CITY OF PROVIDENCE ZONING BOARD OF REVIEW

INSPECTION & STANDARDS RECEIVED

APR 10 2024

APPLICATION FOR VARIANCE OR SPECIAL USE PERMIT

Check Each Type Zoning Relief Sought:	
Variance – Use*	
Variance − Dimensional*	
Special Use Permit**	
* <u>At</u>	** Attach APPENDIX A to apply for a Use or Dimensional Variance ** Attach APPENDIX B to apply for a Special Use Permit
If a section of the application is not app	licable, please indicate this by using N/A in that field.
Applicant: Mr. Fred Felder(The Fred Felder Revocable Trust)	Applicant Mailing Address
Email: fredfd@aol.com	Street: 30 Miles Avenue
Phone: 5089513195	City, State, Zip: Providence, RI 02906
Owner:	Owner Mailing Address
Email:	Street:
Phone:	City, State, Zip:
Lessee:	Lessee Mailing Address
Email:	Street:
Phone:	City, State, Zip:
Attorney:	Attorney Mailing Address
Email:	Street:
Phone:	City, State, Zip:
Does the proposal require review by any of the Downtown Design Review Com I-195 Redevelopment District Commission	nmittee
Historic District Commission	
1. Street Address of Subject Property: 90	Upton Avenue
Plat and Lot Numbers of Subject Property:	86-264

2.	- , ,				
	Overlay District(s):	***************************************			
35	Date owner purchased the Propert	+u- 10/31/2023			
	Month/year of lessee's occupancy	-			
30.	Worth, year or lessee's occupancy	TACHER CONTRACTOR CONT		·····	
4.	Dimensions of each lot:				
٦.	Lot # 264 Width 93	Depth 111.75	Total area	10,393 sq. ft.	
	Lot # Width	Depth		sq. ft.	
	Lot # Width			sq. ft.	
	Lot # Width			sq. ft.	
			TOTAL GICG		
5a.	Size of existing structure(s) located	on the Property:			
	Principal Structure:	Accessory Structure:			
	Area of Footprint 2394		2		
	Overall Height 15				
	# of Stories 1				
			,		
5b.	Size of proposed structure(s) locat	ed on the Property:			
	Principal Structure:	Accessory Structure:			
	Area of Footprint 292	Area of Footprint			
	Overall Height 15	Overall Height			
	# of Stories 1	# of Stories			
6a.	Existing Lot Coverage:				
	Building Coverage (area of all roofe				
	Total Impervious Coverage Area (ar				
	Rear Yard Impervious Coverage (are	•		· · · —	
	Front Yard Impervious Coverage (ar	rea of structures and imperviou	us surface in fi	ront yard) <u>81</u>	_
c i.	Daniel J. C				
bD.	Proposed Lot Coverage: Building Coverage (area of all roofer	d structures) 3550			
	Total Impervious Coverage Area (are	· · · · · · · · · · · · · · · · · · ·	imponious si	urfaces) 4068	
	Rear Yard Impervious Coverage (are				
	Front Yard Impervious Coverage (and	•			**********
	Tront rard impervious coverage (ar	ea or structures and imperviou	25 SUFFACE 111 II	One yard)	
7a.	Present Zoning Use of the Property	_{/:} R-1			
7b.	Legal Zoning Use of the Property as	s recorded in the Dept. of Insp	ection & Stan	dards:	
	Single Family Residential	•			
		· · · · · · · · · · · · · · · · · · ·			_
8.	Proposed Zoning Use of the Proper	rty: R-1			
	·				
9.	Number of Parking Spaces:				
	# of existing spaces 2 Off Road	# of proposed spaces	Existing		
10.	Are there outstanding violations co		-	_	
	n/a Zoning Ordinance n/a	RI State Building or Property N	Maintenance C	ode(s)	

