

## 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:

See Attached

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

See Attached

(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:

See Attached

(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:

See Attached

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

See Attached

(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:

See Attached

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



Signature of planner

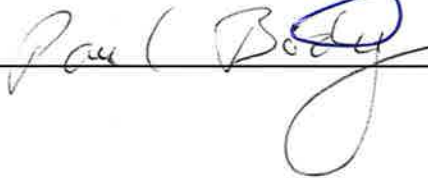


EXHIBIT A  
VARIANCE HARDSHIP WORKSHEET RESPONSES

- (1) Requesting a variance in order to re-zone the property to AU like many other properties in the neighborhood. This property is .2 acres under the requirement to have the variance done administratively.
- (2) The property was already divided to this size when we purchased it in 2017.
- (3) No special privilege would be granted to the property owner as many other properties in the neighborhood are the same size or very close, including the adjacent property, that are zoned AU.
- (4) The property owners would like to have the same agricultural use options as their neighbors with the same permitted uses.
- (5) This is the minimum variance needed to be able to request a zoning change. And to be able to have a personal hobby workshop. If the property was .2 acres larger, this could have been done administratively.
- (6) The requested variance will not negatively affect neighboring properties and is in keeping with the character of the surrounding area.