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VARIANCE HARDSHIP WORKSHEET

Is the request due to a Code Enforcement action?

Yes. If Yes, indicate case number _____, and

name of contractor _____

No.

Prerequisites to granting of variance:

A variance may be granted when it will not be contrary to the public interest where, owing to special conditions, a literal enforcement of the provisions of this chapter will result in unnecessary and undue hardship. The term "undue hardship" has a specific legal definition in this context and essentially means that without the requested variance, the applicant will have no reasonable use of the subject property under existing development regulations. Personal medical reasons shall not be considered as grounds for establishing undue hardship sufficient to qualify an applicant for a variance. Economic reasons may be considered only in instances where a landowner cannot yield a reasonable use and/or reasonable return under the existing land development regulations. You have the right to consult a private attorney for assistance.

In order to authorize any variance from the terms of this chapter, the Board of Adjustment shall find all of the following factors to exist:

(1) That special conditions and circumstances exist which are not applicable to other lands, structures or buildings in the applicable zoning classification:

The property is a corner lot at a dead end road w/ unique constraints, includi-
an 18' berm & easements on the east & south property lines. Similar & larger covered
areas have built on nearby properties under same zoning, making the request
consistent w/ the area. The structure does not obstruct neighboring views.

(2) That the special conditions and circumstances do not result from the actions of the applicant:

The request is consistent w/ existing covered areas on neighboring
properties and does not seek anything beyond what is typical
in this area.

(3) That granting the variance requested will not confer on the applicant any special privilege that is denied by the provisions of this chapter to other lands, buildings or structures in the identical zoning classification:

Same answer as #2

(4) That literal enforcement of the provisions of this chapter would deprive the applicant of rights commonly enjoyed by other properties in the identical zoning classification under the provisions of this chapter and will constitute unnecessary and undue hardship on the applicant:

The structure was built to code with proper engineering and represents a significant expense/investment. It was constructed to protect my assets/equipment from the weather & sun. Removal of this would result in extreme financial loss.

(5) That the variance granted is the minimum variance that will make possible the reasonable use of the land, building or structure:

This location is ideal as it allows me to live close to my family and friends on nearby streets while keeping my assets close by and protected.

(6) That the granting of the variance will be in harmony with the general intent and purpose of this chapter and that such use variance will not be injurious to the area involved or otherwise detrimental to the public welfare:

The structure is consistent with similar covered areas in the nearby area and serves as an asset to the property, enhancing its overall value.

I understand that all of the above conditions apply to the consideration of a variance and that each of these conditions have been discussed with me by the below-signed zoning representative. I am fully aware that it is my responsibility to prove complete compliance with the aforementioned criteria.

Signature of applicant Tamm Gell

Signature of planner Jackson, Desiree

Digitally signed by Jackson, Desiree
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