Signature

402	. List all Zoning Ordinance Sections from which a variance is sought: <u>Section Number</u> <u>Section Title + Quantity of relief, if applicable (eg. 4' setback where 6' required.)</u>				
102		onal variance, rear relief of 9.9'			
		- Administration - M.			
	***************************************		-		
	provide Use Standards for th	e that provide for the special e proposed Special Use(s):	use permit, and list al		
12. Summarize any ch	anges proposed for the Prop	erty (use, construction/renov	ration, site alteration):		
dwelling. We are existing footprint, Additionally, the confort a priori	e seeking relief to attach the foundation and setback lind owner has a health condition ity, particularly as they age	currently detached from the e garage to the principal dw ne, as shown in the site plar on that would make the trane. We are also seeking relief trative modification for this in	elling keeping the in. sition to the garage for the rear sun		
may enter upon the ex		members of the Zoning Board ler to view the Property prior			
may enter upon the exapplication. The undersigned furthe are true and accurate, and/or civil penalties as Acts. Owner(s)/Application and the instruction and indicated on the instruction and indicated a	sterior of the Property in order or acknowledge(s) that the sta and that providing a false sta or provided by law, including pa ant(s) are jointly responsible		to any hearing on the schments or appendices y be subject to criminal Municipal False Claims y false statements. As		
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All applicable requirements listed and described on the Instruction Sheet shall be met or this application will not be considered complete.

Signature

APPENDIX A

APPLICATION FOR VARIANCE(S)

Rhode Island General Laws § 45-24-41(d) and (e) require 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(a)(16);
- 2. That the hardship is not the result of any prior action of the applicant;
- 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; and
- 4. (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, meaning that the relief sought is minimal to a reasonable enjoyment of the permitted use to which the property is proposed to be devoted.

Please provide the following information:

1. What is the specific hardship from which the applicant seeks relief?

The applicant wishes to enclose the path of travel from his newly purchased home to the garage. Mr. Felder is a diabetic, has lower-extremity neuropathy and vertigo. Being exposed to the elements would be a hardship for the application. He purchased the home in hopes to retire at 90 Upton Avenue, which is a single level, single family home, and is hopeful he can make the requested modifications to alleviate this concern as he ages.

2. Specify all unique characteristics of the land or structure that cause the hardship:

Not having an enclosed egress to the garage would affect the applicants various health conditions. The unique characteristic of this land is the garage entry is placed on the corner side yard and not the typical front yard. The Location of the existing parking spaces in the garage do not allow for the addition of an enclosed path of travel into the house other than where proposed at the existing rear entry. This will be Mr. Felder's retirement home. As Mr. Felder ages there would be concern insofar as his current diagnoses of diabetes, vertigo and neuropathy would create hardship being exposed to the elements.

		***************************************		—
3.	(a) Is the hardship caused by an economic disability?	Yes	No <u>×</u>	
	(b) Is the hardship caused by a physical disability?	Yes	No <u>×</u>	
	(c) If the response to subsection (b) is "yes," is the physic with Disabilities Act of 1990 (ADA), 42 U.S.C. § 12101 et	•	d by the America No <u>×</u>	ans

l.	Did the owner/applicant take any prior action with respect to the Property that resulted in the nee for the variance requested? (Examples include, but are not limited to, any changes the owner/applicant made to the structure(s), lot lines, or land, or changes in use of the Property)? Yes No _X
	If "yes," describe any and all such prior action(s) and state the month/year taken:
	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
•	If you are seeking a DIMENSIONAL VARIANCE, set forth all facts that indicate that if the variance
	not granted, the hardship the owner/applicant will suffer is more than a mere inconvenience: As Mr. Felder ages with his health conditions, the travel from the house to the garage, is more than a mere inconvenience. He is diagnosed with diabetes, lower extremity neuropathy and vertigo. He purchased the home to be a single level dwelling because of these reasons and is seeking to make additional the proposed improvements for a better quality of life in his retirement.

