

Town of Fair Haven
Application to Zoning Board of Adjustment

ZBA: _____ - _____

Name of Applicant: _____

Phone: _____

Address: _____

Name of Property Owner: _____
(If other than Applicant)

Phone: _____

Address: _____

Location of Property: _____

Type of Application (Check One):

- Appeal from decision of Administrative Officer

Note: A copy of this application must be filed with the Administrative Officer.

- Application for a Conditional Use Permit

- Application for a Variance

Note: Must meet the conditions of 24 V.S.A., Section 4468 before approval may be granted.

- Application related to structures in the Flood Hazard Area District in accordance with Appendix C.

On the back of this page, please give a brief description of the property with respect to your reason for applying to the Board, state the provision(s) of the Zoning Regulation which apply to your appeal, what action you believe the Board should take and the grounds why you believe that action is appropriate under the circumstances.

The owner or applicant should submit with this application plans, elevations, landscaping diagrams, traffic circulation diagrams, neighborhood land use maps and any additional information and data required to advise the Board fully with reference to the application or appeal.

Under 24 V.S.A., Section 4462(b), the Board is empowered as follows:

The Board of Adjustment in connection with any proceeding under this chapter, may examine or cause to be examined any property, maps, books or records bearing upon the matters concerned in such proceeding, may require the attendance of any person having knowledge in the premises, may take testimony and require proof material for its information, and may administer oaths or take acknowledgment in respect of such matters.

Signature of Applicant (Appellant)

Date

Signature of Property Owner

Date

Applicant's Comments:

For Use by Board of Adjustment

Date of Submittal: _____

Fee Paid: \$ _____

Date Paid: _____

Notice of Hearing: _____

Date of Hearing: _____

Notices Mailed to: _____

Notices Posted at: _____

Approved () Denied () on the basis of the following determinations or conditions:

Date of Decision: _____

Zoning Permit #: _____

Signature, Board of Adjustment Secretary

Instructions for Applicant

Within fifteen (15) days of the date of a decision or action of the Administrative Officer, the Applicant must file with the Secretary of the Board of Adjustment a copy of the Notice of Appeal and a copy of the decision or act on which the appeal is based.

Conditional use permit applications may be made directly to the Board at any time.

All appeals and applications must be filed with the Secretary of the Board on the form provided, together with payment of the required fee.

Submit with the application:

- 1) Dimensioned site plans;
- 2) Elevations;
- 3) Landscaping diagrams;
- 4) Traffic circulation diagram;
- 5) Parking diagram;
- 6) Neighborhood land use maps;
- 7) Any additional information and date to advise the Board fully with reference to the application or appeal.

Specify as precisely as possible the reasons for the application or appeals request.

Contact the Administrative Officer or a member of the Board of Adjustment for additional information about procedures for filing an appeal, advice concerning the Board's rules and instructions for preparing your testimony.

Note: The Board of Adjustment has no authority to consider or authorize a use not permitted in the Zoning Ordinance.

Applicant Name: _____

Date: _____

Request for Variance Criteria Responses

In order for the Fair Haven Zoning Board of Adjustment to determine if your request for variance(s) from the Zoning Bylaws may be approved or denied, written responses must be provided for A through F. Please answer each completely and submit your responses with your request for variance. Additional pages may be used as necessary. Be sure to clearly identify each criteria on any additional pages used.

- A. That there are unique physical circumstances or conditions, including irregularity, narrowness, or shallowness of lot size or shape, or exceptional topographical, or other physical conditions peculiar to the particular property, and that the unnecessary hardship is due to such conditions and not the circumstances or conditions generally created by the provisions of the Zoning Regulations in the neighborhood or district in which the property is located.

- B. That as a result of such physical circumstances or conditions, there is no possibility that the property can be developed in strict conformity with the provisions of the Zoning regulation and that the authorization of a variance is therefore necessary to enable the reasonable use of the property.

- C. That such unnecessary hardship has not been created by the appellant.

- D. That the variance, if authorized, will not alter the essential character of the neighborhood or district in which the property is located, nor substantially or permanently impair the appropriate use or development of adjacent property nor be detrimental to the public welfare.

- E. That the variance, if authorized, will represent the minimum variance that will afford relief, and will represent the least modification possible of the Zoning regulations and of the Comprehensive plan.

- F. Flood area (Circle One): Yes No
Where such a request is in the Flood Hazard Area District the Board shall also find that the variance will not result in increased flood heights, threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws and ordinances.
