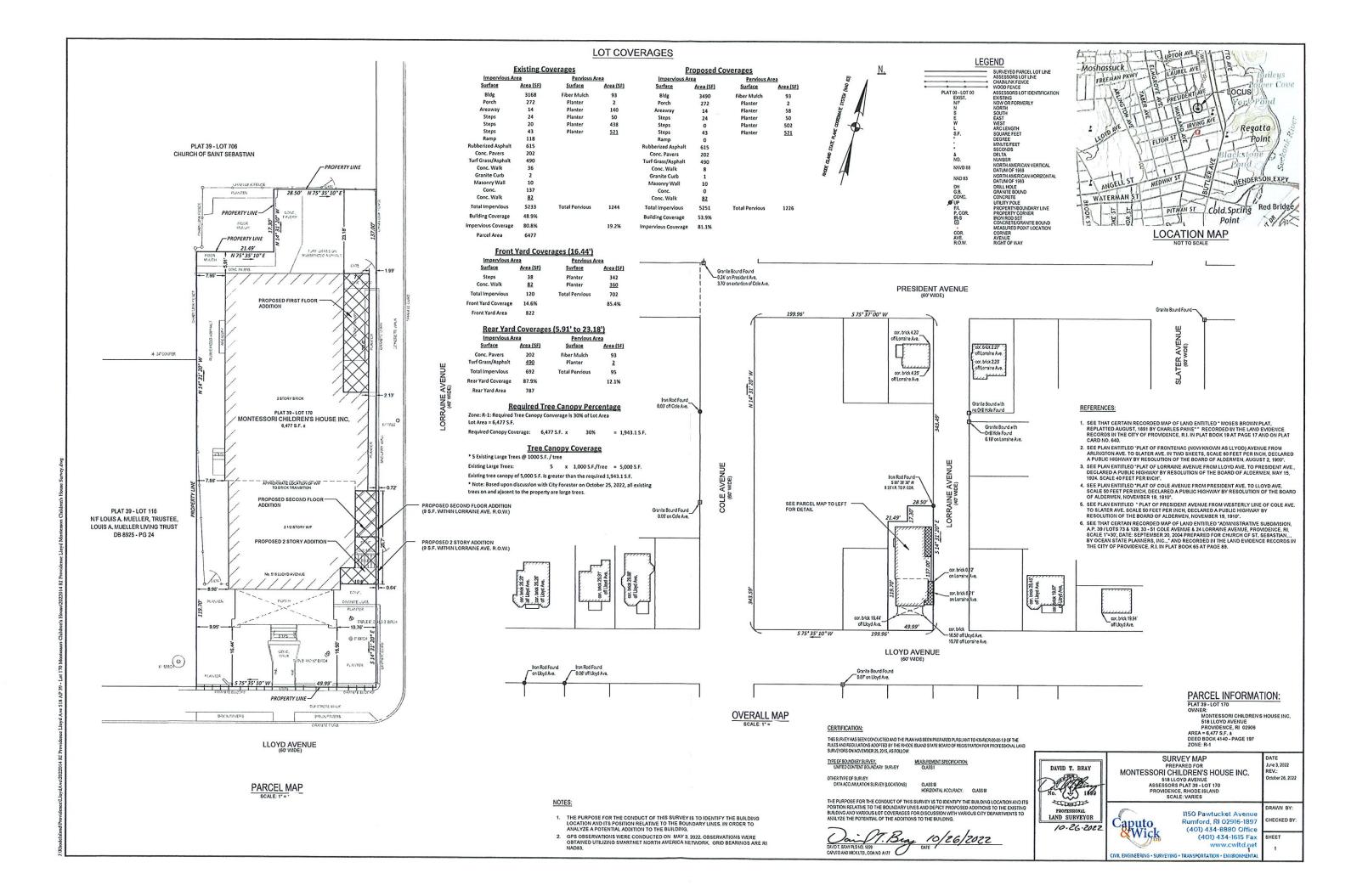
The Applicant seeks relief from Section 402 of the Ordinance for the following:

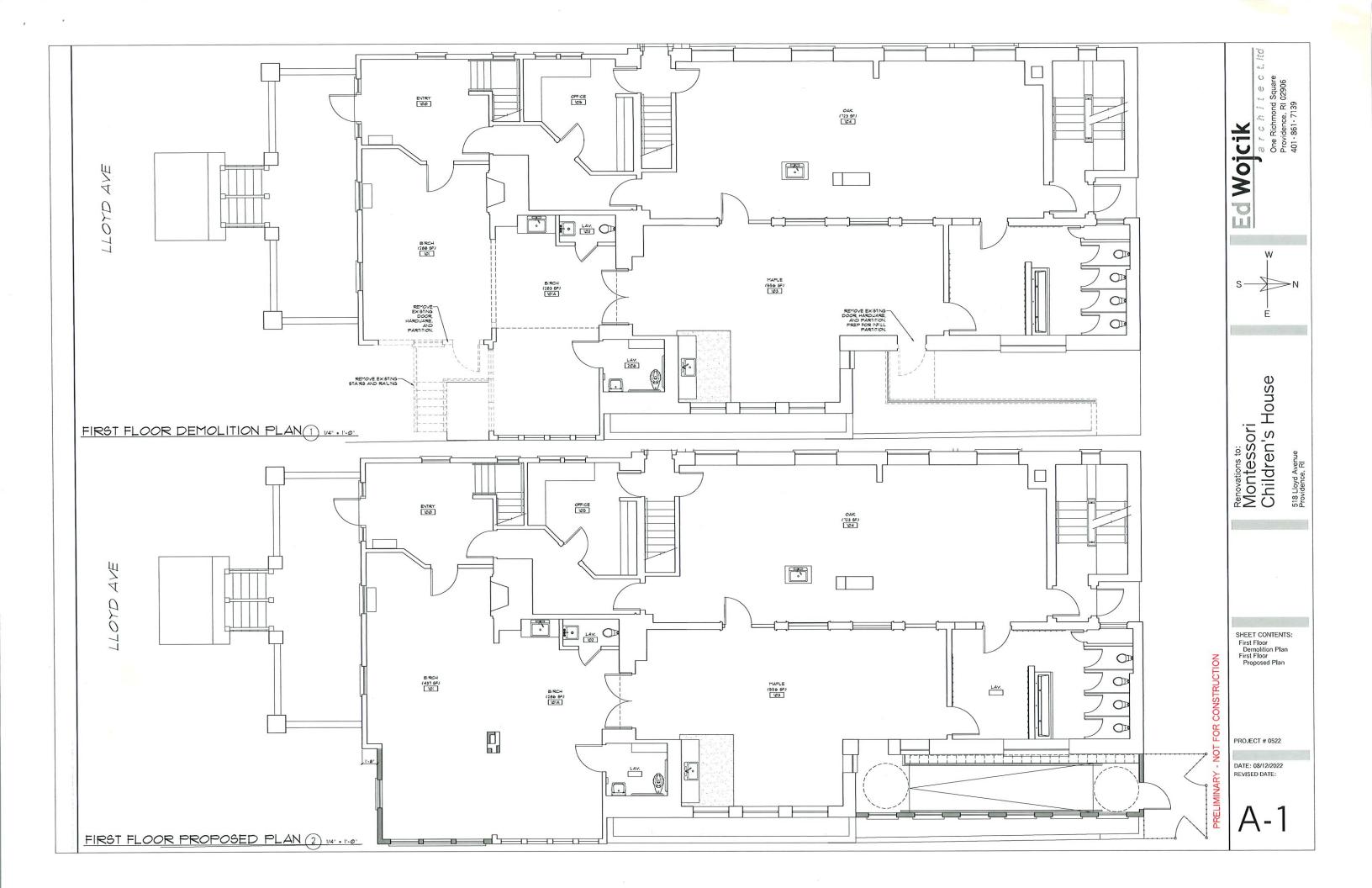
- a. Rear yard setback. The required setback is 25% of the lot depth or 25', whichever is less. The proposed setback is 23.18." The Applicant seeks relief of 1.82'.
- b. Maximum building coverage. The required coverage is 45%. The existing coverage is 48.9%. The proposed coverage is 53.9%. Even though the Applicant is only increasing the coverage by 5%, the Applicant is seeking relief of 8.9%.
- c. Total maximum impervious surface coverage. The required coverage is 65%. The existing coverage is 80.8%. The proposed coverage is 81.1%. Even though the Applicant is only increasing the existing coverage by .3%, the Applicant is seeking relief of 16.1%.

