

## **NOTICE OF PUBLIC HEARING**

The Building Code Board of Appeals of the City of Troy will hold a Public Hearing at 3:00 p.m. on Wednesday, April 6, 2016 at City Hall, 500 W. Big Beaver Road, Troy, Michigan.

### **At this meeting the following item will be considered:**

This property is a double frontage lot. As such it has front setback requirements along both Michael and Livernois. The petitioner is requesting a variance to install a 48" high non-obscuring fence in the required front setback along Livernois.

**Location:** 6696 Michael  
**Fence Code:** Chapter 83  
**Applicant / Owner:** Kelly and Guy Brusca

Comments can be expressed at the Public Hearing, or written comments can be directed to the attention of the Planning Department, 500 W. Big Beaver, Troy, Michigan, 48084, or by e-mail to [planning@troymi.gov](mailto:planning@troymi.gov), no later than 3:00 p.m. one day prior to the meeting. If you have questions you may contact the Planning Department by e-mail or by phone at (248) 524-3364.

Copies of this request can be inspected or purchased in the Planning Department at City Hall. Notices and information for public hearings will also be posted on the City website at <http://troymi.gov/Government/PublicHearings> .

Mitch Grusnick  
Building Official

**NOTICE:** *Persons with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk by e-mail at [clerk@troymi.gov](mailto:clerk@troymi.gov) or by calling (248) 524-3317 at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.*

**CITY OF TROY PLANNING DEPARTMENT  
BUILDING CODE BOARD OF APPEALS APPLICATION**

CITY OF TROY PLANNING DEPARTMENT  
500 W. BIG BEAVER ROAD  
TROY, MICHIGAN 48084  
PHONE: 248-524-3364  
E-MAIL: [planning@troymi.gov](mailto:planning@troymi.gov)



**FEE \$50**  
**RECEIVED**  
**MAR 15 2016**  
**PLANNING**

**NOTICE TO THE APPLICANT**

REGULAR MEETINGS OF THE BUILDING CODE BOARD OF APPEALS ARE HELD ON THE FIRST **WEDNESDAY OF EACH MONTH AT 3:00 P.M.** AT CITY HALL.

PLEASE FILE A COMPLETE APPLICATION, TOGETHER WITH THE APPROPRIATE FEE, **NOT LESS THAN TWENTY-SEVEN (27) DAYS** BEFORE THE MEETING DATE.

COMPLETE APPLICATIONS ARE PLACED ON THE NEXT AVAILABLE AGENDA OF THE BUILDING CODE BOARD OF APPEALS.

1. ADDRESS OF THE SUBJECT PROPERTY: 6696 Michael dr  
ACREAGE PROPERTY: *Attach legal description if this an acreage parcel*
  
2. PROPERTY TAX IDENTIFICATION NUMBER(S): 88-20-04-276-050
  
3. CODE NAME (e.g. "BUILDING CODE", "SIGN CODE", "FENCE CODE") AND SECTION(S) RELATED TO THE APPEAL:  
Fence Code
  
4. REASONS FOR APPEAL/VARIANCE: *On a separate sheet, please describe the reasons justifying the requested action. See Submittal Checklist.*
  
5. HAVE THERE BEEN ANY PREVIOUS APPEALS INVOLVING THIS PROPERTY? YES  NO

6. APPLICANT INFORMATION:

NAME Kelly + Couy Brusca  
COMPANY \_\_\_\_\_  
ADDRESS 6696 Michael  
CITY Troy STATE MI ZIP 48096  
TELEPHONE 517 304 1797  
E-MAIL Kbbrusca@gmail.com

7. APPLICANT'S AFFILIATION TO THE PROPERTY OWNER: owners of property

8. OWNER OF SUBJECT PROPERTY:

NAME Kelly + Couy Brusca  
COMPANY \_\_\_\_\_  
ADDRESS 6696 Michael  
CITY Troy STATE MI ZIP 48096  
TELEPHONE 517-304-1797  
E-MAIL Kbbrusca@gmail.com

The undersigned hereby declare(s) under penalty of perjury that the contents of this application are true to the best of my (our) knowledge, information and belief.

