

July 19, 2016

To: Board of Zoning Appeals
Re: Stated Property Maintenance Code Violation 10-3.5 (Play Devices in Rear Yards)
Property Address: 11256 Marlette Dr.
Homeowner: Joseph P. Buckley

The playset in mention is 152 sq. ft. and 10.5 ft at it's tallest point and currently resides in our (side) yard directly to the left of the house, when facing the house. (The house is located on a corner lot.) It is approximately 52 feet away from the side of the house, which is the garage, and 40 feet away from the sidewalk. We are requesting to keep the playset in this location due to the great amount of space on our side yard and lack thereof in our backyard. The playset is almost fully blocked from view, when on the street in front of the property, by tall pine trees and other greenery. It is a brand new, high-end, wooden playset.

Based on the orientation of our house on our lot, we have virtually no backyard. Our backyard is very compact and would not easily fit a playset, while keeping it 3 feet from the property line. We have 3 young children who thoroughly enjoy their new playset and the room they have to play around it. If we are forced to remove this from our yard, our children will be heartbroken.

Before purchasing the playset, we consulted with our closest neighbor, the only one we believed might be affected due to the proximity of her property line to the proposed site of the playset. She stated that she had no objections to the purchase and placement of the playset. It is located 25 feet from her property line.

While wanting to be in compliance with the zoning codes, we were unaware that a corner lot has two front yards, which we recently learned from Harry Holbert. We believed we were installing the new playset on our side yard.

We really don't want to upset the neighbors due to this playset, but we would really like to keep it where it is, or somewhere nearby. We know there was a complaint made, probably by a neighbor, and we would like to know what their issue is with the playset. If the yellow tube slide is too bright and bothersome, we are willing to purchase a green one to replace it, and/or, we could put some more greenery near it to block it more from sight.

Thanks for your consideration in this matter,

Joseph P. and Patricia A. Buckley