IF MORE ROOM IS NEEDED TO ANSWER ANY OF THE ABOVE QUESTIONS, PLEASE SUBMIT AN ADDENDUM TO THIS APPENDIX WITH COMPLETE RESPONSES.

APPENDIX B

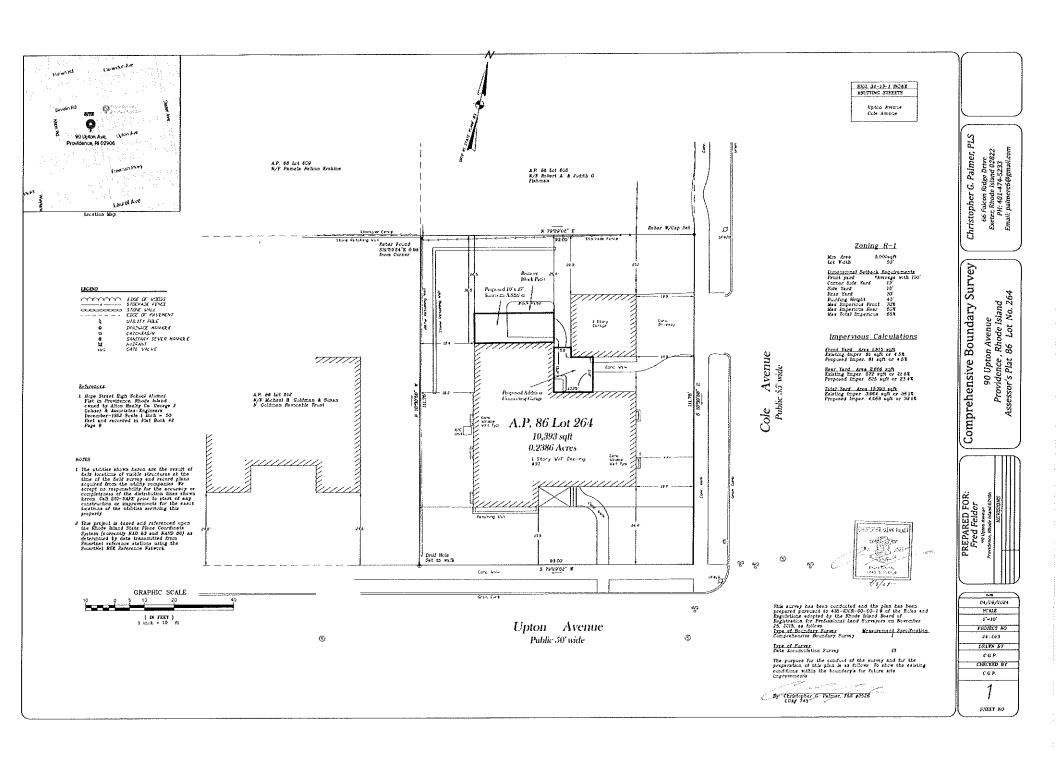
APPLICATION FOR SPECIAL USE PERMIT

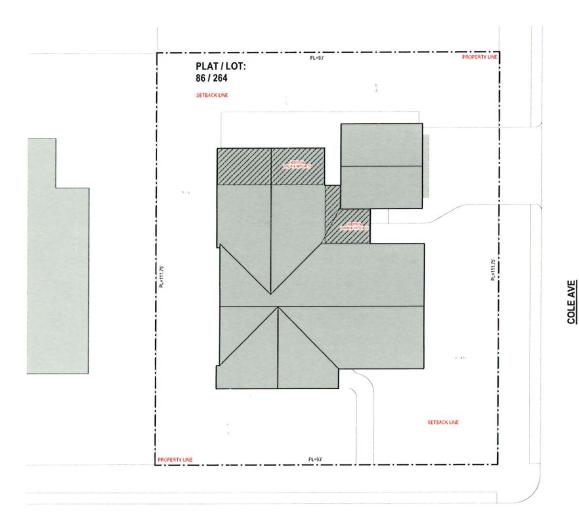
In accordance with Rhode Island General Laws § 45-24-42(b), Section 1901 of the Zoning Ordinance requires that the Applicant for a special use permit demonstrate:

- 1. That the proposed special use is set forth in the ordinance and complies with the applicable use standards for the authorization of a special use permit;
- 2. That the proposed special use will not substantially injure the use and enjoyment of nor significantly devalue neighboring property; and
- 3. That the proposed special use will not be detrimental or injurious to the general health or welfare of the community.

