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CASE # BZA25-00062

CITY OF TOLEDO

Department of Building and Code Compliance

Division of Building Inspection

One Government Center, Suite 1600 • Toledo, OH 43604 • Phone (419) 245-1220 • Fax (419) 245-1329 • www.toledo.oh.gov

APPLICATION TO THE ADMINISTRATIVE BOARD OF ZONING APPEAL (BZA)

TMC Chapter 1112.0200

Site Location 2616 GLENDALE AVE Zoning District RS6 Date 11-7-25
Legal Description Levyn Place S6+S7... Exc N 50ft + Exc S10ft
Applicant's Name (print) Kim HARVEY
Appeal (Dept. of Inspection ruling – Title Nine Sign Code) _____ Hardship Variance _____
Exception _____ Appeal decision _____ ADA Accommodation _____
TMC § 1105.0301A Fences shall not exceed
3.3 Ft in Front yard

Applicant Signature Kim Phone (352)535-3034

Applicant's Street Address 2616 GLENDALE AVE Fax N/A

Applicant's City, State, Zip TOLEDO OHIO 43614 E-Mail KDUSTYDOT@gmail.com

Applications must be accompanied with:

1. 3 photos – showing different views of the site
2. Letter explaining your zoning request with full and accurate information.
3. Complete, clear site plan – recommended scale 1"=20' on 8-1/2" x 11" paper showing dimensions to all lot lines and the size of all structures on the premises.
4. Fee = \$200 Checks may be made payable to "City of Toledo."

Applicant:

You should receive a written notice of the staff recommendation no later than Wednesday preceding the hearing date. Please call (419) 245-1220 if you do not receive this notice.

Return the application documents by mail to: Division of Building Inspection, One Government Center, Suite 1600, Toledo, OH 43604; or in person with the application documents and fee. Applications are due 6 weeks before the Board of Zoning Appeals' meeting to allow proper notification of neighbors. Meetings are typically held the third Monday of every month at 10:00 AM. in City Council Chambers, One Government Center, Toledo, OH 43604. The applicant or the applicant's representative must be present.

+++++ OFFICE USE +++++

Permit Tech Checklist: Application complete Photos Letter Proper Site Plan SWO

Copy Zoning Map <http://local.live.com/> Transportation notified to check site distance hazard

Code Enforcement notified if orders are being appealed. Permit Tech's Initials JN Date 12/15/25

Reviewed by _____ Date _____ Staff Recommendation _____

Board Decision _____ Date _____

P: Inspection, BZA

3/15/2024 kjr

To whom this may concern,

I am applying for a height variance for the fence encompassing my backyard, for various reasons.

I had contracted with a fence company to install a 5 ft fence to enclose my backyard. I have a inground pool and dogs. I am 77 feet from the edge of the sidewalk to the edge of my fence off Glendale Ave. The fence company was to pull the permits and erect the fence. I have only lived here for a short time, and I am not familiar with the process or requirements for a permit when it comes to a fence, as I had moved here from another state and location that did not require permits. This fence replaced an existing 6 ft privacy fence that was already on this property when I purchased my home. After the job was finished to my surprise, I received a letter from the city stating my fence was not permitted. I spoke with the inspector and sent him a copy of the text between myself and the fence company, where I had specifically asked them if they had secured the permits for the fence before they had started to erect the new fence. To which they replied yes they had pulled the permits. The city inspector informed me that I could file this appeal during one of our conversations. He said to file for the height variance mostly because I do have dogs and a pool. The fence doesn't obstruct any line of sight because it is what they refer to as a Kentucky Rail Fence, you can see through it. The inspector had informed me that the reason for the height variance was because as things stand now the fence is not to exceed 42 inches. This creates a huge problem; 42 inches is the height of a hurdle, for track. If people can jump over it, my dogs will definitely clear it. I have 4 Siberian Huskies and Siberian Huskies are known for being escape artists. They need no help in this department, and I would prefer that my dogs don't have the opportunity to run out into traffic on Glendale Ave. They can be hit by a car, cause a serious accident, and people can get hurt or worse.

I also don't feel that a 42-inch fence is going to serve as a deterrent for people getting into my backyard. There are many children in this neighborhood that could easily get over a 3 1/2 foot fence and access the pool. I believe that the 5 ft fence already in place would pose more of a problem in work and time to overcome. I will say that since its erection I haven't had any issues. This is an older neighborhood and my neighbors have been very happy with the improvements I have already made. With the new fence drug dealing has stopped

because they can't hide behind it and no more stolen motorcycles can be hidden behind it. I have suffered some retaliation.

I did contact an Attorney concerning the fence company and he informed me that it would cost me more to pursue them than I would recover.

I have also contacted many fence companies and the overwhelming response i have received is that they don't want to TOUCH IT because they didnt put it up. They will however build me a new fence starting at \$5,000, and the existing fence removed for an additional fee.

I asked that you please grant me the height variance so the fence can stay at the current 5 foot height. It is not an obstruction, it's not ugly, it keeps my dogs in, and people out. I am only one person with very limited resources and I really cannot afford to do anything else.

Thank you for your time and consideration

Kim Harvey



FRONT VIEW
GLENDALE AVE



SIDE OF HOUSE
STRAWYX







