

# NON-USE VARIANCE REQUEST

Date: \_\_\_\_\_

Name of Property Owner: \_\_\_\_\_

Address of Property Owner: \_\_\_\_\_

Phone: \_\_\_\_\_

Business Address (If Applicable) \_\_\_\_\_

Proposed Variance Address: \_\_\_\_\_

Zoning District: \_\_\_\_\_ Tax ID Number: \_\_\_\_\_

Reference Ordinance Section No.: \_\_\_\_\_

TYPE OF VARIANCE REQUESTED (SITE PLAN MUST BE INCLUDED):

\_\_\_\_\_  
\_\_\_\_\_

**TO OBTAIN A NON-USE VARIANCE THE APPLICANT MUST SHOW "PRACTICAL DIFFICULTY" BY DEMONSTRATING THE FOLLOWING:**

1. EXPLAIN WHY COMPLIANCE WITH THE ORDINANCE WOULD UNREASONABLY PREVENT THE OWNER FROM USING THE PROPERTY FOR ITS PERMITTED PURPOSE.

2. WOULD THE VARIANCE GIVE THE APPLICANT A PRIVILEGE NOT GIVEN TO OTHER PROPERTY OWNERS IN THE DISTRICT OR WOULD THE VARIANCE PROVIDE CONSISTENCY AND WHY?

3. IS THE PREDICAMENT DUE TO THE UNIQUE CIRCUMSTANCES OF THE PROPERTY AND WHY?

4. IS THE PROBLEM SELF-CREATED?

THE ZBA MUST INSURE THAT THE "SPIRIT OF THE ORDINANCE IS OBSERVED, PUBLIC SAFETY SECURED AND SUBSTANTIAL JUSTICE DONE."