Ple	ease provide the following information:
1.	Indicate the Ordinance section(s) which provide Use Standards for the proposed Special Use(s); and State all facts that demonstrate that the proposed special use will be in conformance with the Use Standards for the proposed Special Use(s): n/a
2.	State all facts that demonstrate that the proposed special use will not substantially injure the use and enjoyment of neighboring property and will not significantly devalue neighboring property: n/a
3.	State all facts that demonstrate that the proposed special use will not be detrimental or injurious to the health or welfare of the community: n/a

IF MORE ROOM IS NEEDED TO ANSWER ANY OF THE ABOVE QUESTIONS, PLEASE SUBMIT AN ADDENDUM TO THIS APPENDIX WITH COMPLETE RESPONSES.





UPTON AVE



SITE PLAN NOTES

THIS MAP IS FOR PLANNING AND ASSESSMENT PURPOSES ONLY. IT IS NOT INTENDED TO BE USED FOR AUTHORITATIVE DESCRIPTION BOUNDARY LINE DEFINITION OF PROPERTY CONVEYANCE. IT IS NOT THE PRODUCT OF A LAND SURVEY, INFORMATION HAS RETREVED PROM THE CITY OF <u>PROVIDENCE</u>.

LOT COVERAGE = 10.393 SF BUILDING COVERAGE = 3.574 SF ~ 34% < 45%

IMPERVIOUS AREA = 1,056 SF TOTAL IMPERVIOUS COVERAGE = 44% < 65% FRED FELDER SINGLE FAMILY RENOVATION 90 UPTON AVE PROVIDENCE RI 02906

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Start 1de

SITE PLAN

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1 FIRST FLOOR DEMOLITION PLAN

DEMOLITION PLAN LEGEND

EXI. WINDOW TO REMAIN EXISTING WINDOW TO BE ---EXISTING DOOR TO REMAIN EXISTING DOOR TO BE DEMOLISHED

EXISTING WALL TO REMAIN

EXISTING WALL TO BE

KEYNOTES - DEMOLITION PLAN

- REMOVE AND DISPOSE OF PORTION OF CEILING TO
- ACCOMMODATE FOR NE COFENED CELING WORK
 REMOVE AND DISPOSE OF ALL EXISTING FLOOR, WALL BASE, AND BUILT-IN MILLWORK THROUGHOUT THE ENTIRE HOME UNLESS OTHERWISE INSTRUCTED BY THE OWNER.
- REMOVE AND DISPOSE OF ALL EXISTING PLUMBING FIXTURES IN THEIR ENTIRETY, PATCH AND PREP AREAS TO RECEIVE NEW
- PREFERENCE.

 WORK
 REMOVE AND DISPOSE OF ALL EXISTING KITCHEN APPLIANCES.
 EQUIPMENT, AND MILLWORK, REFER TO THE OWNER FOR ANY

 WORK
 PROPERTY. SALVAGED ITEMS.
 REMOVE AND DISPOSE OF EXISTING ROOF IN ITS ENTIRETY, REFER
- TO ROOF PLAN FOR NEW WORK
- EXISTING CONCRETE FOUNDATION WALLS, SLAB, AND FOOTING TO REMAIN
- REMOVE AND DISPOSE OF EXISTING CHANNEY IN ITS ENTIRETY.
- REMOVE AND DISPOSE OF EXISTING PAVED PATIO TO RECEIVE NE
- STRUCTURE.