The applicant accepts all responsibility for all of the measurements and dimensions contained within this application, attachments and/or plans, and the applicant releases the City of Troy and its employees, officers, and consultants from any responsibility or liability with respect thereto.

I, Kelly Brusca (PROPERTY OWNER), HEREBY DEPOSE AND SAY THAT ALL THE ABOVE STATEMENTS AND STATEMENTS CONTAINED IN THE INFORMATION SUBMITTED ARE TRUE AND CORRECT AND GIVE PERMISSION FOR THE BOARD MEMBERS AND CITY STAFF TO CONDUCT A SITE VISIT TO ASCERTAIN PRESENT CONDITIONS.

SIGNATURE OF APPLICANT Kelly Brusca DATE 3-15-2016

PRINT NAME: Kelly BRUSCA

SIGNATURE OF PROPERTY OWNER Kelly Brusca DATE 3-15-2016

PRINT NAME: Kelly BRUSCA

*Failure of the applicant or his/her authorized representative to appear before the Board, as scheduled, shall be justifiable cause for denial or dismissal of the case with no refund of appeal fee(s). If the person appearing before the Board is not the applicant or property owner, signed permission must be presented to the Board.*

*The applicant will be notified of the time and date of the hearing by electronic mail.*



\*PF2002-0100%PF%8.00\*

### Fence Permit No: PF2002-0100

Building Department  
Inspection: (248) 689-5744  
Phone: (248) 524-3344

500 W. Big Beaver Road  
Troy, Michigan 48084  
Hours: Mon-Fri 8am - 4:30pm

Fax: (248) 689-3120  
www.troymi.gov

|  |                                    |  |
|--|------------------------------------|--|
| 6684 MICHAEL<br>88-20-04-276-049<br>Subdivision: Lambs End/Lambs Other End<br>Zoning: R-1B, R-1A<br>Construction Type: | Location<br>Lot:<br>Use Group: R-3 | Owner<br>ORION HOMES INC<br>2065 LIVERNOIS<br>TROY<br>MI 48083 |
|--|------------------------------------|--|

Issued: 07/11/2002

**FOR INSPECTIONS - CALL (248) 689-5744**  
*Inspections called in by 4:40 P.M. will be scheduled the next business day. \*\*NOTE NEW INSPECTION CUT-OFF TIME\*\**

|   |                       |
|---|-----------------------|
| ELEGANT ALUMINUM PROD., INC<br>KOWALEWICZ, FRANK A<br>16965 MASONIC<br>FRASER<br>(586) 293 1020 | Applicant<br>MI 48066 |
|---|-----------------------|

**Work Description:** RESIDENTIAL - FENCE FOR POOL

**Special Stipulations:** Administrative Close

Work will meet all codes and inspections.

| Permit Item | Work Type | Quantity | Item Total |
|-------------|-----------|----------|------------|
| Fence       | Fence     | 215.00   | 8.00       |

**Fence**

**Total Due: \$8.00**

**PAID on: 02/23/2006**  
**Cash Payment**  
Payment Validation

This permit is issued subject to the Building Code, Zoning Ordinance and all other Ordinances of the City of Troy, and shall become void once work is not started or is abandoned for a period of one hundred eighty (180) days.

Separate permits must also be obtained for signs and any plumbing, heating, refrigeration, electric, or sewer work.

This permit conveys no right to occupy any street or public right-of-way, either temporarily or permanently.

TREASURER COPY

DEPARTMENT COPY

CONTRACTOR COPY



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.

3-15-2016

We are Requesting an appeal to our fence denial for the following reasons-

1. Our house backyard sits on Laverne which has a steady flow of traffic all day.
2. We have two small children ages, 1 + 2 1/2 years old, we would feel a lot safer with the added safety of a fence.

