BOARD OF ZONING APPEALS

OCTOBER 15, 2007

9:30 Ward 4

Calendar No. 07-193: 3162 East 93rd Street Kenneth Johnson

11 Notices

Orealous Caldwell, owner, appeals to expand the use as a barber shop to include a tattoo shop, in an existing one-story building on a 50' x 165' parcel located in a General Retail Business District on the west side of East 93rd Street at 3162 East 93rd Street; subject to location regulations for specific uses, a tattoo use shall not be established within 1,000 feet of a residential district or a day care center, a school, public library, a church, a playground, a public or nonprofit recreation center or a community center, and no such use shall be established within 1,000 feet of another such use as stated in Sections 347.12(b)(1) and (2) of the Codified Ordinances. (Filed 9-11-07)

9:30 Ward 17 Calendar No. 07-194: 6110 Denison Avenue Matthew Zone

Carlos Ayala and Erica Gomez appeal under the authority of Section 76-6 of the Cleveland City Charter and Section 329.02(d) of the Cleveland Codified Ordinances from the disapproval issued by the Department of Public Health regarding equipment proposed for use in a food service operation to be established at 6110 Denison Avenue. (Filed 9-12-07)

9:30 Ward 11

Calendar No. 07-195: 17605 St. Clair Avenue Michael Polensek

Michael Hribar, appeals for a modification of the decision rendered by the Board of Zoning Appeals from a hearing held on June 18, 2007 regarding a Violation Notice issued by the Building and Housing Department for the property at 17605 St. Clair Avenue for failure to comply with the Zoning Regulations of Section 347.06 of the Cleveland Codified Ordinances. (Filed 9-17-07)

9:30 Appeal of North Coast Ward 10
Calendar No. 07-196: Public Communications Roosevelt Coats
17801 St. Clair Avenue

North Coast Public Communications and Howard Meister appeal under Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from an order issued by the Commissioner of Assessments and Licenses to remove a pay phone, located on private property at 17801 Euclid Avenue that has been determined as a nuisance by the Department of Public Safety. (Filed 9-19-07)

BOARD OF ZONING APPEALS

OCTOBER 15, 2007

9:30 Appeal of Clevephones, Inc.

Calendar No. 07-197: 16404 Euclid Avenue- Permit # 75 Ward 10

16601 Euclid Avenue Permit # 108 Roosevelt Coats

17229 Euclid Avenue- Permit # 89 18121 Euclid Avenue- Permit # 109

3135 Lorain Avenue Permit # 133 Ward 14

2626 West 41st Street- Permit # 78 Joseph Santiago

Clevephones, Inc. and Howard Meister appeal under Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from an order issued by the Commissioner of Assessments and Licenses to remove multiple payphones that have been determined to be a nuisance by the Department of Public Safety. (Filed 9-19-07)

POSTPONED FROM SEPTEMBER 17, 2007

10:30 Ward 6
Calendar No. 07-167: 12501 Larchmere Boulevard Patricia Britt
13 Notices

John Negus, owner, and Robbie Willis, lessee, appeal to change from a store to a day care center and a rear yard outdoor playground area, the use of an existing one-story building, situated on a 50' x 155' parcel in a Local Retail Business District on the north side of Larchmere Boulevard at 12501 Larchmere Boulevard; the proposed use being permitted under Section 343.01(b)(2) in a Local Retail District as regulated in the adjacent Two-Family District and is contrary to Section 337.02(f)(3)(C) with less than a 30 foot separation between the playground area and the abutting residential district; and the Board of Zoning Appeals approval is required to determine that there are adequate yard spaces and other safeguards to preserve the character of the neighborhood, and if such use is appropriately located and will meet a community need without adversely affecting the neighborhood; and a 10 foot wide landscape strip providing at least 75 percent year-round opacity is required to separate the retail district from the residential district at the rear, as stated in Sections 352.08 through 352.10 of the Codified Ordinances. (Filed 8-13-07; testimony taken.)

First	postponement	granted	at	appellants'	request	\mathbf{for}	additional	review	of	\mathbf{the}
propo	sed plan.	_					_			