 EXISTING CHASE TO BE REVIEWED AND MODIFIED AS NEEDED TO RECEIVE NEW WORK.
- EXISTING STARWAY TO REMAIN
- EXISTING DECK AND STARS TO REMAIN REMOVE AND DISPOSE OF EXISTING RAILING.
- EXISTING COLUMN TO REMAIN
- REMOVE AND DISPOSE OF THE ROOF, WALLS, DOORS, AND WINDOWS OF THE GARAGE IN IT'S ENTIRETY TO RECEIVE NEW
- REMOVE AND DISPOSE OF EXISTING EXTERIOR SIDING TO BE REPLACED PATCH AND REPAIR ANY DAVAGE TO THE EXISTING SUBSTRATE IN ORDER TO RECEIVE NEW WORK.

90 UPTON AVE PROVIDENCE RI 02906 SINGLE FAMILY RENOVATION

FRED FELDER



DEMOLITION NOTES

If is not the intent to show every firm to be removed. Any other work related to a wall or area scheduled for remolition and removal shall be removed whether specifically timezed or not. Terminate. Cap and remove all aramooned mep elements as

PATCH, REPAIR, AND REFINISH ALL SURFACES TO MATCH AND ALIGN WITH EXISTING ADJACENT SURFACES SCHEDULED TO REMAIN, PREPARE SURFACES IN ACCORDANCE TO MANUFACTURER'S WRITTEN SPECIFICATIONS.

3 DEMOLITION PLANS SHALL BE USED IN CONJUNCTION WITH NEW CONSTRUCTION DRAWINGS.

4 WHEN WALLS COLUMNS OR OTHER SUPPORTING AND/OR BRACING 4 WHS WALLS CHEEKING BY OF DEMOLITION TEIRPORKY STRUCTURAL SUPPORTS AND ERACING FOR THE ADJACENT EXIST OT DE REVAIN COSS TRUCTION SHALL BE PROVIDED AND MANTANED UNIT THE PERMANENT SUPPORTING STRUCTURES ARE IN PLACE AND ASILE TO SUPPORT THE LOADS

5 NOTIFY THE TRAZA DESIGN OF ANY AND ALL STRUCTURAL BRACING DISCOVERED DURING DEMOLITION DO NOT REMOVE ANY STRUCTURAL BRACING WITHOUT APPROVAL

6. ANY WALL SUBTRATES SCHEDULED TO REMAIN TO RECEIVE NEW FINISHES WORK SHALL BE DONE TO REMOVE PROJECTIONS FILL VOIDS, REPLACE LOOSE OR UNSUITABLE SUBSTRATE WATERIALS, ETC. 7. REMOVE ALL FINISH FLOORING MATERIALS INCLUDING WALL BASE FROM

FLOORS SCHEDULED TO RECEIVE NEW FLOORING PREP SUBSTRATE PRIOR TO INSTALLATION OF NEW FINISH FLOORING, PREPARE FLOORING IN ACCORDANCE TO MANUFACTURER'S WRITTEN SPECIFICATIONS

8 REMOVE EXISTING CELLING FINISH MATERIAL, FRAMING, LIGHT FIXTURES ECT. AS REQUIRED TO ACCOMMODATE NEW WORK. CELLING SCHEDULED TO REMAIN SHALL BE PATCHED AND REPAIRED TO MATCH EXISTING.

9. COORDINATE WITH THE CLIENT ANY ITEMS SCHEDULED TO REMAIN OR INTENDED TO BE SALVAGED, OWNER TO REMOVE ALL ITEMS INTENDED TO BE SALVAGED FROM THE PREMISES