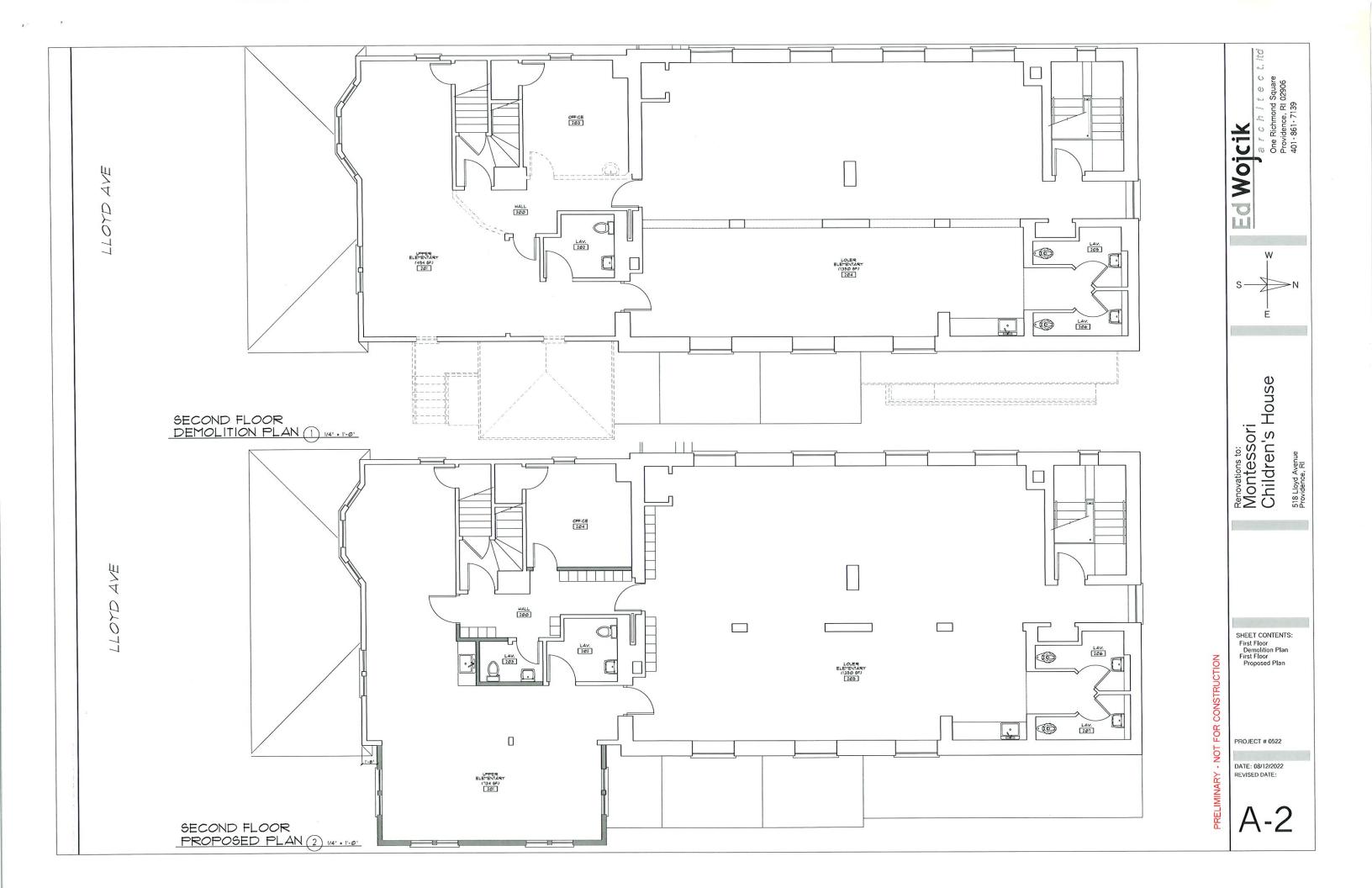
A hardship results from the strict construction of the ordinance. The requested relief, which is primarily from improvements that extend vertically above existing building footprint areas, would not be allowed. Yet, the relief being requested is related to a combination of pre-existing nonconformities and, the slight addition (merely 5% - most of which encloses the ramp and stairways) to the footprint of the structure. Due to the pre-existing improved areas, coupled with the square footage of the property, the proposed building modifications are the only opportunity for the necessary improvements. The relief requested will have no impact on the general character of the surrounding area and will only have a slight impact on the building footprint (but not in any areas that were not already impervious in nature).

No. 6.

The rear yard relief is due to pre-existing nonconforming site elements. The lot coverage relief is the least amount of relief possible that also allows the Applicant to modify the building in order to maximize the learning space. The Applicant could have put forward an application that would have eliminated more non-building footprint square footage but did not. Instead, the Applicant scaled its design - which now only adds a mere 18 square feet of pervious area (to space that was already impervious) - to be the least amount of relief necessary.











PROPOSED EAST ELEVATION



Renovations to:
Montessori
Children's House

518 Lloyd Avenue Providence, RI

SHEET CONTENTS: Existing East Elevation and Proposed East Elevatior

PROJECT # 0522

DATE: 08/12/2022 REVISED DATE:

A-6