Kelly + Guy BRUSCA



www.troymi.gov

# FENCE PERMIT APPLICATION

CITY OF TROY  
 DEPARTMENT OF BUILDING INSPECTIONS  
 500 W. BIG BEAVER ROAD  
 TROY, MICHIGAN 48084  
 Phone: 248-524-3344 Fax: 248-689-3120

Check # \_\_\_\_\_

FENCE

Date: 3-15-2016

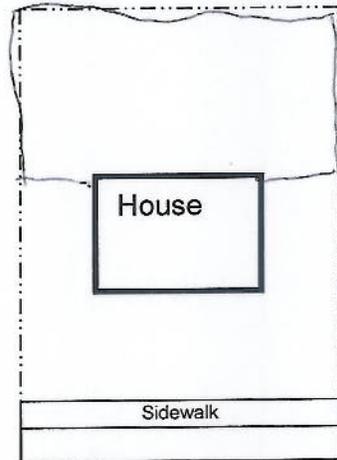
|                       |   |
|-----------------------|---|
| Project Information   | Job Address: <u>6696 Michael dr.</u> Suite # _____  |
|                       | Lot: _____ Subdivision: <u>Lambd end.</u>   |
|                       | Owner: <u>Coetano + Kelly Brusca</u> Phone: <u>517-304-1797</u>   |
|                       | Work to be Performed: <input type="checkbox"/> New <input type="checkbox"/> Move <input type="checkbox"/> Repair <input type="checkbox"/> Res. <input type="checkbox"/> Comm. <input type="checkbox"/> Ind. |
| Applicant Information | Name: <u>Kelly Brusca</u> Phone: <u>517-304-1797</u> Fax: _____   |
|                       | Address: <u>6696 Michael</u> City: <u>Troy</u> State: <u>MI</u> Zip: <u>48066</u>   |
|                       | Email: <u>kbrusca@gmail.com</u>   |

Registration - \$10 (Due after 5/31 of each year)

Final lot grade shall be approved before a fence permit is issued.

Please use the box below as if it were a drawing of your lot.  
 Draw in the proposed fencing using the symbols from the chart.  
 Indicate the number of feet for each portion of fence.

| Type, height, and lineal feet of material to be used: |   |       |  |         |       |
|---|---|-------|--|---------|-------|
| Type:   | Wood  | Wire  | Metal                                      | Masonry | Other |
| Symbols:  | 000000                                      | xxxxx | ///////                                    | □□□□    | ----- |
| HEIGHT  |   |       | <u>4ft</u>                                 |         |       |
| NO. OF FEET   |   |       | <u>264</u>                                 |         |       |
| PERMIT FEE  | <input type="checkbox"/> Under 300' \$15.00 |       | <input type="checkbox"/> Over 300' \$25.00 |         |       |



Interior Lot  GR

Corner Lot

Building Department Approval Denied

Section 23a of the state construction code act of 1972, 1972PA 230, MCL 125.1523A, prohibits a person from conspiring to circumvent the licensing requirements of this state relating to persons who are to perform work on a residential building or a residential structure. Violators of Section 23a are subject to civil fines.

Ready for Inspection  Will Call

Applicant Signature Kelly Brusca  
 Homeowner's signature indicates compliance with homeowner's affidavit

**Homeowner Affidavit**

I hereby certify that the fencing described on this permit application shall be installed by myself in my own home in which I am living or about to occupy. All work shall be installed in accordance with the Chapter 83 of the Troy City Ordinance. I will cooperate with the Building Inspector and assume all responsibility to arrange for necessary inspections.

I CERTIFY THAT THE INFORMATION ON THIS APPLICATION IS TRUE AND CORRECT AND THAT I HAVE REVIEWED ALL DEED RESTRICTIONS WHICH MAY APPLY TO THIS CONSTRUCTION AND AM AWARE OF MY RESPONSIBILITY THEREUNDER.

Subscribed and sworn to before me this 15 day of March 2016 Notary Public, Oakland County, Michigan

Gerald Rice

My commission expires \_\_\_\_\_

GERALD D. RICE  
 NOTARY PUBLIC, STATE OF MI  
 COUNTY OF OAKLAND  
 MY COMMISSION EXPIRES 06/28/2016  
 ACTING IN COUNTY OF Oakland