10. ANY SALVAGED ITEMS SCHEDULED FOR REUSE SHALL BE COORDINATED WITH AND BE INSTALLED AT THE DISCRETION OF THE OWNER.

11. DISCONNECT ANY UTILITIES TIED TO ANY ITEMS PRIOR TO THE COMMENCEMENT OF DEMOLITION WORK.

12. ANY HAZARDOUS MATERIALS DISCOVERED DURING THE DEMOLITION PHASE SHALL BE NOTIFIED TO THE OWNER, ALL WORK TO STOP.

13. REMOVE AND DISPOSE OF ALL EXISTING OUTDATED ELECTRICAL WIRING TO BE REPLACED.

14. REMOVE AND DISPOSE OF EXISTING WALL AND CEILING FINISHES NEEDED TO RECEIVE NEW WORK. 15. REMOVE AND DISPOSE OF EXTERIOR WALL FINISHES AND PREP TO

16. REMOVE AND DISPOSE OF ROOFING SHINGLES, ETC.

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FIRST FLOOR DEMOLITION PLAN

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LIVING ROOM 40 1 14

22

GENERAL FLOOR PLAN NOTES

1, CONTRACTOR TO PROVIDE CONDUIT TO GFCI EXTERIOR OUTLETS, GC TO CONFRM LOCATIONS WITH TRAZA DESIGN BEFORE INSTALLATION. 2 SCOPE OF HYAC WORK:

1. NEW DUCTWORK

2. REDUNDANT WINSPUT FOR MASTER BEDROOM AND SUNROOM SIDE

3 REPLACE 97%-96% FULL MODULATING SYSTEM 4 UPPER AND LOWER RETURNS REQUIRED BE THE OWNER

3. RELOCATE OR REPUN WATER HEATING VENT FROM EXISTING CHIMNEY.

4. CONTRACTOR TO INSTALL AN AUTOMATIC GENERAC TRANSFER SWITCH NEXT TO THE METER U.N.O.

OF THE HOME

KEYNOTES - FLOOR PLAN

- PROVIDE CLOSE CELL FORM INSULATION AT EXTERIOR WALLS TO REMAIN TO ACHEME R-21. 01
- MILLWORK; REFER TO INTERIOR ELEVATIONS FOR MORE INFORMATION.
- COVE CELLING AND LIGHTING (SHOWN ABOVE), REFER TO REFLECTED CELLING PLAN AND INTERIOR DETAILS FOR MORE INFORMATION
- CLOSET/STORAGE ASSEMBLY TO BE PROVIDED BY OTHERS.
- PLUMBING FIXTURE.
- WASHER AND DRYER, PROVIDE MEP SERVICES.
- WASHER AND DRIVER PROVIDE MEP SERVICES.

 WE EXTENDED REPROFACES OFFICE IS STEPS WITH STONE
 TOPPING STONE TOPPING TROBERS

 WHIGH OF MODERNIES PERSONATION FROM EACH OF AND CATE
 CO. OR DISK BROKES. CONTRACTOR TO FERSEY DIMENSIONS ON
 SITE BEFORE CRIAINNOS SHOP DRAWNINGS

 POWER ALMSH ELISTING STONE TOPPING ON ENTRY STEPS AND
 FUNDAMEN SERVICES TO THE TOPPING ON ENTRY STEPS AND
 FUNDAMEN SERVICES.
- LANDING, SEAL ANY CRACKS.
- LAVING SEAL ANY CARLOS.

 NEW 3 -0" ANODIZED STEEL FABRICATED RAILING, COLOR, DARK BROWZE, CONTRACTOR TO VERIFY DIMENSIONS ON SITE BEFORE OBTAINING SHOP DRAWINGS.
- EXISTING COLUMN TO REMAIN AND ENCASED IN NEW WOOD FINISH, REFER TO EXTERIOR DETAILS FOR MORE INFORMATION.
- EXISTING INTERIOR STARS TO REMAN.
- NEW COMPOSITE CEDAR SHINGLE SIDING BY AZEK, COLOR TED BY
- NEW COMPOSITE CELEMA SHARE SOME TO WATCH ADJACENT FLOOR HEIGHT, PREP SURFACE TO RECEIVE NEW FINISH
- EXISTING GARAGE FOUNDATION AND FOOTING TO REMAIN
- APPROXIMATE LOCATION OF GAS LINE LOCATION FOR OUTDOOR GRILL GC TO CONFRW WITH TRAZA DESIGN BEFORE INSTALLATION.

