

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:

requesting a 16ft variance for the rear set back of an existing barn, assuming the west side of the lot as the front of the flag lot.

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

As a provision for future ventures, we are primarily looking to split the lot. The larger portion/flag lot will be use for agricultural venture and the other portion will remain as a home residence.

(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:

there is not special privilege; other than keeping the existing structure as permitted by it's original current zoning.

(over)

(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 main hardship is that we need the structure to
pursuit our agricultural venture on the property. Also The
cost of removing the structure (approx \$ 25,000 - \$ 35,000).
also the cost of rebuilding another structure will be approx (\$ 150,000 -
\$ 200,000)

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

By declaring the WEST ^{SIDE} area. The front of the
property, we are making the request easier for the rear
set back to only 16ft. Other wise it will be a
set back of 91ft. We are doing everything & work the best way
possible.

(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:

Our property consist of 5 AC. granting the variance.
will not affect or impact the public in any way as we
are conforming in all aspects allowed.

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 _____

Sanjee Collins