90 UPTON AVE PROVIDENCE RI 02906 SINGLE FAMILY RENOVATION FRED FELDER



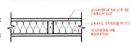
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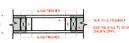


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D NUTBER - NON-PATED WALL

O NOTE | PROTECTION OF STORY RUCLAR.



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04/05/2024

NOT FOR CONSTRUCTION

5 and Title FIRST FLOOR PLAN

102



GUEST BEDROOM

SUNROOM 114

MASTER BEDROOM

MASTER CLOSET

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KEYNOTES - ROOF PLAN

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- EXTYGENS FROM FLAM

 EXITYGENS SHAVEST TO BE REPUGGO AS MEDDD.
 SHIYGES AND COLOR TO MATCH NEW WORK
 ROOF SYSTEM ASPILLT SHAVELS, ROOF EXCENTION, THIS
 BY GAY, COLOR FEMILTE GRAY OR EXCELL
 NEW EPON ROOF, MY MIN FROM SLOPED,
 MAN FROM BULLDING
 PERFARENCED WHILE CAMPY ABOVE GARAGE DOOR GO TO
 PROVIDE SHOP DRIVINGS.
 MY MAUMINIA GUTTER, COLOR WHITE, NEW ALUMINIAN
 DOWNSPOUT, COLOR TO MATCH SUNG.
- 03 04

SINGLE FAMILY RENOVATION 90 UPTON AVE PROVIDENCE RI 02906 FRED FELDER

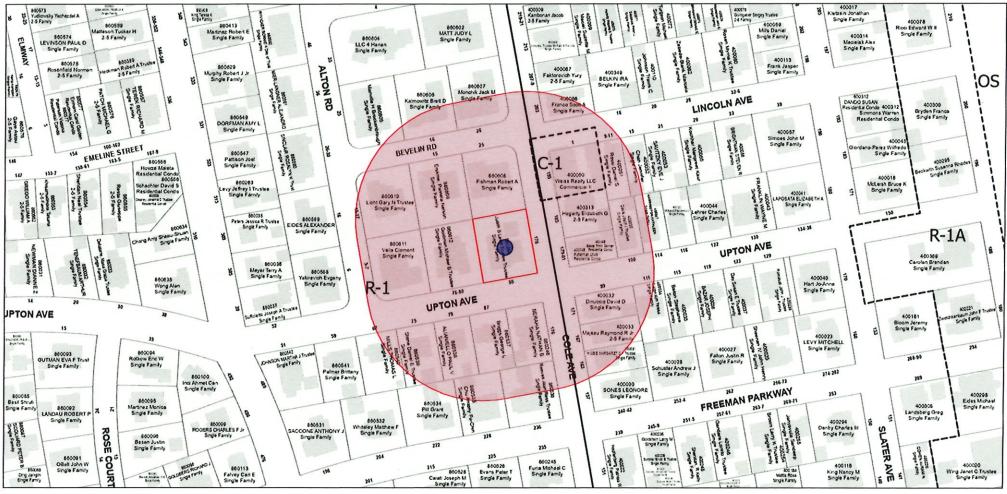


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ROOF PLAN

Radius Map



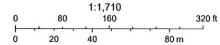
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Plat Boundaries

i_ _ _ I Zoning

Parcels

Buildings



Esri Community Maps Contributors, University of Rhode Island, City of East Providence, City of Providence, MassGIS, ⊚ OpenStreetMap, Microsoft, Esri, TomTom, Garmin, SafeGraph, GeoTechnologies, Inc, METINASA, USGS, EPA, NPS, US Census Bureau, USDA, USFWS



90 UPTON AVE

PLAT = 86 LOT = 264

03/29/2024

200 FT RADIUS PLAN

SCALE 1" = 80'-0"









